

2013

FIFTH SESSION

MAY 2, 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 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, Cathy Rogers, Marie Buanno, Jim Thatcher, Christie Sabo, Mr. & Mrs. McIntyre, members of the public for the ALCA awards and Pete Klein

A motion was made to accept the minutes of April 4, 2013 by Mr. McGovern, seconded by Mr. Edwards. Carried.

Public Comment: No one.

Report of Standing/Special Committees:

Brian Towers: Bob and he attended Intercounty April 18th in Lewis County and toured the Maple Ridge Wind Farm. NYSAC presented an update with nothing particularly pressing. Region 5 Open Space Committee did not meet in April due to inclement weather.

Rick: He attended a meeting in Albany for the HOME Grant which covered some changes, Jim Thatcher will cover them today.

Bob: Last week he attended the OFA meeting that was held in Bolton Landing. He felt it was a worthwhile meeting. He also attended a MEGA meeting that was in Cooperstown. He stated that there is more and more competition from entrepreneurs that are trying to get in on the deregulation of energy. OGS has been talking about getting involved.

Brian Towers asked if he means competition to MEGA and Bob stated yes, other companies trying to sell the same product.

Bill stated we don't object to that type of competition as long as the other organizations do it according to the bid statute so that we can legally participate.

Brian Wells: Thanked them for inviting him to go to the Local Government Review Board meeting. He enjoyed the presentation on New York State conservation.

Neil: Tourism had a good week; they had a good turnout at Local Government Days in Lake Placid. There was also a very good turnout at the first Adirondack Day in Albany and from that we are hearing about the White Water Challenge that will be held in Indian Lake.

The Chairman then introduced Marie Buanno and Cathy Rogers of the Board of Elections to give a short update on their department.

Marie started her update with the fact that the Election Commissioner's Association reported that 23 counties have opposed early voting.

Marie reported that in January they attended the ECA Conference in Albany. They re-certified their voting machine technicians and custodians and they filed their annual report to the State Board.

In February they upgraded their computers.

March they received a new signature scanner. They sent out letters to the schools to receive names of students who will be turning eighteen by December 31, 2013. They will then attend those schools to speak to potential voters. They have only received replies from Northville and Lake Pleasant Schools and they don't have any students turning that age.

In April they held their inspector classes and were working closely with the Post Offices to get voters to update their 911 addresses.

In May they will be attending a Campaign Finance Seminar. Petition packets will be completed for distribution to candidates at the end of the month. They are also working with Dominion and the State Board of Elections to complete the upgrade on the voting machines. Marie completed her update.

Neil stated that Marie referenced the early voting, the Election Commissioner's Association reported 23 counties opposed early voting? Marie stated yes, the Chairman of the Executive Committees said that only 23 counties submitted resolutions opposing early voting. Neil asked if anyone from the association has taken a stance on this. Marie stated that Cathy will be reporting on this.

Cathy took the podium and reported that at the January conference there wasn't a mutual agreement at that time on early voting. Cathy stated there is an Assembly Bill right now, but there is no Senate Bill.

Neil asked if she heard the same reasons from those 23 counties, that not only is it both logistically and economically not feasible but that there was not demand. Cathy stated the Governor feels that by doing this they will get more registered voters. Cathy stated that as an Election Commissioner, it's a financial burden for Hamilton County to have five polling places open for two weeks.

The Chairman reported that the conversation at NYSAC didn't appear to be partisan at all, it seems to split around rural verses populated. He thinks in rural counties it isn't the same kind of issue and his concern is that Hamilton County put up a significant amount of money, above what

we were reimbursed, to buy enough voting machines so there wouldn't be lines. The Chairman continued with the discussion.

Brian Towers stated in the 26-29 states that already do early voting there is no conclusive evidence that it increases voting.

Cathy then went on to report about the recent upgrade. After a short discussion on how the upgrade would affect voters, Cathy and Marie left.

Adirondack Lake Center for the Arts presenters and grant recipients enter during this time.

11:00 A M - The Chairman announced they will now open the Public Hearing on Proposed Local Law No. 12 of 2013 Amendment to Local Law No. 10 of 1995 Entitled Code of Ethics of Hamilton County. A motion was made to open the public hearing by Mr. Frey, seconded by Mr. McGovern. Carried.

No one was present for the public hearing.

The Chairman explained that Nancy Harrell from Child/Family Health Plus was unable to attend today.

The Chairman reported that the next thing on the agenda is Alex Harris from the Adirondack Lake Center for the Arts presenting the Hamilton County Decentralization Grant Awards.

Alex introduced herself as Hamilton County's Decentralization Grant Coordinator and did a quick explanation of the grant and thanked the Board of Supervisors for supporting the Adirondack Lake Center for the Arts.

Awardees as follows:

- Wells - The Friends of Wells Library – Compass North New Directions
- Arietta – The Piseco Library – The Coffee House Music Series
- Lake Pleasant – Pretty Good Band – For Parade & Concert Series
- Indian Lake – Indian Lake Theater – Arts & Culture Thursdays & Hamilton County Reads Beyond Books
- Indian Lake – Indian Lake Central School – The Adirondack Cultural Merit
- Indian Lake – Parker Post – Ten Mountain Division Army Band Concert
- Long Lake – Town of Long Lake – Rondoe Fest
- Long Lake – Friends of Music – Long Lake Friends of Music Concert Series
- Long Lake – Historical Society – French Canadian Arts & Education Celebration
- Long Lake – Raquette Lake – Thursday Evenings on the Lake
- Inlet – Sunsets by the Lake Summer Concert Series
- Inlet - Fulton Chain of Lakes Performing Arts Council – An Evening with the Symphony

The Chairman thanked everyone and all the dedicated people who make these things happen.

The Adirondack Lakes Center for the Arts presenters and grant recipients left at this time.

The Chairman then asked that the Proclamation be read. Mr. Towers read into the record.

PROCLAMATION - OLDER AMERICANS MONTH

DATED: MAY 2, 2013

BY MR. TOWERS:

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

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

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

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

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

OLDER AMERICANS MONTH

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

Seconded by All and adopted by the following vote:

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

NAYS: NONE

ABSENT: PINCOMBE

The Chairman introduced Christie Sabo Director of Warren/Hamilton Office of the Aging.

Christie wanted to thank everyone for being here to honor Jim McIntyre as Senior of the Year for Hamilton County. Christie then described how outstanding all the nominees are.

The Chairman asked for a short recess to celebrate Senior of the Year and have cake.

RESOLUTIONS:

After the following resolution was placed on the floor; Mr. Wilt asked Jim Thatcher if he would like to review the guidelines now. Mr. Wilt stated there are two changes; one proving you're paying your mortgage and the other is when a project is completed there has to be a certificate of occupancy completed.

Jim handed out information and reviewed a few changes. As Mr. Wilt stated they want to see a CO completed whether required or not to make sure they are up to code. They have also been asked to check on the status of mortgages if the home owners have one.

Jim reported the one big change is the County was awarded two different grants, one is federal and one is state. For administering, the grant rules are different from federal to state.

The last change is Mike Korpon has declined to do home inspections and we now need to find someone to replace him, he will be missed.

RESOLUTION NO. 116-13

RESOLUTION TO ADOPT GUIDELINES AND PROCEDURES FOR ADMINISTRATION OF THE HOME IMPROVEMENT PROGRAM IN HAMILTON COUNTY

DATED: MAY 2, 2013

BY MR. EDWARDS:

WHEREAS, grant funding has been received from New York State Homes and Community Renewal using federal funds under the HOME Investment Partnerships Program (HOME) and state funds from the Affordable Housing Corporation (AHC) to continue the Home Improvement Program in Hamilton County, and

WHEREAS, local Guidelines and Administrative Procedures have been created and updated to assure that the Home Improvement Program would be administered in compliance with rules and regulations established by HUD and published in the code of federal Regulations at 24 CFR part 570 and accommodate program design issues proposed in the applications for 2012 funding or required by new policies of the NYS Office of Community Renewal, now, therefore, be it

RESOLVED, the Guidelines and Administrative Procedures, as placed on the Board of Supervisors' desks and on file in the Clerk of the Board's Office are hereby adopted and shall become effective immediately for all housing rehabilitation activities conducted with 2012 HOME and AHC funding administered by Hamilton County.

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. 117-13

MORTGAGE TAX DISTRIBUTION

DATED: MAY 2, 2013

BY MR. EDWARDS:

WHEREAS, it appears from the reports of the County Clerk and the County Treasurer for the period October 1, 2012 through March 31, 2013, that there remains for distribution of moneys received by taxation on Mortgages pursuant to the provision of Article Eleven, Section 261 of the Tax Law, the sum of \$87,827.81, for the distribution among the Towns and Village of the County of Hamilton, now, therefore, be it

RESOLVED, by the Board of Supervisors of the County of Hamilton that the sum of \$87,827.81 be and the same hereby is apportioned as follows:

Arietta	\$4,140.23
Benson	\$1,536.00
Hope	\$2,641.00
Indian Lake	\$19,681.27
Inlet	\$18,384.00
Lake Pleasant	\$14,219.78
Long Lake	\$17,659.00
Morehouse	\$373.50
Wells	\$6,403.50
Village of Speculator	\$2,789.53

and be it further

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

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

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

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 118-13

**TRANSFERRING PUBLIC HEALTH BIOTERRORISM COORDINATOR GRANT
MONEY TO EMERGENCY MANAGEMENT – 2010 SHSP GRANT C839700**

DATED: MAY 2, 2013

BY MR. FREY:

WHEREAS, Hamilton County Public Health Nursing Service was granted \$14,250.00 through the Emergency Management 2010 SHSP grant C839700 for salary and fringe benefits for the Bioterrorism Coordinator, and

WHEREAS, Hamilton County Public Health Nursing Service cannot spend the remaining \$5,450.16 for the purposes the grant was funded, and has so stated to the Department of Homeland Security grant coordinator, and

WHEREAS, \$5,450.16 has been transferred to the Emergency Management Office grant budget line by the DHSES grant coordinator for Hamilton County for expenditure within existing, approved, budget categories, therefore, be it

RESOLVED, that Account No. A3645.405 Emergency Management T839700 be increased by \$5,450.16 to be totally offset by increasing Revenue Account No. A4389.800 Interoperable Communications by \$5,450.16 and the County Treasurer be so authorized.

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. 119-13

**FUNDING ACCOUNT FOR EMERGENCY MANAGEMENT'S OFFICE OF
HOMELAND SECURITY CONTRACT NO. C839700 – 2013 BUDGET**

DATED: MAY 2, 2013

BY MR. MCGOVERN:

WHEREAS, Resolution No. 169-11 adopted July 7, 2011, funded Hamilton County Emergency Management OHS Contract No. C839700 in the amount of \$38,376.00, and

WHEREAS, funding was not entirely spent, be it

RESOLVED, that Account No. A3640.405 EM OHS Equipment be funded at \$25,615.18 to be totally offset by funding Revenue Account No. A4389.8 EM OHS Grant C839700 at \$25,615.18 and the County Treasurer be so authorized.

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. 120-13

**FUNDING ACCOUNT FOR EMERGENCY MANAGEMENT'S OFFICE OF
HOMELAND SECURITY CONTRACT NO. C970910 – 2013 BUDGET**

DATED: MAY 2, 2013

BY MR. FREY:

WHEREAS, Resolution No. 124-12 authorized Hamilton County Emergency Management OHS Grant Contract #C970910 in the amount of \$74,000.00 for interoperable communications, consultant services and equipment, and

WHEREAS, the funding was not spent, be it

RESOLVED, that Account No. A 3645.0401 be funded at \$74,000.00 to be totally offset by funding Revenue Account No. A4389.0900 at \$74,000.00 and the County Treasurer be so authorized.

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. 121-13

**SOCIAL SERVICES – 2013-2014 FEDERAL FAMILY VIOLENCE PREVENTION AND
SERVICES ACT (FFVPSA)**

DATED: MAY 2, 2013

BY MR. EDWARDS:

WHEREAS, the Hamilton County Department of Social Services has applied and been approved for the Federal Family Violence Prevention and Services Act (FFVPSA) grant award in the amount of Thirty Thousand Dollars (\$30,000.00), with a local share of Six Thousand Dollars (\$6,000.00), for the purpose of supporting operational expenses not otherwise covered by government funding and to support health and safety improvements for residential programs serving victims of domestic violence, and

WHEREAS, the grant will be used to offset the salaries of two Caseworkers, and

WHEREAS, the local share of Six Thousand Dollars (\$6,000) is appropriated in the 2013 budget, and

WHEREAS, the grant year begins March 31, 2013 until March 30, 2014, and is 100% federally funded, be it

RESOLVED, that Appropriation Account No. A6010.122, TANF/Domestic Violence Grant, be increased in the amount of Twenty-Two Thousand Four Hundred Sixty-One Dollars (\$22,461.00) for the year 2013 to be totally offset by increasing Revenue Account No. A4610, Social Services Administration, by the same amount, and be it further

RESOLVED, that the remaining Seven Thousand Five Hundred Thirty-Nine Dollars (\$7,539.00) to be allocated in the 2014 County Budget and the County Treasurer be so authorized.

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. 122-13

APPOINTMENT TO THE ALCOHOL AND SUBSTANCE ABUSE SUBCOMMITTEE

DATED: MAY 2, 2013

BY MR. WELLS:

WHEREAS, the Chair of the Community Services Board can recommend appointments for the Subcommittees, and

WHEREAS, vacancies exist on the Community Services Alcohol and Substance Abuse Subcommittee, be it

RESOLVED, John Boya of Indian Lake, NY be appointed to the Alcohol and Substance Abuse Subcommittee with a term expiring December 31, 2017 and the County Treasurer be so advised.

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

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

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 123-13

AMENDING RESOLUTION NO. 97-13 - AUTHORIZING CHAIRMAN TO SIGN AGREEMENT FOR PROVIDER SERVICES WITH UPPER HUDSON PRIMARY CARE CONSORTIUM ON BEHALF OF PUBLIC HEALTH NURSING SERVICE

DATED: MAY 2, 2013

BY MR. MCGOVERN:

WHEREAS, it has now been determined that the agreement authorized by Resolution No. 97-13 between the Public Health Nursing Service and Upper Hudson Primary Care Consortium should have been between the Public Health Nursing Service and the Adirondack Health Institute, be it

RESOLVED, that Resolution No. 97-13 is hereby amended, replacing the entire Resolved with the following:

RESOLVED, that the Chairman of the Board of Supervisors is authorized to enter into an agreement on behalf of the Public Health Nursing Service with the Adirondack Health Institute for an amount not to exceed \$5,000.00, for the period January 1, 2013 through December 31, 2013 upon approval of the County Attorney and the County Treasurer be so notified.

and be it further

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

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

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

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 124-13

**APPROVAL OF PUBLIC HEALTH NURSING SERVICE/HOME HEALTH AGENCY
2012 AGENCY PERFORMANCE REPORT**

DATED: MAY 2, 2013

BY MR. EDWARDS:

WHEREAS, the Professional Advisory Committee of the Hamilton County Public Health Nursing Service/Home Health Agency accepted the 2012 Agency Performance Report at the April 11, 2013 quarterly meeting, and

WHEREAS, the 2012 Agency Performance Report was presented to the Health and Human Services Committee of the Board of Supervisors on April 22, 2012, be it

RESOLVED, that the above mentioned 2012 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. Wells and adopted by the following vote:

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

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 125-13

AMENDING AMOUNT OF 2013 BUDGET APPROPRIATION FOR CAPITAL ROAD PROJECTS

DATED: MAY 2, 2013

BY MR. FREY:

WHEREAS, the budget appropriation amount for capital road projects for 2013 was set and adopted for \$484,000.00 for Account No. 5112.202 Capital Projects, and

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

WHEREAS, the actual appropriation for Hamilton County from the State CHIPs fund for 2013 is set at \$590,772.14, and

WHEREAS, the County Highway Superintendent recommends that the County Board amend the 2013 appropriation for capital projects from \$484,000.00 to \$590,772.14 to accomplish the County Highway Projects for 2013, be it

RESOLVED, that the 2013 budget appropriation for Capital Road Projects Account No. 5112.202 be amended from \$484,000.00 to \$590,772.14 and also increase Revenue Account No.D3501.0 Consolidated Highway Aid from \$484,000.00 to \$590,722.14 and the County Treasurer and Clerk of the Board be so authorized.

Seconded by Mr. Towers 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. Towers stated these are road projects that Tracy has put together for 2013. Mr. Edwards stated increased partly due to the increase in CHIP money. Mr. Towers stated yes.

RESOLUTION NO. 126-13

APPROVAL OF EXPENDITURES FOR CONSTRUCTION OF COUNTY ROAD FUND PROJECTS FOR 2013

DATED: MAY 2, 2013

BY MR. TOWERS:

WHEREAS, there has been appropriated in the 2013 highway budget the sum of \$590,772.14 for the construction of County Road Fund Projects for 2013, and

WHEREAS, the Highway Committee and the County Highway Superintendent have recommended the expenditure of \$555,000.00 for the construction of the following projects:

COUNTY ROAD FUND PROJECT NO. 1 Town of Wells
Co Rd No. 8 – Griffin Road, Improve drainage, recycle base and chip seal
Approx. 1.0 miles.....\$ 75,000.00

COUNTY ROAD FUND PROJECT NO. 2 Town of Lake Pleasant
Co Rd No. 11 – South Shore Road, Improve drainage, recycle base and pave @ 20 ft.
Approx. 1.0 miles..... \$125,000.00

COUNTY ROAD FUND PROJECT NO. 3 Town of Benson
Co Rd No. 6 – Benson Road, Improve drainage, recycle base and pave @ 20 ft.
Approx. 1.0 miles..... \$125,000.00

COUNTY ROAD PROJECT NO. 4 Town of Hope
Co. Rd No. 21 – Maple Grove Road, Hot Mix Asphalt Overlay @ 20 ft.
Approx. 1.2 miles.....\$120,000.00

COUNTY ROAD FUND PROJECT NO. 5 Town of Arietta
Co Rd No. 24 – Old Piseco Road, Hot Mix Asphalt Overlay @ 20 ft.
Approx. 1.0 miles.....\$110,000.00

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 allot and appropriate from Account No. D5112.202 Capital projects, the sum of \$555,000.00, for the construction of the above designated projects as recommended by the County Highway Superintendent and the County Treasurer and Clerk of the Board 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. 127-13

AUTHORIZING DISPOSITION OF VEHICLES WITHIN COUNTY AGENCIES

DATED: MAY 2, 2013

BY MR. TOWERS:

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

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

Year	Make/Model	VIN	Plate
FROM: Public Health – Car #745			
(1) 2008	Chevrolet Impala	2G1WB58N981226225	M33868
	TO: Probation	Value:	\$2,817.50
FROM: Public Health – Car #746			
(1) 2009	Chevrolet Impala	2G1WB57NX91276487	M41795
	TO: Highway	Value:	\$3,631.25
FROM: Public Health – Car #747			
(1) 2009	Chevrolet Impala	2G1WB57N191275616	M41796
	To: BOS	Value:	\$2,940.00
FROM: Social Services – Car #804			
(1) 2006	Chevrolet Impala	2G1WB58K369335669	L92394
	To: Community Services (Inlet)	Value:	\$1,986.25
From: Probation – Car #738			
(1) 2005	Chevrolet Impala	2G1WF52E859344406	L62245
	To: Highway	Value:	\$1,233.75
From: Community Services – Car #737 (Inlet)			
(1) 2005	Chevrolet Impala	2G1WF52E659343416	L62244
	To: Highway	Value:	\$ 892.50
FROM: BOS – Car #741			
(1) 2006	Chevrolet Impala	2G1WB58K469329346	L92396
	To: Highway	Value:	\$1,671.25

and

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

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

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

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

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

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

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 128-13

AWARD OF BID FOR BAGGED, BULK, AND LIQUID CALCIUM CHLORIDE AND EMULSIFIED ASPHALT DUST CONTROL MATERIALS FOR 2013

DATED: MAY 2, 2013

BY MR. TOWERS:

WHEREAS, three (3) bids were received for BAGGED, BULK, AND LIQUID CALCIUM CHLORIDE AND EMULSIFIED ASPHALT DUST CONTROL MATERIALS FOR 2013 in accordance with SPECIFICATION NO. 9-2013, dated APRIL 22, 2013, as advertised by the County Highway Superintendent, and

WHEREAS, the following bids were received:

1. Gorman Brothers, Inc.
Att: Edward House, Vice President Supply & Distribution
200 Church Street
Albany , N.Y. 12202

BAGGED CaCl₂ -- Price per Ton
(100# bags) Delivered \$575.00 per Ton

LIQUID CaCl₂ -- Price per Gallon
35% Bulk Liquid Delivered \$.97 per Gallon
35% Bulk Liquid Applied \$1.00 per Gallon
32% Corrosion Inhibited Del. \$1.25 per Gallon
32% Corrosion Inhibited Appl. \$1.35per Gallon

EMULSIFIED ASPHALT -- Price per Gallon - NO BID

2. Peckham Materials Corp.
Jerry Castimore, Assistant Secretary
2 Union St. Ext.
Athens, NY 12015

BAGGED CaCl_2 -- Price per Ton
(100# bags) Delivered \$ NB per Ton

LIQUID CaCl_2 -- Price per Gallon
35% Bulk Liquid Delivered \$1.02 per Gallon
35% Bulk Liquid Applied \$1.02 per Gallon
32% Corrosion Inhibited Del. \$1.02 per Gallon
32% Corrosion Inhibited Appl. \$1.02 per Gallon

EMULSIFIED ASPHALT -- Price per Gallon -

Dust control applied \$ 2.75 per Gallon
Concentrate Bulk (Coherex or equal) \$ 2.75 per Gallon
Dilution Rate: 40%

3. Chemung Supply Corp.
Carl H. Perine, Vice President
PO Box 527
Elmira, NY 14902

BAGGED CaCl_2 -- Price per Ton
(50# bags) Delivered \$632.00 per Ton

LIQUID CaCl_2 -- Price per Gallon
35% Bulk Liquid Delivered NB
35% Bulk Liquid Applied NB
32% Corrosion Inhibited Del. NB
32% Corrosion Inhibited Appl. NB

EMULSIFIED ASPHALT -- Price per Gallon - NO BID

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 2013 as follows:

Bagged CaCl_2 - Gorman Brothers, Inc. \$575.00 per ton

LIQUID CaCl_2 -- Price per Gallon
35% Bulk Liquid Delivered \$.97 per Gallon – Gorman Bros., Inc.
35% Bulk Liquid Applied \$1.00 per Gallon – Gorman Bros., Inc.
32% Corrosion Inhibited Del. \$1.02 per Gallon – Peckham Materials Corp.
32% Corrosion Inhibited Appl. \$1.02 per Gallon – Peckham Materials Corp.

Emulsified Asphalt –

Dust control applied	\$ 2.75 per Gallon – Peckhams Materials Corp.
Concentrate Bulk (Coherex or equal)	\$ 2.75 per Gallon – Peckhams Materials Corp.
Dilution Rate:	40%

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. 129-13

ACCEPTANCE OF BIDS FOR COLD IN-PLACE RECLAMATION FOR 2013

DATED: MAY 2, 2013

BY MR. TOWERS:

WHEREAS, two (2) bids were received for COLD IN-PLACE ASPHALT RECLAMATION FOR 2013, in accordance with Specification No. 10-2013, dated April 22, 2013, 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 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	\$.689	\$1.25
4-7 inches	\$.689	\$1.29
7-10 inches	\$.719	\$1.39
10-13 inches	\$.809	\$1.45

2. Reclamation LLC., PO Box 292, West Hurley, New York 12491

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	\$.699	\$1.259
4-7 inches	\$.707	\$1.297
7-10 inches	\$.738	\$1.388
10-13 inches	\$.775	\$1.445

WHEREAS, the County Highway Superintendent recommends the award be made to the low bidder for Type III for each depth, now, therefore, be it

RESOLVED, that award be made for COLD IN-PLACE ASPHALT RECLAMATION FOR 2013 as follows:

Type III –	Recycle Price/ <i>square yard</i>	Recycle, Shape, Compact/ <i>square yard</i>	
0-4 inches	\$.689	\$1.25	Gorman Bros.
4-7 inches	\$.689	\$1.29	Gorman Bros.
7-10 inches	\$.719	\$1.39	Gorman Bros.
10-13 inches	\$.775	\$1.445	Reclamation LLC.

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. 130-13

ACCEPTANCE OF BIDS FOR EQUIPMENT RENTAL WITHOUT OPERATOR FOR 2013

DATED: MAY 2, 2013

BY MR. TOWERS:

WHEREAS, Hamilton County Highway Department heretofore solicited bids for rental of equipment without operator pursuant to invitation to bidders and in accordance with Specification No. 7-2013, and

WHEREAS, four (4) bids were received in response to the said invitation to bidders, as follows: see sheets attached hereto and made a part of this resolution, and will be on file with the Clerk of the Board, and

WHEREAS, the intention of the bid proposal dated April 22, 2013, Spec. No. 7-2013, is to secure a tabulated list of Equipment Rental Rates Without Operator to be used by the Hamilton County Highway Department as necessary, now, therefore, be it

RESOLVED, that all bids be and hereby are listed and accepted and are to be tabulated and used as needed and as available in order of rate beginning with the lowest in each category, and the County Treasurer be so notified.

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

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

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 131-13

AWARD OF BIDS FOR STONE, SAND AND GRAVEL ITEMS FOR 2013

DATED: MAY 2, 2013

BY MR. TOWERS:

WHEREAS, Hamilton County Highway Department heretofore solicited bids for purchase of Stone, Sand and Gravel Items for 2013, pursuant to invitation to bidders and in accordance with Specification No. 9-2013, dated April 22, 2013 and

WHEREAS, nine (9) bids were received in response to the said invitation to bidders and will be on file with the Clerk of the Board, now therefore be it

RESOLVED, that all bids for Stone, Sand and Gravel Items For 2013 be accepted and awards made wherever hauling and loading expense and quality of product is most advantageous to the Hamilton County Highway Department as determined by the County Highway Superintendent and the County Treasurer be so notified.

Seconded by Mr. 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. Frey stated it's time Albany does something with this.

Mr. Towers asked if there is a sense anything will happen. The Chairman stated that the conversation has not changed over the last couple of years. A short discussion followed.

RESOLUTION NO. 132-13

RESOLUTION IN SUPPORT OF SENATE BILL # S04882 AND ASSEMBLY BILL # A07020

DATED: MAY 2, 2013

BY MR. FREY:

WHEREAS, on February 7, 2013 the Hamilton County Board of Supervisors passed Resolution No. 36-13 which requested a 1% additional sales tax for Hamilton County, and

WHEREAS, Assembly bill #A07020 was introduced, as was S04882, to provide the Home Rule authority for Hamilton County to increase the County Sales Tax rate to 4%, now, therefore, be it

RESOLVED, that pursuant to Article IX of the Constitution, the County of Hamilton requests the enactment of Senate bill # S04882 and Assembly bill #A07020 entitled "Authorizing the County of Hamilton to impose an additional one percent of sales and compensating use tax", and also be it

RESOLVED, that the Clerk of the Board of Supervisors and the Chairman of the Board of Supervisors are hereby authorized to execute all the necessary documents to enable this enactment, and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Senator Hugh Farley and Assemblyman Marc Butler.

Seconded by Mr. Towers 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. McGovern wanted to acknowledge that this Partnership has proven to bring a lot of interest to the table and is happy that our Chairman is so engaged, with Hamilton County right in the middle of it.

RESOLUTION NO. 133-13

AUTHORIZING PAYMENTS FOR ADIRONDACK PARTNERSHIP PROJECT

DATED: MAY 2, 2013

BY MR. MCGOVERN:

WHEREAS, a claim has been made by Hamilton County for \$25,370.00 under the NYS DOS Grant, and

WHEREAS, said claim is for \$6,050.00 to River Street Planning and Development and \$19,320.00 to Adirondack Community Housing Trust, and

WHEREAS, this claim for reimbursement will totally off-set the claims for payment submitted by River Street Planning and Development and Adirondack Housing Trust, now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to pay River Street Planning \$6,050.00 and Adirondack Community Housing Trust \$19,320 for a total of \$25,370.00 from Account No. A1010.0408 Adirondack Partnership Project.

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

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

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 134-13

TRANSFER OF FUNDS – CORONER

DATED: MAY 2, 2013

BY MR. FREY:

WHEREAS, there is a shortage of funds in Coroner Account No. A1185.403 Misc. & Autopsies, therefore, be it

RESOLVED, that \$4,000.00 be transferred from Account No. A1990.401 Contingent to Coroner Account No. A1185.403 Misc. & Autopsies and the County Treasurer be so authorized.

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

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

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 135-13

AUTHORIZING ACCEPTANCE OF BACK TAXES

DATED: MAY 2, 2013

BY MR. MCGOVERN:

WHEREAS, the Board of Supervisors has been contacted by Samantha J. Lyon, owner of record on property located in Town of Lake Pleasant, with parcel ID 121.005-1-12 concerning the 2011 and 2012 back taxes owed, and

WHEREAS, Samantha J. Lyon has submitted a written explanation of the circumstances of why the taxes have not been paid to date by her and her family and requests to rectify the situation by paying the 2011/12 back taxes, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to accept payment of the taxes owed in the amount of \$11,192.13 together with an administrative charge of \$500.00 for a total of \$11,692.13.

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. 136-13

**AUTHORIZING CHAIRMAN TO SIGN CONTRACT WITH HAROFF AUCTION &
REALTY, INC. FOR PROPERTY AUCTION**

DATED: MAY 2, 2013

BY MR. FREY:

WHEREAS, the County of Hamilton had success in a property tax auction in 2010 with Haroff Auction & Realty, Inc., and

WHEREAS, the County of Hamilton has not held an auction in the last two years, and

WHEREAS, Hamilton County now has four properties in the County's name and is responsible for the school taxes on these parcels, be it

RESOLVED, that the County of Hamilton contract with Haroff Auction & Realty, Inc. to hold a property auction on our behalf to be held in conjunction with Fulton County's tax property auction of June 19, 2013 to be held in Johnstown, NY, and be it further

RESOLVED, that the Chairman of the Board is so authorized to sign a contract with Haroff Auction & Realty, Inc. for the above purpose.

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. 137-13

AUTHORIZING UPDATE TO CHILD & FAMILY SERVICES PLAN

DATED: MAY 2, 2013

BY MR. SEAMAN:

WHEREAS, Roberta Bly has provided the Hamilton County Board of Supervisors the Child & Family Services Plan update for Hamilton County for the period from January 1, 2013 through December 31, 2013, and

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

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

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

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. 138-13

DESIGNATING LEAD AGENCY AND APPROVING PINS DIVERSION SERVICES PLAN

DATED: MAY 2, 2013

BY MR. WELLS:

WHEREAS, Chapter 57 of the Laws of 2005 require counties to take certain actions with respect to PINS diversion services, and

WHEREAS, counties were required to designate a lead agency and develop a formal plan by July 1, 2005, and

WHEREAS, that formal plan must be signed by the Commissioner of Social Services, Director of Probation, County Attorney and the Chairman of the Board of Supervisors, and

WHEREAS, the Director of Probation and Commissioner of Social Services had previously developed a plan after consultation with all of the involved parties and the Probation Department was designated as lead agency, and

WHEREAS, with careful consideration regarding staffing changes and the need for 24 hour availability, be it

RESOLVED, that the Hamilton County Department of Social Services is hereby designated as lead agency, and be it further

RESOLVED, that the Commissioner of Social Services, Director of Probation, County Attorney and the Chairman of the Board of Supervisors are hereby authorized to sign the plan as drafted and hereby approved, with the approval of the County Attorney.

Seconded by Mr. McGovern 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. Towers reported that this was discussed in committee, this is one of the three trailers that they have been working on.

RESOLUTION NO. 139-13

**AUTHORIZING PAYMENT FOR REPAIRS TO SOLID WASTE EJECTOR TRAILER
#957**

DATED: MAY 2, 2013

BY MR. TOWERS:

WHEREAS, the Solid Waste Department owns four (4) 1999 Steco ejector trailers that are part of the original Solid Waste trailer fleet and were in need of major repair, and

WHEREAS, the Solid Waste Coordinator had spoken to the Solid Waste Committee in regards to the pending repairs and that they needed repairs immediately, and

WHEREAS, the Coordinator had the repairs made and completed to trailers #959 and #958, and

WHEREAS, it is difficult to get accurate quotes and find vendors able to make such repairs in these situations, and

WHEREAS, the Solid Waste Coordinator choose to utilize Sowle Autobody Corp. to make the said repairs because of past performance, the ability for certified aluminum and steel welding repair capabilities and they are on Hamilton County's list for approved vendors for large equipment repair, and

WHEREAS, the repairs to trailer #957 have just been completed and the trailer has been put back into service and the repairs came to \$10,380.00, and

WHEREAS, the Solid Waste Coordinator has inspected the said repairs and feels the repairs have been completed satisfactorily and professionally and recommends payment for services be made, be it

RESOLVED, that hereby the County Treasurer is authorized to make payment to Sowle Autobody Corp. of 3956 St. Hwy 30A, Fultonville, NY 12072 for \$10,380.00 for the repairs made to Trailer #957 and the Solid Waste Coordinator and Clerk of the Board 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. 140-13

AUTHORIZING PAYMENT TO VAN BORTEL FORD FOR TWO (2) 2013 CREW CAB PICKUPS

DATED: MAY 2, 2013

BY MR. TOWERS:

WHEREAS, Resolution Number 29-13 duly adopted on January 8, 2013 authorizes the County Fleet Coordinator to purchase a three (3) 2013 Pickup trucks for use by the Highway Department under New York State Contract, and

WHEREAS, two (2) of the pickups ordered were delivered on April 29, 2013, and

WHEREAS, the County Fleet Coordinator has inspected the said vehicles and confirms that they are accepted and meet specifications and recommends payment of said vehicles, be it

RESOLVED, that the County Treasurer is hereby authorized to make payment to Van Bortel Ford, 71 Marsh Road, East Rochester, NY 14445 in the amount of \$69,435.08 and the funds to be taken out of Account No. 5130.201-DM Road Equipment and the Highway Superintendent and the Clerk of the Board 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. 141-13

AUTHORIZING DISPOSITION OF EXCESS VEHICLES/EQUIPMENT

DATED: MAY 2, 2013

BY MR. FREY:

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

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

<u>Year</u>	<u>Make/Model</u>	<u>VIN</u>	<u>Plate#</u>	<u>Dept</u>	<u>FN</u>
2006	CHEV/IMPALA	2G1WB58K769266680	L92390	HWY	739
2005	CHEV/IMPALA	2G1WF52E659343416	L62244	HWY	737
2005	CHEV/IMPALA	2G1WF52E859344406	L62245	HWY	738
2000	CHEV/S10 PU	1GCCS1451YK244064	L19100	HWY	71
2006	CHEV/CREW	1GCHK23U76F205280	L92398	HWY	90
2006	CHEV/CREW	1GCHK23U46F207522	L92399	HWY	95
2005	FORD/E-350 VAN	1FBNE31L75HB11126	L62243	CS	904
1984	DORSEY/D TLR	1DTD18A20EP16587	M24518	HWY	413

be it

RESOLVED, the above vehicles/equipment be sold to any town within the county interested in purchasing any item or by auction on line by Auctions International and funds from the mentioned auction shall be a revenue credit to Revenue Account DM2665 Sale of Equipment for Highway owned equip and Revenue Account A2665 for Community Services Department vehicle, 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. Towers and adopted by the following vote:

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

NAYS: NONE

ABSENT: PINCOMBE

RESOLUTION NO. 142-13

APPROVAL OF AND TRANSFER OF FUNDS FOR 2013 MERIT PAY

DATED: MAY 2, 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 April 22, 2013 to review merit evaluations, be it

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

CLERK OF THE BOARD

Ashley DeLong	May 30, 2013 to May 30, 2014	\$1.54
---------------	------------------------------	--------

COMMUNITY SERVICES

Carolyn Morrill-Cummins	May 22, 2013 to May 22, 2014	\$1.32
-------------------------	------------------------------	--------

COUNTY CLERK

Linda Kennedy	May 19, 2013 to May 19, 2014	\$1.43
---------------	------------------------------	--------

HIGHWAY

Paul Brown	May 5, 2013 to May 5, 2014	\$1.21
John McArdle	May 20, 2013 to May 20, 2014	\$.99
John Walker	May 9, 2013 to May 9, 2014	\$1.43
William Weaver	May 9, 2013 to May 9, 2014	\$1.43
Paul Wolf	May 10, 2013 to May 10, 2014	\$1.43

NURSING

Patricia Yates	May 11, 2013 to May 11, 2014	\$.77
----------------	------------------------------	--------

SOCIAL SERVICES

Patricia Monthony	May 7, 2013 to May 7, 2014	\$.88
-------------------	----------------------------	--------

and be it further

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

FROM:	A1990.401	Contingent	\$23,927.42
TO:	A1040.105	Asst. Deputy Clerk of the Board	\$2,813.58
	A4310.101	Clinical Social Worker A	\$2,133.78
	A1410.107	Motor Vehicle Clerk	\$2,612.61
	D5110.101	Personal Services	\$2,604.80
	D5110.101	Personal Services	\$2,241.36
	D5110.101	Personal Services	\$2,823.92
	A8161.103	Transfer Station Technician	\$2,904.88
	D5110.101	Personal Services	\$2,985.84
	A4010.123	Account Clerk/Typist	\$1,406.79
	A6010.107	Social Welfare Examiner A	\$1,399.86

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. 143-13

APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS

DATED: MAY 2, 2013

BY MR. TOWERS:

RESOLVED, that the bills in the Machinery Fund amounting to \$95,575.34 and bills in the County Road Fund amounting to \$34,670.24 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

After the following resolution was placed on the floor; Mr. McGovern wanted to thank the Clerk for keeping them up to date on the various committees' financials.

RESOLUTION NO. 144-13

APPROVAL OF AUDITS IN THE COUNTY GENERAL FUND

DATED: MAY 2, 2013

BY MR. FREY:

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$343,627.74 by the following committees:

Building Committee	\$18,186.89
Solid Waste Committee	32,916.54
Finance Committee	30,220.10
Health & Human Services Committee.....	80,438.09
Central Government Committee	23,083.53
Publicity, Tourism, Economic Development & Planning Committee.....	156,933.26
Internal Management Committee	1,849.33

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

A motion was made to close the Public Hearing on Proposed Local Law No. 12 of 2013 Amendment to Local Law No. 10 of the Year 1995 Entitled Code of Ethics of Hamilton County by Mr. Towers, seconded by Mr. McGovern. Carried.

Motion: Mr. McGovern

Second: Mr. Wilt

COUNTY OF HAMILTON

LOCAL LAW NO. 12 OF 2013

AMENDMENT TO LOCAL LAW NO. 10 OF THE YEAR 1995 ENTITLED "CODE OF ETHICS OF HAMILTON COUNTY"

BE IT ENACTED, by the Board of Supervisors of the County of Hamilton, as follows:

Section I – Legislative Intent

The Code of Ethics duly adopted by the Board of Supervisors in 1995 is more restrictive than Article 18 of the General Municipal Law, whereby at times creating an undue hardship. The Intent of this amendment is to provide the Board of Ethics the ability to grant waivers from those restrictions which are in excess of Article 18 of the General Municipal Law.

Section II – A new Section 108-A is hereby added to the Hamilton County Code of Ethics and shall read as follows:

§108-A. Waivers.

1. Upon written application by a current or former County officer or employee and written approval with justification for the waiver by the applicable department head, the Board of Ethics may grant the applicant, or his or her private employer or business, a waiver of any of the provisions of the Code of Ethics [except: the provisions pertaining to gifts, appearances by the County official's private employer or business, and transactional disclosure] where the Board of Ethics finds that waiving such provision would not be in conflict with the purposes and interest of the County, provided, however, that no such waiver shall permit any conduct or interest otherwise prohibited by Article 18 of the General Municipal Law.
2. Waivers granted by the Board of Ethics shall be in writing, shall state the grounds upon which they are granted, and shall be available for public inspection and copying.
3. All applications, decisions, and other records and proceedings relating to such waivers shall be indexed and maintained on file by the board.

Section III – this Local Law shall take effect immediately upon its adoption and being filed in the Secretary of State’s Office of the State of New York.

AYES: ARIETTA (304), HOPE (403), INDIAN LAKE (1352), INLET (333), LAKE PLEASANT (781), LONG LAKE (711), MOREHOUSE (86), AND WELLS (674) = 4,644

NAYS: NONE

ABSENT: BENSON (192)

Other Reports:

Brian W.: He attended an ambulance informational meeting on April 13th it was the same gentleman who did the presentation at the AATV meeting.

The Chairman stated he is still waiting to hear back from a couple of Supervisors regarding Tracy’s request.

The Chairman reminded everyone that May 5th in Long Lake is the 6th Annual New York State Snowmobile Association Adirondack Trails Conference.

There was an insert from AATV in the Legislative Gazette, Warren County has backed that up with an insert.

Brian T: Questioned if there was proposed legislation on snowmobile noise. The Chairman stated that there was an email from the New York State Snowmobile Association. His understanding is their position is that they believe that it’s important for the New York State Snowmobile Association to be proactive on some of these issues and they have taken a position in favor of this legislation.

A short discussion followed.

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