

**2010**

**FIFTH SESSION**

**MAY 6, 2010**

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

Also present: County Attorney, Pete Klein, Keith Taylor, Christie Sabo, 2 Seniors & a Bidder

Motion to accept minutes of April 1, 2010 by Mr. McGovern, seconded by Ms. Pincombe Carried.

Public Comment: No one present.

Reports of Standing/Special Committees:

Brian: Barry and he attended the Inter-County meeting April 15<sup>th</sup> in Lewis County. They had the pleasure of touring the Otis Manufacturing facility which started out making gun cleaning kits. They now have 150 employees and military contracts. Very impressive.

During the business portion of the meeting they talked about the Burn Ban in Region 5; they haven't made much headway. They did get the opportunity to speak with the DEC Director of Region 6 and she will take that back with her to Albany along with Leandra's Law and the impact that would have on us. Ermina stated that some counties are fighting it.

John: He attended the demonstration on the new data system that the County Clerk's Office is looking into. He had technical concerns about this system, but the demo did work over the DSL line. He feels it would be a very useful tool for their office.

Rick: The new handicap door has been installed at the Highway Department. Bids on materials for the pole barn will be opened today.

NYSERDA's engineering for the grant was not done right, and needs to be revised to get the paperwork for the grant.

There are two generators here on the property that Rick would like to get rid of. The Chairman suggested getting the information out to the Towns to see if anyone wants them. Rick did state that there is wire in the ground for them. We need to look into possibly selling it to a junkyard, just something to keep in mind.

Bid Opening – Materials for a 30' X 120" Pole Barn.

Stephenson's Lumber                      \$ 27,025.90 - Included Sales Tax - \$25,257.85 without tax

T.C. Murphy                                      \$ 26,880.36

Kingsboro Lumber                              \$24,677.15

A motion was made to accept the bids and refer them to Committee by Mr. Edwards, seconded by Mr. Wilt. Carried.

Mr. Seaman read the Proclamation – Older Americans Month into record.

**RESOLUTION NO. 117-10**

**PROCLAMATION - OLDER AMERICANS MONTH**

**DATED: MAY 6, 2010**

**BY MR. SEAMAN:**

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, PINCOMBE, EDWARDS, HUTCHINS, FREY, MCGOVERN, SEAMAN,  
FARBER, AND TOWERS

NAYS: NONE

The Chairman then introduced Christie Sabo from Warren-Hamilton Office for the Aging.

Christie announced that their two honorees this year are from the Town of Long Lake, Eva Lamoy and Gertrude Hooker. They are here to recognize their outstanding contributions in the community. Christie stated that they are always very involved within the community. Gertrude works at the Day Rehab in Long Lake, Eva is very involved in the Cornelius Vanderbilt Whitney Library of Long Lake.

The Chairman then introduced Mr. Clark Seaman, Town Supervisor of Long Lake to say a few words. Clark stated Eva truly exemplifies community spirit, she is behind the scenes, quietly getting things done, regardless what it is. Clark then acknowledged Gertrude. Gertrude does a wonderful job; she impacts many lives with all that she does. Her work with the client's at Day Rehab is very important; your work with the church touches everyone. Clark stated that Long Lake is a better community because of them.

The Chairman expressed on the behalf of the Hamilton County Board of Supervisors their thanks for all that the two honorees do for their communities and all that seniors in general do for this County, they truly make our communities what they are.

The Chairman recessed the meeting for cake.

The Chairman re-convened the Board Meeting.

After the following resolution was placed on the floor; Mr. Hutchins wanted to thank the Personnel Officer and staff for all the work that went into this.

**RESOLUTION NO. 118-10**

**ADOPTION OF HAMILTON COUNTY EMPLOYEE HANDBOOK**

**DATED: MAY 6, 2010**

**BY MR. HUTCHINS:**

WHEREAS, there was a need to upgrade and add to the Hamilton County Employee Handbook, and

WHEREAS, Public Sector HR Consultants, LLC was hired to develop the new Hamilton County Employee Handbook, and

WHEREAS, after reviewing several drafts of the handbook, the committee has recommended the adoption of said handbook, be it

RESOLVED, that the provisions and policies contained in the Employee Handbook are intended to supersede any and all prior manuals, guidelines or related policies issued by Hamilton County, and be it further

RESOLVED, that unless specified, this Employee Handbook supersedes and replaces any previous personnel policies issued by the County concerning all policies contained in the Employee Handbook.

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

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

NAYS: NONE

After the following resolution was placed on the floor; Mr. Hutchins stated that they continue to do a great job.

**RESOLUTION NO. 119-10**

**PROVIDING FUNDING FOR 2010 HOME APPLICATION**

**DATED: MAY 6, 2010**

**BY MR. MCGOVERN:**

WHEREAS, the Hamilton County Board of Supervisors authorized a contract with Avalon Associates, Inc. for the 2010 HOME application, and

WHEREAS, funding wasn't previously authorized, now, therefore, be it

RESOLVED, that \$4,548.72 be transferred from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. A8686.401 HOME Application and the County Treasurer be so authorized.

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

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

NAYS: NONE

**RESOLUTION NO. 120-10**

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

**DATED: MAY 6, 2010**

**BY MS. PINCOMBE:**

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

WHEREAS, Hamilton County now has six 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 16, 2010 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. Frey and adopted by the following vote:

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

NAYS: NONE

**RESOLUTION NO. 121-10**

**MORTGAGE TAX DISTRIBUTION**

**DATED: MAY 6, 2010**

**BY MR. EDWARDS:**

WHEREAS, it appears from the reports of the County Clerk and the County Treasurer for the period October 1, 2009 through March 31, 2010, 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 \$92,773.23, 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 \$92,773.23 be and the same hereby is apportioned as follows:

Arietta	\$ 8,006.07
Benson	\$ 1,335.00
Hope	\$ 937.44
Indian Lake	\$21,445.50
Inlet	\$15,498.72
Lake Pleasant	\$10,405.35
Long Lake	\$26,260.00
Morehouse	\$ 117.50
Wells	\$ 6,711.50
Village of Speculator	\$ 2,056.15

and further

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

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

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

NAYS: NONE

**RESOLUTION NO. 122-10**

**RESOLUTION TO SUPPORT THE ADIRONDACK REGIONAL  
TOURISM COUNCIL**

**DATED: MAY 6, 2010**

**BY MR. FREY:**

WHEREAS, the Adirondack Regional Tourism Council has been a vital and important promoter of tourism in the Adirondacks for over 30 years, and

WHEREAS, Hamilton County benefits significantly from the Council's efforts, and

WHEREAS, now more than ever, it is important for counties in the region to pool scarce resources for maximum impact, therefore, be it

RESOLVED, that \$60,000 from the 2010 Publicity budget (6410.401) be authorized to the Adirondack Regional Tourism Council upon the submission of a voucher, and be it further

RESOLVED, \$10,000 of these monies go toward general regional costs and \$50,000 be utilized for county specific projects.

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

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

NAYS: NONE

**RESOLUTION NO. 123-10**

**APPROPRIATING DISTRICT ATTORNEY'S RECRUITMENT AND RETENTION  
PROGRAM GRANT**

**DATED: MAY 6, 2010**

**BY MR. MCGOVERN:**

WHEREAS, the District Attorney's Office was awarded Grant DCJS #LG08088605 Contract #T088605, be it

RESOLVED, that Revenue Account No. 3389.100 DCJS Recruitment and Retention Program be increased by \$4,000.00 to be totally offset by increasing District Attorney Account No. A1165.402 Office Supplies by \$4,000.00 and the County Treasurer be so authorized.

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

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

NAYS: NONE

**RESOLUTION NO. 124-10**

**AUTHORIZING SIGNATURES ON PUBLIC HEALTH NURSING SERVICE  
5-YEAR REVALIDATION OF MEDICARE PROVIDER STATUS**

**DATED: MAY 6, 2010**

**BY MR. EDWARDS:**

WHEREAS, the Hamilton County Public Health Nursing Service (HCPHNS) is a Medicare provider of services for the residents of Hamilton County, and

WHEREAS, HCPHNS is required under 42 CFR Section 424.516 to submit updates and changes to the Centers for Medicare and Medicaid Services (CMS) as part of the 5 year revalidation cycle in order to maintain provider status, and

WHEREAS, completion of Medicare Enrollment Application, CMS – 855A, is required to complete this process, be it

RESOLVED, that Beth Waldron, Director of Patient Services as a delegated official; Karen Levison, Director of Public Health as a delegated official; and William G. Farber, Chairman of Hamilton County Board of Supervisors as the authorized official, are authorized to complete and sign the for CMS-855A as required.

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

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

NAYS: NONE

#### **RESOLUTION NO. 125-10**

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

**DATED: MAY 6, 2010**

**BY MR. MCGOVERN:**

WHEREAS, the Hamilton County Public Health Nursing Service (HCPHNS) administers the Governor’s Traffic Safety Grant for Hamilton County, and

WHEREAS, the Hamilton County Sheriff’s Department has agreed to help implement the grant with the objectives being to distribute and provide education for the proper installation and use of Child Safety Seats, and

WHEREAS, the Sheriff’s Department has staff trained as a certified child safety seat technician through the Safe Kids program, and

WHEREAS, HCPHNS would like to apply for grant funding in the amount of \$2,400.00 to cover the purchase of Child Safety Seats and materials for the low income distribution program, for the period of September 1, 2010 through August 31, 2011, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the grant application between HCPHNS and the Governor's Traffic Safety Committee, as well as all the necessary program documents for implementation and County Treasurer be so notified.

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

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

NAYS: NONE

**RESOLUTION NO. 126-10**

**APPOINTMENT TO PROFESSIONAL ADVISORY COMMITTEE**

**DATED: MAY 6, 2010**

**BY MR. HUTCHINS:**

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

WHEREAS, Ms. Candace Kelly has retired as Director of the Warren/Hamilton Office for the Aging and subsequently resigned from the Hamilton County Nursing Service Professional Advisory Committee, and

WHEREAS, the members of the Board of Supervisors and the Professional Advisory Committee would like to thank Ms. Kelly for her many years of dedicated services to Hamilton County, and

WHEREAS, Ms. Christie Sabo has been named Director of the Warren/ Hamilton Office for the Aging and has agreed to replace Ms. Kelly on the Hamilton County Nursing Service Professional Advisory Committee, be it

RESOLVED, that Ms. Christie Sabo be appointed to the Hamilton County Nursing Service Professional Advisory Committee for the period May 1, 2010 through December 2011.

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

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

NAYS: NONE

**RESOLUTION NO. 127-10**

**HAMILTON COUNTY ENTITLED ADDITIONAL FUNDING  
- IMMUNIZATION ACTION PLAN**

**DATED: MAY 6, 2010**

**BY MR. MCGOVERN:**

WHEREAS, the New York State Department of Health Agency Code #12000 has approved the renewal of contract #CO24184 having CDFA # 93.268 with the Hamilton County Public Health Nursing Service to provide immunizations for residents, both adults and children, throughout the county, and

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

WHEREAS, the total grant contract for the period April 1, 2010 – March 31, 2011 is \$30,000.00, and

WHEREAS, funds have been previously allocated within the 2010 Municipal Budget in anticipation of this funding, and

WHEREAS, the remainder of the funding will be allocated within the 2011 Municipal budget, be it

RESOLVED, that the Chairman of the Board of Supervisors be authorized to sign contracts between the NYS Immunization Program on behalf of the Nursing Service upon approval of the County Attorney and the County Treasurer be so notified

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

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

NAYS: NONE

**RESOLUTION NO. 128-10**

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

**DATED: MAY 6, 2010**

**BY MR. EDWARDS:**

WHEREAS, Hamilton County is required to provide for comprehensive evaluations for children aged 3-5, who reside within Hamilton County and have a suspected developmental

delay through the Committee on Pre-School Special Education (CPSE) Section 4410 regulations and process, and

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

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

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

Northville Central School District

and

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

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is hereby authorized to sign contract, upon approval of the County Attorney, for related service provision for children residing within Hamilton County at rates set by the New York State Department of Education, for the Period of May 1, 2010 through August 31, 2011 between the Hamilton County Public Health Nursing Service and the Northville Central School District, P.O. Box 608, Northville, NY 12134, Attn: Bruce Ellsworth.

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

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

NAYS: NONE

**RESOLUTION NO. 129-10**

**AUTHORIZING CONTRACT WITH SPEECH-LANGUAGE PATHOLOGIST –  
DEIDRE M. CONVERY-BERNARD**

**DATED: MAY 6, 2010**

**BY MR. SEAMAN:**

WHEREAS, the Hamilton County Public Health Nursing Service contracts with individual providers of treatment for speech and language pathologies for several programs, and

WHEREAS, Deidre M. Convery-Bernard, currently of 89 King Drive, Poughkeepsie, NY 12603, a duly licensed Speech and Language Pathologist by the NYS Department of Education, Office of Professions is relocating to North Creek , NY and wishes to contract with the Nursing Service, and

WHEREAS, the term of this contract shall be from June 1, 2010 through August 31, 2011 and

WHEREAS, Ms. Convery-Bernard will be compensated at a rate of \$75.00 per treatment visit plus mileage at the current county rate, for work assigned by the Certified Home Health Agency; or at the current rate set by the rate setting unit of the NYSDOH for work assign under the Early Intervention Program; or at the current rate set by the NYSED for work assigned under the Preschool Special Education Program, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to enter into a contract with Deidre M. Convery-Bernard, SLP to provide treatment for speech and language pathologies to the residents of Hamilton County, for the period June 1, 2010 through August 31, 2011 at the rates set above, upon approval of the County Attorney and the County Treasurer be so notified.

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

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

NAYS: NONE

After the following resolution was placed on the floor; Ms. Pincombe asked when will this become effective so that her Animal Control Officer can be vaccinated. The Chairman stated immediately.

#### **RESOLUTION NO. 130-10**

#### **AUTHORIZING CONTRACT WITH VETERINARIAN FOR RABIES VACCINATION CLINICS**

**DATED: MAY 6, 2010**

**BY MR. EDWARDS:**

WHEREAS, in NYS it is the responsibility of the local health department to have a system in place for the control and suppression of rabies, and

WHEREAS, the Hamilton County Nursing Service (HCPHNS) holds periodic rabies vaccination clinics throughout the county which provides for free vaccination of taxpayers dogs, cats and domestic ferrets, and

WHEREAS, the services of a licensed veterinarian is required to provide this service, and

WHEREAS, Dickson G. Haviland, DVM, of 769 ridge Road, Queensbury, NY 12804 has agreed to provide veterinarian services for (HCPHNS), and

WHEREAS, Dr. Haviland has agreed to maintain his membership in the American Veterinary Medical Association, making him eligible to maintain professional liability insurance at the required level, with the understanding that he will be reimbursed by the county for the association membership dues and insurance premiums, and

WHEREAS, Dr. Haviland will be reimbursed at a rate of \$75.00/hour for his clinic time as well as his travel time to and from clinics, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to enter into a contract with Dickson G. Haviland, DVM, to provide veterinary services at HCPHNS rabies clinics throughout the county, at a rate of \$75.00 per hour, including travel time, and for association membership dues and insurance premiums, as described above, for the period May 1, 2010 through December 31, 2010, upon approval of the County Attorney and the County Treasurer be so notified.

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

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

NAYS: NONE

**RESOLUTION NO. 131-10**

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

**DATED: MAY 6, 2010**

**BY MS. PINCOMBE:**

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

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

WHEREAS, the term of this contract shall be from June 1, 2010 through August 31, 2011 and compensated at a rate of \$70.00 per visit plus mileage at the current county rate, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to enter into a contract with Laura Walter, OTR to provide occupational therapy to the residents of Hamilton County, for the period June 1, 2010 through August 31, 2011 at a rate of \$70.00 per visit plus mileage upon approval of the County Attorney and the County Treasurer be so notified.

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

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

NAYS: NONE

**RESOLUTION NO. 132-10**

**CHAIRMAN AUTHORIZED TO SIGN AGREEMENT (EISEP) BETWEEN WARREN  
COUNTY OFFICE FOR THE AGING AND HAMILTON COUNTY DEPARTMENT OF  
SOCIAL SERVICES**

**DATED: MAY 6, 2010**

**BY MR. EDWARDS:**

WHEREAS, an agreement (EISEP) with Warren County Office for the Aging and Hamilton County Department of Social Services has been submitted for renewal for the period April 1, 2010 – March 31, 2011, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute agreement on behalf of the Hamilton County Department of Social Services, and be it further

RESOLVED, that a certified copy of this resolution be forwarded to the Warren County Office for the Aging.

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

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

NAYS: NONE

**RESOLUTION NO. 133-10**

**APPOINTMENT TO COMMUNITY SERVICES BOARD – DEBORAH AMEDEN**

**DATED: MAY 6, 2010**

**BY MR. MCGOVERN:**

WHEREAS, the Chair of the Hamilton County Community Services Board can recommend appointments to the Hamilton County Community Services Board, and

WHEREAS, a vacancy exists on the Hamilton County Community Services Board, be it

RESOLVED that, Deborah Ameden of Indian Lake, NY, be appointed to the Hamilton County Community Services Board with a term expiring December 31, 2013 and the County Treasurer be so advised.

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

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

NAYS: NONE

**RESOLUTION NO. 134-10**

**APPOINTMENT TO COMMUNITY SERVICES ALCOHOL AND SUBSTANCE ABUSE  
SUBCOMMITTEE – DAVID L. R. PINCOMBE**

**DATED: MAY 6, 2010**

**BY MS. PINCOMBE:**

WHEREAS, the Chair of the Hamilton County Community Services Board can recommend appointments to the Boards Subcommittees, and

WHEREAS, a vacancy exists on the Hamilton County Community Services Alcohol and Substance Abuse Subcommittee, be it

RESOLVED, that David L. R. Pincombe of 184 Town Barn Road – Benson, P. O. Box 254, Northville, NY 12134-0254 be appointed to the Hamilton County Community Services Boards Alcohol and Substance Abuse Subcommittee with a term expiring December 31, 2013 and the County Treasurer be so advised.

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

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

NAYS: NONE

**RESOLUTION NO. 135-10**

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

**DATED: MAY 6, 2010**

**BY MR. TOWERS:**

WHEREAS, Hamilton County Highway Department heretofore solicited bids for the county's purchase of Ready Mix concrete delivered and applied, pursuant to invitation to bidders and in accordance with Specification No. 7-2010, Dated April 26, 2010 and

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

- (1) Graymont Materials, Inc. (Wells Quarry)  
PO Box 825  
Plattsburg, NY 12901

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

Total delivered price per cubic yard to the following towns:

Arietta	\$106.95	Lake Pleasant	\$105.95
Benson	\$103.95	Long Lake	\$118.95
Hope	\$103.95	Morehouse	\$111.95
Indian Lake	\$114.95	Wells	\$104.95
Inlet	\$114.95		

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

Total delivered price per cubic yard to the following towns:

Arietta	\$106.95	Lake Pleasant	\$105.95
Benson	\$103.95	Long Lake	\$118.95
Hope	\$103.95	Morehouse	\$111.95
Indian Lake	\$114.95	Wells	\$104.95
Inlet	\$123.95		

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

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

Total delivered price per cubic yard to the following towns:

Arietta	\$ N/A	Lake Pleasant	\$114.00
Benson	\$ 98.00	Long Lake	\$ N/A
Hope	\$102.00	Morehouse	\$ N/A
Indian Lake	\$ 122.00	Wells	\$104.00
Inlet	\$ 118.00		

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

Total delivered price per cubic yard to the following towns:

Arietta	\$ N/A	Lake Pleasant	\$112.00
Benson	\$ 96.00	Long Lake	\$ N/A
Hope	\$100.00	Morehouse	\$ N/A
Indian Lake	\$120.00	Wells	\$102.00
Inlet	\$116.00		

and

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

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

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

NAYS: NONE

**RESOLUTION NO. 136-10**

**AWARD OF BID FOR BAGGED, BULK, AND LIQUID CALCIUM CHLORIDE AND  
EMULSIFIED ASPHALT DUST CONTROL MATERIALS FOR 2010**

**DATE: MAY 6, 2010**

**BY MR. TOWERS:**

WHEREAS, two (2) bids were received for BAGGED, BULK, AND LIQUID CALCIUM CHLORIDE AND EMULSIFIED ASPHALT DUST CONTROL MATERIALS FOR 2010 in accordance with SPECIFICATION NO. 8-2010, dated April 26, 2010, as advertised by the County Highway Superintendent and the Highway Committee, and

WHEREAS, the following bid was received:

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

2. Peckham Materials Cop.  
Att: Roland E. Sawyer, Asst. Secretary  
5983 Rte 9 C  
Chestertown, NY 12817

BAGGED CACl -- Price per Ton

(100# bags) Delivered                    \$525.00 per Ton                    \$                    N/A

LIQUID CACl -- Price per Gallon

35% Bulk Liquid Delivered            \$0.90 per Gallon                    \$1.04 per Gallon

35% Bulk Liquid Applied            \$0.916 per Gallon                    \$1.04 per Gallon

32% Corrosion Inhibited Del.       \$1.09 per Gallon                    \$                    N/A

32% Corrosion Inhibited Appl.      \$1.14 per Gallon                    \$                    N/A

EMULSIFIED ASPHALT -- Price per Gallon

Dust Control applied                    \$1.57 per Gallon                    \$                    N/A

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 2010 as follows:

Gorman Brothers, Inc.-all bids

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

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

NAYS: NONE

After the following resolution was placed on the floor; Ms. Pincombe asked if this is the same as cold patching. The Chairman replied no. Cold in-place means they are grinding up what is there not putting hot material down.

**RESOLUTION NO. 137-10**

**ACCEPTANCE OF BIDS FOR COLD IN-PLACE RECLAMATION FOR 2010**

**DATED: MAY 6, 2010**

**BY MR. TOWERS:**

WHEREAS, two (2) bids were received for COLD IN-PLACE ASPHALT RECLAMATION FOR 2010, in accordance with Specification No. 9-2010, dated April 26,

2010, as advertised by the Hamilton County Highway Superintendent and the Highway Committee, and

WHEREAS, the following bids were received:

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

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

	<u>2in. depth</u>	<u>3 in. depth</u>	<u>4 in. depth</u>	<u>Ea. Added Inch</u>
Price/square yard 10,000 – 24,999	\$1.50/sy	\$ 2.34/sy	\$ 2.38/sy	\$ .20/sy
Price/square yard 25,000 – 49,999	\$1.45/sy	\$ 2.14/sy	\$ 2.15/sy	\$ .20/sy
Price/square yard over 50,000	\$1.40/sy	\$ 2.02/sy	\$ 2.07/sy	\$ .20/sy
Medium Setting Recycling Emulsion				
MSRE-2	\$2.23	per gallon		
HFMS-2P	\$2.35	per gallon		
CRS-2PB	\$2.58	per gallon		
CSS-1	\$2.23	per gallon		
PORTLAND Cement Type 1 or II		\$140.00		per gallon

TYPE II COLD PLANING OR COLD MILLING NO BID

TYPE III COLD IN-PLACE RECLAMATION

	<u>Recycle Price/</u>	<u>Recycle, Shape, Compact/</u>
Depth of cut	square yard	square yard
0-4 inches	\$ .76	\$1.33
4-7 inches	\$ .78	\$1.38
7-10 inches	\$ .81	\$1.47
10-13 inches	\$ .89	\$1.55

2. Kubricky Construction Corp., 238 Bay St., Glens Falls, NY 12801

TYPE 1: COLD IN-PLACE RECYCLING (RECYCLING TRAIN) NO BID

TYPE II COLD PLANING OR COLD MILLING

Depth of cut	square yard
0-1 3/4inches	\$ .61
2-2 3/4 inches	\$ .65
3-4 3/4 inches	\$ .76

TYPEIII: COLD IN-PLACE RECLAMATION 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 COLD IN-PLACE ASPHALT RECLAMATION FOR 2010 as follows:

Gorman Brothers, Inc.-Type I & Type III  
Kubricky Construction Corp., Type II

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

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

NAYS: NONE

**RESOLUTION NO. 138-10**

**APPROVAL OF EXPENDITURES FOR CONSTRUCTION OF COUNTY ROAD FUND  
PROJECTS FOR 2010**

**DATED: MAY 6, 2010**

**BY MR. TOWERS:**

WHEREAS, there has been appropriated in the 2010 highway budget the sum of \$484,230.00 for the construction of County Road Fund Projects for 2010, and

WHEREAS, the County Highway Superintendent recommends the reconstruction of the following projects for 2010:

COUNTY ROAD FUND PROJECT NO. 1 Town of Indian Lake  
Co Rd No. 4 – Big Brook Road, improve drainage, recycle top and pave @ 20 ft.  
Approx. 0.8 miles.....\$99,000.00

COUNTY ROAD FUND PROJECT NO. 2 Town of Arietta  
Co Rd No. 24 – Old Piseco Road, Improve drainage, recycle base and pave @ 20 ft.  
Approx. 0.6 miles..... \$90,000.00

COUNTY ROAD FUND PROJECT NO. 3 Town of Long Lake  
Co Rd No. 3 – North Point Road, Improve drainage, recycle base and pave @ 20 ft.  
Approx. 1.0 miles..... \$99,000.00

COUNTY ROAD FUND PROJECT NO. 4 Town of Indian Lake  
Co Rd No. 12 – Cedar River Road, Improve drainage, recycle base and pave @ 20ft.  
Approx. 0.7 miles ..... \$90,000.00

COUNTY ROAD FUND PROJECT NO. 5 Town of Arietta  
Co Rd No. 24 – Old Piseco – Rehab Barnes Brook Bridge BIN # 3307380  
Rehab includes abutment & beam concrete spalling repair, guide rail replacement/repair

..... \$70,000.00

and

WHEREAS, this highway fund appropriation is based on an adopted State budget with the CHIP's funding included which provides a revenue to offset this highway fund appropriation, and

WHEREAS, because of Hamilton County's limited time for the construction season and the State budget currently not adopted the highway superintendent recommends moving forward with a limited construction schedule approval from the Board of Supervisors, and

WHEREAS, the Highway Superintendent recommends starting Projects No's 1, 2 & 5 of the above mentioned projects, 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, allot and appropriate from Account No. D5112.202 Capital Projects, the sum of \$259,000.00, for the construction of the projects No. 1, 2 & 5 as recommended by the County Highway Superintendent and the County Treasurer and Clerk of the Board be so advised.

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

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

NAYS: NONE

**RESOLUTION NO. 139-10**

**AUTHORIZING ACCEPTANCE OF BACK TAXES**

**DATED: MAY 6, 2010**

**BY MR. HUTCHINS:**

WHEREAS, the Board of Supervisors has been contacted by Nicholas R. Lynch, owner of record on property located in the Town of Hope, with parcel ID 139.019-1-14/15 concerning the 2008 and 2009 back taxes owed, and

WHEREAS, Nicholas R. Lynch has submitted a written explanation of the circumstances of why the taxes have not been paid to date by him and a request to rectify the situation by paying the back taxes, therefore, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to accept payment of the taxes owed in the amount of \$1,842.91 together with an administrative charge of \$500.00 for a total of \$2,342.91.

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

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

NAYS: NONE

**RESOLUTION NO. 140-10**

**AUTHORIZING ACCEPTANCE OF BACK TAXES**

**DATED: MAY 6, 2010**

**BY MR. HUTCHINS:**

WHEREAS, the Board of Supervisors has been contacted by Sean Lafferty, owner of record on property located in the Town of Indian Lake, with parcel ID 56.020-1-28 concerning the 2008 and 2009 back taxes owed, and

WHEREAS, Sean Lafferty has submitted a written explanation of the circumstances of why the taxes have not been paid to date by him and a request to rectify the situation by paying the back taxes, therefore, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to accept payment of the taxes owed in the amount of \$16,399.89 together with an administrative charge of \$500.00 for a total of \$16,899.89.

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

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

NAYS: NONE

**RESOLUTION NO. 141-10**

**APPROVAL OF PUBLIC HEALTH NURSING SERVICE/HOME HEALTH AGENCY  
2009 AGENCY PERFORMANCE REPORT**

**DATED: MAY 6, 2010**

**BY MS. PINCOMBE:**

WHEREAS, the Professional Advisory Committee of the Hamilton County Public Health Nursing Service/Home Health Agency accepted the 2009 Agency Performance Report at the April 8, 2010 quarterly meeting, and

WHEREAS, the 2009 Agency Performance Report was presented to the Health and Human Services Committee of the Board of Supervisors on April 26, 2010, be it

RESOLVED, that the above mentioned 2009 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. Hutchins and adopted by the following vote:

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

NAYS: NONE

**RESOLUTION NO. 142-10**

**APPROVAL OF AND TRANSFER OF FUNDS FOR 2010 MERIT PAY**

**DATED: MAY 6, 2010**

**BY MR. HUTCHINS:**

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

WHEREAS, the Internal Management Committee met on April 26, 2010 to review merit evaluations, be it

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

HIGHWAY

Paul Brown	May 5, 2010 to May 5, 2011	\$ .99
John Walker	May 9, 2010 to May 9, 2011	\$1.65
William Weaver	May 9, 2010 to May 9, 2011	\$1.32
Paul Wolf	May 10, 2010 to May 10, 2011	\$1.32

COUNTY CLERK

Linda Kennedy	May 19, 2010 to May 19, 2011	\$ .77
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NURSING

Patricia Yates	May 11, 2010 to May 11, 2011	\$ .66
Terry Wyant	May 9, 2010 to January 9, 2011	\$ .66

SOCIAL SERVICES

Patricia Monthony	May 7, 2010 to May 7, 2011	\$1.65
Jacqueline Fish	May 19, 2010 to May 19, 2011	\$ .99

COMMUNITY SERVICES

Carolyn Morrill-Cummins	May 22, 2010 to May 22, 2011	\$1.32
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CLERK OF THE BOARD

Ashley Montesano	May 30, 2010 to May 30, 2011	\$1.32
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and be it further

RESOLVED, that the following transfers be made to cover the above 2010 merit pay:

FROM:	A1990.401	Contingent	\$23,814.51
TO:	D5110.101	Personal Services	\$1,961.52
	D5110.101	Personal Services	\$3,423.36
	A8161.103	Transfer Station Technician	\$2,756.16
	D5110.101	Personal Services	\$2,712.48
	A1410.107	Motor Vehicle Clerk	\$1,660.61
	A4010.123	Account Clerk/Typist	\$1,283.10
	A4010.116	Registered Professional Nurse #1	\$523.60
	A6010.112	Clerk	\$3,071.25
	A6010.117	Caseworker C	\$1,664.67
	A4310.101	Clinical Social Worker A	\$2,212.56
	A1040.105	Assistant Deputy Clerk of the Board	\$2,545.20

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

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

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

NAYS: NONE

**RESOLUTION NO. 143-10**

**RESCINDING RES. NO. 106-10 AND AUTHORIZING DISPOSITION OF VEHICLES  
WITHIN COUNTY AGENCIES**

**DATED: MAY 6, 2010**

**BY MR. MCGOVERN:**

WHEREAS, Resolution No. 106-10 authorized the disposition of several vehicles within county agencies and now needs to be rescinded due to several changes that have become necessary, and

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

WHEREAS, the Highway Committee and the Fleet Coordinator have made the following recommendation for transfer within County Agencies:

Year	Make/Model	VIN	Plate
FROM: Probation	Car # 735		
(1) 2003	Chevrolet Impala	2G1W52E539364836	L81737
	TO: Highway (Auction)	Value:	\$875.00
FROM: Community Services (OFA) Car #731			
(1) 2002	Chevrolet Impala	2G1WF52E539319586	K36175
	TO: Highway (Spare)	Value:	\$770.00
FROM: Tourism	Car #734		
(1) 2003	Ford Taurus Wagon	1FAFP58283A194340	L81726
	TO: Highway (Auction)	Value:	\$805.00
FROM: Highway	Car #737		
(1) 2005	Chevrolet Impala	2G1WF52E659343416	L62244
	TO: Comm Ser. (OFA)	Value:	\$1,373.75
FROM: Public Health Car #738			
(1) 2005	Chevrolet Impala	2G1WF52E859344406	L66245
	TO: Probation	Value:	\$1,373.75
FROM: Public Health Car #740			
(1) 2006	Chevrolet Impala	2G1WB58K169328719	L92395
	TO: Probation	Value:	\$2,038.75
FROM: Comm Ser (OFA) Car #569			
(1) 2001	Dodge Grand Caravan	2B8GT44LX1R342219	K21569
	TO: Tourism	Value:	\$1,505.00
FROM: Probation	Car # 736		
(1) 2004	Chevrolet Impala	2G1W52E449396534	L64260
	TO: Highway	Value:	\$1,373.75

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 Resolution No. 106-10 be hereby rescinded, and be it further

RESOLVED, that Highway Account No. DM5130.401 Mach Repairs be charged \$3,823.75 and Revenue Account No. A2665 Sale of Equipment be increased by \$3,823.75.00 to be totally offset by increasing the following accounts:

Probation	A3140.409 Maintenance of Gov't Vehicle	\$2,248.75
Community Services	A4310.404 Travel	\$ 770.00
Tourism	A8020.408 Car Upkeep	\$ 805.00

RESOLVED, that Community Services Account No. A4310.404 Travel be charged \$1,373.75 and Revenue Account No. DM2665 Sale of Equipment be increased by \$1,373.75 to be totally offset by increasing the following account:

Highway	DM5130.401 Mach Repairs	\$1,373.75
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and be it further

RESOLVED, that \$3,412.50 be transferred from Probation Account No. A3140.409 Maintenance of Gov't Vehicle to Public Health Account No. A4010.402 Upkeep of Car, and be it further

RESOLVED, that \$1,505.00 be transferred from Tourism Account No. A8020.408 Car Upkeep to Community Services Account No. A4310.404 Travel, and be it further

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

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

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

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

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

NAYS: NONE

**RESOLUTION NO. 144-10**

**AUTHORIZING THE IMPLEMENTATION AND FUNDING OF A STATE  
“MARCHISELLI” PROGRAM-AID ELIGIBLE TRANSPORTATION FEDERAL-AID  
PROJECT , TO FULLY FUND THE LOCAL SHARE OF FEDERAL- AND STATE-AID  
ELIGIBLE AND INELIGIBLE PROJECT COSTS AND APPROPRIATING FUNDS  
THEREFORE**

**DATED: MAY 6, 2010**

**BY MR. TOWERS:**

WHEREAS, a Project for the bridge replacement of South Shore Road (CR 1)/Fourth Lake (BIN 33307180), Town of Inlet, Hamilton County, PIN 2754.11 (the “Project”) is eligible for funding under Title 23 U.S. code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, the County of Hamilton desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Right-of-Way Acquisition work for the Project or portions thereof, with the federal share of such costs to be applied directly by the New York State Department of Transportation (“NYSDOT”) pursuant to Agreement, and

NOW, THEREFORE, the Board of Supervisors, duly convened does hereby

RESOLVE, that the Board of Supervisors hereby approves the Project, and it is hereby further

RESOLVED, that the Board of Supervisors hereby authorizes the County of Hamilton to pay in the first instance the full non-federal share of the cost of the Right-of-Way Acquisition work for the Project or Portions thereof, and it is further

RESOLVED, that the sum of \$1,206,000.00 was previously appropriated by Resolution No. 169-07 adopted July 5, 2007 and that the sum of \$463,483.00 was previously appropriated by Resolution No. 214-09 adopted July 27, 2009 and the sum of \$19,507.00 was previously appropriated by Resolution No. 262-09 adopted September 18,2009 and that \$16,038.04 is hereby transferred from the Unappropriated General Fund in accordance with Section 366 subdivision 1 of the County Law to Capital Project Account No. H5112.204 Fourth Lake Bridge for a total Project amount of \$1,705,028.04 and made available to cover the cost of participation in the above phase of the Project, and if is further

RESOLVED, that in the event the non-federal share of the costs of the project exceed the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Department thereof, and it is further

RESOLVED, that the Chairman of the Board of Supervisors of the County of Hamilton be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Hamilton with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of the non-federal share of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

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

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

NAYS: NONE

#### **RESOLUTION NO. 145-10**

#### **APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS**

**DATED: MAY 6, 2010**

**BY MR. TOWERS:**

RESOLVED, that the bills in the Machinery Fund amounting to \$66,307.02 and bills in the County Road Fund amounting to \$12,626.65 presented by the County Superintendent of Highways and audited this day by the County Public Works Committee, be, and the same hereby are approved and audited.

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

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

NAYS: NONE

**RESOLUTION NO. 146-10**

**APPROVAL OF AUDITS IN THE COUNTY GENERAL FUND, CAPITAL PROJECT  
2009-1 ABANAKEE BRIDGE, CAPITAL PROJECT 2007-2 FOURTH LAKE BRIDGE  
AND THE SOLID WASTE CAPITAL RESERVE**

**DATED: MAY 6, 2010**

**BY MR. FREY:**

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$216,351.19 by the following committees:

Building Committee .....	\$21,201.05
Solid Waste Committee .....	17,170.55
Finance Committee .....	15,762.54
Health & Human Services Committee.....	71,333.40
Central Government Committee .....	26,037.63
Publicity, Tourism, Economic Development & Planning Committee.....	62,664.63
Internal Management Committee .....	2,181.39

and be it further

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

Abanakee Bridge .....	\$2,435.78
Fourth Lake.....	\$247,892.43
Solid Waste Capital Reserve.....	\$21,795.48

are hereby approved.

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

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

**NAYS: NONE**

The Chairman stated Keith and Rick would recommend the Board adopt Resolution No. 31 to Award the Bid to Kingsboro Lumber as low bidder for Pole Barn materials.

**RESOLUTION NO. 147-10**

**AWARD OF BID FOR POLE BARN MATERIALS**

**DATED: MAY 6, 2010**

**BY MR. WILT:**

WHEREAS, a request for bids for materials for a 30' x 120' Pole Barn was advertised,  
and

WHEREAS, three (3) bids were received as follows:

1. Kingsboro Lumber Company                      \$24,677.15  
PO Box 108  
Gloversville, NY 12078
2. Stephenson Lumber Co., Inc.                      \$25,257.85  
Route 8  
Speculator, NY 12164
3. T.C. Murphy Lumber Co.                      \$26,880.36  
3911 State Route 8  
Wevertown, NY 12886

and

WHEREAS, the Building Project Supervisor has determined that the low bid of \$24,667.15 by Kingsboro Lumber Company does meet the bid specification, be it

RESOLVED, that the award be made to Bid No. 1:

Kingsboro Lumber Company                      \$24,677.15  
PO Box 108  
Gloversville, NY 12078

and the County Treasurer be so notified.

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

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

NAYS: NONE

Other Reports:

Mr. Hutchins reported that they have a proposal from Soil & Water on continued operation of GIS. Starting May 24<sup>th</sup> GIS operations will be reduced to a 30 hour work week through October 2010 upon Del Cook's retirement with the transition to the County.

Mr. Wilt stated the reason for reduced hours is to keep them in the budget. Mr. Towers asked in regards to the budget does that include the \$12,000 they were over last year.

The Chairman explained that we have not made them whole for that. That is separate from this proposal. We have been holding a bill that had last years and this year expenses on it.

After the following resolution was placed on the floor; the Chairman stated to be clear we would pay Hamilton County Soil & Water \$15,305.00 for the first quarter of 2010.

Mr. McGovern asked if this has been worked through with Elizabeth, Mr. Hutchins stated yes.

Mr. Towers questioned that when we get to the end of October or when this employee retires, at that point we will have expended this entire years current request for the \$39,200.00.

The Chairman stated yes. The Chairman stated their proposal and the modifications that they made will expend the entire appropriation between January 1, 2010 and that end date in October. Mr. Towers stated 2010 monies. The Chairman stated he is correct. What everyone should understand is what Soil & Water is proposing to do is not make this appropriation last twelve months, making it last through October at which time they will turn it back to us. It expends the entire appropriation without out any consideration for the \$12,000.00. Discussion continued on the transition phase.

**RESOLUTION NO. 148-10**

**AUTHORIZING PAYMENT TO THE HAMILTON COUNTY SOIL & WATER  
CONSERVATION DISTRICT**

**DATED: MAY 6, 2010**

**BY MR. WILT:**

WHEREAS, Hamilton County has received a bill from the Hamilton County Soil & Water Conservation District for GIS Resource Center Services and Special Project Development in support of rural addressing for the first quarter of 2010 in the amount of \$15,305.00, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to pay the Hamilton County Soil & Water Conservation District \$15,305.00 from Account No. A8730.402 GIS Resource Center.

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

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

**NAYS: NONE**

Brian: Stated that the AATV has been in Albany lobbying.

John: Reported that he received notification from DEC that they are closing Moose River Plains due to the budget restraints and the new budget not being passed. John stated this is not just a campground and they are treating it as one. John & Barry have told them that if it's a road issue, a maintenance issue, the towns are willing within reason to would do what they can to make the road safe.

Rick stated this is just another reason we need to keep fighting because this just shows us that they can't take care of the lands they have.

The Chairman asked John and Barry what they feel is the real issue in closing this tract of road.

Barry stated after speaking with Tom Martin he feels it is a road issue because they are not going to stop people from using the campsites, things that they need to maintain. Barry stated if it needs raking, they can do that with the help from Inlet. He would like to see a resolution supporting the Moose River Plains roads, to get the road open. Discussion continued.

**RESOLUTION NO. 149-10**

**REQUESTING THE GATES OF MOOSE RIVER PLAINS TO BE OPENED**

**DATED: MAY 6, 2010**

**BY MR. FREY:**

RESOLVED, that this Board hereby calls upon the Commissioner of DEC to immediately open the gates on the Moose River Plains, and be it also

RESOLVED, that this Board also requests a meeting with the Commissioner of DEC to resolve this important issue immediately.

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

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

NAYS: NONE

Neil: April 15<sup>th</sup> he presented at the APA Community Spot Light. He spoke on Economic Development and Waste Water Treatment Systems and protecting our lakes. He was surprised to hear at the Park Agency that we were not pleased with the UMP Jessup River. Neil stated they have met with DEC several times to revise this. It is very important for the park that we do not give away the store on snowmobiling.

County Attorney: Reported on the APA appeal. Recently a group of County Attorney's had a phone conference with Dennis Philips. As a result of that conference it was determined that

Dennis felt he had sufficient support from the counties to do the appeal. The process is lengthy and could take us late into the year until the case is argued then a decision a while after that.

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