

2013

FOURTH SPECIAL SESSION

DECEMBER 30, 2013

The Board convened at 12:30 P.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 Deputy Clerk, Mrs. Cheryl Paestella, 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	ABSENT
Long Lake	ABSENT
Morehouse	William G. Farber
Wells	Brian Towers

Also present: Lee Pollack and Pete Klein

Public Comment: No one present

Reports of Standing/Special Committees:

Mr. Towers: Tracy sent out an email in regards to the bids for the Indian Lake scales at the transfer station and he was wondering if they need to have a committee meeting to talk about this or just go ahead with Tracy's recommendation of a 70 foot scale.

The Chairman stated that Mr. Wilt had sent out an email regarding some significant questions about the accuracy of what could be accomplished using a 35 foot scale if at some point we start billing contractors for C & D.

Mr. Wilt stated that he doesn't want to force a committee meeting he will talk to Tracy about it.

The Chairman stated that our contracts will have to define that we all agreed on this methodology for determining the prorated formula for payment. In house we could use it by adding to our current language in our municipal agreements. Whether or not we can charge outside vendors, Tracy would have to talk to Herb Schmid, Weights & Measurers Director on how that would work.

The Chairman suggested that they send out Tracy's entire proposal to the Board and see if anyone has questions. Mr. Wilt stated that his questions can be resolved with him meeting with Tracy and not calling a meeting.

Mr. Towers' second issue was that he had a conversation with Tracy regarding our resolution with snowmobiles on County roads. He is just trying to define what that exactly means. For a

long time there has been an understanding, the Towns pass resolutions and provide certificates of insurance to the County and then the County opens up their roads to legally transverse County roads. That doesn't mean that we are going to maintain the road for snowmobiles, we are maintaining the roads for motor vehicles. This is all stemming from concerns in Indian Lake.

Mr. Wells asked if he was talking about Cedar River Road and Mr. Towers stated yes. Mr. Wells stated this happens every year. There is a particular group that wants it for a snowmobile trail and Tracy has spoken with them and told them that our first priority is cars.

The Chairman stated this is not a question with the Supervisors; this is the public with a perception that we pass a resolution allowing towns to enter into that. This is to provide access for people who live along the road so that they can get to a snowmobile trail not because we are opening it as part of the snowmobile trail system.

Mr. Towers stated that is where it gets confusing. Like the ATV Laws, it is to get from one private or public trail to another.

The Chairman stated that they should setup a Highway Committee meeting on Committee Day in January to have some additional discussion regarding this and to come up with a more universal understanding of it.

Mr. Wilt stated the wording comes across as if we are opening up our roads as snowmobile trails.

The Chairman stated then we need to address the language in the resolution.

Mr. Frey: Asked for support for the Resolution that is in for the Audit Firm and the County Insurance Plan.

The Chairman explained why we are having this meeting, which is due to the way the Insurance quotes have come in. It was decided as long as we were through with reviewing the Independent Audit Firms and have made a decision, we would include that also.

The Chairman also reported that Lee Pollack is here to answer any questions that may arise from the resolution that is in for today.

RESOLUTIONS:

RESOLUTION NO. 347-13

**CHAIRMAN AUTHORIZED TO EXECUTE AGREEMENT WITH INDEPENDENT
ACCOUNTANT FOR THE YEAR 2013, 2014 & 2015**

DATED: DECEMBER 30, 2013

BY MR. FREY:

WHEREAS, five (5) proposals were received in response to the Independent Audit Request for Proposals to conduct an audit of the accounts of Hamilton County for the years 2013, 2014 and 2015, and

WHEREAS, the Finance Committee has met, reviewed the proposals, and done interviews with four (4) of the firms, and

WHEREAS, the Finance Committee recommends contracting with Richard H. Dinolfo, Certified Public Accountant, be it

RESOLVED, that the Chairman is hereby authorized to contract with Richard H. Dinolfo, Certified Public Accountant for the audits of fiscal years 2013, 2014 & 2015 for \$20,950.00, \$21,950.00 and \$22,950.00 per year respectively, all of which include the DOT Audit, based on the approval of the County Attorney.

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

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

NAYS: NONE

ABSENT: PINCOMBE, MCGOVERN AND SEAMAN

After the following resolution was placed on the floor; the Chairman explained why we are moving ahead with this before January. It is due to the payment schedule and the vendor receiving it on time.

RESOLUTION NO. 348-13

AUTHORIZING PAYMENT FOR 2014 FORD FUSION TO VAN BORTEL FORD OF EAST ROCHESTER, NY FOR COMMUNITY SERVICES DEPARTMENT

DATED: DECEMBER 30, 2013

BY MR. TOWERS:

WHEREAS, the Community Services Department was in need of replacing a vehicle and by the recommendation of the County Fleet Coordinator, and

WHEREAS, a 2014 Ford Fusion 4 Door Sedan was available on New York State Contract at a cost of \$18,466.76 including delivery from Van Bortel Ford of East Rochester, NY, and

WHEREAS, the Hamilton County Board of Supervisors authorized the Fleet Coordinator to order the available Ford Fusion in Resolution 321-13, and

WHEREAS, Van Bortel Ford of East Rochester, NY delivered the 2014 Ford Fusion on December 20, 2013, and be it

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

Van Bortel Ford, Inc.
71 Marsh Rd.
East Rochester, NY 14445

in the amount of \$18,466.76 and the funds be taken out of Community Services Account No. 4310.201 Automobile, and the County Treasurer and Clerk of the Board be so notified.

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

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

NAYS: NONE

ABSENT: PINCOMBE, MCGOVERN AND SEAMAN

RESOLUTION NO. 349-13

TRANSFER OF FUNDS – COMMUNITY COLLEGE

DATED: DECEMBER 30, 2013

BY MR. FREY:

WHEREAS, there is a shortage of funds in Account No. A2490.401 Community College,
be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$500.00 from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. A2490.401 Community College.

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

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

NAYS: NONE

ABSENT: PINCOMBE, MCGOVERN AND SEAMAN

After the following resolution was placed on the floor; the Chairman reported that Lee Pollack is here for any questions. He feels we are very fortunate to receive two great proposals and both of them coming in less than 2013's.

RESOLUTION NO. 350-13

AWARD OF 2014 COUNTY INSURANCE PACKAGE

DATED: DECEMBER 30, 2013

BY MR. FREY:

WHEREAS, Hamilton County Insurance Broker, Rose & Kiernan, Inc., sought proposals for the Hamilton County Insurance Package for 2014, and

WHEREAS, proposals were received from:

Selective	\$122,765.54
NYMIR	\$133,825.56*

*NYMIR capital return \$6,369

and

WHEREAS, both proposals are less than the 2013 County Insurance Package, which was \$138,321.91, now, therefore, be it

RESOLVED, that the Hamilton County Board of Supervisors hereby makes the 2014 Insurance Package award to Selective Insurance (for all coverage except Workers Comp and Crime/Bond which neither proposal included) for \$122,765.54, Rose and Kiernan, Inc., be so authorized.

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

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

NAYS: NONE

ABSENT: PINCOMBE, MCGOVERN AND SEAMAN

After the following resolution was placed on the floor; the Chairman explained that we received a letter from PERMA with a very strong proposal; it also includes a two year proposal. The Chairman feels that it makes sense to award them for the year's 2014 and 2015.

RESOLUTION NO. 351-13

**AWARD OF WORKERS COMPENSATION PACKAGE TO PERMA FOR
2014 AND 2015**

DATED: DECEMBER 30, 2013

BY MR. FREY:

WHEREAS, Hamilton County Insurance Broker, Rose & Kiernan, Inc., sought proposals for Hamilton County's Workers Compensation Insurance, and

WHEREAS, Rose & Kiernan, Inc., received proposals from PERMA and the State Insurance Fund, and

WHEREAS, the proposal from PERMA saves the County around \$18,000.00, even after considering the estimated State Fund Dividend, and

WHEREAS, PERMA offered an addition two (2) year premium option which saves the County an additional \$4,000.00, now, therefore, be it

RESOLVED, that the Hamilton County Board of Supervisors awards the County Worker Compensation Package to PERMA for 2014 and 2015, at an annual estimated premium of \$142,558.00, and Rose & Kiernan, Inc., be so authorized.

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

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

NAYS: NONE

ABSENT: PINCOMBE, MCGOVERN AND SEAMAN

RESOLUTION NO. 352-13

TRANSFER OF FUND – COURT SECURITY AND JAIL OVERTIME

DATED: DECEMBER 30, 2013

BY MR. FREY:

WHEREAS, there is a funding shortfall in Account No. 3110.0114 Sheriff, Court Security and Account No. 3150.0110 Jail, Overtime and Holiday, now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$15,000.00 from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to:

Account No. 3110.0114 Sheriff - Court Security	\$6,500.00
Account No. 3150.0110 Jail – Overtime and Holiday	\$8,500.00

and the Sheriff be so notified

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

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

NAYS: NONE

ABSENT: PINCOMBE, MCGOVERN AND SEAMAN

Other Reports:

Lee Pollack stated because your County is a good shepard and watches over your claims we receive great rates.

A motion was made to adjourn by Mr. Towers, seconded by Mr. Wells. Carried.