

2018

FIFTH ANNUAL SESSION

DECEMBER 6, 2018

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	John M. Stortecky
Hope	Steven M. Tomlinson
Indian Lake	Brian Wells
Inlet	ABSENT
Lake Pleasant	Daniel Wilt
Long Lake	Clark J. Seaman
Morehouse	William G. Farber
Wells	Donald W. Beach

Also present: Elizabeth Mangle, Caitlin Stewart, Lenny Croote and Marge Remias-all from Soil and Water, County Attorney and Pete Klein-Press

A motion was made to accept the minutes of November 1, 2018 by Mr. D. Wilt, seconded by Mr. Stortecky. Carried.

Public Comment: No one present

Reports of Standing/Special Committees:

Mr. R. Wilt: Stated that our PSAP system is almost done so it will be certified. The last link is between here and Fulton County. There were a few glitches during the last outage but they seemed to be fixed. Tower projects are almost done. Lake Pleasant and Oak Mountain are completed. East Mountain is still having programming issues. For Blue Mountain, all there is left for this year is the generator and will be finishing up the rest next year.

Mr. R. Wilt stated that the Board had probably heard about the Targeted Grant but there is nothing in writing as of yet. There will be a few changes on how we do things this time. We learned a lot from the last one. The Chairman agreed, we have learned about what the needs are and how the system works. One of the conversations he's had with a provider of non-traditional emergency communications services, was working with them to put small cell infrastructure connected to some of our infrastructure where there's backup power. If this infrastructure is put in strategic locations then some of our key people have access to cellular on a more reliable basis. Mr. R. Wilt stated that there are 4 years for this grant.

Judge Feldstein, County Judge, and Ms. Tatiana Coffinger, Principle Court Attorney, entered during the Chairman's discussion.

The Chairman and Mr. D. Wilt discussed the need to have a Health Committee meeting. There are a couple resolutions around what Ms. Mahoney wants to do. Particularly specific to a RN position and may have a solution for the Board that will allow us to hire part time.

The Chairman introduced Judge Feldstein. He has agreed to come to speak with the Board again in regards to whether or not the District Attorney position should be full time. The Chairman stated that with the new Supervisors on the Board he felt it was a good idea. The last time the Judge was in there was a strategy around it if we were going to consider it; the time to do it would be at a time where the Board would put it into effect at the start of a District Attorney's term. In 2019 the District Attorney's position will be up for re-election with the start of a new term being January 1, 2020.

Judge Feldstein stated that his interest in the subject is strictly in regard to the proper administration of criminal justice in Hamilton County. As the Chairman has stated the issue is going forward from January 1, 2020 and as his term will have ended by then. His term ends at the end of next year and he is precluded by the NYS Constitution from running again. It is an academic question, as far as he himself being in office would be concerned, but it is a question of great importance to him as a citizen in terms of administration. He stated that he has talked with the County Board several times over the years and his position hasn't changed. Frankly, it's more strongly held at this time. The position of Hamilton County District Attorney, at present, requires a full time commitment. Both the present incumbent and the prior gave up private practice in recognition of the obligations of the job. In his judgement that means that Hamilton County is getting full time services but only paying for part time services. His personal opinion is that it's wrong and on an ethical basis should be corrected. He doesn't think that the person that fills that position can do the job other than on a full time basis. One of the reasons why his views have strengthened on the subject is that NYS is increasing the District Attorney's obligations. He stated that the Board should be aware of the issue of after hour criminal arraignment and the need for an available defense attorney. Equally requisite is the availability, on a 24/7 basis, of the District Attorney. More recently, within the last couple of months, the Raise the Age legislation has increased to a 24/7 obligation for the District Attorney. In thinking about the issue currently, he did take the opportunity to speak with Sterling Goodspeed and suggested that the Board also do that. The Judge took the time to discuss Mr. Goodspeed's experience and accomplishments. The present situation is untenable. It needs to be corrected on a timely basis, you would want to permit any prospective candidates. The Board has a position that requires full time availability, full time commitment and he thinks that the time has long since come to recognize that. He appreciated the opportunity to address any questions the Board might have.

The Chairman thanked the Judge for his time speaking with the Board and sharing his expertise. Mr. Stortecky also thanked the Judge for all he has done and for this input that day.

Judge Feldstein and Ms. Coffinger left after the Judge's presentation.

Mr. Dan Engel, Veteran Services, handed out information. He thanked the Board for allowing him to come in that day. He presented some reasons why Fulton County has asked a modest increase for the contract with Hamilton County. The past few years has put him in a difficult position because he has been trying to accomplish many things on a part time basis. Last year alone he put in an additional 540 hours that he didn't get paid for. That averages out to be more than 10 hours extra per week. He did it on his own behalf because there were things he wanted to accomplish and was able to do it. He stated that when he approached Fulton County about making his position full time it wasn't for his own benefit it was for the veterans themselves, their families and the occasional widow or perhaps an orphan. All these people seek help from the agency on a regular basis and the agency provides a valuable service helping them navigate the VA system and assisting them in filing claims. He took the time to explain the difference between a compensation and pension claim and the various pieces of each. He then took the time to discuss the new changes made regarding veteran benefits and also what's available to those who receive veteran disability benefits. He stated that the Fulton County Board of Supervisors approved modifying his position to full time. The cost associated with that has been offset because of the activities of the agency. The claims in the past year he has successfully processed have kept people off Social Services rolls for Medicaid and Medicare thus reducing the counties cost share to those programs. Additionally, they provide transportation services from 3 different locations in Fulton County to the VA Medical Center in Albany and return. That service is also available to those in Hamilton County as well. The van services last year were contracted out and the cost was almost \$10,000. This year the cost to date has been \$30 because of finding volunteer drivers and that is predominantly 5 days a week. In the past year the Veteran's Administration has spent \$1.2 million in Hamilton County alone. The agency along with the National Veteran Service Officers Association and others support legislative efforts for the Federal Government to increase VA funding at the local level. Block Grant funding through the state has failed to filter down to the local level where it is needed. As a result Veterans and potential beneficiaries in remote and rural areas remain underserved. They would like to ask for the County's support with current efforts to enhance funding at the local level. He read from a letter sent, included in the handout, from NYSOGS stating that under the provisions of section 359 of NYS Executive Law an allocation of \$8,529.00 has been made from the Aid to Localities Funds to provide veteran services. He stated that this amount hasn't increased in many years and Federal Funding to this point is completely ceased. Currently there are efforts underway to encourage NYS legislators to increase the funding at the local level as well. At this time a modest increase of \$1,500 to the contractual agreement between the two counties will be offset by the maximum reimbursable amount by NYS. The actual cost share to increase to Hamilton County will be \$750 for the entire year. He stated that something that has just recently come up was the fact that the veterans that live in the remote areas of Hamilton County can't find services for in home health care. Whether they are housebound or in need of aid and attendance there are not enough agencies to serve the veterans within this community in the remote areas. The VA has tried to contract with agencies from Glens Falls and other areas to provide services to veterans and they simply can't find anybody. He has since

contacted the staff in the VA Medical Center in Albany and asked if they would be willing to contract with Hamilton County Public Health. They agreed and said that it would be a pilot program that if successful could spread across NYS and perhaps the country. He sees it as getting Public Health reimbursed for the services provided to veterans through the VA which is a win, win for everybody. Right now there is a difference of terminology between Home Health and Home Care Aides on a Federal and local level. Once a MOU is in place he hopes to have more services available to the veterans within the County. There was some additional information in the handout including statistics and the eligible wartime periods that the VA recognizes.

The Chairman asked for a 5 minute recess for Soil & Water to setup for their presentation.

Ms. Elizabeth Mangle, Soil and Water District Manager, stated that Mr. Robin Morrison who has been serving on the Soil and Water Board for 28 years will be retiring. If the Hamilton County Board members have anybody in mind from their towns please let her know. She also stated that she will be retiring after 30 years for NYS, with 20 of those for Soil and Water. She will be leaving the district feeling very proud of all the team has accomplished expanding programs and services to the constituents. She appreciates all the support from Hamilton County over the years. The Soil and Water Board has hired someone to fill her position and it will be Caitlin Stewart. She has faith in Ms. Stewart along with the current staff. She stated that they will also be hiring for Ms. Stewart's old position and if the Board has anybody in mind for that as well let them know. She thanked everyone and wished them all her best. Her last day will be December 21st.

Caitlin Stewart from Soil and Water presented a handout to the Board members on what their accomplishments were for the year as well as reviewed them. She discussed what to do if you see a Harmful Algal Bloom (HAB). She discussed the new invasive species called the Spotted Lanternfly. In the folder that was handed out there were pamphlets on HAB, the Spotted Lanternfly, their own revamped brochures and annual report. Then she shared a power point to show in detail their accomplishments over the year. She then thanked Ms. Mangle for her service and then the Board for their continued support before she showed the 2018 Conservation Field Day event video.

RESOLUTIONS:

RESOLUTION NO. 377-18

CHANGING ANNUAL SESSION DATE

DATED: DECEMBER 6, 2018

BY MR. R. WILT:

WHEREAS, there is a conflict for the previously scheduled Annual Session date of December 18, 2018, be it

RESOLVED, that the Annual Session previously scheduled for December 18, 2018 be hereby rescheduled for Wednesday, December 19, 2018.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 378-18

AUTHORIZING THE LEVY OF CHARGEBACKS TO TOWNS

DATED: DECEMBER 6, 2018

BY MR. TOMLINSON:

BE IT RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized and directed to levy, from towns as accumulated charge backs accrued, consisting of charge backs from corrections to the tax bills and for tax refunds, as well as any other incidental charges to the towns of Hamilton County as follows:

<u>Town</u>	<u>Drug and Alcohol Testing</u>	<u>Assessment Roll/Bill Printing</u>	<u>Election Expenses</u>	<u>Refund Over Pmts Court Orders/ Clerical Error</u>	<u>Consolidated Health District</u>
Arietta	\$618.02	\$ 1880.75	\$ 5969.67	0	
Benson	370.64	851.75	5711.32	0	
Hope	441.33	922.50	5555.46	0	
Indian Lake	724.03	3303.45	11911.97	0	
Inlet	1042.09	2372.25	5968.22	0	
Lake Pleasant	794.71	2188.60	6180.75	0	\$29,850.09
Long Lake	688.71	2848.70	11720.27	0	
Morehouse	512.01	1505.25	5716.23	0	
Wells	582.70	1795.30	5867.22	0	
Totals	\$5,774.24	\$17,668.55	\$64,601.11	\$0.00	\$29,850.09

BE IT FURTHER RESOLVED, that the charge backs be included in the appropriate town's share of the 2019 County tax levy and to be included in the County tax rate applicable to each town.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 379-18

AMENDING RESOLUTION 355-18 AUTHORIZING ACCEPTANCE OF BACK TAXES

DATED: DECEMBER 6, 2018

BY MR. SEAMAN:

WHEREAS, the Board of Supervisors passed Resolution No. 355-18 accepting the back taxes from Lilith Harris, parcel #32.010-32, Town of Long Lake, and

WHEREAS, the November 30, 2018 due date so noted in Resolution No. 355-18 has not been met, and

WHEREAS, Attorney John Mannix has contacted the Treasurer with a revised closing date of December 7, 2018, be it

RESOLVED, that Resolution No. 355-18 acceptance date be amended to December 14, 2018 and the amount to be paid be amended to include December interest for a total to be paid of \$3,799.23, and the County Treasurer and County Attorney be so advised.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 380-18

TRANSFER OF FUNDS – CORONER

DATED: DECEMBER 6, 2018

BY MR. SEAMAN:

WHEREAS, there is a shortage of funds in the County Coroner Accounts, therefore, be it

RESOLVED, that the County Treasurer be hereby authorized to make the following transfers:

FROM:
A1990.0401 Contingent \$7,000.00

TO:
A1185.0101 Coroners \$ 600.00
A1185.0403 Autopsies \$6,400.00

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

After the following resolution was placed on the floor; the Chairman stated that there are two months where the meeting dates are different than our norm. The first will be in April which Local Government Day is a conflict. The next in July which 4th of July is a conflict.

RESOLUTION NO. 381-18

CALENDAR SCHEDULE OF REGULAR SESSIONS FOR THE YEAR 2019

DATED: DECEMBER 6, 2018

BY MR. WELLS:

RESOLVED, that the attached calendar as submitted by the Chairman of the Hamilton County Board of Supervisors be set up through November 7, 2019 with dates for the Annual Session determined at a later date, and be it further

RESOLVED, that Committee meetings shall be held on the Monday, eleven days prior to the regular Board meeting.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

HAMILTON COUNTY BOARD OF SUPERVISORS
COURTHOUSE
Lake Pleasant, New York 12108

2019 Annual Meeting Calendar presented December 6, 2018
All meetings will start at 10:30 A.M. except when otherwise stated.

	MEETING DATE	CUT OFF DATE SUBMISSION OF BILLS
Organization Meeting 2PM	January 3, 2019	December 26, 2018
February Meeting	February 7	January 29, 2019
March Meeting	March 7	February 26
April Meeting	April 5 (Friday)	March 26
May Meeting	May 2	April 23
June Meeting	June 6	May 28
July Meeting	July 3 (Wednesday)	June 25
August Meeting	August 1	July 23
September Meeting	September 5	August 27
October Meeting	October 3	September 24
November Meeting	November 7	October 29

Committee meeting shall be held on the Monday, eleven days prior to the regular Board meeting.

RESOLUTION NO. 382-18

AUTHORIZATION TO ATTEND THE 2019 NYSAC LEGISLATIVE CONFERENCE

DATED: DECEMBER 6, 2018

BY MR. SEAMAN:

WHEREAS, the New York State Association of Counties (NYSAC) will conduct the 2019 Legislative Conference in Albany, N.Y. January 28, 2019 – January 30, 2019, therefore, be it

RESOLVED, that all Supervisors and County Officials be granted permission to participate in the above mentioned Conference and that the actual and reasonable expenses of the officers attending such meeting shall be a County charge and be audited by this Board in the same manner as other County charges.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

After the following resolution was placed on the floor; the Chairman stated that the County has been using St. Mary's Hospital for autopsies and will continue. When we have needed forensic autopsies we have been going to Albany Medical but we were notified that they were no longer going to provide space for them. He participated in a couple of calls and also attended a meeting in Albany, ultimately ending up with Albany Medical continuing to offer the service but at a much higher price. Ellis Hospital has stepped up and will also provide the service.

RESOLUTION NO. 383-18

RESCINDING RESOLUTION NO. 225-15 – DESIGNATING ST. MARY'S HOSPITAL FOR AUTOPSIES AND AUTHORIZING ST. MARY'S HOSPITAL, ELLIS HOSPITAL, ALBANY MEDICAL CENTER AND NMS LABS FOR AUTOPSY SERVICES

DATED: DECEMBER 6, 2018

BY MR. SEAMAN:

WHEREAS, Resolution No. 225-15 adopted August 6, 2015 designated St. Mary's Hospital for autopsies, and

WHEREAS, it has now been deemed necessary to have an agreement with Ellis Hospital for autopsy services in the instances where St. Mary's Hospital is not able to provide the service, and

WHEREAS, Ellis Hospital and Albany Medical Center have the ability to provide forensic autopsy services, be it

RESOLVED, that Resolution No. 225-15 is hereby rescinded, and be it further

RESOLVED, that the Board of Supervisors hereby directs County Coroners in Hamilton County to employ St. Mary's Hospital, and if not available, Ellis Hospital for the purpose of conducting autopsies on behalf of Hamilton County, and be it further

RESOLVED, that the Board of Supervisors hereby directs County Coroners in Hamilton County to employ Ellis Hospital, and if not available, Albany Medical Center for the purpose of conducting forensic autopsies on behalf of Hamilton County, and be it further

RESOLVED, that NMS Labs be designated as the pathology laboratory for forensic autopsies, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign all necessary documents with St. Mary's Hospital, Ellis Hospital, Albany Medical Center and NMS Labs to provide said services.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 384-18

**AUTHORIZING ONE YEAR CONTRACT EXTENSION WITH ESSEX COUNTY IDA
FOR ECONOMIC DEVELOPMENT ASSISTANCE**

DATED: DECEMBER 6, 2018

BY MR. WELLS:

WHEREAS, the Essex County Industrial Development Agency has agreed to continue to assist Hamilton County, therefore, be it

RESOLVED, that the County of Hamilton enter into a one-year contract extension with the Essex County Industrial Development Agency to provide economic development assistance, support, grant writing assistance, and advice, for the period of January 1, 2019 to December 31, 2019, not to exceed \$10,000.00, and be it further

RESOLVED, the Chairman is authorized to sign said contract.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 385-18

**AUTHORIZING TRANSFER OF FUNDS – LEGISLATIVE BOARD PRINT
ROLLS/TAX BILLS**

DATED: DECEMBER 6, 2018

BY MR. STORTECKY:

WHEREAS, on November 26, 2018, the Hamilton County Real Property Tax Services received the invoice for the 2018-19 Annual Licensing Fee, which is charged to all users of the New York State Real Property System, in the amount of \$7,550.00 (Seven Thousand Five Hundred Fifty Dollars). This fee has been established in accordance with section 190-3.2(b) of Title 9 of the Official Compilation of Codes, Rules and Regulations of the State of New York, and

WHEREAS, the invoice for the 2017-18 NYS Real Property System Annual Licensing Fee was not received and processed until February 5, 2018, and was subsequently paid utilizing funds allocated for this annual license fee payment from the 2018 Adopted Budget instead of the 2017 Adopted Budget funds, and

WHEREAS, the budget year double payment would result in a shortage of funds in Account No. A1010.0404 - Legislative Board Print Rolls/Tax for the remainder of the 2018 Budget to cover the costs of producing the Tax Bills and Tax Rolls for the upcoming 2019 Tax Bill Cycle, now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$7,550.00 from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. A1010.0404 - Legislative Board Print Rolls/Tax to cover the 2018 account overage.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 386-18

**AUTHORIZING CONTRACT BETWEEN HAMILTON COUNTY PUBLIC HEALTH
NURSING SERVICE AND PHYSICAL THERAPIST – KATHLEEN RYAN**

DATED: DECEMBER 6, 2018

BY MR. D. WILT:

WHEREAS, the Hamilton County Public Health Nursing Service contracts with individual providers of physical therapy to provide service to residents in Hamilton County, and

WHEREAS, Kathleen Ryan, is a licensed physical therapist by the NYS Department of Education, Office of Professions and wishes to contract with the Public Health Nursing Service to augment the Physical Therapist's patients and help cover during her time off, and

WHEREAS, the term of this contract shall be from January 1, 2019 through December 31, 2019, 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 Kathleen Ryan, PT, 9 Luzerne Place, Queensbury, NY 12804, with compensation as described above upon approval of the County Attorney and the County Treasurer be so notified.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

After the following resolution was placed on the floor; the Chairman stated that this is due to the higher fuel prices that we have seen this year and higher than expected utilization levels from some of our outside users of the fuel system.

RESOLUTION NO. 387-18

**AMENDING AMOUNT OF 2018 APPROPRIATION AND REVENUE FOR GAS AND
DIESEL**

DATED: DECEMBER 6, 2018

BY MR. SEAMAN:

WHEREAS, the budget appropriation amount for Gas and Diesel for 2018 was set and duly adopted for \$700,000.00 for Account No. DM5130.405 for the purchase of Gas and Diesel Fuel, and

WHEREAS, the budget revenue amount for the sale of Gas and Diesel for 2018 was set and duly adopted for \$400,000.00 for Account No. DM2655.0000 for sale of fuel, and

WHEREAS, the said amounts mentioned herein are estimated by the County Highway Superintendent based on the previous year's expenditures, and

WHEREAS, because of variations of winter conditions and the increases of fuel costs the 2018 budget estimate is over expended and will need adjustments for revenue and appropriations as follows:

Appropriations -
DM5130.405 Gas and Diesel - Increased - \$80,000.00

Revenue –
DM2655.000 Sale of Fuel - Increased - \$80,000.00

be it

RESOLVED, the 2018 budget be amended as stated above and the County Treasurer be so authorized and the Clerk of the Board and Highway Superintendent be so notified.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 388-18

AUTHORIZING TRANSFER OF FUNDS FOR BUILDINGS

DATED: DECEMBER 6, 2018

BY MR. WELLS:

WHEREAS, Account No. A1620.107 Overtime – Buildings is over expended by \$218.53 because staffing and weather issues in 2018, be it

RESOLVED, the following transfer be made:

From: Account No. A1620.402 Power - \$2,000.00
To: Account No. A1620.107 Overtime - \$2,000.00

and the County Treasurer be so authorized to make the said transfer and the County Highway Superintendent and Clerk of the Board be so notified.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 389-18

AUTHORIZING TRANSFER OF FUNDS – MACHINERY REPAIRS

DATED: DECEMBER 6, 2018

BY MR. WELLS:

WHEREAS, Account No. DM5130.4010 Machinery Repairs for 2018 has been over expended because of some major repairs of both highway equipment and solid waste equipment, be it

RESOLVED, that \$15,000.00 be transferred from the Unappropriated County Road Machinery Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. DM5130.4010 Machinery Repairs and the County Treasurer be so authorized.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 390-18

AWARD OF BID FOR UNLEADED GASOLINE 2018

DATED: DECEMBER 6, 2018

BY MR. STORTECKY:

WHEREAS, Hamilton County Public Works Department solicited bids for the County's purchase of Unleaded Gasoline pursuant to invitation to bidders and in accordance with Specification No. 9-2018, and

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

1. Petroleum Traders Corporation
7120 Point Inverness Way
Fort Wayne, Indiana 46804

Bid:

Lake Pleasant - \$0.1550 over "OPIS"

Indian Lake - \$0.2750 over "OPIS"

Long Lake - \$0.2750 over "OPIS"
Arietta - \$0.2750 over "OPIS"
Inlet - \$0.2750 over "OPIS"
Morehouse - \$0.2750 over "OPIS"

2. G.A. Bove and Sons
1537 State Route 30
Wells, NY 12190

Bid:
Lake Pleasant - \$0.33 over "OPIS"
Indian Lake - \$0.38 over "OPIS"
Long Lake – No Bid
Arietta - \$0.38 over "OPIS"
Inlet – No Bid
Morehouse – No Bid

be it

RESOLVED, that award be made as follows:

Petroleum Traders Corporation –

Lake Pleasant - \$0.1550 over "OPIS"
Indian Lake - \$0.2750 over "OPIS"
Long Lake - \$0.2750 over "OPIS"
Arietta - \$0.2750 over "OPIS"
Inlet - \$0.2750 over "OPIS"
Morehouse - \$0.2750 over "OPIS"

be it further

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to enter into a purchase agreement with Petroleum Traders Corporation for calendar year 2019 for all locations for Unleaded Gasoline with the approval of the County Attorney and the County Treasurer, Highway Superintendent and Clerk of the Board be so notified.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 391-18

AUTHORIZING PAYMENT TO CALLANAN INDUSTRIES, INC

DATED: DECEMBER 6, 2018

BY MR. WELLS:

WHEREAS, County Road Project No. 1 CR8, Griffin Road is complete, and

WHEREAS, payment is due to Callanan Industries for Type 3 Hot Mix Asphalt (HMA),
be it

RESOLVED, that the County Treasurer is hereby authorized to make payment as follows:

\$91,353.29 from Account No. D5112.2507 CR8 Griffin Road

\$27,059.72 from Account No. D5110.404 Asphalt

for a total payment of \$118,413.01 made payable to:

Callanan Industries, Inc.
PO Box 15097
Albany, NY 12212-5097

and the Highway Superintendent and Clerk of the Board be so notified.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 392-18

AUTHORIZING PAYMENT TO GORMAN BROTHERS

DATED: DECEMBER 6, 2018

BY MR. WELLS:

WHEREAS, County Road Project No. 2 CR17, French Road is complete, and

WHEREAS, payment is due to Gorman Brothers for paving and fog sealing, be it

RESOLVED, that the County Treasurer is hereby authorized to make payment as follows:

\$140,766.41 from Account No. D5112.2508 CR17
\$ 66,505.30 from Account No. D5110.404 Asphalt

for a total payment of \$207,271.71 made payable to:

Gorman Brothers, Inc.
200 Church Street
Albany, NY 12202

and the Highway Superintendent and Clerk of the Board be so notified.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 393-18

**AUTHORIZING PROMOTIONS OF DPW EMPLOYEES FROM MEO TO
HEO-T**

DATED: DECEMBER 6, 2018

BY MR. WELLS:

WHEREAS, the DPW Superintendent has met with the Public Works and Internal Management Committees to recommend the promotion of the following employees,

Craig Towers – MEO to HEO-T
William Hover – MEO to HEO-T

and

WHEREAS, the DPW Superintendent recommends these promotions, be it

RESOLVED, that hereby the DPW Superintendent is authorized to promote the above mentioned employees from MEO to HEO-T at their current step effective January 1, 2019 and the Personnel Officer, County Treasurer and Clerk of the Board be so notified.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 394-18

AUTHORIZING DEPOSITION OF EXCESS VEHICLES

DATED: DECEMBER 6, 2018

BY MR. WELLS:

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

WHEREAS, the County Fleet Coordinator has made the recommendation 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>
2012	Dodge/Charger	2C3CDXAT6CH226843	N/A	Sheriff	610
2012	Chev/Impala	2G1WF5E33C1271595	AB9070	DPW	752

be it

RESOLVED, the above vehicles be auctioned online by Auctions International and funds from the mentioned auction shall be a revenue credit to Account No. DM2665 Sale of Equipment for DPW owned vehicles and Account No. A2665 Sale of Equipment for all other departments, 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. D. Wilt and adopted by the following vote:

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS

DATED: DECEMBER 6, 2018

BY MR. SEAMAN:

RESOLVED, that the bills in the Machinery Fund amounting to \$126,681.60 and bills in the County Road Fund amounting to \$187,678.80 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. Wells and adopted by the following vote:

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER AND BEACH

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 397-18

APPROVAL OF AUDITS IN THE COUNTY GENERAL FUND AND CAPITAL PROJECT NO. 2017-1 HATCH BROOK BRIDGE

DATED: DECEMBER 6, 2018

BY MR. R. WILT:

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$273,858.24 by the following committees:

Public Works (Buildings) Committee.....	\$83,669.88
Public Works (Solid Waste) Committee	30,596.82
Finance Committee	61,570.83
Health Committee.....	30,993.17
Human Services Committee.....	15,409.23
Central Government Committee	28,575.13
Emergency Prep./Emergency Response.....	15,146.53
Publicity, Tourism, Economic Development & Planning Committee.....	3,003.19
Internal Management Committee	4,893.46

be it further

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

Hatch Brook Bridge Capital Project 2017-1..... \$ 33,651.02

are hereby approved.

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

AYES: R. WILT, STORTECKY, TOMLINSON, WELLS, D. WILT, SEAMAN, FARBER
AND BEACH

NAYS: NONE

ABSENT: FREY

Other Reports:

Mr. Wells: Asked if the County has heard back from Fulton County regarding the Solid Waste Agreement. Did they approve the agreement? The Chairman stated it had missed their meeting but came out of committee unanimously and Mr. Jon Stead expected that it would pass. He wasn't sure if we had received anything formal yet.

Mr. Wells further stated that there was a situation with a Physical Therapist and was wondering if that had been resolved or will there be a follow up. The Chairman stated that the situation had really resolved itself. The Physical Therapist is much more comfortable working on a contractual basis and will be going back to working that way. With having the Physical Therapist as a contract and not an employee gives some bandwidth within the budget and now there is a RN willing to work for the County on a part time basis including on-call. There will be a Health Committee meeting the morning of the 19th to discuss this.

Mr. Stortecky: Asked what happens next with the District Attorney's position. The Chairman stated that it would be entirely up to the County in how we want to proceed; whether we feel we have enough information to make a decision at this point. He stated that his recommendation stays the same simply that we decide and try to resolve it now, ideally within the month of December. If we are inclined to make it full time for January 1, 2020 we need to get that to our State Legislators, Mr. Jim Tedisco and Mr. Robert Smullen, so that we can get the legislation changed in 2019. It's somewhat of an archaic law around the District Attorneys and the way the compensation works. He believes that the population cut-off is 50,000 possibly more. All the counties that have populations over that were required to have full-time DA's and the state would reimburse half the salary. Then one by one the counties with the smaller populations have gone to the legislature and requested their county be added to the counties that are eligible for the reimbursement of half salary. Mr. Stortecky asked how the Board felt. The Board agreed with moving forward. The Chairman stated that there would be a resolution on the agenda for December 19th.

The Chairman: Stated that there was an AATV meeting. He would like to mention that one of their presenters was FirstNet. FirstNet being a construct that was created by the Federal Government to create an emergency response overlay on a specific band of frequencies very close and similar to cellular. A successful proposal to provide that service was by AT&T; once the Federal

Government made the award, states had the ability to opt in taking advantage of that service. It's predicated around inter-operability and some of the experiences that happened around 9/11. He thought it was a good presentation AT&T did on behalf FirstNet to the towns in terms of how they are evolving the network. AATV passed a resolution very similar to the one we did relating to cell service in general and the critical nature of cell service as the first link in the chain around emergency dispatch.

Recessed until December 19, 2018.