

2020

EIGHTH SESSION

AUGUST 6, 2020

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	John Frey
Lake Pleasant	Betsy A. Bain
Long Lake	Clay J. Arsenault
Morehouse	William G. Farber
Wells	Nick Mauro

Also present: County Attorney

A motion was made to accept the minutes of June 4th and July 2nd, 2020 by Mr. Frey, seconded by Mr. Stortecky. Carried.

Public Comment: No Public.

Reports of Standings/Special Committees:

Mr. Wells: Stated there was an Adirondack Park Local Government Review Board (APLGRB) on July 29th at the Adirondack Hotel in Long Lake. The guest speaker was Assemblyman, Daniel Stec. Assemblyman Stec gave an overview of what has been going on in Albany and said he thought they would be back in session in August. During the overview he talked about Albany being a changed place in how they do things and he stated how the 3 Adirondack Amendments were tough to call in his opinion. The Chairman asked Mr. Wells if he had seen the email sent to the APLGRB requesting that he and Mr. Arsenault be invited. He said that he would send it to Mr. Wells again.

Mr. Mauro: Stated that because of the COVID-19 pandemic the Board should have a frugal mindset.

Mr. Frey: Stated that there have been numerous discussions going on about the Budget. He wants to make sure that the Board is recognizant that during the Finance Committee meetings these are

just discussions at this point in time. The consensus of the earlier Finance Committee meeting was for 0% COLA in 2021.

Mr. Wilt: Stated he was looking for the Board's support in regards to a resolution authorizing a generator purchase for East Mountain. He didn't see it on the Agenda. Laura Abrams, Clerk of the Board, stated that she never received one. The Chairman stated that it could be added to the end of the Agenda. Ms. Abrams stepped out to talk with Don Purdy, Emergency Services Director, about getting it.

Mr. Tomlinson: Stated that Erica Mahoney, Public Health Director, is still doing a great job. She had a couple of issues the week before in the Town of Inlet where they held the COVID testing site. He asked for the Supervisors support in regards to testing sites within the communities. The Chairman stated that the Public Health staff had come back despondent at the way it had gone and in the way they were treated. The initial thought was maybe to pullback and just do these clinics out of the Public Health Office. In discussing this, it turned out to be an isolated circumstance. He further discussed how the clinics have changed over the course of COVID and how they could improve things going forward. He stated how Ms. Mahoney should have each of the Supervisor's numbers to contact them if a specific town has a problem arise. Mr. Wells asked what happened in Inlet. The Chairman explained that while in the Town Hall parking lot, the public was being inconvenienced by having to share the parking lot while the testing clinic was going on. Also, the Public Health staff unfortunately had to deal with comments made. He stated that Ms. Mahoney shouldn't have to be at each one of these testing clinics and that the Supervisors should be able to help out.

Mr. Arsenault: Stated that Whitney Industries in the Town of Long Lake is selling 36,000 acres for \$180 Million. He and his Board have been pushed pretty hard to take a stance on this. He stated that his opinion is that taking a firm stance gives the other group something to push against. Right now, they don't have anything to push against and he likes that. Second, this is a private personal sale of John Hendrickson (Widower of Marylou Whitney) of which Local Government has no say at this point. There is no need to confuse the sale with the classification. He stated that the lines of communication are open with the powers to be. Mr. Frey stated that in case New York State ever considers, what some of these groups are talking about, Hamilton County has learned a valuable lesson with the 5-Towns situation. Just because they say that this is going to happen doesn't mean it will happen. If there is a sale of any portion of it and any portion is to be used for recreation, he thinks it should be in writing before the sale happens. Mr. Wells stated that he had talked with Mr. Arsenault and thought he had done a great job as well as letting him know that they all support him.

Mr. Stortecky: Stated that the strategy that both Mr. Arsenault and his Board have implemented is very impressive. He told them to keep up the good work.

The Chairman: Stated that during the earlier Finance Committee meeting Mr. Frey had raised an issue of a part-time Department Head (DH) the County has. This DH works 23 hours per week per the retirement timesheets they submitted. There has been discussion between the DH and the Board about what a work at home model could look like. The DH is concerned about coming back to work because of some personal reasons. The Board has taken the position that they are willing

to take a look at this and make reasonable accommodations to try to see what can be done. He and Mr. Frey were able to get an email out to the DH. In the email it asked for a strategy as to how many hours per week they could work in the office during off times and to provide the Board work product completed up through the end of July. Timesheets and worklogs with backup of work product completed bi-weekly going forward. He is aware that this is low tech compared to what other entities do to monitor work at home but it was the best they could come up with given the circumstance. They are now waiting for the DH's feedback. Once they get a proposal back, he and Mr. Frey will review with the Board to make sure the plan is adequate. He asked if the Board would like to further discuss in detail.

A motion was made to go into Executive Session by Mr. Wells to discuss a personnel matter specific to an employee, seconded by Mr. Stortecky. Carried.

A motion to go back into Open Session was made by Ms. Bain, seconded by Mr. Mauro. Carried.

The Chairman reported in Executive Session the discussion was about the performance of one specific employee and no action was taken.

RESOLUTIONS:

RESOLUTION NO. 175-20

**AUTHORIZING A PUBLIC HEARING TO CONSIDER
PROPOSED LOCAL LAW NO. 8 OF 2020 A LOCAL LAW TO EXTEND
THE ADDITIONAL MORTGAGE RECORDING TAX WITHIN THE
COUNTY OF HAMILTON**

DATED: AUGUST 6, 2020

BY MR. FREY:

RESOLVED, that proposed Local Law No. 8 of 2020 titled "A LOCAL LAW TO EXTEND THE ADDITIONAL MORTGAGE RECORDING TAX WITHIN THE COUNTY OF HAMILTON", attached hereto and made a part hereof, be, and the same hereby is introduced before the Hamilton County Board of Supervisors, and in order to give interested members of the public the opportunity to be heard thereon, the Board of Supervisors shall hold a public hearing at the Supervisors' Rooms in the Hamilton County Municipal Building on the 3rd day of September, 2020, at 11 a.m., on the matter of the adoption of said proposed Local Law No. 8 of 2020, entitled "A LOCAL LAW TO EXTEND THE ADDITIONAL MORTGAGE RECORDING TAX WITHIN THE COUNTY OF HAMILTON", and it be further

RESOLVED, that the Clerk of the Board of Supervisors be, and she hereby is authorized and directed to give notice of such public hearing in the manner provided by law.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER
AND MAURO

NAYS: NONE

PROPOSED LOCAL LAW NO. 8 OF 2020

State of New York
County of Hamilton

A LOCAL LAW TO EXTEND THE ADDITIONAL
MORTGAGE RECORDING TAX IN THE
COUNTY OF HAMILTON

WHEREAS, Local Law No. 9 of 2006 duly enacted by the Board of Supervisors of the County of Hamilton authorized the imposition of a mortgage recording tax in accordance with Section 253 of the Tax Law of the State of New York, and

WHEREAS, the Board of Supervisors of the County of Hamilton desires to further extend such mortgage recording tax, now, therefore

BE IT ENACTED, By the Board of Supervisors of the County of Hamilton, State of New York, as follows:

Section 1: Title. This Local Law shall be titled “A Local Law Extending the Additional Mortgage Recording Tax in Hamilton County”.

Section 2: Purpose and Intent. The purpose of this law is to authorize Hamilton County, pursuant to the provisions of Section 253-j of the Tax Law of the State of New York, to impose an Additional Mortgage Recording Tax.

Section 3: Imposition of Tax. For the period commencing December 1, 2020 and ending December 1, 2023, unless further extended by Local Law of the Board of Supervisors, there is hereby imposed, in the County of Hamilton a tax of twenty-five cents (\$0.25) for each one hundred dollars (\$100.00), and each remaining major fraction thereof of principal debt or obligation which is or under any contingency may be secured at the date of execution thereof, or at any time thereafter, by a mortgage on real property situated within the County of Hamilton and recorded on or after December 1, 2020, and a tax of twenty-five cents (\$0.25) on such mortgage if the principal debt or obligation which is or by any contingency may be secured by such mortgage is less than one hundred dollars (\$100.00).

Section 4: Administration and Collection of Tax. The taxes imposed pursuant to this Local Law shall be administered and collected in the same manner as the taxes imposed under subdivision one of Section 253 of the Tax Law and paragraph (b) of subdivision one of Section 255 of the Tax Law. Except as otherwise provided in Section 253-j of the Tax Law, all the provisions of Article 11 of the Tax Law relating to or applicable to the administration and collection of the taxes imposed by such subdivision shall apply to the taxes imposed by this Local Law with such modifications as may be necessary to adapt such language to the tax so authorized.

Such provisions shall apply with the same force and effect as if those provisions had been set forth in full in Section 253-j of the Tax Law, except to the extent that any provision is either inconsistent with a provision of Section 253-j of the Tax Law or not relevant to the tax authorized by Section 253-j of the Tax Law.

Section 5: Real Property located in more than one County or State. Where the real property covered by the mortgage subject to the tax imposed pursuant to this Local Law is situated in this state but within and without Hamilton County, the amount of such tax due and payable to Hamilton County shall be determined in a manner similar to that prescribed in the first undesignated paragraph of Section 260 of the Tax Law which concerns real property situated in two or more counties. Where such property is situated both within Hamilton County and without the state, the amount due and payable by Hamilton County shall be determined in the manner prescribed in the second undesignated paragraph of such Section 260 which concerns property situated within and without the State. Where real property is situated within and without Hamilton County, the recording officer of the jurisdiction in which the mortgage is first recorded shall be required to collect the taxes imposed pursuant to this section.

Section 6: Additional Mortgage Recording Tax. The tax imposed pursuant to this Local Law shall be in addition to the taxes imposed by Section 253 of the Tax Law.

Section 7: Disposition of Taxes. Notwithstanding any provision of Article 11 of the Tax Law to the contrary, the balance of all monies paid to the recording officer of the County of Hamilton during each month upon account of the tax imposed pursuant to this Local Law, after deducting the necessary expenses of his or her office as provided in Section 262 of the Tax Law, except taxes paid upon mortgages which under the provisions of Section 253-j of the Tax Law or Section 260 of the Tax Law are first to be apportioned by the New York State Commissioner of Taxation and Finance, shall be paid over by such officer on or before the tenth day of each succeeding month to the Treasurer of Hamilton County and, after the deduction by such treasurer of the necessary expenses of his or her office provided in Section 262 of the Tax Law, shall be deposited in the general fund of the County of Hamilton. Notwithstanding the provisions of the preceding sentence, the tax so imposed and paid upon mortgages covering real property situated in two or more counties, under which the provisions of Section 253-j of the Tax Law or Section 260 of the Tax Law are first to be apportioned by the New York State Commissioner of Taxation and Finance, shall be paid over by the recording officer receiving the same as provided by the determination of the New York State Commissioner of Taxation and Finance.

Section 8: Payment of Taxes. The tax imposed pursuant to this Local Law shall be payable on the recording of each mortgage of real property subject to taxes there under. Such tax shall be paid to the recording officer of the county in which the real property or any part thereof is situated, except where real property is situated within and without the county, the recording officer of the county in which the mortgage is first recorded shall collect the tax imposed by this Local Law. It shall be the duty of such recording officer to endorse upon each mortgage a receipt for the amount of the tax so paid. Any mortgage so endorsed may thereupon or thereafter be recorded by any recording officer and the receipt for such tax endorsed upon each mortgage shall be recorded therewith. The record of such receipt shall be conclusive proof that the amount of tax stated therein has been paid upon such mortgage.

Section 9: Effective Date. This Local Law shall take effect December 1, 2020, provided that a certified copy thereof is mailed by registered or certified mail to the New York State Commissioner of Taxation and Finance at the Commissioner's Office in Albany at least 30 days prior to the date this Local Law shall take effect. Certified copies of this Local Law shall also be filed with the Hamilton County Clerk, the Secretary of State and the State Comptroller within five (5) days after the Local Law is duly enacted and this Local Law shall be deemed to be duly enacted upon its date of adoption by the Hamilton County Board of Supervisors.

RESOLUTION NO. 176-20

**AUTHORIZING A PUBLIC HEARING TO CONSIDER
PROPOSED RESOLUTION TO EXTEND THE GENERAL SALES AND
COMPENSATING USE TAXES TAX WITHIN THE COUNTY OF
HAMILTON**

DATED: AUGUST 6, 2020

BY MR. FREY:

RESOLVED, that proposed Resolution extending the general sales and compensating use taxes within the County of Hamilton, attached hereto and made a part hereof, be, and the same hereby is introduced before the Hamilton County Board of Supervisors, and in order to give interested members of the public the opportunity to be heard thereon, the Board of Supervisors shall hold a public hearing at the Supervisors' Rooms in the Hamilton County Municipal Building on the 3rd day of September, 2020, at 11:15 a.m., on the matter of the adoption of said proposed Resolution extending the general sales and compensating use taxes within the County of Hamilton, and it be further

RESOLVED, that the Clerk of the Board of Supervisors be, and she hereby is authorized and directed to give notice of such public hearing in the manner provided by law.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,
FARBER AND MAURO

NAYS: NONE

RESOLUTION NO.

**RESOLUTION OF THE BOARD OF SUPERVISORS OF HAMILTON COUNTY,
AMENDING RESOLUTION 210 OF 2013 RECODIFYING AND REIMPOSING
GENERAL SALES AND COMPENSATING USE TAXES IMPOSED AT THE RATE OF
THREE PERCENT BY RESOLUTION NO. 20 OF 1968, ENACTED JANUARY 4, 1968,
AS AMENDED, AND ALSO IMPOSING AN ADDITIONAL ONE PERCENT RATE OF**

**SUCH TAXES FOR A PERIOD OF THREE YEARS, PURSUANT TO THE
AUTHORITY OF SECTION 1210 OF ARTICLE 29 OF THE TAX LAW OF THE
STATE OF NEW YORK**

DATED:

BY

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

RESOLUTION 210 of 2013 heretofore enacted by the Board of Supervisors is hereby amended such that Section 1 shall read as follows:

SECTION 1. Imposition of general sales and compensating use taxes. There are hereby imposed in this county and there shall be paid all of the sales and compensating use taxes described in Article Twenty-eight of the New York Tax Law as authorized by subdivision (a) of section twelve hundred ten of the Tax Law, at the rate of three percent. In addition to those taxes imposed at the rate of three percent, there are hereby imposed in this county and there shall be paid such sales and compensating use taxes at the additional rate of one percent, for the period commencing December 1, 2020, and ending November 30, 2023.

Effective date. The enactment of the foregoing amendment shall take effect December 1, 2020.

Seconded by

RESOLUTION NO. 177-20

AUTHORIZING PAYMENT TO WARRENSBURG COLLISON CENTER, INC.

DATED: AUGUST 6, 2020

BY MR. TOMLINSON:

WHEREAS, Public Health vehicle #763 was involved in an accident and the repairs for the damage was completed by Warrensburg Collison Center, Inc., and

WHEREAS, the Fleet Coordinator recommends the payment of the said repairs of vehicle #763, be it

RESOLVED, the County Treasurer is hereby authorized to increase Account No. A1910.0402 Repairs to Vehicles-Insurance by \$4,484.39 to be totally offset by increasing Revenue Account No. A2680.0000 Insurance Recoveries by \$4,484.39, and be it further

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

Warrensburg Collision Center, Inc.
3985 Main Street
Warrensburg, NY 12885

in the amount of \$4,684.39 for Invoice #2984 and the funds be taken out of Account No. A1910.0402 Repairs to Vehicles-Insurance and the Fleet Coordinator and Clerk of the Board be so notified.

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

**AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER
AND MAURO**

NAYS: NONE

RESOLUTION NO. 178-20

AUTHORIZING PAYMENT TO WARRENSBURG COLLISON CENTER, INC.

DATED: AUGUST 6, 2020

BY MS. BAIN:

WHEREAS, Sheriff vehicle #604 was involved in an accident and the repairs for the damage was completed by Warrensburg Collison Center, Inc., and

WHEREAS, the Fleet Coordinator recommends the payment of the said repairs of vehicle #604, be it

RESOLVED, the County Treasurer is hereby authorized to increase Account No. A1910.0402 Repairs to Vehicles-Insurance by \$8,346.51 to be totally offset by increasing Revenue Account No. A2680.0000 Insurance Recoveries by \$8,346.51, and be it further

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

Warrensburg Collision Center, Inc.
3985 Main Street
Warrensburg, NY 12885

in the amount of \$9,346.51 for Invoice #2976 and the funds be taken out of Account No. A1910.0402 Repairs to Vehicles-Insurance and the Fleet Coordinator and Clerk of the Board be so notified.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER

AND MAURO

NAYS: NONE

RESOLUTION NO. 179-20

CONTRACTING ABSTRACTING SERVICES FOR THE TREASURER'S OFFICE

DATED: AUGUST 6, 2020

BY MR. FREY:

WHEREAS, the Hamilton County Treasurer's Office each year has stub searches performed on delinquent properties that are part of the foreclosure procedure, and

WHEREAS, last year this was successfully performed by Mountain Abstract Company, Inc., and

WHEREAS, Mountain Abstract Company, Inc. is able to provide the abstracting services we need at the same price as last year's services; that being \$125 per new search and \$50 per two year update search, therefore, be it

RESOLVED, that the Chairman is hereby authorized to enter into an abstracting agreement with Mountain Abstract Company, Inc., PO Box 140, Chestertown, NY 12817 under the same terms and conditions as was done last year.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER
AND MAURO

NAYS: NONE

RESOLUTION NO. 180-20

TRANSFER OF FUNDS – COUNTY CLERK'S OFFICE

DATED: AUGUST 6, 2020

BY MR. FREY:

WHEREAS, Jane Zarecki, met with the Central Government Committee to explain the present workload situation due to COVID 19 and office closings in the Hamilton County Department of Motor Vehicles and now that the office is open, and

WHEREAS, the increased workload has necessitated working additional hours to try to

stay current as the office is open on a first come, first serve basis while maintaining social distancing and cleaning protocols, and

WHEREAS, the “additional time” budget line has been nearly depleted due to the extra work being done by staff, and

WHEREAS, in the County Clerk Budget there is a “temporary help” budget line established in 2018 for additional help in the amount of \$5,200.00 and which has been continued since, and

WHEREAS, they do not have a temporary person on staff and could better use this money if it were transferred to the additional time line versus bringing in someone without any experience, therefore, be it

RESOLVED, that the \$5,200.00 be transferred from Account No. A1410.105 Clerk, Temporary to Account No. A1410.108 Additional Time and the Treasurer be so authorized.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

RESOLUTION NO. 181-20

FULTON COUNTY INFORMATION SERVICES CONTRACT- PROBATION

DATED: AUGUST 6, 2020

BY MR. STORTECKY:

WHEREAS, the Hamilton County Probation Department began contracting with the Fulton County Information Services Department to provide hosting and IT services for their Caseload Explorer Program on October 1, 2013, and

WHEREAS, the Probation Department wishes to continue receiving this service, and

WHEREAS, the Fulton County IT Department is willing to continue this service at the same rate of \$2,400.00 per year, and

WHEREAS, the contracts for 2017 through 2020 were not executed, and

WHEREAS, the payments for 2017, 2018, and 2019 were not made because contracts were not executed, but Fulton County did provide the service, be it

RESOLVED, that with the approval of the County Attorney, the Chairman of the Board of Supervisors is hereby authorized to execute contracts with Fulton County IT for said services for the years 2017-2020, and be it further

RESOLVED, that the County Treasurer be hereby authorized to transfer \$7,200 from Contingent Account No. A1990.0401 to Probation Account No. A3140.0411 Computer Equipment/Services, and be it further

RESOLVED, that upon receipt of fully executed contracts the Probation Director is authorized to process payments for said services through the audit process.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

RESOLUTION NO. 182-20

AUTHORIZING CHAIRMAN TO SIGN COMMUNITY SERVICES FOR THE ELDERLY CONTRACT AGREEMENT BETWEEN WARREN/HAMILTON OFFICE FOR THE AGING AND HAMILTON COUNTY PUBLIC HEALTH NURSING SERVICE

DATED: AUGUST 6, 2020

BY MR. TOMLINSON:

WHEREAS, the Hamilton County Public Health Nursing Service maintains an agreement with Warren/Hamilton Office for the Aging, and

WHEREAS, Hamilton County Public Health Nursing Service provides services for Hamilton County residents under a Community Services for the Elderly contract, and

WHEREAS, this contract has been submitted for renewal for the period April 1, 2020 – March 31, 2021 in the amount of \$3,313.00, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the agreement between the Public Health Nursing Service and Warren/Hamilton Office for the Aging, upon approval of the County Attorney, on behalf of the Hamilton County Public Health Nursing Service.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER

AND MAURO

NAYS: NONE

RESOLUTION NO. 183-20

**AUTHORIZING CHAIRMAN TO SIGN CONTRACT WITH LAKE PLEASANT
CENTRAL SCHOOL DISTRICT TO PROVIDE SERVICES FOR THE PRESCHOOL
SPECIAL EDUCATION PROGRAM**

DATED: AUGUST 6, 2020

BY MR. WILT:

WHEREAS, the Hamilton County Public Health Nursing Service is required to provide for special education and related services for children aged 3-5, who reside within Hamilton County and have a developmental delay as defined through a comprehensive evaluation, through the Committee on Pre-School Special Education (CPSE) process, and

WHEREAS, Lake Pleasant Central School District is an approved provider of special education and related services through the New York State Department of Education, and

WHEREAS, the frequency and duration of services for each child is based on the findings of the comprehensive evaluation and rules applying to section 4410 of the NYS Education Law, as determined by the CPSE committee in preparing an Individualized Education Plan (IEP), and

WHEREAS, the compensation for special education and related services are set at rates in conjunction with the Rate Setting Unit of the NYS Department of Education, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is authorized to enter into a contract with said provider to provide the aforesaid services for the period of September 1, 2020 through August 31, 2021 pursuant to an aforesaid IEP for each eligible child, with compensation for services rendered at the current approved rates set forth for Hamilton County by the Rate Setting Unit of the NYS Education Department, upon approval of the County Attorney and the County Treasurer be so notified.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER
AND MAURO

NAYS: NONE

RESOLUTION NO. 184-20

AUTHORIZING CHAIRMAN TO SIGN CONTRACT WITH SCHOOL DISTRICT TO PROVIDE RELATED SERVICES FOR THE PRESCHOOL SPECIAL EDUCATION PROGRAM – INDIAN LAKE CENTRAL SCHOOL

DATED: AUGUST 6, 2020

BY MR. WILT:

WHEREAS, the Hamilton County Public Health Nursing Service is required to provide for Related Services (Speech, Occupational and Physical Therapy Services) for children aged 3-5, who reside within Hamilton County and have a developmental delay as defined through a comprehensive evaluation, through the Committee on Pre-School Special Education (CPSE) process, and

WHEREAS, Indian Lake Central School District can provide these related services through the New York State Department of Education, and

WHEREAS, the frequency and duration of services for each child is based on the findings of the comprehensive evaluation and rules applying to section 4410 of the NYS Education Law, as determined by the CPSE committee in preparing an Individualized Education Plan (IEP), and

WHEREAS, the compensation for related services are set at rates in conjunction with the Rate Setting Unit of the NYS Department of Education, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is authorized to enter into a contract with said provider to provide the aforesaid services for the period of September 1, 2020 through August 31, 2021 pursuant to an aforesaid IEP for each eligible child, with compensation for services rendered at the current approved rates set forth for Hamilton County by the Rate Setting Unit of the NYS Education Department, upon approval of the County Attorney, and the County Treasurer be so notified.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

RESOLUTION NO. 185-20

AUTHORIZING CHAIRMAN TO SIGN CONTRACTS FOR EVALUATION AND SERVICE PROVISION WITH CENTER-BASED SERVICE PROVIDERS FOR CHILDREN AGED 3-5 YEARS

DATE: AUGUST 6, 2020

BY MR. STORTECKY:

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) process, and

WHEREAS, Hamilton County is required to provide for any combination of Center-Based itinerant or related professional services including: Special Education Itinerant (SEIT) Services; skilled Physical, Occupational, and Speech Therapy Related services; Counseling and/or one-on-one Aide services for children determined to have an eligible level of developmental delay and require center-based services to fully meet their needs; as defined through the CPSE Process, and

WHEREAS, pursuant to Section 4410 of the New York State Education Law, the County is required to maintain contracts with several providers for the provision of comprehensive Evaluation and specialized center-based services as described above; in order to provide parents with a choice for service provision, and

WHEREAS, reimbursement for comprehensive evaluation and subsequent center-based services is determined by the extent of the evaluation and results, and based on rates set in conjunction with the Rate Setting Unit of the New York State Education Department, and

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

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

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is hereby authorized to sign contracts, upon approval of the County Attorney, for Comprehensive Evaluation and Center-Based professional service provision for children residing within Hamilton County at rates set by the New York State Department of Education, for the period of September 1, 2020 through August 31, 2021 between the Hamilton County Public Health Nursing Service and, not limited to but including, the following center-based preschool service providers:

NYSARC, Inc.
a/k/a The Children's Corner – The Adirondack ARC
12 Mohawk Street Tupper Lake, NY 12986
518-359-3351

Center for Disability Services (No evaluations)
Db a Prospect Center
133 Aviation Road

Queensbury, NY 12804
518-798-0170

Upstate Cerebral Palsy, Inc
1020 Mary Street
Utica, NY 13501
315-724-6907

Children's Development Group for Speech, OT, PT, and Psychological Services,
PLLC
1701 Front Street
Keesville, NY 12944
518-834-7071

Kelberman Center, Inc
1601 Armory Drive
Utica, NY 13501
315-797-6241

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER
AND MAURO

NAYS: NONE

RESOLUTION NO. 186-20

**APPROVAL OF AND AUTHORIZING CHAIRMAN TO SIGN A HEALTH HOME
SERVICES PROVIDER AGREEMENT BETWEEN HAMILTON COUNTY
COMMUNITY SERVICES AND THE ADIRONDACK HEALTH INSTITUTE**

DATED: AUGUST 6, 2020

BY MR. WELLS:

WHEREAS, Hamilton County Community Services (HCCS) provides care management services under an agreement with the Adirondack Health Institute's (AHI) Health Home, and

WHEREAS, the current agreement has been updated with respect to the administrative rate charged by AHI, updated changes to reflect the use of Netsmart and Millinpro, and additional third-party language to cover data usage with the New York State Department of Health, be it

RESOLVED, that the Hamilton County Board of Supervisors hereby authorizes the Chairman to sign the updated Health Home Services Provider Agreement and forward it to AHI per instructions provided by AHI.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER
AND MAURO

NAYS: NONE

After the following resolution was placed on the floor; Mr. Frey stated in his opinion this would be subject to rollback should the funding become an issue. He stated he doesn't mean for it to be part of the resolution but thought it should be discussed. Mr. Wells stated that this is not a new position for the office it was cut in 2019 to save the County money; putting this position back to fulltime, like it was, will still be a savings to the County. The Chairman stated that he understood this was originally cut as part of the reconstruction of the office which included not filling the Deputy County Highway Superintendent position. He has made this argument in respect to the Treasurer's Office and other positions like this that the County has adjusted mid-year. He doesn't agree with the making of commitments to fulltime positions mid-year that the County ends up having to budget for not only in future budgets but also with benefit costs. He has always felt that these should be done at budget time as part of the budget deliberation. Mr. Stortecky stated that this would be a case where a *NO* vote would be more relevant. The Chairman stated that his intention is to vote *NO* on this. He stated how Tracy Eldridge, Highway Superintendent, does a great job, works hard on behalf of the County and this is not a reflection on Mr. Eldridge. This is because the Board has spent a fair amount of time talking about the message they want to convey to the Department Heads and in the Budget Memo. He feels we should not make this position fulltime before the Board gets into the budget process and gets that additional information in. Mr. Stortecky stated that hearing his explanation and being the Budget Officer, it strongly influences his vote. He asked if the resolution could be tabled. The Chairman discussed the multiple options there are with resolutions. Mr. Wells stated that when Mr. Eldridge originally cut that position the Board didn't make him wait until budget time. As a Department Head, Mr. Eldridge, has always been proactive in what he is trying to do. Mr. Eldridge had told them earlier that day he could cut almost \$400,000 to his budget. He didn't have to tell the Board that he could have waited until budget time. Mr. Wells stated that Mr. Eldridge cares about his Department and Hamilton County. He also sees this as a future person for this job. Mr. Wells feels that sometimes you have to spend money but in the long run it's more efficient. The Chairman stated he hears what Mr. Wells is saying and remembers that it was originally done off budget. During that time was when he fielded all the heat because it was done off budget. It was done so he could raise Lisa Johnson, then an Administrative Assistant, amongst some others up ahead of January 1. He feels that doing them on the fiscal year as part of the budget process works. Mr. Tomlinson asked if it was out of the question to think that the Board all agreed to do a 0% COLA increase; why wouldn't the Board do a hiring freeze at the same time. The Chairman stated that it could be in the COLA resolution a hiring freeze. The Board has discussed one and they have used a different bar for hiring. He went on to discuss the issues with doing one and the affect it would have on some of the departments. Mr. Tomlinson stated that he wasn't asking for a hiring freeze. He appreciates the background and stated that it brought him back to the proposal he gave the Board regarding Ms. Mahoney. He stated that he felt that this meeting was one of the best he has been at. Mr. Frey stated Roberta Bly, Commissioner of DSS, is telling interviewees that they will be last person in and first person out

if it comes to that point. He plans on voting *YES* on this resolution but if there are budget issues in the end then this position goes back to what it was prior. Mr. Tomlinson said he was a *YES* vote even though he agrees with the Chairman but does feel Mr. Eldridge has given so much. Mr. Frey stated he was willing to give Mr. Eldridge that latitude. Mr. Stortecky stated that because there isn't a clear-cut consensus that it might be an example of where it would be a good idea to table it so we can discuss it in Committee. Mr. Wells stated that this a DPW resolution that has been put forth that the Board is going to move on. The Chairman stated that wouldn't preclude it from being tabled. Mr. Wells asked for it to be voted on and asked for a roll call vote. Laura Abrams, Clerk of the Board, called the vote.

RESOLUTION NO. 187-20

AUTHORIZING DPW TO INCREASE HOURS OF ACCOUNT CLERK AND MOVE POSITION TO 35 HOURS FULL TIME OCTOBER 5, 2020

DATED: AUGUST 6, 2020

BY MR. WELLS:

WHEREAS, the DPW has restructured the administration office for 2020, and

WHEREAS, the Superintendent had hired a Part-Time Account Clerk in February of 2020, and

WHEREAS, the current Part-Time Account Clerk has passed the Civil Service Exam for Account Clerk, and

WHEREAS, the Superintendent met with the Public Works Committee to ask for authorization to increase the Part-Time Account Clerk Position hours from 20 to 25 hours per week until October 5, 2020 and at that time make this position full time at 35 hours per week, and

WHEREAS, Public Works Committee recommends this change to the DPW office structure and supports changing the hours of the Part-Time Account Clerk from 20 to 25 hours per week until October 5, 2020 and at that time this position will become a full time 35-hour Account Clerk Position, be it

RESOLVED, that hereby the DPW Superintendent is authorized to change the hours of the Part-Time Account Clerk, Crystal Puterko from 20 to 25 hours per week effective Monday August 10, 2020 and effective October 5, 2020 Account Clerk Crystal Puterko will be a Full-Time 35 hour per week Account Clerk and the Personnel Officer and County Treasurer be so notified.

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

AYES: WILT, TOMLINSON, WELLS, FREY, ARSENAULT AND MAURO

NAYS: STORTECKY, BAIN AND FARBER

RESOLUTION NO. 188-20

AUTHORIZING INCREASED FUNDING FOR CAPITAL PROJECT FOR DAMAGE REPAIR FROM HALLOWEEN STORM OF 2019

DATE: AUGUST 6, 2020

BY MR. WILT:

WHEREAS, Resolution No. 89-20 Authorized Appropriations of \$250,000.00 for repairs of damage from the Halloween Storm of 2019, and

WHEREAS, the DPW has been continuing repairs from the damage and needs more funding to continue the damage repairs, and

WHEREAS, DPW Superintendent has spoken with the County Treasurer and recommends the transfer of \$250,000.00 from the County Road Fund balance to fund these ongoing repairs, be it

RESOLVED, that \$250,000.00 be transferred from the Unappropriated County Road Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Capital Account No. H7.8760.401 Halloween Storm 2019 and that hereby the County Treasurer is authorized to make the said transfer and the Clerk of the Board and County DPW Superintendent be so notified.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

RESOLUTION NO. 189-20

AWARD OF BID SPECIFICATION 9-2020 BRIDGE DECKING

DATED: AUGUST 6, 2020

BY MR. WELLS:

WHEREAS, Hamilton County DPW has solicited proposals for Bridge Decking and Associated Materials for Rogers Bridge on County Route 6, and

WHEREAS, One (1) bid was received in response to the said invitation to bidders, as follows:

1. Laminated Concepts Inc.
PO Box 369
Big Flats, NY 14814

Bid: \$38,968.00

and

WHEREAS, the Superintendent has reviewed the bid to confirm that bid specifications were met and are satisfactory, and

WHEREAS, the County Highway Superintendent recommends the award be made, be it

RESOLVED, the award of the bid for Bridge Decking and Related Materials be made to Laminated Concepts, Inc. of Big Flats, NY in the amount of \$38,968.00, and be it further

RESOLVED, the Chairman of the Board be authorized to enter into an agreement for the said Bridge Decking with Laminated Concepts, Inc. subject to the approval of the County Attorney and the County Treasurer, Highway Superintendent and Clerk of the Board be so notified.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER
AND MAURO

NAYS: NONE

RESOLUTION NO. 190-20

AUTHORIZATION TO CLOSE-OUT HATCH BROOK BRIDGE CAPITAL PROJECT

DATED: AUGUST 6, 2020

BY MR. MAURO:

WHEREAS, Resolution No. 94-17 authorized the implementation and funding in the first instance 100% of the Federal Aid and State Eligible cost of a Federal Aid and/or State Aid transportation project and appropriated \$910,000.00 for the Hatch Brook Bridge project BIN 3307290, and

WHEREAS, Resolution No. 275-17 established a Capital Project Account entitled Hatch Brook Bridge – Bridge NY Project of CR6 Bridge over Hatch Brook BIN 3307920 Town of Benson, Hamilton County, New York Account No. H6.5112.206, and

WHEREAS, the Hamilton County DPW Superintendent recommends that the project can be officially closed as all work is complete, all expenses are satisfied, the county has received all

reimbursement and the Final Acceptance of Locally Administered Project was certified on July 2, 2020 by New York State Department of Transportation, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to close Account No. H6.5112.206, Hatch Brook Bridge – Bridge NY Project of CR6 Bridge over Hatch Brook BIN 3307920 Town of Benson, Hamilton County, New York and return the remaining balance of \$864,712.40 to the Unappropriated General Fund Balance and the Hamilton County DPW Superintendent and the Hamilton County Clerk of the Board be so notified.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

After the following resolution was placed on the floor: Mr. Arsenault asked for clarification. Would \$884,640.61 be going back into the Fund Balance? The Chairman stated yes, the money was taken from the Fund Balance because it was a project that was going to be funded from a variety of sources. The Capital Project was set up to pay the bills along the way and then the County had to wait for the grant money to come back.

RESOLUTION NO. 191-20

**AUTHORIZATION TO CLOSE-OUT HAMILTON COUNTY FUEL
CONSOLIDATION-PHASE III CAPITAL PROJECT**

DATED: AUGUST 6, 2020

BY MR. FREY:

WHEREAS, Resolution No. 37-15 created and funded Capital Project Account No. H5.5989.0201 Fuel Consolidation Project Phase III, and

WHEREAS, the Hamilton County DPW Superintendent recommends that the project can be officially closed as all work is complete, all expenses are satisfied, and the County has received all reimbursement, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to close Capital Project Account No. H5.5989.0201 Fuel Consolidation Project Phase III and return the remaining balance of \$884,640.61 plus interest to the Unappropriated General Fund Balance and the Hamilton County DPW Superintendent and the Hamilton County Clerk of the Board be so notified.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER

AND MAURO

NAYS: NONE

RESOLUTION NO. 192-20

AUTHORIZING TRANSFER OF VEHICLES WITHIN COUNTY AGENCIES

DATED: AUGUST 6, 2020

BY MR. WILT:

WHEREAS, the Fleet Coordinator recommends the following vehicle transfers to utilize the vehicles for County Departments:

Year	Make/Model	VIN	Plate
FROM: Public Health – Car #758			
(1) 2015	Chevrolet Impala	2G1WA5E39F1167485	AW4368
	To: DPW (District Attorney)	Value:	\$1,575.00

Year	Make/Model	VIN	Plate
FROM: Comm. Services – Car #913			
(1) 2015	Chevrolet Impala	2G1WA5E38F1160172	AW2049
	To: Board of Supervisors	Value:	\$1,575.00

Year	Make/Model	VIN	Plate
FROM: Public Health – Car #756			
(1) 2014	Chevrolet Impala	2G1WA5E30E1158043	AB9084
	To: DPW (Floater)	Value:	\$1,505.00

and

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

RESOLVED, that vehicle transfer 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. Stortecky and adopted by the following vote:

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

RESOLUTION NO. 193-20

AUTHORIZING DISPOSAL OF EXCESS VEHICLES

DATED: AUGUST 6, 2020

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>
2013	Chev/Impala	2G1WF5E35D1244612	AB9079	DPW	755
1981	Chev/Kodiak	1GBM7D1Y2BV136438	AB3270	DPW	125
2012	Freightliner	1FVACXDT8CHB7692	AB3272	DPW	122

be it

RESOLVED, the above vehicles be auctioned on-line by Auctions International and funds from the mentioned auction shall be a revenue credit to Account No. DM2665 Sale of Equipment, 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 Ms. Bain and adopted by the following vote:

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

After the following resolution was placed on the floor; The Chairman thanked Mr. Stortecky for the Whereas that added the COVID death toll. The Chairman asked what source was used for the numbers. Mr. Stortecky stated that he used a website that had graphs and charts of all the various states. The Chairman stated that the dates and numbers didn't match what was on the NYSDOH website.

RESOLUTION NO. 194-20

**REQUESTING THAT GOVERNOR ANDREW CUOMO RAISE OUR
FLAG TO FULL STAFF**

DATED: AUGUST 6, 2020

BY MR. STORTECKY:

WHEREAS, since April 8, 2020 as per the directive of New York State Governor Andrew Cuomo, our flag, the symbol the United States of America, has been at half-staff mourning the loss of our fellow citizens in New York in the battle against COVID-19, and

WHEREAS, as of August 6, 2020 we have mourned as a State for one-hundred twenty-one consecutive days, and the longer our flag remains at half-staff, the less significant its meaning becomes, and

WHEREAS, we will continue to mourn every life that is lost in our State, the U.S.A. and the nations of the world, and

WHEREAS, since the death of 799 New Yorker's on April 9th, and with the exception of a one-day spike of 951 deaths on May 7th, the number of deaths per day has been in single and double digits, and was 5 on July 31st 2020, and

WHEREAS, federal guidance requires the lowering of our flag to half-staff for 30 days for the death of any current or former president of the United States, and

WHEREAS, it has been said that when our flag is at half-staff, the invisible flag of death waves above it, and

WHEREAS, in the ongoing war against COVID-19, the citizens of New York State understand that more death and mourning is inevitable, but they do not want to continue fighting in this war against an invisible enemy with the flag of our enemy flying above our own flag, the Stars and Stripes, now, therefore, be it

RESOLVED, that the Hamilton County Board of Supervisors respectfully request that you, Governor Cuomo, set the example and lead our State in the battles to come with our flag at full-staff, waving proudly, as an inspiration to our State and our Country. You have demonstrated your compassion by lowering our flag, and now you have the opportunity to show us all that you will lead the living to victory with our flag at full staff. May God Bless New York State and the United States of America.

Seconded by All and adopted by the following vote:

**AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER
AND MAURO**

NAYS: NONE

After the following resolution was placed on the floor; Mr. Frey stated he finds it ridiculous that retirement still asks for this.

RESOLUTION NO. 195-20

STANDARD WORK DAYS FOR ELECTED AND APPOINTED OFFICIALS

DATED: AUGUST 6, 2020

BY MR. MAURO:

WHEREAS, New York State Retirement Regulation 315.4 requires time logs, and the Board of Supervisors to set the Standard Work Day for Elected and Appointed Officials, and

WHEREAS, time logs have been kept and submitted, now, therefore, be it

RESOLVED, that the County of Hamilton here establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of the Board:

Title	Name	Social Security Number (Last 4 digits)	Reg. Number	Standard Work Day	Term Begins/ Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on record of activity)
Supervisor	Richard A. Wilt	■■■■	■■■■■■■■	7	1/1/20-12/31/21	N	4.33
Supervisor	Brian Wells	■■■■	■■■■■■■■	7	1/1/20-12/31/23	N	9.38
Supervisor	John Frey	■■■■	■■■■■■■■	7	1/1/20-12/31/21	N	0
Supervisor	Betsy Bain	■■■■	■■■■■■■■	7	1/1/20-12/31/20	N	3.58
Supervisor	Clay Arsenault	■■■■	■■■■■■■■	7	1/1/20-12/31/21	N	2.41
Supervisor	William G. Farber	■■■■	■■■■■■■■	7	1/1/20-12/31/21	N	25.67
Supervisor	Nick Mauro	■■■■	■■■■■■■■	7	1/1/20-12/31/21	N	1.76
County Clerk	Jane Zarecki	■■■■	■■■■■■■■	7	1/1/20-12/31/23	N	25.16
Treasurer	Beth Hunt	■■■■	■■■■■■■■	7	1/1/20-12/31/23	N	23.01

District Attorney	Christopher Shambo	█	█	7	1/1/20-12/31/23	N	23.38
County Attorney	Charles R. Getty, Jr.	█	█	7	1/1/20-12/31/21	N	12.69

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

RESOLUTION NO. 196-20

AUTHORIZING PAYMENT TO WARRENSBURG COLLISION CENTER, INC.

DATED: AUGUST 6, 2020

BY MR. WILT:

WHEREAS, Public Health vehicle #763 was involved in an accident and the repairs for the damage was completed by Warrensburg Collision Center, Inc., and

WHEREAS, an invoice for supplement damages has been received and the Fleet Coordinator recommends the payment of the said repairs of vehicle #763, be it

RESOLVED, the County Treasurer is hereby authorized to increase Account No. A1910.0402 Repairs to Vehicles-Insurance by \$1,850.68 to be totally offset by increasing Revenue Account No. A2680.0000 Insurance Recoveries by \$1,850.68, and be it further

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

Warrensburg Collision Center, Inc.
3985 Main Street
Warrensburg, NY 12885

in the amount of \$1,852.68 for Invoice #2993 and the funds be taken out of Account No. A1910.0402 Repairs to Vehicles-Insurance and the Fleet Coordinator and Clerk of the Board be so notified.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

RESOLUTION NO. 197-20

**AUTHORIZING CHAIRMAN TO SIGN CONTRACT WITH ABSOLUTE AUCTIONS
& REALTY, INC. FOR PROPERTY AUCTIONS FOR YEARS 2020 AND 2021**

DATED: AUGUST 6, 2020

BY MR. MAURO:

WHEREAS, the County of Hamilton has had success in our property tax auctions over the past two years with Absolute Auctions & Realty, Inc., and

WHEREAS, we have been able to put all of our properties in the auctions back on the tax rolls, be it

RESOLVED, that the County of Hamilton contract with Absolute Auctions & Realty, Inc. to hold property auctions on our behalf in conjunction with Fulton County's tax property auctions, and be it further

RESOLVED, that the contract will cover two years, terminating on December 31, 2021 with the option of a one-year extension at the mutual consent of both parties, and be it further

RESOLVED, that the Chairman of the Board is authorized to sign the contract with Absolute Auction & Realty, Inc.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER
AND MAURO

NAYS: NONE

RESOLUTION NO. 198-20

2020 CYBERSECURITY GRANT – BOARD OF ELECTIONS

DATED: AUGUST 6, 2020

BY MR. FREY:

WHEREAS, the Hamilton County Board of Elections has been awarded the Cybersecurity Remediation Grant BOE01-C004251-1110000 for an amount up to \$62,859.67, and

WHEREAS, this grant is reimbursable for actual costs per the Work Plan submitted by the Hamilton County Board of Elections, and

WHEREAS, both Commissioners have agreed to and signed off on said Work Plan, now, therefore, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is hereby authorized to sign Cybersecurity Remediation Grant BOE01-C004251-1110000.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

RESOLUTION NO. 199-20

AUTHORIZING CHAIRMAN TO SIGN EISEP CONTRACT AGREEMENT BETWEEN WARREN COUNTY OFFICE FOR THE AGING AND HAMILTON COUNTY DEPARTMENT OF SOCIAL SERVICES

DATED: AUGUST 6, 2020

BY MS. BAIN:

WHEREAS, the Hamilton County Department of Social Services maintains an agreement between Warren/Hamilton Office for the Aging, and

WHEREAS, Hamilton County Department of Social Services is to provide services for Hamilton County residents under an EISEP Contract, and

WHEREAS, this contract will be for the period of April 1, 2021 – March 31, 2022 in an amount not to exceed \$30,500.00, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the agreement between the Department of Social Services and Warren/Hamilton Office for the Aging, upon approval of the County Attorney, on behalf of the Hamilton County Department of Social Services.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

RESOLUTION NO. 200-20

**AUTHORIZING CHAIRMAN TO SIGN AMENDED EISEP AGREEMENT BETWEEN
WARREN/HAMILTON COUNTY OFA FOR PCI AND PCII LEVEL SERVICES –
PUBLIC HEALTH**

DATED: AUGUST 6, 2020

BY MR. TOMLINSON:

WHEREAS, the Hamilton County Public Health Nursing Service has the capacity to provide personal care worker services for Hamilton County residents, and

WHEREAS, Warren/Hamilton Office for the Aging wants to contract for PCI and PCII levels of service under the EISEP program with Hamilton County Public Health Nursing Service, and

WHEREAS, the agreement for the period commencing April 1, 2019 – March 31, 2020 has been increased by \$10,000 for a total of \$45,100, be it

RESOLVED, that upon the County Attorney's approval, the Chairman of the Board of Supervisors is hereby authorized to sign an amended agreement with Warren/Hamilton Office for the Aging for PCI and PCII level services under the EISEP program for a term of April 1, 2019 to March 31, 2020 for a total of \$45,100.00.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER
AND MAURO

NAYS: NONE

RESOLUTION NO. 201-20

**AUTHORIZING CHAIRMAN TO SIGN EISEP AGREEMENT BETWEEN
WARREN/HAMILTON COUNTY OFA FOR PCI AND PCII LEVEL SERVICES –
PUBLIC HEALTH**

DATED: AUGUST 6, 2020

BY MS. BAIN:

WHEREAS, the Hamilton County Public Health Nursing Service has the capacity to provide personal care worker services for Hamilton County residents, and

WHEREAS, Warren/Hamilton Office for the Aging wants to contract for PCI and PCII levels of service under the EISEP program with Hamilton County Public Health Nursing Service, and

WHEREAS, this agreement is for the period commencing April 1, 2020 – March 31, 2021 for a total of \$35,100, be it

RESOLVED, that upon the County Attorney's approval, the Chairman of the Board of Supervisors is hereby authorized to sign an agreement with Warren/Hamilton Office for the Aging for PCI and PCII level services under the EISEP program for a term of April 1, 2020 to March 31, 2021 for a total of \$35,100.00.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

RESOLUTION NO. 202-20

AUTHORIZING CHAIRMAN TO SIGN TITLE III-D – EVIDENCED BASED HEALTH PROMOTION CONTRACT AGREEMENT BETWEEN WARREN-HAMILTON COUNTY OFFICE FOR THE AGING AND HAMILTON COUNTY PUBLIC HEALTH NURSING SERVICE

DATED: AUGUST 6, 2020

BY MR. WELLS:

WHEREAS, the Hamilton County Public Health Nursing Service maintains an agreement between Warren/Hamilton Office for the Aging, and

WHEREAS, Hamilton County Public Health Nursing Service provides services for Hamilton County residents under a Title III-D contract, and

WHEREAS, this contract has been submitted for the period January 1, 2020 – December 31, 2020 in the full amount of \$3,460.00, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the agreement between the Public Health Nursing Service and Warren/Hamilton Office for the Aging, upon approval of the County Attorney, on behalf of the Hamilton County Public Health Nursing Service.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER
AND MAURO

NAYS: NONE

RESOLUTION NO. 203-20

**RESCINDING RES. NO. 155-20 AND AUTHORIZING HYPER-REACH SERVICES
AGREEMENT, FUNDING AND PAYMENT**

DATED: AUGUST 6, 2020

BY MR. TOMLINSON:

WHEREAS, Resolution No. 155-20 adopted June 4, 2020 authorized an agreement and funding for the Sam Asher Computing Services (aka Hyper-Reach) agreement, and

WHEREAS, it has now been determined that due to the term of the COVID funding that Public Health received it can only be used for one month of the Hyper-Reach agreement, be it

RESOLVED, that Resolution No. 155-20 be hereby rescinded, and be it further

RESOLVED, that upon approval of the County Attorney the Chairman of the Board of Supervisors is hereby authorized to enter into an agreement with Sam Asher Computing Services, Inc. (aka Hyper-Reach) for the Hyper-Reach Notification System for a 3-year term, for a total contract of \$16,250.00, and be it further

RESOLVED, that said contract will be paid in two 18-month payments, and be it further

RESOLVED, that \$8,579.86 of DSRIP money currently in the unappropriated general fund balance be transferred from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to the following Accounts:

Community Services Account No. A4310.0419 AHI DSRIP	\$1,125.00
Public Health Account No. A4050.0446 AHI DSRIP PPS	\$7,454.86

and be it further

RESOLVED, that upon receipt of the invoice for the first 18 months of said services, the County Treasurer is hereby authorized to issue a check in the amount of \$8,825.00 to Sam Asher Computing Services, Inc. (aka Hyper-Reach) to be paid from the following Accounts:

Public Health Account No. A4050.0446 AHI DSRIP PPS	\$7,454.86
Public Health Account No. A4189.4540 Emergency Preparedness Misc.	\$ 245.14
Community Services Account No. A4310.0419 AHI DSRIP	\$1,125.00

and be it further

RESOLVED, that Public Health commits \$7,425.00 DSRIP funding to the second payment of said agreement, and be it further

RESOLVED, that the Emergency Services Director, Sheriff, Director of Public Health, Director of Community Services and County Treasurer be so notified

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER
AND MAURO

NAYS: NONE

RESOLUTION NO. 204-20

AUTHORIZING PAYMENT FOR REPAIRS TO TRAILER #981

DATED: AUGUST 6, 2020

BY MR. WELLS:

WHEREAS, Resolution No. 151-20 authorized repairs to SW Trailer #981, and

WHEREAS, the repairs were completed and the said trailer is back in service, and

WHEREAS, the repairs were estimated at a cost of \$11,582.35 to complete and once the trailer was disassembled it required new air hoses and one new tracking arm bringing the total repair cost to \$12,304.02, be it

RESOLVED, that hereby the County Treasurer is hereby authorized to send payment to Dunhams Spring Shop, Inc. in the amount of \$12,304.02 and the funds be taken out of Account No. DM5130.401 Repairs and Clerk of the Board and Highway Superintendent be so notified.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER
AND MAURO

NAYS: NONE

RESOLUTION NO. 205-20

APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS

DATED: AUGUST 6, 2020

BY MR. FREY:

RESOLVED, that the bills in the Machinery Fund amounting to \$115,012.96 and bills in the County Road Fund amounting to \$330,672.38 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. Mauro and adopted by the following vote:

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

RESOLUTION NO. 206-20

APPROVAL OF AUDITS IN THE COUNTY GENERAL FUND AND CAPITAL PROJECT 2019-1 HALLOWEEN STORM

DATED: AUGUST 6, 2020

BY MR. FREY:

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$472,884.29 by the following committees:

Public Works (Buildings) Committee.....	\$20,597.91
Public Works (Solid Waste) Committee	278,915.20
Finance Committee	19,130.39
Health Committee.....	13,935.33
Human Services Committee.....	22,021.80
Central Government Committee	17,252.32
Emergency Prep./Emergency Response.....	95,088.54
Publicity, Tourism, Economic Development & Planning Committee.....	1,352.62
Internal Management Committee	4,590.18

be it further

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

Halloween Storm Capital Project 2019-1.....\$ 169,083.93

are hereby approved.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

After the following resolution was placed on the floor; Mr. Frey stated that this will allow the Personnel Officer to get the budget sheets out to the Departments and start the process. Mr. Stortecky thanked Mr. Frey for taking the first step.

RESOLUTION NO. 207-20

2021 COST OF LIVING ADJUSTMENT

DATED: AUGUST 6, 2020

BY MR. FREY:

BE IT RESOLVED, that the Cost of Living Adjustment for the 2021 Budget will be 0%.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

The Clerk handed out the following resolution.

RESOLUTION NO. 208-20

AUTHORIZING GENERATOR PURCHASE FOR EAST MOUNTAIN MICROWAVE SITE

DATED: AUGUST 6, 2020

BY MR. WILT:

WHEREAS, the East Mountain Microwave site built with SICG Round 3 money is a 100% solar powered site with generator back-up, and the current generator is a standard home unit which is approaching end of life after just 2 winters, and

WHEREAS, the East Mt. site is the sole source of connectivity to dispatch the northern half of the county, and

WHEREAS, as a solar powered site, the site relies more on generator power than solar power for the months of November thru late February, and

WHEREAS, if a major ice storm or such were to happen rendering the solar powered system inoperable for any length of time, the generator must be capable of supplying power for weeks at a time, and

WHEREAS, the East Mt site is a remote site which is often not accessible for service or repair in the winter months, and would not be accessible at all in such as a major ice storm, and

WHEREAS, communication is imperative when weather is at its worst, and

WHEREAS, the generator at the site must be reliable, low maintenance, able to operate for long periods of time, commercial grade with long interval maintenance requirements, have minimum parts that need to be replaced due to wear and tear, 48v DC which eliminates a power robbing 110v inverter which is also susceptible to failure, be monitored remotely, be propane fired and highly efficient since it can be impossible to get fuel to the site at times, be water cooled which greatly extends the time between maintenance, and can also provide at least intermittent heat to the building in the cold season, and

WHEREAS, the Hamilton County Office of Emergency Services has found a single company named Polar Power which produces a generator with those requirements, and

WHEREAS, the Hamilton County Office of Emergency Services has requested the Grants Division of the New York State Department of Homeland Security and Emergency Services to issue a "Single Source Waiver" for the purchase of such a unit using grant funding, and

WHEREAS, the waiver request was granted on July 28, 2020, (submitted with this Resolution), let it therefore be

RESOLVED, that the Hamilton County Office of Emergency Services be authorized to purchase a 48v DC generator from Polar Power for \$17,900.00 (per quote), using funds from DHSES grant SI17-1003-D02, contract # T970970, Account No. A3645.416, and the Hamilton County Treasurer be so notified.

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

AYES: WILT, STORTECKY, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER
AND MAURO

NAYS: NONE

Other Reports:

Mr. Wells: Stated the County Attorney has pointed out that we don't have job descriptions for all positions and some should be updated. He hopes that the Committees can get together to sit down and do this. He also feels that it would help alleviate some problems. He asked the County Attorney if there should be a rule in there about positions having work at home possibility or not.

If not, would it be something that should be approached down the road. The County Attorney stated that it was largely dependent on what the Board came up with for the job description as to whether or not it would be a possibility. Certainly, in the present environment where there is a possibility of living with COVID for years to come it should be something that the Board will want to consider. As things progress along with technology it may allow for more at home functions then at the present time. Mr. Wells thanked him.

Mr. Mauro: Stated that the Roll Call Vote today was the first he had been involved in. He doesn't want to see where the Board is divided. He wants them all to be able to work together. He voted *YES* on the resolution because he didn't want to let that employee slip away. He feels she will be an asset to the Department.

Mr. Frey: Stated that this is why they meet in person. It is so they can have these good discussions like Mr. Tomlinson had pointed out earlier. He stated that no they didn't agree on everything that day but everyone spoke their minds and decisions were made.

Mr. Tomlinson: Stated that he thought it was a good meeting.

Mr. Arsenault: Stated that he thought it was a good meeting.

Mr. Stortecky: Stated that he felt it was a breakthrough day in a lot of ways. He feels proud to be sitting in a room with patriots. One of the things he has heard from constituents is that people ask how can every resolution that comes through always be voted yes. He has explained the process of how most decisions are discussed in Committee.

Ms. Bain: Stated that it was a very good meeting and a lot of good points were made.

As there was no further business, motion to adjourn by Mr. Frey, seconded by Mr. Stortecky. Carried.