

**2021**

**SIXTH ANNUAL SESSION**

**DECEMBER 2, 2021**

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	ABSENT
Benson	John M. Stortecky
Hope	Steven M. Tomlinson
Indian Lake	Brian Wells
Inlet	ABSENT
Lake Pleasant	Betsy A. Bain
Long Lake	Clay J. Arsenault
Morehouse	William G. Farber
Wells	Nick Mauro

Also present: Phillip Snyder-Town of Benson Supervisor Elect, Chris Rhodes-Town of Arietta Supervisor Elect and County Attorney Getty via ZOOM

A motion was made to accept the minutes of November 4, 2021 by Mr. Mauro, seconded by Mr. Tomlinson. Carried.

Public Comment: The Chairman welcomed both Mr. Snyder and Mr. Rhodes and asked if either would like to comment. Chris Rhodes, Town of Arietta Supervisor Elect, stated that he was looking for any advice that he could get.

Reports of Standing/Special Committees:

Ms. Bain: Stated that due to the increasing numbers in the community there were some suggested changes to the COVID Procedure Manual from Dr. Welch-Medical Director, Erica Mahoney-Public Health Director and Kimberly Byrne-Personnel Officer. These highlighted changes are on everyone's desks. She asked everyone to review and adopt the changes. The Chairman stated that because the CDC and the guidelines change regularly the Board had passed a resolution that authorized the Personnel Officer to make the changes in consultation with Dr. Welch and Ms. Mahoney. The timing of this just happened to be such that his suggestion to Ms. Bain was to bring it in today to let the Board know what changes were being recommended. He was not looking to amend the original resolution. Ms. Bain showed what signs would be posted at all the County buildings. Mr. Arsenault asked if that was if the person couldn't distance themselves 3 feet. Ms. Bain stated no, that was for everyone. Mr. Arsenault stated that how it reads is if the person was unable to maintain social distance. Social Distance defined as 3 feet or more. Ms. Bain stated yes

but when the person is entering the building and walking through, we are asking that the person wears a mask. Mr. Arsenault asked if this change was going to be forever. The Chairman stated that nothing is forever. Mr. Arsenault stated that this has been dragging on. The Chairman stated that he agrees. He never would have expected this to play out how it has. The requirements are changing with the numbers and because of the trend last year around the holidays he wouldn't be surprised if some of these criteria stay in place for a while.

Tracy Eldridge, Highway Superintendent, entered the meeting during the Chairman's explanation of the COVID Policy.

Mr. Wells stated he read that the Village of Lake George and Town of Lake George also had gone back to appointment only. You also need proof of vaccination to get an appointment. Warren County is experiencing quite a spike in their cases. The Chairman stated that there are counties and separate municipalities taking that more extreme step of shutting the buildings back down. The County Board thought that was more extreme than what they wanted to see implemented for here. They are public servants and this is a way to keep the offices open while keeping everyone safe. Mr. Stortecky stated that during 2021 with all the people that have gotten vaccinated, worn masks and done lock down there are far more deaths. It is his understanding that because COVID is present in both animal and human population and like any other virus it will mutate every year. It will always be with us and never go away. If he had seen any kind of results that indicated doing any of this had made a significant difference in 2021 opposed to 2020, it would have some logical conclusion but right now he hasn't seen any evidence that masks have any kind of effectiveness. The Chairman stated that he understood but he respectfully disagrees. He stated that he doesn't think they get to pick and choose which of the sciences they cite. They have to take the holistic comprehensive view. That's what he believes they pay the Public Health Director and Medical Director to do. To Mr. Stortecky's point in 2021 they have seen the uptick in numbers but we have also seen a lot less mask wearing. People maintaining less social distancing and getting more relaxed. They saw a dramatic drop off in numbers around cold and flu. The push back of the idea that my wearing a mask protects me is what the medical profession talks about. My wearing a mask doesn't protect me from you. My wearing a mask protects you from me. He agrees that once somebody has spewed it out into the atmosphere the mask isn't going to save him. That is why both Ms. Mahoney and Dr. Welch are suggesting that the signage on the doors are matter of fact and less permissive. Mr. Stortecky asked what happens to violators after the signs are up. The Chairman stated that he doesn't anticipate people will be arrested but if someone in the building feels unsafe because someone else is resistant to a mask then he would ask that they leave. Nobody wants to be the enforcement guru but honestly the whole concept that this has to turn into such a political fight over protecting each other baffles him. Mr. Stortecky asked if Mr. Arsenault would share his personal story with having COVID. Mr. Arsenault stated that he was fully vaccinated. Got COVID and was very, very sick. He was surprised by how sick he got with being fully vaccinated. Ms. Bain stated but doesn't it make you wonder if you weren't vaccinated, how worse it could have been. Mr. Arsenault stated nobody knows that. The Chairman stated with the people here who got vaccinated earlier probably should have had access to the booster sooner. It's not an absolute but there is a pattern of people doing better and being less sick. Mr. Tomlinson stated that he is in support of all that Public Health does and happy to help out in any way that he can. He will do his part and wear a mask. Mr. Mauro stated that he has seen that there are more hospitalizations in Albany County now since last February. He thinks as County leaders they

should be proactive. He stated that the suggested changes were meant more for information and weren't in place yet. They had told Ms. Mahoney, Ms. Byrne and Dr. Welch that they wanted to brief the Board so they were aware of what the recommendations were and what would be sent out to the Department Heads ahead of time. He expects that this will go out later that day. They further discussed Hamilton County's numbers.

Ms. Bain stated that Ms. Mahoney's and Avis Warner's, RN, comp time were starting to climb again. The Board will probably be looking at that down the road. The Chairman stated that this wasn't going to be self-correcting and it will have to be dealt with. They had previously discussed doing something at year end or at the Organizational meeting.

Mr. Stortecky stated that he saw that it was a personal choice for him. Not political but a choice between liberty and tyranny. Having that said and holding respect for everyone he requests that the Clerk send him the ZOOM link for the meeting. He will be leaving the building and logging on from home so he doesn't jeopardize anybody there. Asking if that would be acceptable. The Chairman stated that it was.

Mr. Tomlinson stated his thanks to Ms. Bain and he completely agrees with everything that she had said.

The Board further discussed COVID and masks amongst the community.

RESOLUTIONS:

**RESOLUTION NO. 301-21**

**CALENDAR SCHEDULE OF REGULAR SESSIONS FOR THE YEAR 2022**

**DATED: DECEMBER 2, 2021**

**BY MS. BAIN:**

RESOLVED, that the attached calendar as submitted by the Chairman of the Hamilton County Board of Supervisors be set up through November 3, 2022 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. Mauro and adopted by the following vote:

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

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

2022 Annual Meeting Calendar presented December 2, 2021  
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 6, 2022	December 30, 2021
February Meeting	February 3	January 25, 2022
March Meeting	March 3	February 22
April Meeting	April 7	March 29
May Meeting	May 5	April 26
June Meeting	June 2	May 24
July Meeting	July 7	June 28
August Meeting	August 4	July 26
September Meeting	September 1	August 23
October Meeting	October 6	September 27
November Meeting	November 3	October 25

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

After the following resolution was placed on the floor; Mr. Tomlinson asked what the refund for the Town of Hope was for. The Clerk of Board stated that he would have to talk with Barry Baker, Real Property Tax Director, regarding this.

**RESOLUTION NO. 302-21**

**AUTHORIZING THE LEVY OF CHARGEBACKS TO TOWNS**

**DATED: DECEMBER 2, 2021**

**BY MR. WELLS:**

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 Overpays Court Orders/ Clerical Errors</u>	<u>Consolidated Health District</u>
Arietta	\$735.78	\$2,048.13	\$ 5,948.08	0	

Benson	494.66	1,012.35	7,259.48	0	
Hope	494.66	913.55	5,519.80	9,250.00	
Indian Lake	639.33	4,576.95	12,934.17	0	
Inlet	1,025.16	2,354.25	3,632.55	0	
Lake Pleasant	880.45	2,926.27	9,126.56	0	\$55,000.00
Long Lake	784.04	3,755.25	12,403.86	0	
Morehouse	542.92	1,555.05	4,956.11	0	
Wells	784.04	1,832.78	3,599.06	0	
Totals	\$6,381.04	\$20,974.58	\$65,379.67	\$9,250.00	\$55,000.00

BE IT FURTHER RESOLVED, that the charge backs be included in the appropriate town's share of the 2022 County tax levy and to be included in the County tax rate applicable to each town.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

**RESOLUTION NO. 303-21**

**RESOLUTION AUTHORIZING TOWNS OF BENSON, HOPE, LAKE PLEASANT AND MOREHOUSE SHARED SERVICES CONTRACTS FOR ACCOUNTING IN 2022**

**DATED: DECEMBER 2, 2021**

**BY MR. TOMLINSON:**

WHEREAS, the Hamilton County Board of Supervisors set the agenda for developing a Shared Services Plan with all the Towns, Villages, and School Districts within Hamilton County, and

WHEREAS, the Hamilton County Treasurer's Office has been providing Back Office functions, including but not limited to Accounting, and

WHEREAS, Hamilton County Treasurer's Office would like to continue these functions, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is hereby authorized to enter into agreements with the Towns of Benson, Hope, Lake Pleasant and Morehouse to provide Bookkeeping Services for the year 2022, with the approval of the County Attorney, and be it further

RESOLVED, that the Contracts will be in the following amounts:

Benson	\$ 7,800.00
Hope	\$ 9,700.00
Lake Pleasant	\$13,500.00
Morehouse	\$ 7,800.00

and be it further

RESOLVED, that the County Treasurer be so authorized, plus the Clerk of the Board and Personnel Officer be so notified.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

After the following resolution was placed on the floor; the Chairman stated that it was discussed prior. This will all come out of the payment that is due to the County next year. They were able to claim the full payment they got for this year against lost revenues. They will still have an excess of \$400,000 that they will have to figure out how to expend it on behalf of the County next year. They had previously discussed software and billing upgrades for Public Health. The participation in some of the regional activities around cellular broadband and housing affordability that are issues too big to tackle at the county scale. He feels that they should put together their strategy fairly soon.

**RESOLUTION NO. 304-21**

**CREATE AND FUND ARP ACT ACCOUNT FOR BUCK MOUNTAIN FIRE TOWER TRAIL WORK AND AUTHORIZE PAYMENT TO THE ADIRONDACK MOUNTAIN CLUB**

**DATED: DECEMBER 2, 2021**

**BY MR. ARSENAULT:**

WHEREAS, Hamilton County was awarded ARP Act monies, and

WHEREAS, Resolution No. 150-21 authorized an agreement with the Adirondack Mountain Club for work on the Buck Mountain Fire Tower Trail in the amount of \$31,500.00, and

WHEREAS, said work has now been completed and is an eligible expense under said funding, be it

RESOLVED, that the County Treasurer be hereby authorized to create and fund Account No. A8020.0418 ARP Act, Buck Mt. Fire Tower Trail in the amount of \$31,500.00 to be totally offset by funding Revenue Account No. A4089.0200 – American Rescue Plan Act (ARPA) in the amount of \$31,500.00, and be it further

RESOLVED, that the County Treasurer is hereby authorized to pay the Adirondack Mountain Club \$31,500.00 for Invoice No. 39430 from Account No. Account No. A8020.0418 ARP Act, Buck Mt. Fire Tower Trail.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

**RESOLUTION NO. 305-21**

**CONTINUATION OF TOURIST PROMOTION AGENCY FOR HAMILTON COUNTY  
AND AUTHORIZING SUBMISSION OF APPLICATION TO NEW YORK STATE  
DEPARTMENT OF ECONOMIC DEVELOPMENT FOR MATCHING FUNDS FOR  
PROMOTION OF TOURISM**

**DATED: DECEMBER 2, 2021**

**BY MR. TOMLINSON:**

WHEREAS, the New York State Department of Economic Development is empowered to approve application from local governments for matching funds to be used for promoting tourism therein, and

WHEREAS, the President of the Regional Office of Sustainable Tourism has recommended that an application for such funds be submitted to the Department of Economic Development for matching funds up to the amount appropriated therefore within the New York State budget, now, therefore, be it

RESOLVED, that, Michelle Clement of the Regional Office of Sustainable Tourism be, and hereby is, authorized and directed to submit an application to Kelly Rabideau-Baquerizo, Tourism Matching Funds Director, Empire State Development Division of Tourism, Albany, New York 12245, for matching funds in an amount up to One Hundred Seventy-two Thousand Dollars (\$172,000.00) to be used for the promotion of tourism in Hamilton County, and be it further

RESOLVED, that the Regional Office of Sustainable Tourism is hereby named Project Director in relation thereto, and be it further

RESOLVED, that the Hamilton County Board of Supervisors hereby certifies to the New York State Department of Economic Development that both the County of Hamilton and the Regional Office of Sustainable Tourism have been in existence for more than three (3) years, and be it further

RESOLVED, that in order to comply with Commerce Law, Article 5-A (New York State Tourism Promotion Act) that the Regional Office of Sustainable Tourism be the duly designated tourist promotion agency for the County of Hamilton for the fiscal year of 2021/2022, and the County Treasurer be so advised.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

**RESOLUTION NO. 306-21**

**APPOINTMENTS TO COMMUNITY SERVICES BOARD, INTELLECTUAL AND DEVELOPMENTAL DISABILITIES SUBCOMMITTEE AND THE MENTAL HEALTH SUBCOMMITTEE**

**DATED: DECEMBER 2, 2021**

**BY MS. BAIN:**

WHEREAS, the Chair of the Community Services Board can recommend reappointments to the Community Services Board and its Subcommittees, and

WHEREAS, five members of the Community Services Board have terms that are expiring, and

WHEREAS, two members of the Community Services Board's Intellectual and Developmental Disabilities Subcommittee have terms that are expiring, and

WHEREAS two members of the Community Services Board's Mental Health Subcommittee have terms that are expiring, be it

RESOLVED, that Mary Kiewicz of Piseco, John Simons of Piseco, Bryan Rudes of Piseco, Debby Ameden of Indian Lake and Natalie Luxford of Long Lake be reappointed to the Community Services Board with terms to expire on December 31, 2025, and be it further

RESOLVED, that Mary Kiewicz of Piseco and Kathy Hutchins of Indian Lake be reappointed to the Community Services Board's Intellectual and Developmental Disabilities Subcommittee with terms to expire on December 31, 2025, and be it further

RESOLVED, that Bryan Rudes of Piseco and Natalie Luxford of Long Lake be reappointed to the Community Services Board's Mental Health Subcommittee with terms to expire on December 31, 2025 and the County Treasurer be so advised.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

**RESOLUTION NO. 307-21**

**RESOLUTION TO FUND COUNTY RCORP PROGRAM – COMMUNITY SERVICES**

**DATED: DECEMBER 2, 2021**

**BY MR. TOMLINSON:**

WHEREAS, Hamilton County Community Services (HCCS) participates in the Rural Communities Opioid Response Program (RCORP) grant with Citizens Advocates, Inc. and the Hudson Mohawk Area Health Education Center (HM AHEC) who is the recipient of the grant, and

WHEREAS, Citizens Advocates, Inc. receives funding from the grant from the HM AHEC as they hold the certification for Substance Use Disorder treatment services provided by HCCS, and

WHEREAS, an agreement has been authorized by Hamilton County and Citizens Advocates that will allow Citizens Advocates, Inc. to pass through funding from the grant over the next two years from the HM AHEC to HCCS to provide local services, trainings and support identified in the RCORP grant, and

WHEREAS, the amount for 2021 is \$6,249.75, be it

RESOLVED, that the Hamilton County Board of Supervisors hereby authorizes the County Treasurer to fund Revenue Account No. A2280.0300 CS RCORP Grant in the amount of \$6,249.75 to be totally offset by funding Expenditure Account No. A4310.0413 CS RCORP Grant in the amount of \$6,249.75 as to allow utilization of this funding by Hamilton County Community Services.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

**RESOLUTION NO. 308-21**

**FULTON COUNTY INFORMATION SERVICES CONTRACT- PROBATION**

**DATED: DECEMBER 2, 2021**

**BY MR. MAURO:**

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 \$2,600.00 per year, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a contract between the Hamilton County Probation Department and the Fulton County Information Services Department for \$2,600.00 per year, effective January 1, 2022 – December 31, 2022.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

**RESOLUTION NO. 309-21**

**AUTHORIZING THE REPAYMENT OF FVPSA CARES GRANT BY THE  
DEPARTMENT OF SOCIAL SERVICES**

**DATED: DECEMBER 2, 2021**

**BY MR. WELLS:**

WHEREAS, the Office of Children and Family Services (OCFS) issued an enhanced FVPSA CARES grant in the amount of \$6,000 for victims of domestic violence effected by COVID to the Department of Social Services, and

WHEREAS, due to the restrictions of the funding around the grant the department was unable to expend all of the funds and the remainder of the funding needs to be reimbursed to OCFS, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to make a payment of \$5,570.01 to the NYS Office of Children and Family Services from Account No. A6010.0405 All Other Direct Expenses to refund the unspent amount of FVPSA CARES Contract #T012353.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

After the following resolution was placed on the floor; Mr. Wells asked if the contract before was an individual. The Clerk of the Board stated that it was. The Chairman stated that the thinking was that if a person is doing that kind of investigation then publicizing who to look out for is probably not in the best interest of the process.

**RESOLUTION NO. 310-21**

**AUTHORIZING THE COMMISSIONER OF DEPARTMENT OF SOCIAL SERVICES  
AND THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN A CONTRACT  
FOR WELFARE FRAUD INVESTIGATIONS**

**DATED: DECEMBER 2, 2021**

**BY MS. BAIN:**

WHEREAS, the Commissioner of Social Services of the County of Hamilton (hereinafter the "Commissioner") is charged with the responsibility for the administration of all health and welfare services provided in Hamilton County, at public expense pursuant to the Statewide Managed Care Program, Chapter 165 of the Laws of 1991, directly or through an authorized agent, and

WHEREAS, it is economically and organizationally feasible for the HCDSS to contract with the Provider for the provision of Supportive Investigative Services for the Social Services Programs, and

WHEREAS, the HCDSS and Provider are desirous of further specifying their mutual obligations and responsibilities owed under this Agreement, and

WHEREAS, the provider has secured liability insurance as part of the contract and the HCDSS is desirous of the provider to be reimbursed said expense to retain contract, be it

RESOLVED, that the Commissioner of the Department of Social Services and the Chairman of the Hamilton County Board of Supervisors, be and hereby are, authorized to enter into a contract between the Hamilton County Department of Social Services and the Welfare Fraud investigator to provide supportive investigative services for the Social Services Department.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

After the following resolution was placed on the floor; the Chairman stated that they had met with Sylvie Nelson, Executive Director of the North Country Workforce Development Board, about the workforce investment. They are changing the way they are doing it and he shared the benefits to Hamilton County. The change will be by resolution after the Department of Labor signs off on it.

**RESOLUTION NO. 311-21**

**AUTHORIZING FINAL YEAR OF THE 2017-2021 NORTH COUNTRY WORKFORCE DEVELOPMENT AGREEMENT**

**DATED: DECEMBER 2, 2021**

**BY MR. WELLS:**

WHEREAS, Resolution No. 311-17 authorized execution of the North Country Workforce Development Agreement for a period of July 1, 2017 through June 30, 2021, and

WHEREAS, Hamilton County has now been briefed on the final year of said agreement, and

WHEREAS, the County needs to execute the final year, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute said document.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

**RESOLUTION NO. 312-21**

**AUTHORIZING CHAIRMAN TO SIGN NORTH COUNTRY WORKFORCE  
DEVELOPMENT BOARD LOCAL PLAN**

**DATED: DECEMBER 2, 2021**

**BY MS. BAIN:**

WHEREAS, Sylvie Nelson, Executive Director of the North Country Workforce Development Board presented the July 1, 2021-June 30, 2025 North Country Workforce Development Board Local Plan to the Hamilton County Workforce Development Board members on November 30, 2021, and

WHEREAS, it is recommended that this plan be approved, now, therefore, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is hereby authorized to sign the July 1, 2021-June 30, 2025 North Country Workforce Development Board Local Plan.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

**RESOLUTION NO. 313-21**

**AUTHORIZING PAYMENT TO MAIN MOTORCAR FOR 2021 PUBLIC HEALTH  
VEHICLE**

**DATED: DECEMBER 2, 2021**

**BY MR. WELLS:**

WHEREAS, Resolution No. 292-21 authorizes the County Fleet Coordinator to purchase one (1) 2021 Dodge Durango PPV for use by the Public Health Department, and

WHEREAS, the said vehicle ordered was delivered, and

WHEREAS, the County Fleet Coordinator has inspected said vehicle and confirms it is accepted and meets specification and recommends payment of said vehicle, be it

RESOLVED, the County Treasurer is hereby authorized to make payment to Main Motorcar, 224 West Main Street, Johnstown, NY 12095 in the amount of \$33,078.00 and the funds to be taken out of Account No. A4189.2551 HRI COVID ELC EP/School - Automobile for the Public Health Department and the Public Health Director, Fleet Coordinator and the Clerk of the Board be so notified.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

After the following resolution was placed on the floor; the Chairman explained to the Supervisor Elects how difficult it has been to get vehicles.

**RESOLUTION NO. 314-21**

**AUTHORIZING PAYMENT TO MAIN MOTORCAR FOR 2021 SOCIAL SERVICE VEHICLE**

**DATED: DECEMBER 2, 2021**

**BY MR. WELLS:**

WHEREAS, Resolution Number 291-21 authorizes the County Fleet Coordinator to purchase one (1) 2021 Dodge Durango PPV for use by the Social Service Department, and

WHEREAS, the said vehicle ordered was delivered, and

WHEREAS, the County Fleet Coordinator has inspected said vehicle and confirms it is accepted and meets specification and recommends payment of said vehicle, be it

RESOLVED, the County Treasurer is hereby authorized to make payment to Main Motorcar, 224 West Main Street, Johnstown, NY 12095 in the amount of \$33,078.00 and the funds to be taken out of Account No. A6010.0202 Automobile for the Social Service Department and the Social Service Commissioner, Fleet Coordinator and the Clerk of the Board be so notified.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

**RESOLUTION NO. 315-21**

**AUTHORIZING PAYMENT TO MAIN MOTORCAR FOR 2021 SHERIFF VEHICLE**

**DATED: DECEMBER 2, 2021**

**BY MR. TOMLINSON:**

WHEREAS, Resolution No. 289-21 authorizes the County Fleet Coordinator to purchase one (1) 2021 Dodge Durango PPV for use by the Sheriff's Office, and

WHEREAS, the said vehicle ordered was delivered, and

WHEREAS, the County Fleet Coordinator has inspected said vehicle and confirms it is accepted and meets specification and recommends payment of said vehicle, be it

RESOLVED, the County Treasurer is hereby authorized to make payment to Main Motorcar, 224 West Main Street, Johnstown, NY 12095 in the amount of \$35,553.00 and the funds to be taken out of Account No. A3110.0202 Automobile for the Sheriff's Office and the County Sheriff, Fleet Coordinator and the Clerk of the Board be so notified.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

**RESOLUTION NO. 316-21**

**AUTHORIZING PAYMENT TO MAIN MOTORCAR FOR 2021 DPW VEHICLES**

**DATED: DECEMBER 2, 2021**

**BY MR. ARSENAULT:**

WHEREAS, Resolution No. 290-21 authorizes the County Fleet Coordinator to purchase a two (2) 2021 Ram Pickups for use by DPW, and

WHEREAS, the said vehicles ordered were delivered, and

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

RESOLVED, the County Treasurer is hereby authorized to make payment to Main Motorcar, 224 West Main Street, Johnstown, NY 12095 in the amount of \$56,310.00 and the funds to be taken out of Account No. DM5130.201 Road Equipment for the DPW and the County Highway Superintendent and the Clerk of the Board be so notified.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

After the following resolution was placed on the floor; Tracy Eldridge, Highway Superintendent, stated that this will zero out CHIPS which they needed to do.

**RESOLUTION NO. 317-21**

**AUTHORIZATION OF TRANSFER AND CLOSURE OF COUNTY ROAD PROJECT  
NO 2. OF 2021**

**DATED: DECEMBER 2, 2021**

**BY MR. MAURO:**

WHEREAS, Resolution No. 117-21 authorizes County Road projects for 2021, and

WHEREAS, the following project is complete and has been over expended in the amount shown below:

D5112.2526 CR7 – Hope Falls Road – overage	\$1,814.18
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be it

RESOLVED, that the following transfer be made:

FROM: Account D5112.202 Capital Projects	\$1,814.18
TO: Account D5112.2526 Hope Falls Road	\$1,814.18

and be it further

RESOLVED, that County Road Project No. 2 Account D5112.2526 CR7, Hope Falls Road be closed and the County Treasurer be so authorized to complete the said transfer and close the project and the Clerk of the Board and the County DPW Superintendent be so notified.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

After the following resolution was placed on the floor; the Chairman stated that they are working through the legalese on this. It intersects slightly with what they are doing around leases for access for emergency communications tower. There is a challenge within County law and he hopes they have a path to overcome through some work that Livingston County did. He asked the County Attorney to brief the Board after his review. The County Attorney stated that the opinion from Livingston was about tower leases not the county leasing property to a third party. The Chairman stated that they would discuss that part later. He also stated how this agreement would benefit the county. Mr. Eldridge agreed and discussed how the space would be climate controlled. He also discussed how SLIC would have access to the building but it would be controlled by having card readers. He feels that it would help limit the amount of traffic in the Sheriff's Office.

#### **RESOLUTION NO. 318-21**

#### **AUTHORIZING AGREEMENT WITH SLIC FOR SPACE AT COUNTY COURT HOUSE**

**DATED: DECEMBER 2, 2021**

**BY MR. WELLS:**

WHEREAS, Hamilton County Emergency Services needs a fiber connection between the 911 Dispatch Center and the Wells Fire House for redundancy, and

WHEREAS, SLIC has a fiber connection they are willing to provide in exchange for space in the basement of the Court House, and

WHEREAS, Emergency Management and Highway/Buildings have reviewed the value of the exchange to be very beneficial to the County, and

WHEREAS, the County has determined that the excess space is available, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign all the necessary agreements with SLIC upon the approval of the County Attorney, and be it further

RESOLVED, said agreement will be an even exchange through July 1, 2024, with the County and SLIC evaluating additional services at that point.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

**RESOLUTION NO. 319-21**

**APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS**

**DATED: DECEMBER 2, 2021**

**BY MR. WELLS:**

RESOLVED, that the bills in the Machinery Fund amounting to \$147,401.80 and bills in the County Road Fund amounting to \$119,087.44 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. Tomlinson and adopted by the following vote:

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

**RESOLUTION NO. 320-21**

**APPROVAL OF AUDITS IN THE COUNTY GENERAL FUND**

**DATED: DECEMBER 2, 2021**

**BY MR. MAURO:**

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$230,310.69 by the following committees:

Public Works (Buildings) Committee.....	\$12,201.60
Public Works (Solid Waste) Committee .....	35,504.74

Finance Committee .....	18,227.05
Health Committee.....	27,218.50
Human Services Committee.....	29,356.47
Central Government Committee .....	24,841.25
Emergency Prep./Emergency Response.....	76,447.49
Publicity, Tourism, Economic Development & Planning Committee.....	2,269.54
Internal Management Committee .....	4,244.05

are hereby approved.

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

AYES: TOMLINSON, WELLS, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

ABSENT: WILT, STORTECKY AND FREY

Other Reports:

The Chairman discussed the ability of leasing private property for the purpose of installing an Emergency Communications Tower and what they initially determined to be a barrier to longer term leases. At a previous meeting the County Attorney had raised a question regarding the lease with Verizon. The question was if the County had absolute authority to lease that space on the tower for as long as they did. He stated that if there was a legal challenge brought the person or entity that would suffer would be Verizon. So, if Verizon was comfortable with putting their equipment on the tower and accepting the vulnerability of whether they could or couldn't do it then he saw no downside to the County. Everything in the agreement makes Verizon responsible for getting their equipment off if the lease terminates. However, where they are siting emergency communication towers on private property and they are expending significant capital to build the towers, develop the sites, put up the buildings, and add the communication equipment. If one of those leases were to be invalidated it would in that case be the County of Hamilton that was insignificant. He asked the County Attorney to go back to what he was saying previously. The County Attorney stated that he would like to make a distinction between the lease of Hamilton County property to a third party and a lease by Hamilton County of a third-party property. The Chairman stated that after talking with the Livingston County Attorney it has been clarified that there is a distinction and they can lease private property for their purposes different from the Verizon and SLIC lease. The County Attorney stated that he agrees with the Livingston County Attorney and Jacqueline Murray, Murray's Law Firm. He stated that the NYS Comptroller has defined an exception to the law. The Chairman asked how long of a term. The County Attorney stated a responsible amount of time would be the life of the equipment. The Chairman stated that would meet their needs around the emergency communications piece. He asked if the County Attorney would work with Mr. Purdy on getting resolutions to authorize those leases with the

property owners for their meeting on December 17<sup>th</sup>. The County Attorney stated that he would if Mr. Purdy provided him with the information.

The Chairman stated that the second interviews for the Emergency Services Director position are set up for this afternoon. They have two candidates to fill the huge void of Mr. Purdy retiring. He stated that they wanted to create some overlap to bridge the gap of what January 1<sup>st</sup> will look like. The County will be losing Mr. Wilt, Mr. Purdy and his Deputy as of December 31<sup>st</sup>. They will be trying to set up a meeting either December 13<sup>th</sup> or 15<sup>th</sup> to get C&S, the engineering firm involved with the project, to do a committee meeting. He would like to invite the Supervisors Elect, Committee members and any other interested Supervisors to participate in the meeting. He feels that they will ideally be in a position to bring in the new Emergency Services Director. He would like to set it up as a standalone meeting so there aren't any time constraints. Everyone agreed on December 15<sup>th</sup>.

The Chairman discussed the phases so far on hiring the Emergency Services Director. They had interviewed 3 of the 4 applicants. One not being qualified. They have two coming back to interview this afternoon.

The Chairman stated that he hadn't heard anything back from NYSEG. He discussed how NYSEG is in the process of trying to rebuild their section of powerline that runs from Raquette Lake to Blue Mountain. That is the feeder that feeds up to Long Lake and Newcomb. They had requested a meeting with some of the State Legislators and himself to discuss that they were encountering some problems with the permitting for rebuild. He has been assured that NYSDEC understands the gravity of the situation of why they need to move it along. As he hears more, he will brief everyone on the status.

The Chairman filled in Mr. Wells about the discussion, previously had, regarding Hamilton County doing a letter of support for the Barton Mine project. He asked the Board if they were in support. Mr. Wells stated that he was totally in support of it. The Chairman stated that he would get a copy of the letter out to the Board after it was sent.

#### Other Reports:

Mr. Wells: Stated that there was an AATV membership meeting scheduled for that weekend. He is concerned about the COVID outbreak in Warren County and being involved in it. The Chairman stated that they had assured them that it was a huge room that everyone could be spread out. It will require mask wearing if anyone is interested in attending. He further discussed what was on the meeting agenda.

Mr. Eldridge: Stated that the shared services agreement between towns was good until June 2022 and that come May he will revise it for another 5 years.

11:50 AM John Stortecky joined the meeting by ZOOM during Mr. Eldridge's shared services discussion.

Mr. Snyder: Asked Mr. Eldridge how the bridge was. Mr. Eldridge stated that materials are ordered. The engineer has signed off and once they have the materials, they will begin.

Recess until December 17, 2021 at 10:30 AM.