

AGENDA
SEVENTH SESSION
JULY 6, 2023

10:30 AM Call to Order
Pledge to Flag
Opening Prayer
Roll Call

Accepting Minutes of June 1, 2023

Public Comment Period

Hamilton County Attorney: Charles R. Getty, Jr.

Reports of Standing/Special Committees

11:00 AM Public Hearing – Proposed Local Law No. 2 of 2023 A Local Law Pursuant to Section 487 of Real Property Tax Law Authorizing the County to Opt-Out of Providing Real Property Tax Exemption for Solar, Wind, or Waste Energy Systems

RESOLUTIONS:

Central Government Committee:

- No. 1 TABLED-Transfer of Funds – Board of Elections
- No. 2 Authorizing Contract with Fulton County for IT Services – Board of Elections
- No. 3 Resolution Urging the Governor to Veto A.04282B/S.3505B to Move Certain Local Elections to Even-Numbered Years

Finance Committee:

- No. 4 Authorization to Attend the 2023 NYSAC Fall Seminar
- No. 5 Setting Equalization Rates
- No. 6 Authorizing Acceptance of Back Taxes in Town of Hope

Internal Management Committee:

No. 7 Authorization to Pay Patient Centered Outcomes Research Institute (PCORI) Fee

Emergency Preparedness/Emergency Response Committee:

No. 8 Purchase for the Renewal and Upgrade of Current NetMotion Software and Associated Licenses – DHSES Grant SI20-1028-E00

Health Committee:

No. 9 Authorizing Chairman to Sign Contract for Evaluation and Service Provision with Children’s Therapy Network for Children Aged 3-5 Years

No. 10 Resolution to Contract for Rabies Vaccination Clinics – Glove Cities Veterinary Hospital

Human Services Committee:

No. 11 Authorizing MOU with Healthy Families North Country – Social Services

Public Works Committee:

No. 12 Authorizing Payment to Warrensburg Collision Center, Inc. – Insurance Repair

No. 13 Authorizing County Fleet Coordinator to Purchase Automobile for Community Services Department – 2023

No. 14 Approval of Expenditures for Construction of County Road Bridge Project – Robbs Creek Bridge

No. 15 New York State Division of Homeland Security and Emergency Services Overpayment Refund Check

TABLED

RESOLUTION NO.

TRANSFER OF FUNDS – BOARD OF ELECTIONS

DATED: JUNE 1, 2023

BY MR. FARBER:

WHEREAS, the Hamilton County Board of Elections will shortly exceed the 2023 budgeted amount in Account No. A1450.0103, due to the unexpected influx of work required by the state, be it

RESOLVED, that the following transfer of funds take place to cover the additional need in 2023:

| | |
|-------------------------------------|------------|
| From: Account 1450.0108 Programming | \$1,400.00 |
| Account 1450.0109 Election Worker | \$1,600.00 |
| To: Account 1450.0103 Dem Deputy | \$3,000.00 |

and that the County Treasurer be authorized to make said transfers.

Seconded by Ms. Crewell.

RESOLUTION NO.

**AUTHORIZING CONTRACT WITH FULTON COUNTY FOR IT SERVICES -
BOARD OF ELECTIONS**

DATED: JULY 6, 2023

BY

WHEREAS, Hamilton County entered into an agreement with Fulton County for providing server and support services for the Hamilton County Board of Elections, and other services as necessary/mutually agreeable for Hamilton County Board of Elections, and

WHEREAS, the Board of Elections is recommending continuing to contract with Fulton County for IT Services, and

WHEREAS, Fulton County, has made a proposal for a new contract for the server support services which includes: Operation and maintenance of the BOE server(s), Remote access to BOE systems in the event of an emergency, Regular backup of BOE Data, Remote and, if necessary, on-site support for PCs to access BOE software, Assistance with certifying compliance with NY State Cybersecurity regulations for \$8,000.00 annually for support, server operation and backups, billed immediately and on-site of \$60.00 per hour, plus mileage at the current IRS mileage reimbursement rate at the time of service, and

WHEREAS, the majority of the associated cost is hereby determined to be a professional service, now, therefore, be it

RESOLVED, that with the approval of the County Attorney, the Hamilton County Board of Supervisors does hereby authorize the Chairman of the Board of Supervisors to enter into a contract with Fulton County, for said services for a term of January 1, 2023 through December 31, 2023.

Seconded by

RESOLUTION NO.

**RESOLUTION URGING THE GOVERNOR TO VETO A.04282B/S.3505B TO MOVE
CERTAIN LOCAL ELECTIONS TO EVEN-NUMBERED YEARS**

DATED: JULY 6, 2023

BY

WHEREAS, the Hamilton County Board of Supervisors believes that increasing participation in the election process and reducing costs of government operations is good for our republic, and

WHEREAS, Assembly Member Amy Paulin and State Senator James Skoufis reintroduced legislation that would move local elections to even-number years during the 2023 legislative session, and

WHEREAS, versions of this legislation were introduced in previous years and failed to reach the floor for a vote due to lack of support, and

WHEREAS, after the 2022 session concluded, the bill sponsor indicated that hearings would be held on the proposal through the Election Committee process; however, there were no hearings held, and

WHEREAS, the legislation passed in the middle of the night on the last days of the legislative session which is counter to the idea of an open and transparent government, and

WHEREAS, the Hamilton County Board of Supervisors has several concerns with this bill, and

WHEREAS, this legislation usurps the Home Rule powers reserved by local governments and protected by the Constitution of the State of New York, raising questions of legality and constitutional authority, and

WHEREAS, local municipalities have had the ability to change their elections to even-number years for decades, and chose not to do so, and

WHEREAS, we believe that establishing the schedule of local elections is the right of the local government, and has been for more than 100 years, and

WHEREAS, The Assembly Bill sponsor indicated that she had not received any messages of support for this proposal from any of the 57 Counties and 933 Towns across New York State impacted by this legislation, and

WHEREAS, this legislation excludes more than half of all New Yorkers who vote in cities and villages from the changes to election law, creating an inequity among New York voters, and

WHEREAS, this legislation unfairly excludes the elections to offices in New York City and all other cities and villages in New York State, as well as certain offices within all counties and towns, and

WHEREAS, the proposed legislation circumvented the legislative committee process during this session, limiting public input and understanding of the impacts, and

WHEREAS, there has been no financial analysis or operational analysis of the impacts on local Boards of Elections, and

WHEREAS, there are concerns that the current election and ballot counting technology would not be able to adequately meet the demands of the significantly increased ballot size, and

WHEREAS, this will create confusion amongst voters in towns and counties across New York State, and

WHEREAS, separating the elections affords voters more time and focus to better understand important local issues and provides candidates the appropriate platforms to explain their stance on issues without having to compete against national and state level campaigns, and

WHEREAS, moving local elections to even-numbered years would increase the cost of campaigns for local office, reducing the number of candidates willing to invest funds into their own campaign, because the cost of media will increase to compete with national and state level campaign advertisements, and

WHEREAS, there are significant legal and constitutional questions regarding the legality of this measure that have not been adequately addressed, now, therefore, be it

RESOLVED that this Board of Supervisors urges the Governor to oppose this legislation and utilize her veto authority to reject this proposal, and be it further

RESOLVED, that copies of this resolution be distributed by the Clerk of The Board of Supervisors to Governor Kathy Hochul, Senate Majority Leader Andrea Stewart Cousins, Assembly Speaker Carl Heastie, Senate Minority Leader Robert Ort, Assembly Minority Leader William Barclay, Assembly Bill Sponsor Amy Paulin, Senate Bill Sponsor James Skoufis, Senator James Tedisco, Senator Walczyk, Assemblymember Smullen, Assemblymember John McDonald, Assemblymember Mary Beth Walsh, Assemblymember Carrie Woerner, and Assemblymember Matthew Simpson.

Seconded by

RESOLUTION NO.

AUTHORIZATION TO ATTEND THE 2023 NYSAC FALL SEMINAR

DATED: JULY 6, 2023

BY

WHEREAS, the New York State Association of Counties (NYSAC) will conduct the Fall Seminar in Verona, N.Y. September 13 – September 15, 2023, therefore, be it

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

Seconded by

RESOLUTION NO.
SETTING EQUALIZATION RATES

DATED: JULY 6, 2023

BY

RESOLVED, that the assessment rolls with proposed rates as set up by the Equalization Committee be adopted for the year 2023 as follows:

| | |
|--------------------|--------|
| Arietta..... | 100.00 |
| Benson..... | 70.00 |
| Hope..... | 70.00 |
| Indian Lake..... | 75.00 |
| Inlet..... | 100.00 |
| Lake Pleasant..... | 78.00 |
| Long Lake..... | 80.00 |
| Morehouse..... | 80.00 |
| Wells..... | 70.00 |

Seconded by

RESOLUTION NO.

AUTHORIZING ACCEPTANCE OF BACK TAXES IN TOWN OF HOPE

DATED: JULY 6, 2023

BY

WHEREAS, the Board of Supervisors through the Treasurer's Office has been contacted by Gregory May, concerning property located in the Town of Hope, with parcel ID #147.007-2-2, with 2021 and 2022 back taxes owed, and

WHEREAS, Gregory May has provided a written explanation as to why the back taxes have not been paid and a request to pay the 2021 and 2022 back taxes immediately, along with the 2023 as well, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to accept payment of the 2021 and 2022 taxes owed in the amount of \$3,645.90 together with an administrative charge of \$500.00 for a total of \$4,145.90 to be paid in July, 2023.

Seconded by

RESOLUTION NO.

**AUTHORIZATION TO PAY PATIENT CENTERED OUTCOMES RESEARCH
INSTITUTE (PCORI) FEE**

DATED: JULY 6, 2023

BY

WHEREAS, the Affordable Care Act imposes a fee on HRA plan sponsors to help fund the Patient-Centered Outcomes Research Institute (PCORI), and

WHEREAS, the PCORI Fee, required to be reported only once a year on the second quarter FORM 720 and paid by July 31, is based on the average number of lives covered under the plan for the twelve months of the previous plan year, and

WHEREAS, the Chairman of the Board of Supervisors has the authority to authorize said payments on an annual basis upon completion of Tax Form 720 by the County Treasurer, and

WHEREAS, the applicable dollar amount is \$3.00 per covered life on an annual basis, and

WHEREAS, the Personnel Officer has determined the average number of covered lives for the Hamilton County 2022 plan year is 51, now, therefore, be it

RESOLVED, that the Hamilton County Board of Supervisors do hereby authorize payment of \$153.00 made payable to Department of the Treasury, Internal Revenue Service, Ogden, UT 84201-0009, out of Account No. A9060.801, for the required 2022 PCORI Fee and the County Treasurer be so authorized and the Personnel Officer be so advised.

Seconded by

RESOLUTION NO.

PURCHASE FOR THE RENEWAL AND UPGRADE OF CURRENT NETMOTION SOFTWARE AND ASSOCIATED LICENSES – DHSES GRANT SI20-1028-E00

DATED: JULY 6, 2023

BY

WHEREAS, Hamilton County has received a grant from New York State Department of Homeland Security and Emergency Services (DHSES) in the amount of \$566,264.00, contract C197841, for a new communications system, and

WHEREAS, one phase of the communications project is a new Public Safety Answering Point (PSAP) located at the Hamilton County Sheriff's dispatch, and

WHEREAS, historically Hamilton County has used Brite for the purchase of laptops in patrol cars for the Hamilton County Sheriff's Department. The software and maintenance for these laptops is called NetMotion, and

WHEREAS, the PSAP currently function under NetMotion software and eleven associated licenses, and

WHEREAS, the cost of the one-time purchase for the renewal and upgrade of the software and associated license, is \$2,009.56, be it

RESOLVED, that the Hamilton County Board of Supervisors authorizes the purchase of NetMotion software and associated licenses for \$2,009.56 with funds coming from Account No. A3645.0425 DHSES GRANT SI20-1028-E00.

Seconded by

RESOLUTION NO.

AUTHORIZING CHAIRMAN TO SIGN CONTRACT FOR EVALUATION AND SERVICE PROVISION WITH CHILDREN'S THERAPY NETWORK FOR CHILDREN AGED 3-5 YEARS

DATE: JULY 6, 2023

BY

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 July 1, 2023 through June 30, 2024 between the Hamilton County Public Health Nursing Service and, not limited to but including, the following center-based preschool service providers:

Children's Therapy Network
130 Lomond Court

Utica, NY 13502
(315) 724-4286

Seconded by

RESOLUTION NO.

RESOLUTION TO CONTRACT FOR RABIES VACCINATION CLINICS – GLOVE CITIES VETERINARY HOSPITAL

DATED: JULY 6, 2023

BY

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

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

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

WHEREAS, the Glove Cities Veterinary Hospital, 35 Harrison Street, Gloversville, NY has agreed to provide veterinarian services for HCPHNS, and

WHEREAS, the Glove Cities Veterinary Hospital has agreed to maintain membership in the American Veterinary Medical Association, making them eligible to maintain professional liability insurance at the required level, and

WHEREAS, one licensed veterinarian from the Glove Cities Veterinary Hospital will be reimbursed at a rate of \$100.00 per hour, to include travel time and clinic hours plus travel reimbursement at the prevailing county mileage rate, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to enter into a contract with the Glove Cities Veterinary Hospital, to provide veterinary services at HCPHNS rabies clinics, at a rate of \$100.00 per clinic hour, plus travel time and mileage reimbursement, as described above, to begin May 1, 2023 to April 30, 2024 upon approval of the County Attorney and the County Treasurer be so notified.

Seconded by

RESOLUTION NO.

AUTHORIZING MOU WITH HEALTHY FAMILIES NORTH COUNTRY – SOCIAL SERVICES

DATED: JULY 6, 2023

BY

WHEREAS, New York State is expanding Healthy Families NY (HFNY) statewide to children and families across the state for families referred by the Department of Social Services, and

WHEREAS, families referred to by the department will be able to be enrolled prenatally up until their child is 24 months and the HFNY staff will provide preventative supports and education, and

WHEREAS, Healthy Families North Country has been granted the contract to serve Hamilton County, and

WHEREAS, a Memorandum of Understanding (MOU) is required for the agency to accept referrals, be it

RESOLVED, that the Hamilton County Commissioner of Social Services is authorized to sign an MOU following the review and approval by the Chairman of the Board of Supervisors and review by the County Attorney.

Seconded by

RESOLUTION NO.

**AUTHORIZING PAYMENT TO WARRENSBURG COLLISION CENTER, INC. –
INSURANCE REPAIR**

DATED: JULY 6, 2023

BY

WHEREAS, Vehicle #918 - 2020 Chevy Malibu was involved in an accident and the repairs for the damage were completed by Warrensburg Collision Center, Inc., and

WHEREAS, the Fleet Coordinator recommends the payment of said repairs of the 2020 Chevy Malibu, be it

RESOLVED, the County Treasurer is hereby authorized to increase Account No. A1910.0402 Repairs to Vehicles-Insurance by \$2,966.22 to be totally offset by increasing Revenue Account No. A2680.0000 Insurance Recoveries by \$2,966.22, 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

for Invoice #6060 in the amount of \$3,166.20 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

RESOLUTION NO.

**AUTHORIZING COUNTY FLEET COORDINATOR TO PURCHASE AUTOMOBILE
FOR COMMUNITY SERVICES DEPARTMENT - 2023**

DATED: JULY 6, 2023

BY

WHEREAS, the Community Services Department is in need of replacing a vehicle and the County Fleet Coordinator does recommend the replacement of the said vehicle, and

WHEREAS, the Fleet Coordinator requested bids for a mid-size all-wheel drive sedan through the New York State Marketplace and received a bid for a 2023 Nissan Altima in the amount of 30,119.21, and

WHEREAS, the Fleet Coordinator recommends the purchase of one (1) sedan for use in 2023 as follows per NYS Contract mini-bid #23166 Vehicles:

(1) 2023 Nissan Altima AWD 4 door sedan - \$30,119.21

be it

WHEREAS, the vehicle that is to be replaced will be turned down to another department to be utilized and the Fleet Coordinator will determine where the most need is and place the used vehicle there, be it

RESOLVED, that \$30,119.21 be transferred from the General Fund Unappropriated (Federal Salary Sharing) fund balance to Account No A4310.0201 Automobile Community Services, be it further

RESOLVED, that the Fleet Coordinator is hereby authorized to order one (1) 2023 Nissan Altima for Community Service mentioned herein for a total of \$30,119.21 delivered from Kingston Automotive LLC, DBA Kingston Nissan and Community Service Director be so notified.

Seconded by

RESOLUTION NO.

**APPROVAL OF EXPENDITURES FOR CONSTRUCTION OF COUNTY ROAD
BRIDGE PROJECT – ROBBS CREEK BRIDGE**

DATED: JULY 6, 2023

BY

WHEREAS, Robbs Creek Bridge located on Old Route 8b in the Town of Wells needs a new superstructure, decking and abutment work, and

WHEREAS, the DPW Superintendent has met with the Public Works Committee and recommends the rehabilitation of County owned Robbs Creek Bridge on Old Route 8b in the Town of Wells, and

WHEREAS, the County Highway Superintendent recommends the appropriation of \$150,000.00 for the rehabilitation of the following bridge project:

COUNTY BRIDGE PROJECT NO. 1 Town of Wells
Robbs Creek Bridge, BIN3307520, Old Route 8b.....\$150,000.00
Account No. D5120.2001

and

WHEREAS, the above designated bridge is owned by Hamilton County, be it

RESOLVED, that \$150,000.00 be transferred from the Account No. D5112.0203 Bridge Projects to Account No. D5120.2001 for the rehabilitation of the above designated project as recommended by the County Highway Superintendent and the County Treasurer be so authorized to make the said transfer and Clerk of the Board and County Highway Superintendent be so advised.

Seconded by

RESOLUTION NO.

**NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY
SERVICES OVERPAYMENT REFUND CHECK**

DATED: JULY 6, 2023

BY

WHEREAS, Hamilton County received reimbursement through New York State Division of Homeland Security and Emergency Services (DHSES) for FEMA repairs related to the 2019 Halloween Storm on County Route 8, and

WHEREAS, FEMA reviewed the disbursement and determined that there was an overpayment of \$23.62 due to a transposition error in the FEMA DVS summary, and

WHEREAS, FEMA is requesting that the overpayment of \$23.62 be returned to DHSES,
be it

RESOLVED, that the County Treasurer be authorized to refund \$23.62 to Division of Homeland Security and Emergency Services, Attn: Disaster Finance, 1220 Washington Avenue, Building 7A, 4th Floor, Albany, NY 12242 from Account No. D3960, State Aid, Emergency Disaster Assistance, and the Clerk of the Board and DPW Superintendent be so advised.

Seconded by