

**2025**

**SEVENTH SESSION**

**JULY 3, 2025**

The Board convened at 10:30 A.M. in the Supervisors' Chambers at the Court House, Lake Pleasant, New York, with the Chairman, Clay J. Arsenault presiding. Mr. Arsenault 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	Chris D. Rhodes
Benson	Phillip C. Snyder
Hope	ABSENT
Indian Lake	ABSENT
Inlet	John Frey
Lake Pleasant	Betsy A. Bain
Long Lake	Clay J. Arsenault
Morehouse	Anthony Fernandez
Wells	Beth Hunt

Also present: Hamilton County Attorney, Tracy Eldridge-Highway Superintendent, Lisa Johnson-Deputy Public Works Superintendent and Barry Baker-Real Property Tax Director/Budget Officer

A motion was made to accept the minutes of June 5<sup>th</sup>, 2025 by Mr. Rhodes, seconded by Ms. Bain. Carried.

Public Comment: No one present

County Attorney: No report

Reports of Standing/Special Committees:

Mr. Rhodes: Stated that they received the permit for the Spy Lake tower. He stated that they received the coverage maps back from Eastern for the Hope tower. They are being reworked by C&S and once they are done, they will work on the next NIPA (Notice of Incomplete Permit Application) reply for that site. For the Inlet tower, they are waiting for AT&T permission to mount on top of their cellular array or to move them down slightly. Morehouse road is almost finished, and it looks great. They are waiting for soil boring to be done in Morehouse and Spy Lake with Geotech information to be put in the bid documents. That is needed for the foundation decision for each site.

Mr. Snyder: Stated that he went to the Intercounty meeting with Mr. Wells. Dave Lucas from NYSAC discussed Medicaid and it's going to come down that the counties will be more responsible with the Medicaid cuts from the federal government. At the meeting they visited Feldmeier Equipment in Little Falls. They make stainless steel food beverage tanks.

Ms. Hunt: Stated that they had heard on Committee Day that the Birding Festival was very successful. She asked for the Board's support for the IT resolutions on the agenda.

Mr. Fernandez: Stated that there is a resolution on the agenda to approve computer purchases for the Public Health Department. He further stated that the Public Health Director has found an apartment and believes he will be moving out of the County's workforce housing in August.

Ms. Bain: Asked the Board how the packets from DSS worked out for their towns. The Chairman stated that they were fantastic.

Mr. Snyder asked if the Intercounty meeting is to be held in Hamilton County next month. The Clerk of the Board stated that it is. The Board discussed options for the meeting.

Carole Ruiz, Personnel Officer and John Walker, Retiring County Highway Employee, entered the meeting.

#### PROCLAMATION:

Mr. Eldridge read and presented the proclamation for John Walker.

Hamilton County Board of Supervisors  
Proclamation  
for John Walker  
On the Occasion of his Retirement  
July 5, 2025

WHEREAS, we would like to express special recognition to John Walker and to honor him for his twenty-six and a half years of distinguished service with the Hamilton County Department of Public Works; and

WHEREAS, John began his career with the Hamilton County Highway Department on November 9, 1998 as a Motor Equipment Operator. He was promoted to Heavy Equipment Operator on November 28, 1999, then to Road Supervisor I on December 17, 2004, and finally Road Supervisor II on January 8, 2013, which he served in this title for the rest of his tenure; and

WHEREAS, the Hamilton County Board of Supervisors wishes to express its sincere appreciation to John for his dedication to the outstanding performance of his duties during his tenure; and

WHEREAS, it is the desire and honor of this Board to honor John Walker,

NOW, THEREFORE, BE IT RESOLVED, that we, the Hamilton County Board of Supervisors, do hereby commend and honor

John Walker

for his many years of service and dedication as a Hamilton County employee and extend our heartfelt thanks for a job well done and offer our good wishes for an enjoyable retirement.

IN WITNESS WHEREOF, WE, the Hamilton County Board of Supervisors, have hereunto set our hand to this Proclamation this 3<sup>rd</sup> day of July 2025.

Mr. Eldridge stated that he hoped Mr. Walker enjoys his retirement even though he is going to come back as an employee next week for the remainder of the season. Mr. Eldridge stated that he had been Superintendent for 21 ½ years and he had worked with Mr. Walker prior to that at his other position. He stated that the Board had probably heard him say this during his evaluations but there is no more dedicated employee to Hamilton County than this gentleman. He could always count on him no matter what the situation was, he was the first one there. Mr. Eldridge stated that he really appreciated it and thanked him very much. The Chairman seconded what Mr. Eldridge said. Mr. Walker was one of the most dedicated employees that he has ever witnessed in his lifetime. He was always checking the roads. He told Mr. Walker that he will be sorely missed. Thank you.

Mr. Walker thanked everyone and the Board thanked him.

10:45AM - A motion was made to open the Public Hearing on Proposed Local Law 2 of 2025 – A Local Law Superseding County Law Section 215 (4) and (6) and Authorizing the Lease of County Property to New York TSA 2 Cellular Partnership D/B/A Verizon Wireless by Mr. Rhodes, seconded by Ms. Bain. Carried.

No public present.

Mr. Rhodes stated the County is limited to a 5-year lease and this overrides that so they can do a longer lease. The County Attorney stated that there was sufficient opinion and common usage of this methodology for having municipal government long term leases.

#### RESOLUTIONS:

After the following resolution was placed on the floor; Barry Baker, Real Property Tax Director/Budget Officer, added that on this particular motion the NYS Assessor's Association and NYS Association County Directors of Real Property adamantly oppose the bills that are written. On behalf of the energy companies this has been a 3-year battle that they have waged to get a solar model that makes sense for both municipalities and state. It has been ignored, so he with wholehearted support from both NYS Assessors Association and NYS Association of County Directors of Real Property supports this resolution. The Chairman thanked Mr. Baker.

#### **RESOLUTION NO. 237-25**

#### **RESOLUTION CALLING ON GOVERNOR KATHY HOCHUL TO VETO S.8012/A.8332 RELATING TO THE ASSESSMENT OF SOLAR AND WIND ENERGY SYSTEMS**

**DATED: JULY 3, 2025**

**BY MR. FREY:**

WHEREAS, Senate Bill 8012 (Harckham)/Assembly Bill 8332 (Lasher) would amend the Real Property Tax Law to modify the method for assessing solar and wind energy systems by requiring the use of a discounted cash flow approach, and

WHEREAS, the legislation further requires host community benefit payments to be included as expenses, stipulates that federal tax credits be deemed intangible assets and not included in revenue streams, and imposes a standardized formula for determining the assessed value of solar and wind projects, and

WHEREAS, this methodology would result in a significant reduction in the assessed value of large-scale solar and wind installations, thereby diminishing the tax revenue that can be collected by counties and municipalities, and

WHEREAS, often solar and wind energy systems encompass thousands of acres of land, which means municipalities lose a significant portion of tax income due to these projects, and

WHEREAS, the last formula adopted by the State for assessing solar and wind energy systems only taxed the systems at a quarter of their worth which shifts the fiscal burden to residents and small businesses, and

WHEREAS, as a result, corporations are benefiting at a cost to taxpayers in New York State, and

WHEREAS, the cumulative effect of this policy would be to erode the long-term fiscal stability of local governments and unfairly prioritize corporate tax relief over equitable taxation and funding for local services, now, therefore, be it

RESOLVED, that the Hamilton County Board of Supervisors strongly urges Governor Kathy Hochul to veto S.8012/A.8332 in order to preserve the ability of local governments to generate fair and adequate tax revenues from commercial energy developments, and be it further

RESOLVED, that copies of this resolution be forwarded to Governor Kathy Hochul, Assemblyman Smullen, Senator Fahy, and the New York State Association of Counties.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

**RESOLUTION NO. 238-25**

**CREATING MILEAGE REIMBURSEMENT ACCOUNT FOR PUBLIC DEFENDER  
INTERN**

**DATED: JULY 3, 2025**

**BY MR. SNYDER:**

WHEREAS, Resolution No. 234-25 authorized the hiring of an Intern for the Public Defender's Office, and

WHEREAS, said Intern is eligible for reimbursement for travel, be it

RESOLVED, that the County Treasurer is hereby authorized to create Account No. A1170.0411 Intern Travel, and be it further

RESOLVED, that the County Treasurer is hereby authorized to transfer \$4,000.00 from Account No. A1170.0108 Intern to Account No. A1170.0411 Intern Travel.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

**RESOLUTION NO. 239-25**

**TRANSFER OF FUNDS – SHERIFF AND JAIL ACCOUNTS**

**DATED: JULY 3, 2025**

**BY MR. RHODES:**

WHEREAS, there is a shortage of funds in some of the Sheriff and Jail accounts for 2025, therefore, be it

RESOLVED, that the County Treasurer be hereby authorized to transfer \$9,000.00 from Account No. A3110.0111 Sheriff Part Time and \$12,000.00 from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law for a total of \$21,000.00 to the following Accounts:

Account No. A3110.0402 – Deputy Sheriff	\$ 4,000.00
Account No. A3110.0407 – Supplies	\$ 2,000.00
Account No. A3150.0111 – Part Time Corrections Officers	\$ 7,000.00
Account No. A3150.0402 – Supplies	\$ 4,000.00
Account No. A3150.0405 – Jail Medical/Dental Expenses	<u>\$ 4,000.00</u>
	\$21,000.00

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

**RESOLUTION NO. 240-25**

**AUTHORIZING CHAIRMAN TO EXECUTE AGREEMENT WITH NEW YORK  
STATE UNIFIED COURT SYSTEM**

**DATED: JULY 3, 2025**

**BY MR. RHODES:**

WHEREAS, Hamilton County has a 5-year agreement with the Unified Court System for security services to the courts of Hamilton, and

WHEREAS, the contract begins on April 1, 2024 and ends on March 31, 2029, and

WHEREAS, the contract stated in pertinent part, "All subsequent periods of the contract, the maximum compensation and where necessary new staffing schedule for that period are to be established by mutual written agreement of the parties.", and

WHEREAS, the State Unified Court System has provided a proposal wherein the period of the contract begins on April 1, 2025 and ends on March 31, 2026, the maximum compensation for the period is Thirty-one Thousand Two Hundred Dollars (\$31,200.00) and the Hamilton County Sheriff provides an attendant staffing schedule, and

WHEREAS, the Hamilton County Sheriff has provided an Attendant Staffing Schedule to the State Court System,

NOW, THEREFORE, BE IT

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is authorized to execute an agreement with the New York State Unified Court System to provide Court Attendant Staffing by the Hamilton County Sheriff for the maximum compensation of Thirty-one Thousand Two Hundred Dollars (\$31,200.00) for the period of time beginning on April 1, 2025 and ending on March 31, 2026.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

**RESOLUTION NO. 241-25**

**AUTHORIZING CREATION AND FUNDING ACCOUNT FOR EMERGENCY  
MANAGEMENT OVERTIME**

**DATED: JULY 3, 2025**

**BY MR. RHODES:**

WHEREAS, the Sheriff has a need to create an overtime line for the Emergency Management Office, therefore, be it

RESOLVED, the County Treasurer is hereby authorized to create Account No. A3640.0106 Emergency Management Overtime, and be it further

RESOLVED, the County Treasurer is hereby authorized to transfer \$5,000.00 from A3110.0111 Part-Time Sheriff to A3640.0106 Emergency Management Overtime, and be it further

RESOLVED, the County Treasurer and Personnel Officer be so authorized and the Sheriff be so notified.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

**RESOLUTION NO. 242-25**

**INCREASE EARLY INTERVENTION SERVICES BUDGET**

**DATED: JULY 3, 2025**

**BY MR. FERNANDEZ:**

WHEREAS, \$15,000.00 was budgeted for Early Intervention program services in the 2025 budget, and

WHEREAS, there has been an increase in the Early Intervention caseload causing a budget shortage, be it

RESOLVED, that Account No. A4059.0401 be increased by \$10,000.00 to be totally offset by increasing Revenue Account No. A1621 by \$10,000.00, and the County Treasurer be so authorized.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

**RESOLUTION NO. 243-25**

**AUTHORIZING SERVICE CONTRACT FOR ROAD MAINTENANCE WITH NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION IN THE MOOSE RIVER PLAINS RECREATIONAL AREA**

**DATED: JULY 3, 2025**

**BY MR. SNYDER:**

WHEREAS, Hamilton County and the Towns of Indian Lake and Inlet have been providing road maintenance for the New York State Department of Environmental Conservation (NYSDEC) in the Moose River Plains Recreational Area several years, and

WHEREAS, NYSDEC would like to continue the relationship with Hamilton County, Indian Lake and Inlet for the road maintenance needs in the Moose River Plains Recreational Area, and

WHEREAS, Hamilton County and the Towns of Indian Lake and Inlet feel that it is also in their best interest to continue to provide the said road maintenance, be it

RESOLVED, the Chairman of the Board is hereby authorized to enter into a service contract with the Department of Environmental Conservation for an amount not to exceed \$160,000 from 5/1/2025 – 12/31/2030 for road maintenance within the Moose River Plains Recreational Area with the approval of the County Attorney and the County Treasurer, Clerk of the Board, County Highway Superintendent, Town of Indian Lake and Town of Inlet be so advised.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

**RESOLUTION NO. 244-25**



## **AUTHORIZING TRANSFER OF VEHICLE WITHIN COUNTY AGENCIES**

**DATED: JULY 3, 2025**

**BY MR. RHODES:**

WHEREAS, the Fleet Coordinator recommends the following vehicle transfer to utilize the vehicle for other county departments:

Year	Make/Model	VIN	Plate
FROM: Social Services – Car #810			
(1) 2019	Chevrolet Malibu	1G1ZC5ST3KF161129	BB7613
	To: Public Works	Value:	\$3,200.00

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, Social Service Commissioner, and the County Treasurer be so advised.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

## **RESOLUTION NO. 245-25**

### **AUTHORIZING DISPOSITION OF EXCESS VEHICLES**

**DATED: JULY 3, 2025**

**BY MS. HUNT:**

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

WHEREAS, the County Fleet Coordinator has recommended that the following vehicles/equipment be disposed of from the County inventory:

Year	Make/Model	VIN	Plate#	Dept	FN
1999	Steco Ejector Trailer	1S9EAR2TX1252956	AB8863	SW	956
2005	Spec Tec Ejector Trl.	1S9EA45205S188686	AB8937	SW	983
2005	Spec Tec Ejector Trl.	1S9EA45225S188687	AB8954	SW	984
2018	Chev. Malibu Sedan	1G1ZC5ST0JF196175	BA4229	PW	784

be it

RESOLVED, the above vehicles/equipment be sold by auction online by Auctions International and the funds from the auction shall be a revenue credit to Account No. DM2665 Sale of Equipment, be it further

RESOLVED, that the Fleet Coordinator see that proper inventory notes be recorded when the transactions are accomplished, and the Fleet Coordinator, Director of Fixed Assets, and the County Treasurer be so notified.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

After the following resolution was placed on the floor; the Chairman stated that it was great that they were moving forward to help secure that department.

#### **RESOLUTION NO. 246-25**

#### **AUTHORIZING THE PURCHASE AND INSTALL OF DOOR ACCESS SYSTEM AND CCTV – COUNTY CLERK BUILDING – LAKE PLEASANT - 2025**

**DATED: JULY 3, 2025**

**BY MS. BAIN:**

WHEREAS, the County is desirous to have a common system for door access for security in all county buildings, and

WHEREAS, all the county buildings have a key fob system that was installed by LINSTAR, Inc., and

WHEREAS, the County Clerk's office building located in Lake Pleasant needs the door access and CCTV systems installed in that facility, and

WHEREAS, the Superintendent has received a written quote for the full purchase and installation of the same system from LINSTAR, Inc. under New York State Contract No. PT68825 in the amount of \$14,416.20 for Door Access & Panic Buttons and \$9,869.70 for the CCTV system which includes a one-year maintenance agreement for a total of \$24,285.90, and

WHEREAS, the Superintendent recommends these systems be purchased and installed, be it

RESOLVED, that \$24,285.90 be transferred from the Building Reserve Fund to Account No A1620.0413 Building Projects, be it further

RESOLVED, the DPW Superintendent is authorized to move forward with the purchase and installation of the keyless door security & CCTV systems as described hereon at a cost of \$24,285.90 from LINSTAR, Inc., 430 Lawrence Bell Drive, Buffalo, NY 14221 to be charged to Account No. A1620.0413 Building Projects and the County Treasurer, DPW Superintendent, County Clerk and Clerk of the Board be so advised.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

After the following resolution was placed on the floor; the Chairman stated that he knows this is costing the County a good amount of money but they have to continue moving the County forward. It is how they should operate and conduct business. He appreciates everybody's support on this.

#### **RESOLUTION NO. 247-25**

#### **AUTHORIZING PURCHASE AND FUNDING FOR AVAYA IP OFFICE PHONE SYSTEM**

**DATED: JULY 3, 2025**

**BY MS. HUNT:**

WHEREAS, the existing Mitel phone system in the County is outdated and in need of replacing, and

WHEREAS, replacement parts for the current phone system are no longer being manufactured, and

WHEREAS, the IT Department has proposed replacing the existing system with a true VoIP telephone system, and

WHEREAS, the County has received a proposal for a new Avaya VoIP telephone system from Meridian IT under NYS OGS Contract #PM20790, be it

RESOLVED, that the Board of Supervisors authorizes the purchase of the Avaya IP Office system from Meridian IT under NYS OGS Contract #PM20790 as follows:

Hardware:	\$77,849.61
Installation:	\$27,917.50
1 <sup>st</sup> Year Maintenance:	\$10,121.00

And includes a maintenance contract for years 2-5 as follows:

2 <sup>nd</sup> Year Maintenance:	\$10,121.00
3 <sup>rd</sup> Year Maintenance:	\$10,121.00
4 <sup>th</sup> Year Maintenance:	\$ 9,260.00
5 <sup>th</sup> Year Maintenance:	\$ 9,260.00

and be it further

RESOLVED, that the County Treasurer is hereby authorized to transfer \$116,000.00 from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. A1650.0401 Central Communications Systems – Phone to cover the cost of the Hardware, Installation and 1<sup>st</sup> Year Maintenance for the new phone system, and be it further

RESOLVED, that with the approval of the County Attorney the Chairman of the Board of Supervisors is hereby authorized to sign an agreement with Meridian IT for the purchase of said equipment and maintenance.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

After the following resolution was placed on the floor; the Chairman stated that this is another good savings and a smart move.

#### **RESOLUTION NO. 248-25**

#### **AUTHORIZING PURCHASE OF MICROSOFT OFFICE LICENSES**

**DATED: JULY 3, 2025**

**BY MS. HUNT:**

WHEREAS, Hamilton County has historically purchased Microsoft 365 licenses, and

WHEREAS, there are cost savings for the County to outright purchase Microsoft Office licenses, and

WHEREAS, the IT Department has received quote # 26316067 from SHI to purchase 100 Microsoft Office standard licenses and 8 Microsoft Window Server licenses under NYS OGS Contract #PM69723 for \$36,629.44, be it

RESOLVED, that the Hamilton County IT Department is hereby authorized to purchase said Microsoft licenses for \$36,629.44, and be it further

RESOLVED, that the County Treasurer is hereby authorized to create Account No. A1680.0403 IT Dept. – Licenses/Software, and be it further

RESOLVED, that the County Treasurer is hereby authorized to transfer \$36,629.44 from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No.1680.0403 IT Dept. – Licenses/Software for the cost of purchasing said licenses.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

#### **RESOLUTION NO. 249-25**

#### **FUNDING LICENSES AND SOFTWARE SUBSCRIPTIONS – IT DEPARTMENT**

**DATED: JULY 3, 2025**

**BY MS. HUNT:**

WHEREAS, the IT Department met with the Finance Committee and recommended the County purchase Automox for patch and endpoint management, VMware for server virtualization, and Veeam for data backup, and

WHEREAS, the Finance Committee approved this request, be it

RESOLVED, that the IT Department is hereby authorized to purchase a one (1) year subscription for Automox from SHI under NYS OGS Contract # PM68178 for \$4,497.00, and be it further

RESOLVED, that the IT Department is hereby authorized to purchase a one (1) year subscription for VMware and Veeam from Distributed Technology Group for \$4,893.99, and be it further

RESOLVED, that the County Treasurer is hereby authorized to transfer \$9,390.99 from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No.1680.0403 IT Dept. – Licenses/Software.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

**RESOLUTION NO. 250-25**

**AUTHORIZING AGREEMENT WITH WESTELCOM FOR DEDICATED INTERNET  
ACCESS AT THE COUNTY OFFICE BUILDINGS LOCATED IN LAKE PLEASANT,  
NY**

**DATED: JULY 3, 2025**

**BY MS. HUNT:**

WHEREAS, the IT Department met with the Finance Committee and reviewed a quote they received from Westelcom for dedicated internet access for the County Office Buildings located in Lake Pleasant, NY, and

WHEREAS, the Finance Committee approved entering into a three (3) year agreement with Westelcom for internet access at the County Office Buildings located in Lake Pleasant, NY for \$984.85 per month, be it

RESOLVED, that with the County Attorney's approval the Chairman of the Board of Supervisors is hereby authorized to sign an agreement with Westelcom for a term of three (3) years for internet access at the County Office Buildings located in Lake Pleasant, NY for \$984.85 per month.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

After the following resolution was placed on the floor, Mr. Rhodes thanked the Clerk of the Board for putting this together and Mr. Wells for bringing it to the Board. It will give some leverage for these cases.

**RESOLUTION NO. 251-25**

**AUTHORIZING PUBLIC HEARING FOR PROPOSED LOCAL LAW NO. 4 OF 2025 –  
A LOCAL LAW OF THE COUNTY OF HAMILTON, NEW YORK, ESTABLISHING A  
REGISTRY FOR ANIMAL ABUSERS**

**DATED: JULY 3, 2025**

**BY MR. RHODES:**

BE IT RESOLVED, that proposed Local Law No. 4 of the year 2025 entitled, “A LOCAL LAW OF THE COUNTY OF HAMILTON, NEW YORK, ESTABLISHING A REGISTRY FOR ANIMAL ABUSERS” be and the same is hereby introduced to the Board of Supervisors, and be it further

RESOLVED, that a copy of the aforesaid proposed Local Law be laid upon the desks of each member of the Hamilton County Board of Supervisors, and be it further

RESOLVED, that the Hamilton County Board of Supervisors shall hold a public hearing on the said proposed Local Law at the County Office Complex, Route 8, Lake Pleasant, New York, on the 7<sup>th</sup> day of August 2025, at 11:00 AM, and be it further

RESOLVED, that the Chairman of the County Board of Supervisors publish or cause to be published a public notice in the official newspaper of the County of said public hearing at least five (5) days prior thereto.

Seconded by ALL and adopted by the following vote:

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

**PROPOSED LOCAL LAW NO. 4 OF 2025**

**COUNTY OF HAMILTON**

**A LOCAL LAW OF THE COUNTY OF HAMILTON, NEW YORK, ESTABLISHING A  
REGISTRY FOR ANIMAL ABUSERS**

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF HAMILTON, NEW YORK, AS FOLLOWS:

## Section 1. Title.

This Local Law shall be known as the “Animal Abuser Registry Law”.

## Section 2. Board Findings.

The Board finds and determines that animal cruelty is a serious concern for Hamilton County and its citizens. Criminal statutes are helpful in deterring cruelty to animals but unfortunately cruelty to animal offenses still occur in Hamilton County and throughout New York State.

It is the Board’s goal to reduce the number and frequency of animal cruelty offenses occurring in Hamilton County. In order to further that goal, the Board believes that identifying individuals who are convicted of animal cruelty charges and limiting their access to animals could reduce the likelihood of future animal cruelty offenses.

The Board determines that it is in the best interest of the residents of Hamilton County and their animals that an online registry be established identifying individuals residing in Hamilton County who have been convicted of animal abuse crimes with the purpose of prohibiting these individuals from adopting, purchasing, or otherwise obtaining animals from any animal shelter, pet dealer or other person or entity involved in the exchange of animals by adopted, sale, or other means.

## Section 3. Definitions.

As used in this local law, the following terms shall have the meanings indicated:

“Animal Abuse Crime” – Any of the following crimes:

- (a) A violation of any of the following provisions of the New York State Agriculture Markets Law (“AML”) Article 26:

Section 351 – Prohibition of animal fighting

Section 353 – Overdriving, torturing and injuring animals; failure to provide proper sustenance

Section 353-a – Aggravated cruelty to animals

Section 355 – Abandonment of animals

Section 356 – Failure to provide proper food and drink to impounded animal

Section 359 – Carrying animal in a cruel manner

Section 360 – Poisoning or attempting to poison animals

Section 361 – Interference with or injury to certain domestic animals

Section 362 – Throwing substance injurious to animals in public place



Section 365 – Clipping or cutting the ears of dogs

Section 366 – Companion animal stealing

Section 366-a – Removing, seizing or transporting dogs for research purposes

- (b) Sexual misconduct with an animal in violation of New York State Penal Law (“PL”) §130.20 (3)
- (c) Harming a service animal in violation of PL §242.10 and §242.15
- (d) Killing or injuring a police animal in violation of PL §195.06
- (e) Harming an animal trained to aid a person with a disability in violation of PL §195.12
- (f) Any conviction of a crime based upon a reduced charge when the original offense was a charge listed in Section 3 (a) – (e) above.

“Animal Abuse Offender” – Any person eighteen (18) years of age, or older, convicted of an Animal Abuse Crime, except youthful offenders whose convictions or adjudications include sealed records.

“Animal Abuse Registry” – The online registry established by this Local Law for registering any person residing in Hamilton County convicted of an Animal Abuse Crime.

“Animal Shelter” – Any public or privately owned organization including, but not limited to, any duly incorporated humane society, pound, animal protective association or animal rescue group which maintains buildings, structures, or other property for the purpose of harboring animals which may be stray, unwanted, lost, abandoned, or abused and seeks to find appropriate temporary or permanent homes for such animals.

“Companion Animal or Pet” – Any dog or cat or any other domesticated animal normally maintained in or near the household of the owner or person who cares for such domesticated animal. It shall not include a Farm Animal.

“Conviction” – An adjudication of guilt by any court of competent jurisdiction whether upon verdict after trial, plea of guilty, or nolo contendere plea.

“Farm Animal” – Any ungulate (a hoofed mammal), poultry, species of cattle, sheep, swine, goats, llamas, horses or fur bearing animals (as defined in the Environmental Conservation Law 11-1907) which are raised for commercial or subsistence purposes. Fur bearing animals shall not include dogs or cats.

“Pet Dealer” – (1) Any person or entity that engages in the sale or offers to sell more than nine (9) dogs and/or cats per year to the public; or (2) If the dogs and/or cats being sold or offered to be sold were born and raised on the premises of the person or entity who bred the dogs and/or cats that person or entity is considered a Pet Dealer if he/she/it engages in the sale or offers to sell twenty-five (25) or more dogs and/or cats per year to the public; (3) An Animal Shelter shall not be considered a Pet Dealer.

“Service Animal” – Any animal that has been partnered with a person who has a disability (as defined in Executive Law 5292(21)) and has been trained or is being trained, by a qualified person, to aid or guide a person with a disability.

#### Section 4. Establishing an Animal Abuser Registry

The Hamilton County Sheriff, or his/her designee, is hereby authorized, empowered and directed to establish an online Animal Abuser Registry that shall contain the names and residence information of all available Animal Abuse Offenders living in Hamilton County who are convicted of an Animal Abuse Crime on or after the Effective date of this law. The online Registry will be maintained by the Hamilton County Sheriff’s Office and shall be listed on the Hamilton County website within the Hamilton County Sheriff’s Office web page. The online Animal Abuser Registry shall also contain links to other county Animal Abuser Registries that are available, or as they become available in the future, in the State of New York, with such other county registries to be used as informational resource by Animal Shelters or Pet Dealers located in Hamilton County when they shall sell, exchange or otherwise transfer the ownership of any Companion Animal or Pet.

The registry shall contain the required information about each Animal Abuse Offender for a period of seven (7) years following his or her release from incarceration or, if not incarcerated, from the date of the judgement of conviction. Any currently or previously registered Animal Abuse Offender convicted of a subsequent Animal Abuse Crime shall be placed on the Animal Abuser Registry for life following the second judgment of conviction. Upon notification to the Hamilton County Sheriff’s Office of a successful appeal of a conviction of an Animal Abuse Crime by an individual that has been required to register pursuant to this Local Law, the registration information for that individual shall be removed from the Hamilton County Animal Abuser Registry within five (5) days following the notification.

#### Section 5. Registry Requirements.

- (A) All Animal Abuse Offenders who reside in Hamilton County and who are convicted of an Animal Abuse Crime on or after the effective date of this Local Law must register with the Hamilton County Animal Abuse Registry within five (5) days of their release from incarceration or, if not incarcerated, from the date of rendering of judgment. The registration requirements of this section shall be applicable for seven (7) years following the Animal Abuse Offender’s release from incarceration or the date sentencing was rendered, whichever is later, and any Animal Abuse Offender who is convicted of a subsequent Animal Abuse Crime the registration requirement of this section shall apply for life following a second conviction.
- (B) When a person is convicted of an Animal Abuse Crime, the prosecuting agency shall forward to the Sheriff’s Office the name and address of the convicted person along with the name of the Animal Abuse Crime the person was convicted of, thereby notifying the Sheriff’s Office that the person is required to register with the Animal Abuser Registry.
- (C) Each person required to register with the Animal Abuser Registry shall submit to the Hamilton County Sheriff’s Office:

- (i) Their name and any aliases they may be known by;
  - (ii) Their residence township;
  - (iii) Their date of birth: and
  - (iv) A photograph using a clear image of their face which is not changed by using computer software, phone apps or filters, or artificial intelligence; not less the 2" x 3" or a digital image commonly known as a digital photograph.
- (D) Within twenty (20) days of the anniversary day of the date an individual originally registered with the Animal Abuse Registry, said individual must personally appear at the Hamilton County Sheriff's Office. The individual must confirm the accuracy or change the information provided pursuant to Section 5 (C) (i), (ii) and (iii) above and must provide a new photograph in compliance with Section 5(C)(iv) above. The individual must comply with this Section 5(D) every year the individual remains on the Animal Abuser Registry.
- (E) Every person required to register with the Animal Abuser Registry shall update their registry information within five (5) days of any change of residential address and/or upon any official change of name.
- (F) Every person required to register with the Animal Abuser Registry shall pay a onetime fee of one hundred twenty-five (\$125.00) dollars to the Hamilton County Sheriff's Office at the time of registration. All such fees shall be used to help pay the administrative and maintenance costs of maintaining the registry. In the event that a person is financially incapable of paying the registration fee said individual can make an application to the Hamilton County Sheriff to waive the fee. The Hamilton County Sheriff will investigate the application and shall have the sole discretion to grant or deny the application.
- (G) The Hamilton County Sheriff is hereby authorized and empowered to promulgate such rules and regulations as may be necessary to implement the Animal Abuser Registry.

#### Section 6. Prohibition on Contact with Animals.

No person who is registered or required to register pursuant to Section 5 of this Local Law shall own, possess, reside with, have custody of, or intentionally engage in any physical contact with any Companion Animal or Pet.

#### Section 7. Animal Shelters, Pet Dealers, Individuals and Entities Prohibited from Transferring Animal Ownership to Animal Abuse Offenders.

No Animal Shelter, Pet Dealer, Individual and Entity, located in Hamilton County, shall sell, exchange or otherwise transfer the ownership of any Companion Animal or Pet to any person having a residence in Hamilton County and listed as an Animal Abuse Offender on the Animal Abuser Registry. An Animal Shelter, Pet Dealer, Individual and Entity prior to the sale, exchange, or other transfer of ownership of any Companion Animal or Pet, shall examine the Animal Abuser Registry to confirm that the name of the potential owner of the Companion Animal or Pet is not

listed. In the event an entity or individual subject to this Section 7 cannot access the Animal Abuser Registry they can call the Hamilton County Sheriff's Office at (518)548-3113 to confirm whether or not the name of a potential owner appears on the Animal Abuse Registry.

This section shall not apply to Farm Animals for farmers or to Service Animals for people with disabilities.

#### Section 8. Penalties.

- (A) Any Animal Abuse Offender required to register with the Animal Abuser Registry who fails to so register shall be guilty of a misdemeanor punishable by incarceration for a period of not more than one (1) year and/or a fine not to exceed two thousand (\$2,000.00) dollars.
- (B) Any Animal Abuse Offender who violates the prohibition against possessing, owning, adopting, or purchasing a Companion Animal or Pet – except for Farm Animals for farmers, and Service Animals for people with disabilities – shall be guilty of a misdemeanor punishable by incarceration for a period of not more than one (1) year and/or a fine not to exceed five thousand (\$5,000.00) dollars.
- (C) Any Animal Shelter, Pet Dealer, Individual or Entity that knowingly violates Section 7 of this Local Law shall be guilty of a violation and subject to a fine not to exceed five thousand (\$5,000.00) dollars. A first-time violation of Section 7 of this Local Law shall not subject an Animal Shelter, Pet Dealer, Individual or Entity to a fine but all subsequent violations shall be subject to prosecution and fine. It shall not be a violation of this Local Law if the Animal Shelter, Pet Dealer, Individual or Entity can show proof that it/they checked with the Hamilton County Animal Abuser Registry and the name did not appear thereon.

#### Section 9. Severability.

If any clause, sentence, paragraph, section, subdivision or other part of the Local Law or its applications shall be adjudged by a Court of competent jurisdiction to be invalid or unconstitutional, such order of judgment shall not affect, impair, or otherwise invalidate the remainder of this Local Law which shall remain in full force and effect except as limited by such order or judgement.

### **RESOLUTION NO. 252-25**

### **AUTHORIZING PURCHASE OF COMPUTER EQUIPMENT FOR PUBLIC HEALTH – HRI PH INFRASTRUCTURE GRANT**

**DATED: JULY 3, 2025**

**BY MR. FERNANDEZ:**

WHEREAS, Res. No. 111-24 authorized the Public Health Infrastructure Grant to strengthen infrastructure, workforce and data systems, and

WHEREAS, the IT Department has obtained quotes from HP for new computers for the Public Health Department, and

WHEREAS, HP quote 8728775 is \$44,876.43 for laptops, accessories and three-year warranty under NYS OGS Contract #PM20860, and

WHEREAS, HP quote 8724588 is \$3,820.38 for desktops, accessories and five-year warranty under NYS OGS Contract #PM20860, be it

RESOLVED, that the Public Health Department is hereby authorized to purchase computer equipment per HP quote 8728775 and 8724588 under NYS OGS Contract #PM20860 for a total of \$48,696.81 to be charged to Account No. A4189.4106 HRI PH Infrastructure Grant.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

#### **RESOLUTION NO. 253-25**

#### **AUTHORIZING PAYMENT APPLICATION NO. 1 TO BIRDSALL EXCAVATION FOR BIG BROOK BRIDGE PROJECT**

**DATED: JULY 3, 2025**

**BY MR. SNYDER:**

WHEREAS, the Bridge NY Big Brook Bridge replacement project is underway, and

WHEREAS, the Payment Application No. 1 has been certified and approved by Greenman-Pedersen, Inc. (GPI) engineer for this project, and

WHEREAS, the Public Works Superintendent recommends payment of Pay Application No. 1 of \$82,234.00 be made to the contractor, be it

RESOLVED, that the County Treasurer is hereby authorized to make a check payable to Birdsall Excavation and Construction, 15 Tower Lane, Clarksville, NY 12041 in the amount of \$82,234.00 for the Payment Application No. 1 , and the funds be taken out of Account H1.5112.0207 Big Brook Bridge Project and the Highway Superintendent and Clerk of the Board be so notified.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

**RESOLUTION NO. 254-25**

**APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS**

**DATED: JULY 3, 2025**

**BY MS. HUNT:**

RESOLVED, that the bills in the Machinery Fund amounting to \$321,880.25 and bills in the County Road Fund amounting to \$183,017.05 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. Snyder and adopted by the following vote:

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

**RESOLUTION NO. 255-25**

**APPROVAL OF AUDITS IN THE COUNTY GENERAL FUND AND CAPITAL  
PROJECT 2023-1 JULY 2023 FLOODING**

**DATED: JULY 3, 2025**

**BY MS. HUNT:**

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$372,702.51 the following committees:

Public Works (Buildings) Committee.....	\$ 51,840.44
Public Works (Solid Waste).....	39,715.54
Finance Committee .....	87,579.59
Health Committee.....	44,199.45
Human Services Committee.....	90,017.77
Central Government Committee .....	24,176.35
Emergency Prep./Emergency Response.....	33,700.90
Internal Management Committee .....	1,472.47

be it further

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

July 2023 Flooding Capital Project 2023-1..... \$171,501.50

are hereby approved.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

Supervisor Snyder presented the following resolution authorizing unpaid leave for a Motor Vehicle Clerk.

**RESOLUTION NO. 256-25**

**UNPAID LEAVE OF ABSENCE - MOTOR VEHICLE CLERK**

**DATED: JULY 3, 2025**

**BY MR. SNYDER:**

WHEREAS, one of the Motor Vehicle Clerk's in the County Clerk's Office is requesting a 16-week unpaid leave of absence for medical reasons, and

WHEREAS, said employee was appointed provisionally to the position effective February 20, 2025, and as such does not qualify under the provisions of the Family and Medical Leave Act (FMLA) and Civil Service Law as defined in Section 608 of the Hamilton County Employee Handbook, and

WHEREAS, the Civil Service Exam will be offered for the Motor Vehicle position on October 25, 2025, and

WHEREAS, the employee has requested a 16-Week Unpaid Leave of Absence, subject to the approval of the Board of Supervisors, under Section 609 of the Hamilton County Employee Handbook, for the period beginning July 26, 2025, through November 16, 2025, with a return-to-work date of November 17, 2025, be it

RESOLVED, that the Board of Supervisors hereby approves the request for a 16-Week Unpaid Leave of Absence for the Motor Vehicle Clerk for the period of July 26, 2025 through November 16, 2025 with a return-to-work date of November 17, 2025, and be it further

RESOLVED, that the County Personnel Office, County Treasurer and County Clerk be so notified.

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

AYES: RHODES, SNYDER, FREY, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: TOMLINSON AND WELLS

11:00AM - A motion was made to open the Public Hearing on Proposed Local Law 3 of 2025 – A Local Law Authorizing Lease Agreement for Installation of Communication Tower by Mr. Rhodes, seconded by Mr. Snyder. Carried.

No public present.

Other Reports:

Mr. Frey: Stated that the best fireworks in the County are in Inlet tomorrow night.

Chairman: Stated that himself and Mr. Wells attended the Adirondack Park Local Government Review Board meeting (LGRB). They learned that there are two new members on the APA Board. Now, John Burth has been confirmed as Deputy Director of the Agency. That happened a month ago and that was a long vetting process. It's an appointment but it must go through Albany and be appointed through the Governor's Office. He has known Mr. Burth for years and he is a good guy. He stated what was interesting was that there is some discussion amongst the Board to try to get all 12 counties to come up with map and design of where emergency cell towers should be located. Carrie Tuttle, Executive Director of DANC, says they have existing maps that they can use to start this process. This way if all the counties are in sync they can present a much more cohesive strong case for towers. This was Ms. Tuttle's idea, and everybody thought it was brilliant. Along with the mapping they will have to come up with a problem statement. Ms. Tuttle is going to work out a resolution regarding all of this for the next LGRB meeting. Then the work will begin trying to get all the counties on board and to hire an engineering firm to do the work for us. He thinks this could be a great way to move projects along a little quicker, if they are one big cohesive unit for the Adirondack Park. There are 12 counties in the Adirondacks, they will try to get all the counties together and come up with a map and it might be a strong case. The APA wasn't quite sure what to think of it when Ms. Tuttle thought of that. He doesn't think it will be cheap but if they divide that cost it could be affordable. Mr. Rhodes asked if the APA was willing to work with the counties. The Chairman stated that it seemed like they were. Mr. Rhodes discussed Hamilton County's experience with the APA. The Chairman stated that Ms. Tuttle seemed to think if they could be one big unit the process could go quicker. It is going to take time and money, but she thought if they had a map that they agreed to, then it would be easier for each site to get the permitting for it. Mr. Rhodes agreed but stated that the APA is very gun shy of the environmental groups and that is the main thing. The Chairman agreed. Mr. Frey stated that it could open the door for some grant money with the counties working together. The Chairman stated that was what Ms. Tuttle thought also. Ms. Tuttle was an engineer herself and she is going to draw up a resolution, present it to the LGRB at their next meeting.

The Board discussed the APA appointments further.



The Chairman stated that as they approach the Fourth of July, let's take a moment to honor the enduring spirit of liberty and the sacrifices that forged the foundation of our great nation. On this day in 1776 visionaries stood united to declare independence and give birth to a republic root in the ideals of freedom, justice and opportunity for all. May this Independence Day serve as a powerful reminder of our shared values and the strength we find in unity as leaders, as citizens and stewards of the values that bind us together. Let us re-dedicate ourselves to the principles of liberty, justice and service. Let us celebrate red, white and blue with pride not just as the colors of our flag but as symbols of courage, resilience and hope that define the American spirit. Wishing each of you an awesome and safe Fourth of July filled with gratitude reflection and patriotic pride. Supervisor Wells, I will be thinking of you on this Fourth. May your town's fireworks be plentiful, patriotic and just loud enough to remind you how much you love them. God Bless America.

A motion was made to close the Public Hearing for Proposed Local Law 2 of 2025 - A Local Law Superseding County Law Section 215 (4) and (6) and Authorizing the Lease of County Property to New York TSA 2 Cellular Partnership D/B/A Verizon Wireless by Mr. Rhodes, seconded by Ms. Bain. Carried.

A motion was made to adopt Local Law 2 of 2025 – A Local Law Superseding County Law Section 215 (4) and (6) and Authorizing the Lease of County Property to New York TSA 2 Cellular Partnership D/B/A Verizon Wireless by Mr. Rhodes, seconded by Ms. Hunt. Carried.

Motion: Mr. Rhodes

Second: Ms. Hunt

## LOCAL LAW NO. 2 OF 2025

### COUNTY OF HAMILTON

#### A LOCAL LAW SUPERCEDING COUNTY LAW SECTION 215 (4) AND (6) AND AUTHORIZING THE LEASE OF COUNTY PROPERTY TO NEW YORK RSA 2 CELLULAR PARTNERSHIP D/B/A VERIZON WIRELESS

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF HAMILTON, NEW YORK, AS FOLLOWS:

Section 1. Legislation Intent and Purpose. This Local Law is enacted to amend and supercede County Law Section 215 and authorize the County of Hamilton Board of Supervisors, in the name of and on behalf of the County of Hamilton to enter a lease of the County property identified in Section 3 hereof and thereby obtain a reasonable return on property not needed for County purposes. The purpose of superceding County Law Section 215 is to avoid the need to advertise and lease a portion or all of the property identified in Section 3 hereof to the highest bidder following a public auction.

Section 2. County Law Section 215 Amended and Superceded. It is the intent of this Local Law to amend and supercede pursuant to the County's authority under the Municipal Home Rule Law the following: (a) County Law Section 215 (4), which limits leases of County property to 5 year terms, and (b) County Law Section 215 (6) which provides that property no longer

necessary for public use “may be sold or leased only to the highest bidder after public advertisement”.

Section 3. County Property and Lease. Hamilton County is the lessor of real property located at 802 State Route 8, Town of Morehouse, Hamilton County, New York, Tax Map No. 125.000-1-16.111 and Off Route 8, Town of Morehouse, Hamilton County, New York, Tax Map No. 125.000-1-16.112 on which it is constructing a new public safety radio communications tower (“Tower Property”) and NEW YORK RSA 2 CELLULAR PARTNERSHIP D/B/A VERIZON WIRELESS (“Verizon Wireless”) has expressed an interest in leasing space on the tower and at the base thereof for the installation, operation and maintenance of a wireless telecommunication facility (“Facility”) together with an easement for access and utilities pursuant to a Tower Lease Agreement between the County and Verizon Wireless. The portion of the Tower Property to be leased is not currently needed for County purposes and the County retains the right to use the Tower Property for County purposes pursuant to and in accordance with the Tower Lease Agreement. The term of the proposed lease is five (5) years, with four (4) five-year (5) renewals to be exercised at Verizon Wireless’s option. The proposed compensation to the County is annual rent of \$24,000 increasing by 2% on each anniversary of the Tower Lease Agreement. Verizon Wireless’s rights and obligations in respect to Verizon Wireless’s lease of the Property will be governed by and in accordance with the Tower Lease Agreement.

Section 4. Lease Authorized. The County Executive is hereby authorized, without public advertisement or auction, to enter the Tower Lease Agreement and execute any and all related documents for the lease of the above-described Property to Verizon Wireless on the terms set forth in Section 3 hereof and in the Tower Lease Agreement.

Section 5. Severability. If any part of this Local Law shall be adjudged by a Court to be invalid or unconstitutional, such order or judgment shall not affect or invalidate the remainder thereof, but shall be confined in its application to the part of this Local Law for which such order or judgment has been rendered.

Section 6. Effective Date. This local law shall not take effect until at least forty-five (45) days after its adoption or, if within forty-five (45) days after its adoption, there shall be filed with the Clerk a petition protesting against such Local Law, signed and authenticated as required by the Municipal Home Rule Law, then until approved by the affirmative vote of a majority of the qualified electors of Hamilton County voting on a proposition for it. The Clerk shall publish this local law or abstract thereof and take such further action as may be required under the Municipal Home Rule Law governing adoption of this local law.

AYES: ARIETTA (292), BENSON (221), INLET (355), LAKE PLEASANT (897), LONG LAKE (791), MOREHOUSE (92), WELLS (683) = 3,331

NAYS: NONE

ABSENT: HOPE (413), INDIAN LAKE (1,363) = 1,776

11:10AM - The Chairman stated that they would be taking a 10-minute recess. The Public Hearing will remain open.

11:20AM – Meeting re-opened

A motion was made to close the Public Hearing on Proposed Local Law 3 of 2025 – A Local Law Authorizing Lease Agreement for Installation of Communication Tower by Mr. Rhodes, seconded by Ms. Bain. Carried.

A motion was made to adopt Local Law 3 of 2025 – A Local Law Authorizing Lease Agreement for Installation of Communication Tower by Mr. Rhodes, seconded by Mr. Fernandez. Carried.

Motion: Mr. Rhodes

Second: Mr. Fernandez

## LOCAL LAW NO. 3 OF 2025

### COUNTY OF HAMILTON

#### LOCAL LAW AUTHORIZING LEASE AGREEMENT FOR INSTALLATION OF COMMUNICATION TOWER IN TOWN OF ARIETTA

WHEREAS, in the Town of Arietta certain lands owned by the Spy Lake Corporation have been determined to be appropriate for installation of a communications tower, and

WHEREAS, Hamilton County wishes to install such communications tower to enhance existing emergency management communications, and

WHEREAS, said property owner is willing to enter into a 99-year lease agreement allowing Hamilton County to enhance said communications, now, therefore,

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF HAMILTON, AS FOLLOWS:

Section 1. Spy Lake Corporation is the owner of premises in the Town of Arietta, said real property more particularly described as set forth in a certain deed dated October 29, 1996 and recorded in the Hamilton County Clerk's Office October 31, 1996 at Book 214, Page 184.

Section 2. Said property owner has agreed to lease to the County of Hamilton the said property as more particularly set forth in the said lease agreement.

Section 3. The term of the proposed lease is up to ninety-nine (99) years.

Section 4. An analysis of the potential environmental impacts of the said aforesaid lease, if any, has been done under the State Environmental Quality Review Act (SEQRA) with Hamilton County acting as lead agency; this legislative body determines that the proposed action constitutes a Type II action, and accordingly adopts a Negative Declaration, with a determination of no significant effect on the environment.

Section 5. This Local Law is enacted to amend and supersede County Law Section 215(3) so as to authorize the County of Hamilton to enter into a lease of private property identified and

as set forth hereinbefore, the purpose of superseding County Law Section 215 is to authorize the County to enter into a lease for a term exceeding five (5) years.

Section 6. The Chairman of the Board of Supervisors is authorized to enter into any and all agreements and execute all documents deemed necessary by the County Attorney for the lease of the above-described property from said landowner for a period of up to ninety-nine (99) years.

Section 7. This Local Law shall take effect upon filing in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

AYES: ARIETTA (292), BENSON (221), INLET (355), LAKE PLEASANT (897), LONG LAKE (791), MOREHOUSE (92), WELLS (683) = 3,331

NAYS: NONE

ABSENT: HOPE (413), INDIAN LAKE (1,363) = 1,776

As there was no further business, motion to adjourn by Mr. Rhodes, seconded by Ms. Bain. Carried.