

2019

SIXTH SESSION

JUNE 6, 2019

The Board convened at 10:30 A.M. in the Supervisors' Chambers at the Court House, Lake Pleasant, New York, with the Chairman, William G. Farber presiding. Mr. Farber led the members of the Board of Supervisors in the Pledge of Allegiance to the Flag, and an opening prayer.

The Clerk, Mrs. Laura Abrams, called the roll with the following Supervisors answering:

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

Also present: Daryl Rulison-Cornell Cooperative Extension, Deanna Park-OFA Director, Avis Warner, Leon Smith and Pete Klein-Press

A motion was made to accept the minutes of May 2, 2019 by Mr. D. Wilt, seconded by Mr. Stortecky. Carried.

Public Comment: Mr. Tomlinson introduced Daryl Rulison, Program Educator for Cornell Cooperative Extension. Ms. Rulison stated she was filling in for Jamila Page and that she was there to give an update. She gave a brief description on what they had planned for the summer. The Chairman welcomed her to the new position and thanked her for coming in.

Reports of Standings/Special Committees: No reports.

Mr. Frey entered at this time.

The Chairman introduced Deanna Park who is the Director of Office for the Aging. He asked her to announce and help us with the honoring of our seniors.

Ms. Park introduced the first Senior of the Year, Avis Warner and gave a brief history.

Mark Hunt entered at this time.

Ms. Park then introduced the second Senior of the Year, Leon Smith and gave a brief history.

The Chairman thanked the seniors for their contributions and called for a recess for cake.

Reconvened at 11AM

Public Comment: *(continued)*

Mark Hunt, Hamilton County employee, asked if the Board had come up with any ideas on the Grade and Step and wanted to see how it's going. The Chairman stated that there is a meeting to discuss this afternoon. Mr. Hunt stated that he loved working here and that he understands they need to raise the hiring rate because of how hard it is to get qualified people. What he has been seeing within his department recently is that some people have been promoted and hires to replace them. The only way we are getting the new hires is by raising the hire rate which is a good thing. What he is seeing and looking at is if the Board raises the hire rate, with someone like him whose rate has stayed flat for 6 years, it feels like they don't appreciate what he has been doing in his position.

RESOLUTIONS:

TABLED

RESOLUTION NO.

ADOPTION OF CHANGES TO HAMILTON COUNTY EMPLOYEE HANDBOOK

DATED: MAY 2, 2019

BY MR. WELLS:

WHEREAS, there was a need to upgrade and add to the Hamilton County Employee Handbook, and

WHEREAS, after reviewing suggested changes to the handbook, the committee has recommended the adoption of said changes to handbook, be it

RESOLVED, that the provisions and policies contained in the Employee Handbook are intended to supersede any and all prior manuals, guidelines or related policies issued by Hamilton County, and be it further

RESOLVED, that unless specified, this Employee Handbook supersedes and replaces any previous personnel policies issued by the County concerning all policies contained in the Employee Handbook.

Seconded by Mr. D. Wilt.

The Chairman stated the first resolution is a tabled resolution which was moved on the floor by Mr. Wells and Mr. D. Wilt at the last meeting. It was tabled because there were some conversations about whether or not in terms of language is there a better way to do it that is neater and cleaner. There were a number of Board members that took the opportunity to talk about this on Committee

Day. He apologized for missing that portion of Committee Day. There were a couple of things that didn't entirely get resolved. Mr. Wells, the County Attorney, Kimberly Byrne-Personnel Director, and he have been working on this so that they would know what changes to the resolution are needed to accomplish this. He stated that there were two questions. Both of the drafts have an aspect of the approval policy which contemplates having the Chairman of the Board sign off on these changes rather than at the department head level. This would be the first instance having this type of approval. He is not against it but it's an aspect of the leave policy that we have historically left up to the department head. The second question being the effective date and when the change in the employee handbook takes place. Is it when we pass the resolution or is the intent to do this retroactively? He has 2 drafts of the replacement resolution ready to hand out pending the decision. Mr. Wells stated that the way he understood it was that it would be up to the department head and not for the Chairman's signoff. The Chairman stated nobody mentioned it to him and then later it came through on the draft from Ms. Byrne. Neither Mr. Wells nor Mr. Stortecky remember that being an issue. The Chairman stated that he didn't have a problem with it being approved at the department head level the only point the County Attorney made was that if there is a concern with consistency across departments maybe we do need somebody else to signoff. Mr. Wells stated as far as retroacting goes this is something we have been talking about since October. An employee brought this up and he felt that it was a good change that needed to be made. He is in favor of making it retro back to October. The Chairman stated that the only thing that was discussed internally was we initially put the bereavement time in place per a request of an employee that had recently lost her husband and had to use vacation time. When making the change to the handbook it wasn't retroactive. It is really about trying to figure out the right thing to do to stay consistent and do the right thing by our employees.

Mr. Stortecky asked what the benefit is to making it retroactive. The Chairman stated that it goes back and picks up an employee who feels like she was aggrieved in October. Mr. Stortecky asked Mr. Wells if that was the reason, he was retroacting it. Mr. Wells agreed. Mr. Frey, Mr. Tomlinson and Mr. Stortecky all agree it should be retroactive to October 2018. The Chairman handed out a replacement resolution.

After the following resolution was placed on the floor; Mr. D Wilt asked about the paragraph reading *This may be granted with the written approval of the employee's Department Head and the Hamilton County Board of Supervisors Chairman.* The Chairman stated that *and the Hamilton County Board of Supervisors Chairman* could be easily stricken and asked if the mover and seconder agreed to that change. Mr. Stortecky and Mr. Frey both agreed.

The County Attorney stated that the Board does have the legal ability to make this change. The issue that the Board needs to accept when making this change is that depending on a department head employees very well could be handled differently. He stated that is probably why some other review of it would be beneficial. Further, he never thought that retroactive legislation that benefits only one person is a good idea. The Chairman stated in regards to the Chairman signoff it is throughout the handbook, in terms of vacation time, that it is always with the department heads approval. He grants that this is a little different then when an employee decides to use their vacation. He feels that it could be either way so that is why he framed it that way at the start of the meeting. He acknowledges the vulnerability that the County Attorney points out. He agrees with the County Attorney saying it's not a good idea to retro. He also agrees with Mr. Wells that

this has taken the Board 6 months to get to a policy or outcome. His biggest concern being less about the time and more about the last time we did this around bereavement, we did not retro it back. It doesn't mean that it shouldn't be done it's just, to the County Attorney's point, that we should be aware for the next time.

Mr. Stortecky asked Mr. Wells after hearing this conversation does it dissuade you. Mr. Wells stated no, every Board and every Boards' point of view changes. Mr. Frey stated that we are small enough and he does respect the County Attorney's comments regarding it but feels that sometimes that person has to lead by example in order for a change to happen to benefit others.

RESOLUTION NO. 178-19

ADOPTION OF CHANGES TO HAMILTON COUNTY EMPLOYEE HANDBOOK

DATED: JUNE 6, 2019

BY MR. STORTECKY:

WHEREAS, an employee requested a review of the employee handbook Section 804 Sick Leave regarding the "immediate family member" clause in regards to bereavement leave, and

WHEREAS, after reviewing, the Internal Management Committee determined there was a need to delete and add changes to the Hamilton County Employee Handbook, and

WHEREAS, after reviewing the sick leave policy the Internal Management Committee has recommended removing the use of time for bereavement from the Proper Use of Sick Leave section, and

WHEREAS, the Internal Management Committee has recommended a new section be created in the employee handbook, be it

RESOLVED, that Section 804 Sick Leave – Proper Use of Sick Leave section be edited to remove "or death of an immediate family member", and be it further

RESOLVED, that Section 610 Bereavement Leave Time be created and added to the employee handbook as follows:

610 Bereavement Leave Time

Policy Statement – Employee Bereavement Leave time is granted to employee's for making funeral arrangements, attending funeral and burial, paying respects to the family at a wake or visitation, dealing with the deceased's possessions and will, and any ancillary matters that employee's must address when a loved one dies.

Allowance – An employee may use up to three (3) accumulated sick leave days for time off.

Additional Bereavement Leave Time

Allowance – Additional time off may also be granted depending on circumstances such as travel distance and the employee’s responsibility for funeral arrangements or for taking care of the estate of the deceased. This may be granted with the written approval of the employee’s Department Head.

and be it further

RESOLVED, that these changes become effective at the time the issue was brought to and addressed with the Internal Management Committee back in October 2018, and

RESOLVED, that the Personnel Officer is hereby authorized to disseminate the changes to all employees and that a certified copy of this resolution be provided to the Hamilton County Personnel Officer.

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

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

NAYS: NONE

RESOLUTION NO. 179-19

**RESOLUTION IN OPPOSITION TO STATE LEGISLATIVE PROPOSALS THAT
COULD UNDERMINE THE CAREFUL BALANCE THAT EXISTS IN STATE LAW
RELATED TO THE TAX FORECLOSURE PROCESS IN NEW YORK STATE AS
PROPOSED IN S.4676/A.4863**

DATED: JUNE 6, 2019

BY MR. SEAMAN:

WHEREAS, the current real property tax law process to ensure tax compliance and limit tax foreclosure has been on the books for decades, and

WHEREAS, the real property tax foreclosure process is designed to strike a balance for a strong enforcement mechanism to ensure critical property tax revenues are protected to provide vital state mandated and local services in our communities, while providing property owners important alternatives and additional time to make payments to avoid foreclosure, and

WHEREAS, legislative proposals in S.4676 and A.4863 would eliminate certain tax enforcement fees and penalties, allow for lower interest rates in tax delinquencies, and eliminates the current law “reverse chronological order” of satisfying tax liens, and

WHEREAS, reducing these fee, penalty and interest tax enforcement measures will likely reduce the effectiveness and balance of the current system, and

WHEREAS, eliminating the current law “reverse chronological order” provisions will allow property owners to potentially abuse the system and remain perpetually in arrears on their property taxes, significantly damaging tax compliance, and

WHEREAS reduced tax compliance can jeopardize the delivery of critical state and local services in the community, and will unfairly shift the burden of these unpaid property taxes to other property owners, and

WHEREAS, county government is the primary governmental unit, along with some cities and other municipalities, charged by the State with ensuring real property tax law compliance and enforcement at the local level, and

WHEREAS, under this charge, counties are required to fully reimburse all school districts and most towns and villages for any property taxes they cannot collect in the first instance, which often requires counties to borrow tens of millions of dollars annually while tax recoupment is commenced, all with the primary goal of ensuring fairness and avoiding tax foreclosure, and

WHEREAS, the real property law provides an extensive notification process for property owners that fall into arrears to help them understand what is happening and their options, and

WHEREAS, the real property tax law also allows installment payment plans for up to 24 months for tax delinquency to ease the burden, and provides special allowances for farm property and military personnel – combined these items can prevent tax foreclosure or extend the timeline for several years, and

WHEREAS, many counties use these statutory allowances to ease the tax foreclosure process and burden, and they also provide additional help including:

- Allowing partial payments, monthly and/or quarterly property tax payments for initial property taxes due to ease the payment burden;
- Encourage property owners to seek legal advice on other options so they can retain their property;
- Engage family members, especially for senior citizens, to allow for family members to receive duplicate copies of property tax bills, delinquency notices and other real property items;
- Guide property owners to local and state programs that may offer them assistance to clear up their delinquent taxes;
- Allow property owners to repurchase their property in cases of tax foreclosure, under specified timelines and parameters.

now, therefore, be it

RESOLVED, Hamilton County opposes state legislation that can undermine the careful balance that exists in state law related to the tax foreclosure process in New York State, including S.4676/A.4863 currently being considered in the State Legislature, and be it further

RESOLVED, Hamilton County is especially concerned of the unintended consequences this legislation may cause by eliminating the current law reverse chronological order for paying

tax liens and loosening penalties and interest, that could reduce taxpayer compliance, which can jeopardize the delivery of state and local services, and will unfairly shift the burden of unpaid property taxes to other property owners in the community.

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

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

NAYS: NONE

After the following resolution was placed on the floor; Mr. Wells asked if 30 days was the issue. The Chairman stated the Indian Lake Central School Superintendent brought up the issue. His question was why we do a December 15th distribution of the school tax to the school. While going back through the years Beth Hunt, Treasurer, found the best explanation was that we always have done it that way. He stated that there was an analysis done and it was her conclusion that the distribution could be earlier, November 15th. This was with a few exceptions and stated that if the money was not there then it would be distributed when the money was received.

RESOLUTION NO. 180-19

**POLICY CHANGE FOR DISTRIBUTION OF STATE LAND SCHOOL TAXES TO
SCHOOLS**

DATE: JUNE 6, 2019

BY MR. FREY:

WHEREAS, the County Treasurer has been contacted by the Indian Lake Central School Superintendent in regards to distribution of State Land School Taxes, and

WHEREAS, the Superintendent was questioning the receipt date from New York State Comptroller's Office and the distribution date to the Schools, and

WHEREAS, the County Treasurer researched the dates of receipt of the NY State Land School Taxes over the past ten years and found the receipt date to be varied from year to year, be it

RESOLVED, that based on the research of receipt of the State Land School Taxes, the Hamilton County Treasurer will change the date of distribution to the Schools from December 15 of each year to November 15 of each year, and be it further

RESOLVED, that in any year the State fails to send the State Land School taxes prior to November 15, the County Treasurer will inform the Schools and the distribution will be made when the taxes are received from NY State, and be it further

RESOLVED, that the County Treasurer and the School Districts be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 181-19

AUTHORIZING ACCEPTANCE OF BACK TAXES IN TOWN OF LONG LAKE

DATED: JUNE 6, 2019

BY MR. SEAMAN:

WHEREAS, the Board of Supervisors has been contacted Steven Mignoli on property located in the Town of Long Lake, with parcel ID #25.011-1-27/28 concerning the 2017 and 2018 back taxes owed, and

WHEREAS, Steven Mignoli has submitted a written request as to why the taxes have not been paid to date and a request to pay the back taxes, therefore, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to accept payment of the taxes owed in the amount of \$9,023.47 together with an administrative charge of \$500.00 for a total of \$9,523.47 due by June 30, 2019.

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

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

NAYS: NONE

RESOLUTION NO. 182-19

SET UP ACCOUNTING FOR VILLAGE TAX COLLECTION

DATE: JUNE 6, 2019

BY MR. FREY:

WHEREAS, the Hamilton County Board of Supervisors passed Resolution No. 170-19 authorizing the Hamilton County Treasurer to be the Collection Officer for the Village of Speculator Taxes for 2019, and

WHEREAS, a revenue and expenditure line need to be created to account for service, be it

RESOLVED, that Expenditure line A1330.402-Village Tax Collection Expenses be created for \$1,000.00 to be totally offset by creating Revenue account A2210.400-Village Tax Collection in the amount of \$4,200.00 and be it further

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

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

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

NAYS: NONE

RESOLUTION NO. 183-19

**CREATING AND ADVERTISING A NEW FULL-TIME MOTOR VEHICLE CLERK
POSITION IN THE HAMILTON COUNTY CLERK'S OFFICE**

DATED: JUNE 6, 2019

BY MR. WELLS:

WHEREAS, the County Clerk's Office is experiencing an increased work load for all the employees, and

WHEREAS, the additional hours authorized for the employees is still not meeting the demands of the workload, be it

RESOLVED, that the Personnel Officer is authorized to advertise for a new full-time Motor Vehicle Clerk position and the County Treasurer and County Clerk be so notified.

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

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

NAYS: NONE

After the following resolution was placed on the floor; the Chairman stated that this is the federal revenue sharing money that Bob Kleppang, Community Services Director has. One-time purchases with this type of funding is ideal because it is not guaranteed recurring funding. There is another resolution, also on this agenda, for generator purchases and install.

RESOLUTION NO. 184-19

**AUTHORIZING EQUIPMENT PURCHASES – COMMUNITY SERVICES FEDERAL
SALARY SHARING FUNDS**

DATED: JUNE 6, 2019

BY MR. SEAMAN:

WHEREAS, the Hamilton County Community Services Department has received Federal Salary Sharing funds that can be used to support services provided by the Department, and

WHEREAS, equipment upgrades and other improvements to the program would enhance operational effectiveness and efficiency, be it

RESOLVED, that Community Services purchase a generator for its main office in Indian Lake at a cost of \$33,650.00, network backup equipment for its computers at a state contract cost of \$2,278.61 and 5 Laptop computers at a state contract cost of \$6,000 for a total of \$41,928.61, and be it further

RESOLVED, that \$41,928.61 from Federal Salary Sharing currently in the unappropriated general fund balance be transferred from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. A4310.0202 Equipment to purchase said items.

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

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

NAYS: NONE

RESOLUTION NO. 185-19

AUTHORIZING REGIONAL MEETING – HAMILTON COUNTY COMMUNITY SERVICES BOARD

DATED: JUNE 6, 2019

BY MR. SEAMAN:

WHEREAS, Hamilton County Community Services is the sole provider of behavioral health service in Hamilton County, and

WHEREAS, the Hamilton County Community Services Board (CSB) has identified the impact on Hamilton County of recent healthcare transformation initiatives by the State of New York as representing significant challenge to its ability to continue to provide adequate behavioral health services to all of its residents, and

WHEREAS, the Hamilton CSB has recommended that a regional meeting be held with other counties in the North Country that would include each counties Director of Community Services, CSB Chair and relevant CSB members to develop both regional and local strategies to

ensure that behavioral health services can continued to be provided to all Hamilton County residents, and

WHEREAS, representatives of the NYS Office of Mental Health's Central Office and the NYS Office of Alcohol and Substance Abuse Services Central Office, as well as representation from the Regional Field Office of the NYS Office of Mental Health, the NYS Conference of Mental Hygiene Directors and representatives of the regions state operated Psychiatric Hospitals would also participate in this meeting, and

WHEREAS, the Hamilton County CSB would sponsor this meeting in Hamilton County, be it

RESOLVED, that a meeting be held at the Minnowbrook Conference Center in Blue Mt. Lake, NY on the 12th and 13th of September, 2019, for the purpose stated above, and be it further

RESOLVED, that Hamilton County Community Services will cover the cost of Hamilton County participants at an amount not exceed \$700.00 to be charged to Mental Health Account No. A4320.407 Outreach.

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

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

NAYS: NONE

RESOLUTION NO. 186-19

APPROVAL OF AND AUTHORIZING CHAIRMAN TO SIGN RESOURCE ALLOCATION PLAN

DATED: JUNE 6, 2019

BY MR. STORTECKY:

WHEREAS, the County of Hamilton is in receipt of the Resource Allocation Plan for the County's Youth Board funding provided by the Office of Children and Family Services for 2019, and

WHEREAS, the plan identifies the program and project applications as part of the required components of the County's Comprehensive Youth Service Plan as approved by the Office of Children and Family Services, and

WHEREAS, this plan will qualify the County for State reimbursement for the program year, be it

RESOLVED, that the Hamilton County Board of Supervisors hereby approves the 2019 Resource Allocation Plan and authorizes the Chairman to sign and the County Treasurer be so advised.

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

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

NAYS: NONE

After the following resolution was placed on the floor; the Chairman explained the way that the summer youth employment number works is that we never know at budget time what the state allocation is going to be, once we get the allocation formula from the state that tells us what the County's share of the money is, we then set up the appropriation and revenue.

RESOLUTION NO. 187-19

INCREASING THE SUMMER YOUTH EMPLOYMENT PROGRAM BUDGET

DATED: JUNE 6, 2019

BY MR. SEAMAN:

WHEREAS, the Hamilton County Summer Youth Employment Program (SYEP), administered by the Hamilton County Department of Social Services, has been awarded the amount of Eleven Thousand Two Hundred Seventy-Five Dollars (\$11,275.00) for the administration of the 2019 SYEP, and

WHEREAS, the amount to be awarded for SYEP was not known at the time the 2019 budget was adopted, no amount was put in the 2019 Hamilton County budget for Account No. A6290.103, Job Training Participating Summer Youth, therefore, be it

RESOLVED, that Account No. A6290.103, Job Training Participating Summer Youth, be increased by Eleven Thousand Two Hundred Seventy-Five Dollars (\$11,275.00) to be totally offset by increasing Revenue Account No. A4089.100, Federal Aid, WIA, by same amount and the County Treasurer be so authorized.

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

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

NAYS: NONE

RESOLUTION NO. 188-19

**AUTHORIZATION TO ENTER INTO CONTRACT WITH MOUNTAIN LAKE
ACADEMY FOR RESIDENTIAL TREATMENT**

DATED: JUNE 6, 2019

BY MR. SEAMAN:

WHEREAS, children placed in the care and custody of the Commissioner of Social Services as a result of abuse, neglect, maltreatment or voluntary surrender require out-of-home placement in residential treatment centers, and

WHEREAS, these residential treatment center are certified by the New York State Office of Children and Family Services (OCFS), and

WHEREAS, maximum state reimbursable rates are established by OCFS, be it

RESOLVED, the Chairman of the Board of Supervisors, upon review and approval of the County Attorney, is hereby authorized and directed to enter into agreements with Mountain Lake Academy for Residential Treatment.

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

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

NAYS: NONE

RESOLUTION NO. 189-19

**AWARD OF BID FOR PURCHASE AND INSTALLATION OF GENERATORS PER
BID SPECIFICATION NO. 9-2019**

DATED: JUNE 6, 2019

BY MR. STORTECKY:

WHEREAS, Hamilton County DPW has solicited bids for the purchase and installation of generators for the Community Services Building and the Indian Lake and Lake Pleasant Transfer Stations, and

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

1. Gentech Emergency Power
6804 Duanesburg Road
Duanesburg, NY 12056

Bid: A. Community Services Building - \$33,650.00

B. Indian Lake Transfer station -	\$23,030.00
C. Lake Pleasant Transfer Station -	\$24,671.00

Total Bid - \$81,351.00

and

WHEREAS, C&S Engineers, Project Engineer has reviewed the bid to confirm that bid specifications were met and are satisfactory, and

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

RESOLVED, the award of the bid for Generators in the amount of \$81,351.00 for three (3) Generators Installed at the locations stated herein from Gentech Emergency Power of Duanesburg, NY, be it further

RESOLVED, that charges for the generator purchase and install be as follows:

A. Community Services Building – Account No. A4310.202 Equipment
B & C. Transfer Stations – Account No. 8189.401 Solid Waste Reserve

and be it further

RESOLVED, the Chairman of the Board be authorized to enter into an agreement for the said Generators with Gentech Emergency Power subject to the approval of the County Attorney and the County Treasurer, Highway Superintendent and Clerk of the Board be so notified.

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

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

NAYS: NONE

After the following resolution was placed on the floor; the Chairman stated that he hopes this will be adequate money to cover the situation. As everyone knows there has been a transition with one of our coroner positions so we have a new Coroner and we have changed the remuneration policy. He stated that the Board knew that when changing the payment structure it would be a work in progress. There has been a conversation that Mr. Seaman, Laura Abrams, Clerk of Board and he have had regarding a training piece not anticipated specific to coroners. Some of the web training that is now available to Coroners is very difficult to track and doesn't include necessarily certifications or a fixed amount of time for reading the materials. There might have to be a follow up meeting with the Coroners to get a better handle on what the webinar training out there is and how the Board manages that. The resolution that was already passed did not deal with that.

RESOLUTION NO. 190-19

TRANSFER OF FUNDS – CORONER

DATED: JUNE 6, 2019

BY MR. SEAMAN:

WHEREAS, there is a shortage of funds in the County Coroner Travel Account, be it

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

FROM: A1990.0401 Contingent	\$3,000.00
TO: A1185.0401 Travel	\$3,000.00

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

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

NAYS: NONE

After the following resolution was placed on the floor; the Chairman stated that he abstains from the vote but will be handling the administrative function and tallying of the vote.

RESOLUTION NO. 191-19

AUTHORIZING THE PAYMENT OF COMPENSATORY TIME – DEPUTY COUNTY CLERK

DATED: JUNE 6, 2019

BY MR. FREY:

WHEREAS, the Hamilton County Clerk's Office has experienced the use of increased amounts of vacation time due to being at the maximum limit along with employee illnesses coupled with the increased work load at DMV with the processing of enhanced driver's licenses as well as regular traffic and dealer work, and

WHEREAS, this situation has necessitated that the Deputy County Clerk work longer hours which has been accumulated as compensatory time, and

WHEREAS, the summer season is fast approaching and it will be difficult for the Deputy County Clerk to use this time without causing additional office hardships during this busy season, be it

RESOLVED, that the Hamilton County Board of Supervisors, due to the unusual circumstances in the Hamilton County Clerk's Office, does hereby approve payment of compensatory time for Heather Farber, Deputy Clerk, and be it further

RESOLVED, that the Deputy Clerk shall be compensated for her accumulated compensatory time of 41 hours at a rate of \$31.020 for a total of \$1,271.82 to be paid on the payroll ending June 15, 2019, and be it further

RESOLVED, that \$1,271.82 be transferred from Contingent Account No. A1990.0401 to Account No. A1410.0102 Deputy County Clerk and the County Treasurer and Personnel Officer be so authorized.

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

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

NAYS: NONE

ABSTAIN: FARBER

RESOLUTION NO. 192-19

APPROPRIATING EQUIPMENT REBATE TO DHSES GRANT SI13-1010-D00

DATED: JUNE 6, 2019

BY MR. R. WILT:

WHEREAS, Hamilton County was awarded \$2,530,385.00 from the New York State Department of Homeland Security and Emergency Services (DHSES), Office of Interoperable Communications (OIEC) under grant SI13-1010-D00, and

WHEREAS, one of the purchases made utilizing funds from that grant was for Kenwood Portable Radios from River Valley Radio Inc. on 7/11/2018 for the Hamilton County Sheriff's Office in the amount of \$17,463.44 through State Contract pricing contract and paid for with check #40526, and

WHEREAS, Hamilton County was subsequently issued a rebate check #007279 from Kenwood in the amount of \$1,350.00, and

WHEREAS, that amount was deposited in the Hamilton County General Fund in December 2018, and

WHEREAS, NYSDHSES grants requests that \$1,350.00 rebate amount be applied to grant SI13-1010-D00, therefore, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to transfer the amount of \$1,350.00 from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. A3645.406 Statewide Comm. Grant.

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

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

NAYS: NONE

After the following resolution was placed on the floor; the Chairman stated that this is the ongoing project around Trail Towns. The County's contract with ROOST and Riverstreet was that we would not pay for work until complete. They are getting to the point where it almost is complete.

RESOLUTION NO. 193-19

**FUNDING PARKWIDE ADIRONDACK TRAIL TOWNS INITIATIVE
IMPLEMENTATION GRANT**

DATED: JUNE 6, 2019

BY MR. FREY:

WHEREAS, Resolution No. 209-16 dated August 4, 2016 funded the Adirondack Park Smart Growth Implementation State Assistance Grant for the Parkwide Adirondack Trail Towns Initiative Implementation Contract #C00175G in the amount of \$75,000.00, and

WHEREAS, these funds have not been expended, be it

RESOLVED, the County Treasurer is hereby authorized to create Account No. A6326.0409 Adk. Trail Towns in the amount of \$75,000.00 to be totally offset by creating and funding Revenue Account No. A3789.0100 Adk. Trail Towns in the amount of \$75,000.00.

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

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

NAYS: NONE

RESOLUTION NO. 194-19

**AUTHORIZING THE ACCEPTANCE OF PAYMENT FROM THE ADIRONDACK
NORTH COUNTRY'S CENTER FOR BUSINESSES IN TRANSITION TO HAMILTON
COUNTY FOR OUTREACH AND ENGAGEMENT REQUIREMENTS AS SET FORTH
IN A MEMORANDUM OF UNDERSTANDING DATED DECEMBER 14, 2019**

DATED: JUNE 6, 2019

BY MR. FREY:

WHEREAS, the Hamilton County Department of Economic Planning, Tourism and Economic Development has entered into Memorandum of Understanding (MOU) with the Adirondack North Country Association's Center for Businesses in Transition from January 1, 2019 to December 31, 2019, and

WHEREAS, outlined in the MOU there are outlined outreach and engagement requirements which will need to be fulfilled in addition to, and outside of, normal county business hours, and

WHEREAS, the Center for Businesses in Transition have agreed to pay up to \$4,000.00 in quarterly installments to Hamilton County for these outreach and engagement services, and

WHEREAS, the Hamilton County Office of Planning, Tourism and Economic Development need to create budget lines to accommodate these payments, and

WHEREAS, budget lines need to be created for payroll in the amount of \$2,400.00 and a contractual line created for \$1,600.00, be it

RESOLVED, that the County Treasurer is hereby authorized to create and fund the following accounts:

Appropriation:	
A8020.0105 ANCA/CBIT	\$2,400.00
A8020.0414 ANCA/CBIT	\$1,600.00

Revenue:	
A1989.0200 ANCA/CBIT	\$4,000.00

and be it further

RESOLVED, that the Hamilton County Treasurer is authorized to pay the additional hours for the Center for Businesses in Transition as submitted by the Hamilton County Office of Planning, Tourism and Economic Development on their payroll report with all other expenses being paid through the County audit process.

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

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

NAYS: NONE

After the following resolution was placed on the floor; the Chairman stated that this is a grant that overlaps two fiscal years. He and Ms. Abrams have talked that the Board needs to pay more attention to how they are budgeted. They need to be more uniform. Currently our County budget only funds the line for which we pay Barbara Taylor at \$25,000. She is who we contract with as our Public Health Emergency Preparedness Coordinator through this grant. The resolution authorizing the contract with Barbara Taylor that we received from Public Health was for \$35,000,

we have never used that much, but he understands that Ms. Taylor might be being used for more things now. The resolution that is on the agenda for Ms. Taylor is for the appropriated amount of \$25,000. If they do use her more, Public Health will have to move the money around in the county budget and then an amendment will be made to the contract.

RESOLUTION NO. 195-19

PUBLIC HEALTH EMERGENCY PREPAREDNESS AND RESPONSE

DATED: JUNE 6, 2019

BY MR. D. WILT:

WHEREAS, the New York State Department of Health through Health Research, Inc. (HRI) has offered renewal of Contract No. 1611-10 with Hamilton County Public Health Nursing Service for Public Health Emergency Preparedness and Response for the period July 1, 2019 through June 30, 2020, and

WHEREAS, the grant year overlaps the 2019 and 2020 County Budgeted fiscal year, and

WHEREAS, the total grant contract is for \$49,625, and

WHEREAS, the necessary funds have been appropriated in the 2019 Municipal Budget and the remainder will be proposed for the 2020 Municipal Budget, be it

RESOLVED, that the Chairman of the Board of Supervisors be authorized to sign the Contract with the NYS Department of Health through Health Research Inc., pending approval by the County Attorney and the County Treasurer be so advised.

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

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

NAYS: NONE

After the following resolution was placed on the floor; the Chairman stated that this is matched up with the budget. If they end up being on track to spend more than that we can come back to amend the contract and budget.

Mr. D. Wilt stated that the Town of Lake Pleasant and Village of Speculator have just finished their Emergency Management Plan with Ms. Taylor. She did a great job and for what we are paying her it is a deal. The Chairman stated that he hoped when Public Health does their claiming that it goes through, as they had talked previously there were some problems with cell phones being covered under this grant. He is glad that it came out great and it will be a great test case to see if we can be reimbursed.

RESOLUTION NO. 196-19

**AUTHORIZING PUBLIC HEALTH EMERGENCY PREPAREDNESS
COORDINATION CONTRACT**

DATED: JUNE 6, 2019

BY MR. D. WILT:

WHEREAS, the New York State Department of Health through Health Research, Inc. (HRI) intends to award Hamilton County Public Health Nursing Service continued funding to support the 2019-20 Public Health Emergency Preparedness and Response Grant activities, and

WHEREAS, a coordinator is required to meet the yearly required local health department public health emergency preparedness program deliverables and maintenance deliverables, and

WHEREAS, Barbara Taylor has demonstrated experience in providing such functions as an independent contractor, whereby allowing the County to meet the grant requirements, and

WHEREAS, through said contract, Barbara Taylor would functionally serve as the Public Health Emergency Preparedness Coordinator for public health emergencies and fulfilling grant deliverables, and

WHEREAS, the term of this contract shall be from July 1, 2019 through June 30, 2020 with the rate for said service to be \$30.00 per hour of contractual service provided, for an amount not to exceed \$25,000.00, plus mileage at the current IRS rate, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is hereby authorized to enter into a contract with Barbara Taylor, 486 Kickerville Lane, Long Lake, NY, 12847 for Public Health Emergency Preparedness Coordinator Services, upon approval of the County Attorney, on behalf of the Hamilton County Public Health Nursing Service, for the purpose of rendering services to meet the 2019-2020 PHEP Grant requirements.

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

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

NAYS: NONE

RESOLUTION NO. 197-19

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

DATED: JULY 6, 2019

BY MR. D. WILT:

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 \$2.45 per covered life on an annual basis, and

WHEREAS, the Personnel Officer has determined the average number of covered lives for the Hamilton County 2018 plan year is 42, now, therefore, be it

RESOLVED, that the Hamilton County Board of Supervisors do hereby authorize payment of \$102.90 made payable to the United States Treasury, Department of Treasury, Internal Revenue Service, Cincinnati, OH 45999-0009, out of Account No. A9060.801, for the required 2018 PCORI Fee and the County Treasurer be so authorized and the Personnel Officer be so advised.

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

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

NAYS: NONE

RESOLUTION NO. 198-19

AUTHORIZING PAYMENT FOR REPAIR OF GRADER 772 #302

DATED: JUNE 6, 2019

BY MR. WELLS:

WHEREAS, the DPW owns a 2008 John Deere 772 Motor Grader, and

WHEREAS, the said motor grader was having issues with the transmission and needed to be sent to Nortrax (John Deere Dealer) to diagnose and repair the problem, and

WHEREAS, the problem was diagnosed and repairs have been completed at a cost \$4,755.27, be it

RESOLVED, that hereby the County Treasurer is authorized to make payment to Nortrax, Inc., 24765 Network Place, Chicago, IL 60673-1247 in the amount of \$4,755.27 and the funds be taken out of Account No. DM5130.401 Repairs and the County Highway Superintendent and Clerk of the Board be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 199-19

APPROVAL OF AND TRANSFER OF FUNDS FOR 2019 MERIT PAY

DATED: JUNE 6, 2019

BY MR. D. WILT:

WHEREAS, the Hamilton County Board of Supervisors has instituted a merit system for county employees, and

WHEREAS, the Personnel Officer reviewed all evaluations prior to Committee day on May 28, 2019 to determine which department heads were to meet to discuss the employee evaluations, be it

RESOLVED, that the Internal Management Committee recommends the following hourly merit increments:

SHERIFF

Kevin Braunius	June 24, 2019 to June 24, 2020	\$1.65
Justin Loomis	June 9, 2019 to June 9, 2020	\$1.32

HIGHWAY

Martin Hutchins	June 14, 2019 to June 14, 2020	\$1.43
Christopher Mitchell	June 13, 2019 to June 13, 2020	\$1.54

TOURISM

RaChelle Hosley	June 15, 2019 to June 15, 2020	\$1.32
-----------------	--------------------------------	--------

and be it further

RESOLVED, that the following transfers be made to cover the above 2019 merit pay:

FROM:	A1990.402	Contingent for Merit	\$14,428.48
TO:	A3110.102	Under-Sheriff	\$3,445.20
	A3110.109	Deputy Sheriff	\$2,560.80
	D5110.101	Personal Services	\$2,884.64
	D5110.101	Personal Services	\$3,215.52
	A8020.103	Economic Dev. & Tourism Aide	\$2,322.32

and the County Treasurer be so authorized and Personnel Officer be notified.

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

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

NAYS: NONE

ABSTAIN: FARBER

RESOLUTION NO. 200-19

APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS

DATED: JUNE 6, 2019

BY MR. WELLS:

RESOLVED, that the bills in the Machinery Fund amounting to \$91,409.67 and bills in the County Road Fund amounting to \$8,132.37 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. Frey and adopted by the following vote:

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

NAYS: NONE

RESOLUTION NO. 201-19

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

DATED: JUNE 6, 2019

BY MR. FREY:

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$237,204.36 by the following committees:

Public Works (Buildings) Committee.....	\$29,778.21
Public Works (Solid Waste) Committee	22,899.61
Finance Committee	18,727.43
Health Committee.....	24,636.23
Human Services Committee.....	16,955.61
Central Government Committee	37,571.39

Emergency Prep./Emergency Response.....	63,197.14
Publicity, Tourism, Economic Development & Planning Committee.....	21,949.90
Internal Management Committee	1,488.84

be it further

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

Hatch Brook Bridge Capital Project 2017-1..... \$ 5,067.97

are hereby approved.

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

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

NAYS: NONE

Other Reports:

Mr. Wells: Stated that he had just attended the AATV membership meeting in Saranac Lake. He was surprised that attendance was down and feels that we will have to do something to shake it up. He let the Board know that if they have any issues or problems pertaining to town or local government feel free to contact AATV because he's sure that one of the towns have experienced the same thing. There is a lot of help available so please feel free to use it.

Mr. Seaman: Received Fred Monroe's email, as many others probably have, regarding Assemblyman Englebright's introduced essential Conservation Design Bill. He thought that it was going to be heard in committee that day. He wouldn't be surprised if the votes are there to make it through the Senate and Assembly. He asked what our recourse was. The Chairman stated that it was a particularly odd headline that they sent out. It was a self-generated headline that the Review Board generated rather than it being a newspaper headline. It obviously took a crack at the fact the Chair of Encon is from Long Island. It was totally disregarded that so is the Senate Chair of Encon. He doesn't feel it is a great idea politically to criticize both of the Committee Chairs that we need on this and then frame it up in the most negative light they possibly could. This is after the Assembly Encon staff just redrafted the Bill, they wanted to match what the consensus draft was with only a half a dozen exceptions all of which were discussed by the Review Board, AATV, John Bartow and the ALA yesterday on the phone. He stated that he thought it was a political mistake on their part to do that.

The Chairman stated on the same Encon Agenda is the replacement land for the health and safety land account. Much like your reaction to it he thinks there is a number of North Country Assembly members that are trying to figure out what the right balance is, how you acknowledge the fact they showed a great deal of deference and respect to the request from the Adirondacks in terms of redrafting the Assemblyman's original Bill, while still expressing the right level of concern that some of the language isn't yet what we want either because of typo's, misprints, misunderstandings, etc. How do you convey that message to Albany in a way that doesn't simply

at the same time submarine the replacement land for the health and safety land account? Mr. Seaman stated the concern remains that any version of the CD Bill that is going to restrict developing like that is going to have an impact. The Chairman discussed further.

Mr. Frey: Stated that the Black Fly Challenge was scheduled for that weekend. It starts in Indian Lake ending in Inlet.

The Chairman thanked everyone for their letters of support for the Smart Growth application. Nancy Berkowitz was very impressed by how many letters she took in. He also stated that in an email that went out that morning was Sheriff Abrams' request for navigation officers. He has only heard back from a few Supervisors for the 2019 season. The 2019 Season is upon us so if the rest could give their approval that would be helpful.

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