

2020

FOURTH SESSION

APRIL 2, 2020

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

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

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

Also present: County Attorney, Erica Mahoney-Director of Public Health

A motion was made to accept the minutes of March 5, 2020 by Mr. Mauro, seconded by Ms. Bain. Carried.

Public Comment: No one present.

The Chairman discussed the different ways of handling public comment and that some public bodies are amending their rules of order specific to meetings. He explained that we have updated the Zoom video conferencing capacity because of the need to have a transcript of the meetings and also the ability to live stream. Live streaming is important due to the IDA meeting requirements. He feels that the Board should take written comment rather than public comment in an oral form during the meetings. He asked the Board for their thoughts. Mr. Frey approves and stated that it makes complete sense. The Chairman asked if Mr. Frey makes a motion.

A motion was made to amend rules of order to take written comment rather than oral public comment by Mr. Frey, seconded by Mr. Stortecky. Carried.

Reports of Standings/Special Committees:

Mr. Tomlinson: Thanked Erica Mahoney, Public Health Director, for all the work she is doing. He feels that she is going above and beyond to help everyone.

Mr. Wilt: Stated that he wasn't able to have an Emergency Management meeting during Committee Day the month before. He put together a Power Point of all the towers they are doing as well as the up and coming radio system. He will be sending it out and hopes to meet next Committee Day. He stated that he had been notified that morning that the County has EMS frequency to go along with the Fire frequency we already had.

Christy Wilt, Economic/Tourism Director, joined the meeting. The Chairman stated that the County will not be receiving grant funding to cover the cost of mailing the Census letter. There have been some Supervisors that said they would like to continue with the mailing for their communities. He feels that there is a County level benefit to doing the mailing just because some of the funding streams are tied to the Census numbers. He and Ms. Wilt would like to talk to the Board to get some direction. Ms. Wilt stated that the Towns of Lake Pleasant and Benson would like to put their own letters out but they are interested in what everyone else is doing. The Chairman stated that Long Lake would like to too. Mr. Arsenault stated that he would have to change some dates that were in the existing letter. He had contacted the Census Bureau and they won't start mailing until mid-April. The Chairman asked if the Supervisors felt that this should continue as a County project despite the fact there isn't grant money and only send out letters in the communities that the Supervisors agreed to it. Ms. Wilt stated that the only date in the letter is Census Day which is April 1st so that should be fine. The Chairman stated that the date hadn't changed. Mr. Wells stated that Indian Lake will be mailing out a letter. Mr. Tomlinson asked if Ms. Wilt would send out Hope's letter and then bill the Town of Hope. Ms. Wilt agreed. Town of Wells, Long Lake and Inlet asked as well. Ms. Bain stated that Lake Pleasant would be doing their own. The Chairman asked that Ms. Wilt put together an email to all Supervisors confirming the towns that would like to have her help in sending out the letter, including Morehouse, and that she will bill the expense to them. He would also like her to confirm in the email the towns that will be doing their own mailing. This should then put her in the position to identify if there are any towns she hasn't heard from to get it nailed down and moving. Ms. Wilt agreed and stated that she would get the email out to the Supervisors that same day.

Erica Mahoney, Public Health Director, joined the meeting. The Chairman introduced her and stated that it would be a good time for her to give an update. Ms. Mahoney stated there were over 85,000 COVID-19 cases in NYS. The department had done 38 investigations in Hamilton County. There are 8 people under quarantine with 0 in isolation. She is now seeing community exposure as well as exposure in hospitals. There were 2 people tested in the hospitals (1 negative from Nathan Littauer, 1 abnormal from Albany Medical). They were still following up on the abnormal test results. They have been trying to discharge this patient to our Home Health Care Agency. She anticipates that this is going to be the case going forward. She stated that she is going to be doing training so the Home Health Care Agency is ready to take these patients on. We are seeing that NYC hospitals are pushing patients with COVID-19 to Albany and then Albany to the North and then North into the Home Health Care Agencies. She is getting her CHHA staff ready to come back on a more fulltime basis. She is doing training on Personal Protective Equipment (PPE). She hopes that the training will help her nurses feel more comfortable. She and the Board discussed what information she would be sharing with the towns.

A motion was made at 11:10AM to open the Public Hearing on Proposed Local Law No. 7 of 2020 - A Local Law Repealing Local Law No. 1 Of 1982 And Imposing Requirement For

Written Notice Precedent To Commencement Of Litigation Against The County Of Hamilton Arising From Defective Condition Of County Highway, Bridge Or Culvert by Mr. Arsenaault, seconded by Mr. Stortecky. Carried.

No public present.

The Chairman explained that the Public Hearing was scheduled prior to the Governor's Executive Order and that the Board is following the requirements needed. He asked the Board if they wanted the option to extend the Public Hearing and open it up to written comment for a specific amount of time. There were no recommendations made.

RESOLUTIONS:

RESOLUTION NO. 102-20

AUTHORIZING CHANGE OF FUNDING FOR SIMULCAST RADIO DISPATCHING EQUIPMENT – EMERGENCY SERVICES

DATED: APRIL 2, 2020

BY MR. FREY:

WHEREAS, Resolution 242-19 authorizing the purchase of simulcast radio dispatching equipment from Capital Digitronics in the amount of \$323,489.60 was approved, and

WHEREAS, funding for said purchase was to come from New York State Department of Homeland Security and Emergency Services (DHSES) grant contract C198644, and

WHEREAS, production and delivery of said radio equipment was delayed from October 2019 to February 2020, and

WHEREAS, due to the delay, and guidance from DHSES to spend down contract C198644 on other related interoperability items, therefore otherwise utilizing part of the funding originally tagged for said radio equipment, and

WHEREAS, invoicing for said radio equipment has now been presented to the Office of Emergency Management for payment, therefore, be it

RESOLVED, that the remaining amount available in contract C198644, Account No. A3645.0419 SI16-1005-D00 of \$189,063.25 be authorized for a portion of the \$323,489.60 bill for said radio equipment, and the remaining portion of that charge amounting to \$134,426.35 be covered with funding from DHSES Interoperability Formula grant C198204 SI17-1003-D00, Account No. 3645.0418.

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

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

NAYS: NONE

After the following resolution was placed on the floor; Mr. Wilt stated that the 4th Whereas should be amended to read “*perform up to 4 path studies*”. The Chairman asked the seconder, Ms. Bain, if she agreed with the change. She agreed.

RESOLUTION NO. 103-20

**AUTHORIZING MICROWAVE PATH STUDIES – STATEWIDE INTEROPERABLE
COMMUNICATIONS GRANT SI17-1003-D00**

DATED: APRIL 2, 2020

BY MR. WILT:

WHEREAS, Hamilton County has contracted with C&S Companies by Resolution No. 117-19 for an Interoperability and Simulcast radio system project, and

WHEREAS, it has been determined that microwave towers will be needed to achieve the interoperability required, and

WHEREAS, locations for these towers must be determined by means of performing microwave path studies, and

WHEREAS, Hamilton County has been given a quote from Nokia under NYS Contract PT64249 in the amount of \$18,699.00 to perform up to 4 path studies to determine feasibility of microwave connectivity within Hamilton County, and

WHEREAS, a Purchase Order in the amount of \$18,699.00 is required by Nokia in order to authorize the path study to be done, therefore, be it

RESOLVED, that the Hamilton County Emergency Services Office be authorized to issue the required Purchase Order to Nokia for the path study project, with funding for this Purchase Order covered by funds available from NYS Department of Homeland Securities and Emergency Services, Office of Interoperable Communications Formula Grant SI17-1003-D00, Account No. A3645.0418.

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

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

NAYS: NONE

After the following resolution was placed on the floor; the Chairman stated that this is a more expensive version of Zoom and it has to do with the necessity for HIPAA Compliance.

RESOLUTION NO. 104-20

**AUTHORIZING CONTRACT WITH ZOOM VIDEO COMMUNICATIONS, INC. FOR
HIPAA COMPLIANT VIDEO CONFERENCING - COMMUNITY SERVICES AND
PUBLIC HEALTH**

DATED: APRIL 2, 2020

BY MR. ARSENAULT:

WHEREAS, Hamilton County's Departments of Community Services and Public Health are recommending establishing a contract for ten (10) software licenses with webinar capability with Zoom Video Communications, Inc. in order to provide HIPAA compliant telemedicine services to its clients, and

WHEREAS, Zoom Video Communications, Inc. can provide ten (10) licenses with webinar capability to Community Services and Public Health at an overall cost of \$2,399.00, and

WHEREAS, the two County Departments noted above will share this software based on a total cost of \$2,399.00 with each Department's individual cost based upon the number of users in each Department, be it

RESOLVED, that the County will pay Zoom Video Communications, Inc. \$2,399.00 for ten software licenses with webinar capability with an expenditure to each Department as follows:

Community Services – Account No. A4310.0403 - Seven (7) licenses for \$1,679.30
Public Health – Account No. A4050.0413 - Three (3) licenses \$719.70

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

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

NAYS: NONE

After the following resolution was placed on the floor; Mr. Wells asked how we award this contract every year. The Chairman explained the history the County has had finding a veterinary hospital willing to provide the service. At this moment he wouldn't state that it is sole source but it is the only contractor that the County has been able to identify that is willing to provide the service within Hamilton County. Mr. Wells asked if it was every year. The Chairman stated that it is an annual contract.

RESOLUTION NO. 105-20

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

DATED: APRIL 2, 2020

BY MR. STORTECKY:

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

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

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

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

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

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

RESOLVED, that the Chairman of the Board of Supervisors is authorized to enter into a contract with the Glove Cities Veterinary Hospital, to provide veterinary services at HCPHNS rabies clinics, at a rate of \$100.00 per clinic hour, plus travel time and mileage reimbursement, as described above, to begin May 1, 2020 to April 30, 2021 upon approval of the County Attorney and the County Treasurer be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 106-20

**AUTHORIZING CONTRACT WITH LICENSED SOCIAL WORKER – MELISSA
COOL**

DATED: APRIL 2, 2020

BY MR. STORTECKY:

WHEREAS, the Hamilton County Public Health Nursing Service contracts with individual providers of medical social worker services for several programs, and

WHEREAS, Melissa Cool, LMSW, of 5810 State Highway 29, St Johnsville, NY, is a duly licensed master social worker by the NYS Department of Education, Office of Professions and wishes to contract with the Nursing Service, and

WHEREAS, the term of this contract shall be from May 1, 2020 through April 30, 2021 and compensated at a rate of \$70.00 per visit plus mileage at the current county rate, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to enter into a contract with Melissa Cool, LMSW to provide medical social work services to the residents of Hamilton County, for the period May 1, 2020 through April 30, 2021 at a rate of \$70.00 per visit plus mileage upon approval of the County Attorney and the County Treasurer be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 107-20

AWARD OF BID FOR SPECIFICATION NO. 2-2020 OPEN TOP EJECTOR TRAILERS

DATED: APRIL 2, 2020

BY MR. WELLS:

WHEREAS, the Public Works Committee authorized the County Fleet Coordinator to advertise for bids for the purchase of new Open Top Ejector Trailers, and

WHEREAS, one (1) bid was received for Open Top Ejector Trailers in accordance with Specification No. 2-2020 as advertised by the Hamilton County Fleet Coordinator, and

WHEREAS, the following bid was received:

1. Spector Manufacturing Inc.
PO Box 158, Industrial Park Road
St. Clair, PA 17970

Bid Price for One (1) Open Top Ejector Trailer - \$65,820.00,

and

WHEREAS, the Fleet Coordinator recommends the award be made to Spector Manufacturing Inc., be it

RESOLVED, the Board of Supervisors does award the bid to the Spector Industrial Inc. for Open Top Ejector Trailers as herein mentioned and the Fleet Coordinator, County Treasurer and Clerk of the Board be so advised.

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

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

NAYS: NONE

RESOLUTION NO. 108-20

**AUTHORIZING PAYMENT TO CARBONE CHEVROLET FOR 2020 PUBLIC
HEALTH VEHICLES**

DATED: APRIL 2, 2020

BY MR. ARSENAULT:

WHEREAS, Resolution No. 43-20 duly adopted on January 7, 2020 authorizes the County Fleet Coordinator to purchase a two (2) 2020 Chevrolet Malibu's for use by Public Health, and

WHEREAS, the vehicles ordered were delivered, and

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

RESOLVED, the County Treasurer is hereby authorized to make payment to Carbone Chevrolet, PO Box 240, Yorkville, NY 13495 in the amount of \$34,540.00 and the funds to be taken out of Account No. A4050.201 Automobile and the Public Health Director, Fleet Coordinator and the Clerk of the Board be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 109-20

**AUTHORIZING PAYMENT TO CARBONE CHEVROLET FOR 2020 SOCIAL
SERVICE VEHICLE**

DATED: APRIL 2, 2020

BY MS. BAIN:

WHEREAS, Resolution No. 50-20 duly adopted on January 27, 2020 authorizes the County Fleet Coordinator to purchase a one (1) 2020 Chevrolet Malibu for use by Social Services, and

WHEREAS, the vehicle ordered was delivered, and

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

RESOLVED, the County Treasurer is hereby authorized to make payment to Carbone Chevrolet, PO Box 240, Yorkville, NY 13495 in the amount of \$17,270.00 and the funds to be taken out of Account No. A6010.202 Automobile and the Social Services Commissioner, Fleet Coordinator and the Clerk of the Board be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 110-20

AUTHORIZING PAYMENT TO CARBONE CHEVROLET FOR 2020 DPW VEHICLES

DATED: APRIL 2, 2020

BY MR. STORTECKY:

WHEREAS, Resolution No. 49-20 authorizes the County Fleet Coordinator to purchase a three (3) 2020 Chevrolet Pickups for use by DPW, and

WHEREAS, two (2) of the vehicles ordered were delivered, and

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

RESOLVED, the County Treasurer is hereby authorized to make payment to Carbone Chevrolet, PO Box 240, Yorkville, NY 13495 in the amount of \$63,472.00 and the funds to be taken out of Account No. DM5130.201 Road Equipment for the DPW and the County Highway Superintendent and the Clerk of the Board be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 111-20

**AUTHORIZING PAYMENT TO CARBONE CHEVROLET FOR 2020 COMMUNITY
SERVICE VEHICLE**

DATED: APRIL 2, 2020

BY MR. ARSENAULT:

WHEREAS, Resolution No. 51-20 duly adopted on January 27, 2020 authorizes the County Fleet Coordinator to purchase a one (1) 2020 Chevrolet Malibu for use by Community Services, and

WHEREAS, the vehicle ordered was delivered, and

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

RESOLVED, the County Treasurer is hereby authorized to make payment to Carbone Chevrolet, PO Box 240 Yorkville, NY 13495 in the amount of \$17,270.00 and the funds to be taken out of Account No. A4310.201 Automobile and the Community Services Director, Fleet Coordinator and the Clerk of the Board be so notified.

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

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

NAYS: NONE

After the following resolution was placed on the floor; the Chairman stated that Supervisors should have received, by email, the backup documentation regarding the bidders.

RESOLUTION NO. 112-20

AWARD OF BIDS FOR STONE, SAND AND GRAVEL ITEMS FOR 2020

DATED: APRIL 2, 2020

BY MR. MAURO:

WHEREAS, Hamilton County DPW solicited bids for purchase of Stone, Sand and Gravel Items for 2020, pursuant to invitation to bidders and in accordance with Specification No. 3-2020, dated March 23, 2020, and

WHEREAS, eight (8) bids were received in response to the said invitation to bidders, as on file with the Clerk of the Board, be it

RESOLVED, that all bids for Stone, Sand and Gravel Items For 2020 be accepted and awards made wherever hauling and loading expense and quality of product is most advantageous to the Hamilton County DPW as determined by the County Highway Superintendent and the Clerk of the Board and County Treasurer be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 113-20

**EXTENSION OF AWARD OF BID FOR DUST CONTROL MATERIALS FOR THE
YEAR 2020**

DATED: APRIL 2, 2020

BY MR. FREY:

WHEREAS, Hamilton County DPW solicited bids for Dust Control Materials per Specification No. 4-2019, and

WHEREAS, by Resolution No. 119-19 the Hamilton County Board of Supervisors awarded the Dust Control Materials bid to Gorman Brothers, Inc., for Calcium Chloride, and

WHEREAS, the referenced bid provides the bid pricing for a one-year contract with the option of extending the contract by one year if both parties (Hamilton County and Gorman Brothers, Inc.) agree that terms and conditions remain the same for the duration of the extension, and

WHEREAS, the County Highway Superintendent has contacted Gorman Brothers, Inc. and that Gorman Brothers, Inc. will agree to a contract extension for Dust Control Materials at the same terms and conditions for a one (1) year period, and

WHEREAS, the County Highway Superintendent believes it is in Hamilton County's best interest to extend the current contract with Gorman Brothers, Inc. due to price stability resulting in no increase to 2020 bid prices, be it

RESOLVED, that the Hamilton County Board of Supervisors has determined that the bid awarded to Gorman Brothers, Inc. for Dust Control Materials should be extended for a period of one (1) year 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. Mauro and adopted by the following vote:

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

NAYS: NONE

RESOLUTION NO. 114-20

**EXTENSION OF AWARD OF BID FOR COLD IN-PLACE RECLAMATION FOR THE
YEAR 2020**

DATED: APRIL 2, 2020

BY MR. WELLS:

WHEREAS, Hamilton County DPW solicited bids for Cold In-Place Reclamation per Specification No. 3-2019, and

WHEREAS, by Resolution No. 120-19 the Hamilton County Board of Supervisors awarded the Cold In-Place Reclamation bid to Gorman Brothers, Inc., and

WHEREAS, the referenced bid provides the bid pricing for a one-year contract with the option of extending the contract by one year if both parties (Hamilton County and Gorman Brothers, Inc.) agree that terms and conditions remain the same for the duration of the extension, and

WHEREAS, the County Highway Superintendent has contacted Gorman Brothers, Inc. and that Gorman Brothers, Inc. will agree to a contract extension for Cold In-Place Reclamation at the same terms and conditions for a one (1) year period, and

WHEREAS, the County Highway Superintendent believes it is in Hamilton County's best interest to extend the current contract with Gorman Brothers, Inc. due to price stability resulting in no increase to 2020 bid prices, be it

RESOLVED, that the Hamilton County Board of Supervisors has determined that the bid awarded to Gorman Brothers, Inc. for Cold In-Place Reclamation should be extended for a period of one (1) year 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. Stortecky and adopted by the following vote:

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

NAYS: NONE

RESOLUTION NO. 115-20

**EXTENSION OF CONTRACT FOR BRIDGE REPAIR & PNEUMATICALLY
PROJECTED CONCRETE FOR 2020**

DATED: APRIL 2, 2020

BY MS. BAIN:

WHEREAS, Hamilton County DPW solicited bids for Bridge Repair & Pneumatically Projected Concrete per Specification No. 2-2019, and

WHEREAS, by Resolution No. 121-19 the Hamilton County Board of Supervisors awarded the Bridge Repair & Pneumatically Projected Concrete bid to R & B Construction, L.L.C., and

WHEREAS, the referenced bid provides the bid pricing for a one-year contract with the option of extending the contract by one year if both parties (Hamilton County and R & B Construction, L.L.C.) agree that terms and conditions remain the same for the duration of the extension, and

WHEREAS, the County Highway Superintendent has contacted R&B Construction and that Randy Bascomb, President of R&B Construction will agree to a contract extension of the same terms and conditions for a one (1) year period, and

WHEREAS, the County Highway Superintendent believes it is in Hamilton County's best interest to extend the current contract with R&B Construction because of price stability as in no increase to 2019 contract prices and bridge repair projects to be completed in 2020, be it

RESOLVED, that the Chairman of the Board of Supervisor be so authorized to enter into a contract extension with R&B Construction, L.L.C. for the period of one (1) Year with approval of the County Attorney and the County Treasurer and Clerk of the board be so notified.

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

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

NAYS: NONE

After the following resolution was placed on the floor; the Chairman stated that the equipment had changed from previous conversation and thought that using this grant this way made the most sense.

RESOLUTION NO. 116-20

**AUTHORIZING AND FUNDING SOLID WASTE & RECYCLING EQUIPMENT
GRANT 2020**

DATE: APRIL 2, 2020

BY MR. FREY:

WHEREAS, Hamilton County has been awarded a Solid Waste Efficiency Implementation Grant in the amount of \$217,735.00 for equipment, and

WHEREAS, Hamilton County will have a local share of \$27,664.00 in addition to the grant amount, and

WHEREAS, the equipment that will be purchased for the Grant Implementation are three (3) semi ejector trailers and one (1) skid steer loader, be it

RESOLVED, that the County Treasurer is hereby authorized to create Appropriation Account No. A8161.201 Solid Waste Equipment Grant, and be it further

RESOLVED, that \$27,664.00 be transferred from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. A8161.201 Solid Waste Equipment Grant, and be it further

RESOLVED, that Account No. A8161.201 be increased by \$217,735.00 and totally offset by increasing Revenue Account No. A3089.300 by \$217,735.00 and that hereby the County Treasurer is authorized to make the said transfers and the Clerk of the Board and County DPW Superintendent be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 117-20

AUTHORIZING PURCHASE OF SOLID WASTE EJECTOR TRAILERS FOR DPW

DATED: APRIL 2, 2020

BY MR. ARSENAULT:

WHEREAS, Hamilton County has been awarded a grant for solid waste equipment that includes the purchase of three (3) semi ejector trailers, and

WHEREAS, the County has an awarded bid for ejector trailers from Spector Manufacturing at \$65,820.00 each, be it

RESOLVED, that hereby the County DPW Superintendent is authorized to order three (3) ejector trailers from Spector Manufacturing, Inc. per Hamilton County's awarded bid pricing at a cost of \$197,460.00 and the funds to be taken out of Account No. A8161.201 Solid Waste Equipment and the County Treasurer and Clerk of the Board be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 118-20

AUTHORIZING PURCHASE OF SOLID WASTE SKID STEER FOR DPW

DATED: APRIL 2, 2020

BY MR. MAURO:

WHEREAS, Hamilton County has been awarded a grant for solid waste equipment including one (1) skid steer, and

WHEREAS, the County DPW Superintendent has received a written quote for a new 2020 Caterpillar 242D Skid Steer Loader with Attachments from Milton Cat under New York State Contract PC66988 delivered for \$47,939.00, be it

RESOLVED, that hereby the County DPW Superintendent is authorized to order said skid steer loader from Milton Cat under NYS PC66988 Contract pricing at a cost of \$47,939.00 and the funds to be taken out of Account No. A8161.201 Solid Waste Equipment and the County Treasurer and Clerk of the Board be so notified.

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

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

NAYS: NONE

RESOLUTION NO. 119-20

COVID-19 RESPONSE – PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT

DATED: APRIL 2, 2020

BY MR. STORTECKY:

WHEREAS, the New York State Department of Health through Health Research, Inc. (HRI) has been awarded a grant from the Center Disease Control Prevent and would like to contract with Hamilton County Public Health Nursing Service for Public Health Emergency Preparedness and COVID-19 Response for the period March 5, 2020 through March 15, 2021, and

WHEREAS, the total grant contract is for \$67,490.00, and

WHEREAS, this is a new grant requiring new budget lines, be it

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

A4189.1102 Personal Service – HRI COVID 19	\$26,087.00
A4189.4102 Supplies – HRI COVID 19	\$6,000.00
A4189.4103 Misc. – HRI COVID 19	\$21,000.00
A4189.8610 Fringe – HRI COVID 19	\$14,403.00
To be totally offset with Revenue Account Number:	
A4401.100 HRI COVID 19	\$67,490.00

and be it further

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. Tomlinson and adopted by the following vote:

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

NAYS: NONE

After the following resolution was placed on the floor; the Chairman asked if the Board was satisfied with the way the Clerk of the Board sent out the abstracts to the committees for approval. The Supervisors stated that they were.

RESOLUTION NO. 120-20

APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS

DATED: APRIL 2, 2020

BY MR. FREY:

RESOLVED, that the bills in the Machinery Fund amounting to \$86,384.84 and bills in the County Road Fund amounting to \$119,989.97 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. Stortecky and adopted by the following vote:

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

NAYS: NONE

RESOLUTION NO. 121-20

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

DATED: APRIL 2, 2020

BY MR. FREY:

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$542,310.62 by the following committees:

Public Works (Buildings) Committee.....	\$25,950.96
Public Works (Solid Waste) Committee	20,849.53
Finance Committee	84,980.41
Health Committee.....	22,429.60
Human Services Committee.....	33,940.48
Central Government Committee	7,002.01
Emergency Prep./Emergency Response.....	320,246.07
Publicity, Tourism, Economic Development & Planning Committee.....	25,613.50
Internal Management Committee	1,298.06

be it further

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

Halloween Storm Capital Project 2019-1.....\$ 10,350.88

are hereby approved.

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

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

NAYS: NONE

A motion was made to close the Public Hearing on Proposed Local Law No. 7 of 2020 - A Local Law Repealing Local Law No. 1 Of 1982 And Imposing Requirement For Written Notice Precedent To Commencement Of Litigation Against The County Of Hamilton Arising From Defective Condition Of County Highway, Bridge Or Culvert by Mr. Frey, seconded by Ms. Bain. Carried.

The Chairman called for a motion to adopt Local Law No. 7 of 2020. Motion by Mr. Frey, seconded by Mr. Stortecky. Carried.

Motion: Mr. Frey
Second: Mr. Stortecky

LOCAL LAW NO. 7 OF 2020
State of New York
County of Hamilton

**A LOCAL LAW REPEALING LOCAL LAW NO. 1 OF 1982 AND IMPOSING
REQUIREMENT FOR WRITTEN NOTICE PRECEDENT TO COMMENCEMENT OF
LITIGATION AGAINST THE COUNTY OF HAMILTON ARISING FROM DEFECTIVE
CONDITION OF COUNTY HIGHWAY, BRIDGE OR CULVERT**

WHEREAS, New York Municipal Insurance Reciprocal (NYMIR), an insurer comprised of some 900 NYS municipal members including the County of Hamilton, has by correspondence dated January 29, 2020, recommended that the County of Hamilton update requirements for litigation against the County arising from the defective or dangerous condition of any County highway, bridge or culvert, and

WHEREAS, the foregoing recommendation is premised upon the potential for exposure, prior claim experience, and claim trends impacting NYMIR municipal clients, and

WHEREAS, the Hamilton County Attorney has recommended that Local Law No. 1 of 1982 be repealed and that updated provisions be adopted so as to impose a requirement for written notice precedent to commencement of litigation against the County of Hamilton arising from the defective, unsafe or dangerous condition of a County highway, bridge or culvert, and

WHEREAS, the Hamilton County Board of Supervisors desires to repeal Local Law No. 1 of 1982, and to adopt updated provisions imposing a requirement for written notice precedent to commencement of litigation against the County of Hamilton arising from a defective, unsafe or dangerous condition of a County highway, bridge or culvert, now, therefore,

BE IT ENACTED, by the Board of Supervisors of the County of Hamilton that Local Law No. 1 of 1982 is hereby repealed and rescinded, and in place and instead of said provisions, the said Board of Supervisors enacts as follows:

Section 1: No civil action shall be maintained against the County of Hamilton, the Hamilton County Superintendent of Public Works or any employee of the County of Hamilton for damages or injuries to person or property sustained by reason of any highway, bridge, culvert or other property owned by the County of Hamilton, being defective, out of repair, unsafe, dangerous, or obstructed unless written notice of such defective, unsafe, dangerous or obstructed condition of such highway, bridge, culvert or any other property owned by the County of Hamilton, was actually given to the Clerk of the Hamilton County Board of Supervisors or to the Hamilton County Superintendent of Public Works, and there was a failure or neglect within a reasonable time after the giving of such notice to repair or remove the defect, danger or obstruction complained of; but no action shall be maintained for damages or injuries to person or property sustained solely in consequence of the existence of snow or ice upon any town, state, or county highway, bridge, culvert or any other property owned by the County of Hamilton unless written notice thereof, specifying the particular place, was actually given to the Clerk of the Hamilton County Board of Supervisors or to the Hamilton County Superintendent of Public Works and there was a failure or neglect to cause such snow or ice to be removed, or to make the place otherwise reasonably safe within a reasonable time after the receipt of such notice.

Section 2: No civil action shall be maintained against the County of Hamilton and/or the Hamilton County Superintendent of Public Works for damages or injuries to person or property sustained by reason of any defect in the sidewalks or the existence of snow or ice upon any of its sidewalks, unless such sidewalks have been constructed or are maintained by the County of Hamilton and/or the Hamilton County Superintendent of Public Works pursuant to law, nor shall any action be maintained for damages or injury to person or property sustained by reason of such defect or in consequence of such existence of snow or ice unless written notice thereof, specifying the particular place, was actually given to the Clerk of the Hamilton County Board of Supervisors or to the Hamilton County Superintendent of Public Works and there was a failure or neglect to cause such defect to be remedied, such snow or ice to be removed, or to make the place otherwise reasonably safe within a reasonable time after the receipt of such notice.

Section 3: The Hamilton County Superintendent of Public Works shall transmit in writing to the Clerk of the Hamilton County Board of Supervisors within ten (10) days after the receipt of any written notices received by said Superintendent pursuant to this local law, and the Clerk of the Hamilton County Board of Supervisors shall keep an indexed record, in a separate book, of all written notices which said Clerk shall receive of the existence of such defective, unsafe, dangerous or obstructed condition, or of such snow or ice, which record shall state the date of receipt of the notice, the nature and location of the condition stated to exist, and the name and address of the person from whom the notice is received. The Clerk of the Hamilton County Board of Supervisors shall preserve the record of each notice for a period of at least five (5) years after the date it is received.

Section 4: The Clerk of the Hamilton County Board of Supervisors shall transmit in writing

to the Hamilton County Superintendent of Public Works a copy of any written notice of defect, unsafe, dangerous or obstructed conditions filed in accordance herewith, which has not previously been filed with the Hamilton County Superintendent of Public Works, within ten (10) days after receipt of such notice, and such Superintendent shall take any and all corrective action with respect thereto, as soon as reasonably practicable.

Section 5: This local law shall take effect immediately upon its filing in the Office of the Secretary of State.

AYES: ARIETTA (304), BENSON (192), HOPE (403), INDIAN LAKE (1352), INLET (333), LAKE PLEASANT (781), LONG LAKE (711), MOREHOUSE (86), WELLS (674) = 4,836

NAYS: NONE

Other Reports:

Mr. Frey: Thanked everyone that is working and greatly appreciated all the hard work put in by the Board of Supervisors' Office.

Ms. Bain: Thanked everyone as well.

Mr. Wilt: Stated the hardship behind NBT Bank in Speculator being closed and that they are only taking deposits through the night deposit window. They are trying to fix this but he doesn't see where that will happen.

Mr. Mauro: Thanked everyone as well.

Mr. Stortecky: Stated that he would like advice regarding Highway Departments. In Benson they only have 2 on staff including the Superintendent. His Superintendent has opted to follow the "Stay at Home Policy" until April 15th. He has spoken with the County Highway Superintendent, Tracy Eldridge, to see what their plan was. He was told that County Highway employees are to stay at home as on call until April 15th but also mentioned he may be extending that until April 30th. Mr. Tomlinson stated that they are working at full capacity in the Town of Hope. Mr. Stortecky asked how that conforms to the "Stay at Home Policy" as they all can't be essential. Mr. Tomlinson stated that they only have 2 employees as well and they are considered both essential. Mr. Frey stated that his Highway staff has been separated by 50/50 and are staggered. His Superintendent and Deputy are also splitting. Mr. Farber stated that Town of Morehouse is similar to that of Inlet. Mr. Mauro stated that the Town of Wells is similar to that of Inlet and added that if a Highway employee drives a vehicle than only that individual drives it. He explains that the water operator is considered essential and he works every day. The Chairman stated that was the best insight that they could give him. Mr. Stortecky asked if he was correct in saying that the Highway Superintendent has the authority in determining what the department does. The Chairman stated that in the case of an elected Highway Superintendent that that was correct. Mr. Stortecky thanked them. Mr. Mauro stated that he has 3 employees that fall under General. He explained how he has them staggered.

The Chairman: Stated that Barry Baker, Real Property Tax Director, had talked with the Supervisors regarding the plan for the Adirondack Maps. He has the maps and his current plan is to distribute them when he sends the Tentative Rolls in a couple of weeks.

Mr. Frey: Stated that there was an email from ROOST stating that the Adirondack Experience in Blue Mountain decided they would not open for the summer season. He thought that they had decided to go virtual. He feels that they will be seeing more of this as the time moves forward. The Chairman stated that he was correct in saying that. He feels that they should really start thinking about the impacts as well as figuring out how to deal with it going forward. He thought that maybe it should be a separate and specific Committee Meeting on Committee Day just to start talking about it. Mr. Frey agreed.

Christy Wilt, Economic/Tourism Director, requested permission to make an additional payment to the postage machine in her office to cover the cost of the Census mailing. She feels that the additional payment should be \$4,000. Mr. Frey made the motion and Mr. Arsenault seconded. Carried. Resolution follows.

RESOLUTION NO. 122-20

AUTHORIZING FUNDING FOR CENSUS MAILING

DATED: APRIL 2, 2020

BY MR. FREY:

WHEREAS, Hamilton County will mail a letter to county residents, on behalf of the towns, encouraging residents to complete their census form, and

WHEREAS, the expenses for said letter will be billed back to the participating towns, be it

RESOLVED, that the County Treasurer is hereby authorized to increase County Planning Account No. A8020.0405 Postage by \$4,000.00 to be totally offset by increasing Revenue Account No. A1989.0100 Other Economic Asst. Plan/Tour Inter County Printing by \$4,000.00, and be it further

RESOLVED, that the County Treasurer is hereby authorized to issue a check to CMRS-PB, PO Box 7247-0166, Philadelphia, PA 19170-0166 in the amount of \$4,000.00 from Planning Account No. A8020.0405 Postage.

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

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

NAYS: NONE

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