

**2021**

**NINTH SESSION**

**SEPTEMBER 2, 2021**

The Board convened at 10:30 A.M. in the Supervisors' Chambers at the Court House, Lake Pleasant, New York, with the Deputy Chairman, Richard A. Wilt presiding. Mr. Wilt 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	ABSENT
Wells	Nick Mauro

Also present: County Attorney

A motion was made to accept the minutes of July 26<sup>th</sup> and August 5<sup>th</sup>, 2021 by Mr. Arsenault, seconded by Mr. Mauro. Carried.

Public Comment: No one present.

Reports of Standing/Special Committees:

Ms. Bain: Stated that Kimberly Byrne, Personnel Officer, sent everyone an updated copy of the COVID policy. COVID is on the rise again. There were 3 new positive cases that week for a total of 9. These new cases were all from Caroga Lake. There has been one COVID related death so far. She also stated that Erica Mahoney, Public Health Director, had reached out to say that she had a nursing student interested in doing clinical hours and that she would be coming to the Board regarding having an intern.

Mr. Frey: Stated that Budget meetings would be set up.

Mr. Wells: Stated that he attended a ZOOM meeting with OFA regarding meal sites. Felt it was a good meeting. There are a couple different directions to go and they will keep the Board updated.

Mr. Wilt: Stated that they are looking for a connection between Lake Pleasant and Hope. They should have some kind of idea and cost amount by the end of the week. There is a connection

from Lake Pleasant to the Wells Firehouse. Mr. Tomlinson asked what the process was to get power if they get approval. Mr. Wilt stated that they would have to look into it. Mr. Tomlinson stated that there was power at the Transfer Station so it would probably be 1,000 feet from there. Hope is willing to help anyway they can. Mr. Wilt stated that tentatively they could put up a 39ft tower.

Mr. Wells: Stated that AT&T and FirstNet have started work in Indian Lake. The power will be overhead now.

**RESOLUTIONS:**

**RESOLUTION NO. 200-21**

**STANDARD WORK DAY AND REPORTING FOR ELECTED AND APPOINTED OFFICIALS**

**DATED: SEPTEMBER 2, 2021**

**BY MR. TOMLINSON:**

WHEREAS, New York State Retirement Regulation 315.4 requires time logs, and the Board of Supervisors to set the Standard Work Day for Elected and Appointed Officials, and

WHEREAS, time logs have been kept and submitted, now, therefore, be it

RESOLVED, that the County of Hamilton here establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of the Board:

Name	SSN	NYSLRS ID	Title	Current Term Begin & End Dates	Standard Work Day	ROA Results	Not Submitted	Pay Frequency	Tier 1
Betsy Bain	████	████████	Supervisor	1/1/21-12/31/21	7.00	3.58		Bi-Weekly	
Jay E. Griffin	████	████████	Fire Coordinator	1/1/21-12/31/21	7.00	4.05		Bi-Weekly	

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

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

**NAYS: NONE**

**ABSENT: FARBER**

**RESOLUTION NO. 201-21**

**AUTHORIZING PAYMENT TO UTICA MACK, INC. – INSURANCE REPAIR**

**DATED: SEPTEMBER 2, 2021**

**BY MR. WELLS:**

WHEREAS, Highway Plow Truck #135 was involved in an accident and the repairs for the damage were completed by Utica Mack, Inc., and

WHEREAS, the Fleet Coordinator recommends the payment of the said repairs of vehicle #135, be it

RESOLVED, the County Treasurer is hereby authorized to increase Account No. A1910.0402 Repairs to Vehicles-Insurance by \$18,593.85 to be totally offset by increasing Revenue Account No. A2680.0000 Insurance Recoveries by \$18,593.85, and be it further

RESOLVED, that the County Treasurer is hereby authorized to make a check payable to:

Utica Mack, Inc.  
Interstate Billing, Inc.  
PO Box 2208  
Decatur, AL 35609-2208

for Invoice #010410615 in the amount of \$19,593.85 and the funds be taken out of Account No. A1910.0402 Repairs to Vehicles-Insurance and the Fleet Coordinator and Clerk of the Board be so notified.

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

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

**NAYS: NONE**

**ABSENT: FARBER**

**RESOLUTION NO. 202-21**

**AUTHORIZING CHAIRMAN TO SIGN EISEP CONTRACT AGREEMENT BETWEEN WARREN COUNTY OFFICE FOR THE AGING AND HAMILTON COUNTY DEPARTMENT OF SOCIAL SERVICES**

**DATED: SEPTEMBER 2, 2021**

**BY MR. FREY:**

WHEREAS, the Hamilton County Department of Social Services maintains an agreement between Warren/Hamilton Office for the Aging, and

WHEREAS, Hamilton County Department of Social Services is to provide services for Hamilton County residents under an EISEP Contract, and

WHEREAS, this contract will be for the period of April 1, 2021 – March 31, 2022 in an amount not to exceed \$30,500.00, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the agreement between the Department of Social Services and Warren/Hamilton Office for the Aging, upon approval of the County Attorney, on behalf of the Hamilton County Department of Social Services.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 203-21**

**AUTHORIZATION TO AMEND CONTRACT FOR COMPREHENSIVE MEDICINE  
PLLC**

**DATED: SEPTEMBER 2, 2021**

**BY MR. STORTECKY:**

WHEREAS, the County of Hamilton has approved the contract with Comprehensive Medicine PLLC to provide tele-psychiatry to residents of Hamilton receiving mental health services from Hamilton County Community Services, and

WHEREAS, the utilization of services will exceed the cap of \$46,500.00 specified in the current contract, and

WHEREAS, services projected to be provided by Comprehensive Medicine PLLC will require additional funding through the end of the current year, be it

RESOLVED, that the Hamilton County Board of Supervisors hereby approves amending the County's 2021 contract for Comprehensive Medicine PLLC from a \$46,500.00 cap to a \$70,350.00 and the Treasurer be so advised.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 204-21**

**TRANSFER OF FUNDS – COMMUNITY SERVICES**

**DATED: SEPTEMBER 2, 2021**

**BY MS. BAIN:**

WHEREAS, Hamilton County Community Services is recommending to the Hamilton County Board of Supervisors that \$2,200.00 in Account No. A4320.0407 Outreach in the Department's 2021 budget be reallocated to Account No. A4310.0420 Telepsychiatry to cover greater than anticipated Telepsychiatry costs for the current year, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$2,200.00 from Account No. A4320.0407 Outreach to Account No. A4310.0420 Telepsychiatry.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 205-21**

**AUTHORIZING CHAIRMAN TO SIGN NYS OFFICE OF INDIGENT LEGAL SERVICES GRANT CONTRACT STATEWIDE EXPANSION OF HURRELL-HARRING YEARS 3 AND 4 AND DISTRIBUTIONS 8, 9 AND 10**

**DATED: SEPTEMBER 2, 2021**

**BY MR. STORTECKY:**

WHEREAS, Resolution No. 86-19 authorized the NYS Office of Indigent Legal Services five-year Statewide Expansion of Hurrell-Harring Grant Contract No. CSTWIDEHH20 in the amount of \$769,574.34, and

WHEREAS, Hamilton County has received the amended five-year Statewide Expansion of Hurrell-Harring contract which reflects the budget and work plan for Years Three and Four, and

WHEREAS, Hamilton County has also received from the NYS Office of Indigent Legal Services contracts for Distribution 8 Contract No. T800001 in the amount of \$25,896.00, Distribution 9 Contract No. T900001 in the amount of \$12,948.00 and Distribution 10 Contract No. T100001 in the amount of \$12,948.00, therefore, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is hereby authorized to sign the amended Statewide Expansion of Hurrell-Harring Grant Contract No. CSTWIDEHH20 for Years Three and Four budget, and be it further

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is hereby authorized to sign Distribution 8 Contract No. T800001, Distribution 9 Contract No. T900001 and Distribution 10 Contract No. T100001.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 206-21**

**AUTHORIZING INTERMUNICIPAL AGREEMENT WITH FULTON COUNTY TO PROVIDE HAMILTON COUNTY BOARD OF ELECTIONS SERVER AND SUPPORT SERVICES**

**DATED: SEPTEMBER 2, 2021**

**BY MR. FREY:**

WHEREAS, Cathleen E. Rogers, Democrat Election Commissioner and Marie C. Buanno, Republican Election Commissioner, by and on behalf of the Hamilton County Board of Elections have requested authorization for an intermunicipal agreement with Fulton County, and its Board of Elections, in accordance with Article 5-G of the General Municipal Law, and

WHEREAS, Fulton County Board of Elections has proposed to provide Hamilton County Board of Elections server and support services including operation/maintenance of server(s), remote access in emergencies, regular backup of data, support for PC's to access software, and assistance with NYS Cybersecurity compliance, at a cost of \$8,500.00 per year payable upon execution of the agreement together with an onsite service charge of \$45.00/hr plus mileage, now therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute an intermunicipal agreement with Fulton County for the purpose of said County's Board of Elections providing server and support services to the Hamilton County Board of Elections for the consideration hereinbefore set forth.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 207-21**

**RECOGNITION OF SHERIFFS' WEEK**

**DATED: SEPTEMBER 2, 2021**

**BY MR. MAURO:**

WHEREAS, the Office of Sheriff has been an integral part of the criminal justice system in New York State and in Hamilton County throughout our history, having been established in the State's first Constitution in 1777 and continued in every succeeding Constitution, and having been one of our original Constitutional offices upon the founding of our County, and

WHEREAS, despite changes in its function, status and powers during its long history, the Office of Sheriff has maintained a continuous existence, preserved its distinguishing heritage, and continued to be an essential component of our criminal justice community, and

WHEREAS, the Office of Sheriff has evolved into a modern, professional, full-service law enforcement agency, manned by fully trained police officers, using state-of-the-art technology and applying the latest and most advanced theories and practices in the criminal justice field, and

WHEREAS, the Office of Sheriff is unique in the community, and the duties of the Office go far beyond the traditional role of "Keeper of the Peace," and extend into many facets of public service, including maintaining the county jail, providing security in our courts, dispatching emergency services, and serving and executing civil process for our courts, and

WHEREAS, as a constitutionally empowered Office directly responsible to the People, the ancient Office of Sheriff remains, even today, responsive and accountable to the public it serves, and

WHEREAS, it is fitting to celebrate the historical contributions of the Office of Sheriff and the significant role that the Sheriffs play in our modern criminal justice system, be it

RESOLVED, we, the Hamilton County Board of Supervisors do recognize the important services provided to the citizens of this County by Sheriff Karl G. Abrams and the members of the Sheriff's Office, and do hereby proclaim September 19 to 25, 2021 to be Sheriffs' Week in Hamilton County.

Seconded by All and adopted by the following vote:

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 208-21**

**AUTHORIZING AND FUNDING NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES GRANT – SH21-1044-D00**

**DATED: SEPTEMBER 2, 2021**

**BY MR. WELLS:**

WHEREAS, the Hamilton County Emergency Management Department has been awarded a NYS 2021 Department of Homeland Security and Emergency Services (DHSES) Grant through the DHSES SHSP program in the amount of \$42,678.00, Grant SH21-1044-D00, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign said NYS 2021 SHSP grant, and be it further

RESOLVED, that the County Treasurer be authorized to create and fund Account No. A3645.0424 SH21-1044-D00 at \$42,678.00 to be totally offset by creating and funding Revenue Account No. A3389.0128 SH21-1044-D00 at \$42,678.00 and the Director of Emergency Management and Sheriff be so notified.

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

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



MAURO

NAYS: NONE

ABSENT: FARBER

After the following resolution was placed on the floor; Mr. Wells asked regarding the language change. Laura Abrams, Clerk of the Board read what the language was prior and how they had asked for the amendment.

**RESOLUTION NO. 209-21**

**AMENDING LANGUAGE IN THE HOMELAND SECURITY GRANT  
ADMINISTRATION STANDARD OPERATING GUIDELINE**

**DATED: SEPTEMBER 2, 2021**

**BY MR. STORTECKY:**

WHEREAS, Resolution No. 277-12 adopted the Hamilton County Homeland Security Grant Administration Standard Operating Guideline, and

WHEREAS, the NYS Division of Homeland Security and Emergency Services has requested an update to the language in said Guideline, be it

RESOLVED, that Section B of the Hamilton County Homeland Security Grant Administration Standard Operating Guideline be replaced with the following language:

**B. Procurement**

1. Once all application materials are in place and accounted for the process of procurement can begin. All procurements will be done in accordance *with the most restrictive of Federal, State, General Municipal or Local/County Regulations*. Written justification and documentation for all procurements must be maintained on file, and made available upon request.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 210-21**

**AUTHORIZATION OF TRANSFER AND CLOSE OF COUNTY ROAD PROJECT 2021**

**DATED: SEPTEMBER 2, 2021**

**BY MR. MAURO:**

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

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

D5112.2525 CR6 – Benson Road – overage	\$2,873.71
----------------------------------------	------------

be it

RESOLVED, that the following transfer be made:

From: Account D5112.202 Capital Projects	\$2,873.71
To: Account D5112.2525 CR6 – Benson Road	\$2,873.71

and be it further

RESOLVED, that County Road Project No. 1 Account D5112.2525 CR6, Benson Road be closed and the County Treasurer be so authorized to complete the transfers and close the account and the Clerk of the Board and the County DPW Superintendent be so notified.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 211-21**

**AUTHORIZING PAYMENT FOR PETROLEUM BULK STORAGE REGISTRATION RENEWAL FOR LAKE PLEASANT COUNTY DPW FACILITY**

**DATED: SEPTEMBER 2, 2021**

**BY MR. WELLS:**

WHEREAS, the Petroleum Bulk Storage (PBS) 5 year registration renewal fee is due for the Lake Pleasant Fuel Depot, and

WHEREAS, the New York State Department of Environmental Conservation will not accept vouchers for the renewal of the registration, be it

RESOLVED, that the Hamilton County Board of Supervisors do hereby authorize payment for registration renewal fees of \$500.00 for the County's PBS #5-036129 located at the Lake Pleasant DPW Facility, and be it further

RESOLVED, that the County Treasurer is hereby authorized to make a check payable to the New York State Department of Environmental Conservation in the amount of \$500.00 for the said PBS renewal and the funds be taken out of Account No. DM5130.405 Gas & Diesel and the County Highway Superintendent 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 AND MAURO

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 212-21**

**AUTHORIZING PAYMENT TO SPECTOR MANUFACTURING, INC FOR STEEL TRAILER SUB-FRAMES**

**DATED: SEPTEMBER 2, 2021**

**BY MR. WELLS:**

WHEREAS, the DPW advertised for bids per Specification 10-2021 for four (4) steel sub-frames for solid waste trailers, and

WHEREAS, the County received one (1) bid for the said steel sub-frames for a cost of \$30,000.00 (\$7,500.00 ea.), and

WHEREAS, the DPW Superintendent reviewed the said bid and Spector Manufacturing met the specifications of Specification No. 10-2021, and

WHEREAS, the Superintendent was working with Spector Manufacturing to get the said trailer frames built and delivered to Hamilton County per the bid, and

WHEREAS, the County acknowledges that inadvertently this bid specification was not formally awarded by resolution but intended on making the award and purchase, and

WHEREAS, the said frames have been delivered to Hamilton County and it has been determined by the Superintendent the frames meet all specifications and recommends payment to Spector Manufacturing, be it

RESOLVED, the Board of Supervisors approve of the payment and the County Treasurer is hereby authorized to make payment to Spector Manufacturing, Inc., PO Box 158, Industrial Park Road, St. Clair, PA 17970 in the amount of \$30,000.00 and the funds to be taken out of Account No. DM5130.401 and the DPW Superintendent and the Clerk of the Board be so notified.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 213-21**

**AUTHORIZING CHAIRMAN TO SIGN MEMBERSHIP AGREEMENT WITH NATIONAL COOPERATIVE PURCHASING ALLIANCE (NCPA)**

**DATED: SEPTEMBER 2, 2021**

**BY MR. STORTECKY:**

WHEREAS, the National Cooperative Purchasing Alliance (NCPA) is an organization that offers contract purchasing benefits through a national bidding process for materials and equipment, and

WHEREAS, by being a NCPA member the County can purchase materials and equipment that has previously been bid by NCPA, and

WHEREAS, there is no cost to be a NCPA member, be it

RESOLVED, the Chairman of the Board is hereby authorized to enter into a membership agreement with the National Cooperative Purchasing Alliance and the County Treasurer, and Clerk of the Board be so advised.

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

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

MAURO

NAYS: NONE

ABSENT: FARBER

After the following resolution was placed on the floor; Mr. Mauro stated that they have been great with helping everybody. So, anything to help the Treasurer's Office should be done. Ms. Bain added for all offices.

**RESOLUTION NO. 214-21**

**AMENDING RESOLUTION NO. 180-21 - AUTHORIZING PURCHASE OF NEW FINANCIAL SOFTWARE FOR THE TREASURER'S OFFICE, CLERK OF THE BOARD'S OFFICE AND THE PERSONNEL OFFICE**

**DATED: SEPTEMBER 2, 2021**

**BY MR. FREY:**

WHEREAS, Resolution No. 180-21 authorized the County to enter into an agreement with Tyler Technologies to provide new Accounting and Personnel financial software at a cost of \$79,590.00, and

WHEREAS, it has been determined that the Project Management price of \$5,000 and the Recurring Fee of \$32,222.00 was not included in Resolution No. 180-21, therefore, be it

RESOLVED, that Resolution No. 180-21 be hereby amended to authorize the County to enter into an agreement with Tyler Technologies to provide new Accounting and Personnel financial software at a onetime cost of \$84,590.00 and annual fees of \$32,222, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to enter into an agreement with Tyler Technologies to provide financial and personnel software to the County of Hamilton, and the Clerk of the Board, Personnel Officer and Treasurer be so advised.

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

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

NAYS: NONE

ABSENT: FARBER

After the following resolution was placed on the floor; Mr. Wells thanked the Republican Committee for their work. Ms. Bain stated that she is on the Committee and it was a tough choice.

There were really good applicants and she believes Ms. Osgood will do a good job. She would also like to see the Board do some revamping of Board of Elections. The Democratic Commissioner will be retiring in May and she feels this would be the time to make changes.

**RESOLUTION NO. 215-21**

**APPOINTMENT OF GAIL OSGOOD AS REPUBLICAN COMMISSIONER OF ELECTIONS**

**DATED: SEPTEMBER 2, 2021**

**BY MR. WELLS:**

WHEREAS, this Board has received a recommendation from Mr. Clark Seaman, Chairman of the Hamilton County Republican Committee, in accordance with the provisions of Section 3-204 sub 5 of the Election Law, to appoint Gail Osgood a resident and qualified voter of the Town of Arietta, Republican Commissioner of Elections, to fill a vacancy, therefore, be it

RESOLVED, that the recommendation be accepted and Gail Osgood is hereby appointed as Republican Commissioner of Elections to fill a vacancy for a term beginning October 4, 2021 and ending December 31, 2024, and be it further

RESOLVED, that the annual salary of the Republican Commissioner of Elections is hereby set at \$49,320.00 on an annual prorated basis for the remainder of 2021 and the annual salary be set by Local Law at budget time each year payable in bi-weekly installments and the County Treasurer and Personnel Officer be so advised.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 216-21**

**2021-2022 HRI AIDS INSTITUTE SCHOOL ELC GRANT**

**DATED: SEPTEMBER 2, 2021**

**BY MR. FREY:**

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 School ELC COVID-19 Enhanced Detection Response for the period 7/1/21-7/31/22, and

WHEREAS, the total grant contract is for \$568,105.00 with \$347,470.00 being restricted funds, be it

RESOLVED, that the Chairman of the Board of Supervisors be authorized to sign the Contract with the New York State Department of Health through Health Research, Inc. (HRI), pending approval by the County Attorney, and be it further

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

A4189.1104 - Personal Service – HRI COVID ELC EP/SCHOOL	\$31,039.00
A4189.4105- Supplies& Miscellaneous - HRI COVID ELC EP/SCHOOL	\$172,490.00
A4189.8720 - Fringe - HRI COVID ELC EP/SCHOOL	\$17,106.00

To be total offset by creating and funding Revenue Account Number: A4401.0300 HRI COVID ELC Emerg.Prep/School in the amount of \$220,635.00.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 217-21**

**AUTHORIZING ONE YEAR EXTENSION OF AGREEMENT WITH RSTELECOM FOR MICROWAVE MAINTENANCE**

**DATED: SEPTEMBER 2, 2021**

**BY MR. TOMLINSON:**

WHEREAS, with Resolution No. 236-19, Hamilton County hired RSTelecom for microwave service and maintenance for the Lake Pleasant, Oak Mt, East Mt., and Blue Mt. sites for a two-year period, and

WHEREAS, RSTelecom has issued a proposal for a 1-year extension to that contract under the same rate and terms for the period August 1, 2021 to July 31, 2022, therefore, be it

RESOLVED, that upon approval of the County Attorney, the Chairman be authorized to sign the contract for the one-year extension for RSTelecom, and that the Emergency Services Director be so notified.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 218-21**

**AUTHORIZING PURCHASE OF RADIO EQUIPMENT – EMERGENCY SERVICES  
GRANT SI18-1047-D02**

**DATED: SEPTEMBER 2, 2021**

**BY MS. BAIN:**

WHEREAS, the Hamilton County Sheriff's Dispatch is now utilizing a simulcast broadcasting system to dispatch Law, Fire, and EMS agencies to incidents, and

WHEREAS, broadcast signal to the agencies located in Wells and Hope is largely blocked by terrain from the broadcast point on Oak Mt., and

WHEREAS, by placing communication system racks and antennas at both Wells and Hope, connected back to the Dispatch center in Lake Pleasant by fiber connection, the broadcast signal and area coverage can be substantially strengthened and increased, and

WHEREAS, the Hamilton County Office of Emergency Services has received a quote from Capital Digitronics under NYS contract numbers PT68714, PT68716 and PT68724, for Harris Simulcast equipment, racking, and antennas, including all installation, in the amount of \$243,969.04, and

WHEREAS, funding for said purchase is available through New York State Homeland Security and Emergency Services (DHSES) Interoperability Formula Grant SI18-1047-D02, C198204, Account No. A3645.0402, therefore, be it

RESOLVED, that the Chairman be authorized to approve purchase of said radio equipment from Capital Digitronics by the Hamilton County Office of Emergency Services in the amount of \$243,969.04 with funding from Account No. A3645.0402 DHSES Contract C198204, and the Treasurer and the Office of Emergency Services be so notified.



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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 219-21**

**AUTHORIZATION TO PURCHASE GETAC V110 COMPUTERS - SHERIFF**

**DATED: SEPTEMBER 2, 2021**

**BY MR. STORTECKY:**

WHEREAS, the Hamilton County Emergency Management Department has been awarded the NYS Division of Homeland Security and Emergency Services (DHSES) Grant Project SI18-1047-D00 in the amount of \$544,803.00, and

WHEREAS, the Hamilton County Sheriff's Office patrol cars need to connect to the Hamilton County PSAP Center and the current laptop computers are outdated, and

WHEREAS, the Hamilton County Sheriff's Office has received a quote for purchasing a seven GETAC V110 Laptop Computers from Brite Computer under National Cooperative Purchasing Alliance 01-97, for \$26,250.00, be it

RESOLVED, that the Hamilton County Board of Supervisors authorizes the purchase of seven GETAC V110 Laptop Computers from Brite Computers in the amount of \$26,250.00 with the funds coming from Account No. A3645.402 SI18-1047-D00.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 220-21**

**APPROVAL OF ADVERTISING FOR BIDS FOR COUNTY BRIDGE PROJECT –  
BIN2204520 CRAMER ROAD BRIDGE 2021**

**DATED: SEPTEMBER 2, 2021**

**BY MR. WELLS:**

WHEREAS, Hamilton County owns all bridges with a span of more than 20 feet in length on county and town owned roads in Hamilton County, and

WHEREAS, Bridge BIN #2204520 located on Cramer Road in the Town of Benson is inspected bi-annually by the New State Department of Transportation, and

WHEREAS, the county received a Prompt Interim Action (PIA) Red Flag on Bridge BIN #2204520, and

WHEREAS, it has been determined by a professional engineer that the bridge superstructure, decking and guide railing needs to be replaced, and

WHEREAS, Andrew S. Bell of A.S. Bell Engineering has designed a new superstructure, decking and guide rail for the said bridge, be it

RESOLVED, that the Board of Supervisors of the County of Hamilton does hereby authorize the DPW Superintendent to advertise for public bids for the said bridge materials and the County Treasurer and Clerk of the Board be so advised.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 221-21**

**AUTHORIZING REPAIRS AND PAYMENT FOR REPAIRS TO EJECTOR TRAILERS**

**DATED: SEPTEMBER 2, 2021**

**BY MR. WELLS:**

WHEREAS, the DPW have several ejector trailers that have sub frames that are corroded to point they need to be replaced and can no longer pass NYS inspection, and

WHEREAS, the DPW advertised for bids for the new sub frames and they have been delivered, and

WHEREAS, the Superintendent had trailer #958 taken to Dunham's Spring Shop to have one of the new sub frames installed, and

WHEREAS, the repairs were completed at a cost of \$5,861.64 and the said trailer is back in service, and

WHEREAS, the Superintendent has trailer #959 scheduled to be taken to Dunham's Spring Shop for mid-September for the same sub frame installation, be it

RESOLVED, that hereby the County Treasurer is hereby authorized to send payment to Dunham's Spring Shop, Inc. in the amount of \$5,861.64 for trailer #958 and the funds be taken out of Account No. DM5130.401 Repairs, and be it further

RESOLVED, that the Superintendent is hereby authorized to take trailer #959 to Dunham's Spring Shop for the same sub frame installation repair at an estimated cost of \$4,800.00 and Clerk of the Board and Highway Superintendent be so notified.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 222-21**

**APPROVAL OF EXPENDITURES FOR LINE STRIPING 2021**

**DATED: SEPTEMBER 2, 2021**

**BY MR. FREY:**

WHEREAS, Hamilton County has an awarded bid for road line striping with Seneca Pavement Markings, Inc., and

WHEREAS, the DPW annually stripes centerline and edge lines on County Routes 1, 2, 4, 6, 11, 18 & 19, and

WHEREAS, the Superintendent recommends adding County Routes 3, 5 and 9 to the county routes to be striped, be it

RESOLVED, the Board of Supervisors does authorize the DPW Superintendent to complete road striping on the county routes stated herein by Seneca Pavement Marking, Inc., 3526

Watkins Road, Horseheads, NY 14845 not to exceed \$30,000.00 and the DPW Superintendent, County Treasurer and Clerk of the Board be so advised.

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

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 223-21**

**APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS**

**DATED: SEPTEMBER 2, 2021**

**BY MR. FREY:**

RESOLVED, that the bills in the Machinery Fund amounting to \$102,457.87 and bills in the County Road Fund amounting to \$226,486.71 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. Arsenault and adopted by the following vote:

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

NAYS: NONE

ABSENT: FARBER

**RESOLUTION NO. 224-21**

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

**DATED: SEPTEMBER 2, 2021**

**BY MR. FREY:**

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$173,760.93 by the following committees:

Public Works (Buildings) Committee..... \$24,857.73

Public Works (Solid Waste) Committee .....	43,717.15
Finance Committee .....	13,936.79
Health Committee.....	24,933.17
Human Services Committee.....	19,329.60
Central Government Committee .....	17,065.96
Emergency Prep./Emergency Response.....	27,544.82
Publicity, Tourism, Economic Development & Planning Committee.....	1,852.67
Internal Management Committee .....	523.04

be it further

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

Halloween Storm Capital Project 2019-1..... \$204,803.85

are hereby approved.

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

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

NAYS: NONE

ABSENT: FARBER

A motion was made by Mr. Arsenault to go into Executive Session for the County Attorney to discuss litigation. Seconded by Mr. Mauro. Carried.

A motion to open session by Ms. Bain, seconded by Mr. Stortecky. Carried.

It was reported that the County Attorney discussed litigation and advice of counsel. No other action was taken.

Ms. Abrams handed out Resolution No. 26 Authorizing and Approving Settlement Agreement to Action Relating to the Opioid Crisis.

**RESOLUTION NO. 225-21**

**AUTHORIZING AND APPROVING SETTLEMENT AGREEMENT TO ACTION  
RELATING TO THE OPIOID CRISIS**

**DATED: SEPTEMBER 2, 2021**

**BY MR. MAURO:**

WHEREAS, there is pending a matter on behalf of The County of Hamilton regarding the opioid addiction crises in which the County of Hamilton is a named Plaintiff in the action (“the Action”), and

WHEREAS, the Action is against several defendants, including manufacturers of opioids, distributors of opioids and chain pharmacies, and

WHEREAS, the Action alleges several causes of action against defendants Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc. and Janssen Pharmaceutica, Inc. (“J & J”) based on claims that J & J contributed to the opioid epidemic by falsely promoting prescription opioids it manufactured and sold and by falsely promoting the increased use of opioids directly and generally through various “front groups” and failing to implement measures to prevent diversion of prescription opioids in connection with distribution of its products, all of which contributed to a public health crisis in Hamilton County, and

WHEREAS, J & J has offered to settle the claims of Hamilton County against it by paying the sum of between approximately \$7,542.88 and \$17,603.40 over ten (10) years to be used for restitution and abatement and agreeing to not manufacture, sell or promote opioids, and

WHEREAS, upon advice of opioid litigation counsel, and upon the recommendation of the County Attorney, Hamilton County is requested to authorize and approve a settlement agreement and release upon payment of the consideration as set forth above, and

WHEREAS, it is in the best interest of Hamilton County upon the opinion of counsel as aforesaid to resolve this matter with respect to J & J without further litigation and enter into the proposed settlement agreement as it shall settle all allegations against J & J and avoid protracted litigation, now , therefore be it

RESOLVED, that the execution and delivery on behalf of and in the name of the County of Hamilton by the County Attorney, or designee, of the aforesaid settlement agreement is hereby authorized, and the County Attorney accordingly be authorized and directed to execute said agreement together with the aforesaid release and such other documents as may be necessary and appropriate to effectuate settlement of the Action with J & J.

Seconded Mr. Stortecky and adopted by the following vote:

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

NAYS: NONE

ABSENT: FARBER

The County Attorney stated Resolution No. 27 should be the same as Resolution No. 26 except the defendants should be McKesson Corporation, Cardinal Health Inc. and AmerisourceBergen Corporation. The dollar amount range will be \$44,966.97 and \$79,433.51.

**RESOLUTION NO. 226-21**

**AUTHORIZING AND APPROVING SETTLEMENT AGREEMENT TO ACTION  
RELATING TO THE OPIOID CRISIS**

**DATED: SEPTEMBER 2, 2021**

**BY MR. FREY:**

WHEREAS, there is pending a matter on behalf of The County of Hamilton regarding the opioid addiction crises in which the County of Hamilton is a named Plaintiff in the action (“the Action”), and

WHEREAS, the Action is against several defendants, including manufacturers of opioids, distributors of opioids and chain pharmacies, and

WHEREAS, the Action alleges several causes of action against defendants McKesson Corporation, Cardinal Health, Inc., AmerisourceBergen Corporation. (“M, C & A”) based on claims that M, C & A contributed to the opioid epidemic by falsely promoting prescription opioids it manufactured and sold and by falsely promoting the increased use of opioids directly and generally through various “front groups” and failing to implement measures to prevent diversion of prescription opioids in connection with distribution of its products, all of which contributed to a public health crisis in Hamilton County, and

WHEREAS, M, C & A has offered to settle the claims of Hamilton County against it by paying the sum of between approximately \$44,966.97 and \$79,433.51 over ten (10) years to be used for restitution and abatement and agreeing to not manufacture, sell or promote opioids, and

WHEREAS, upon advice of opioid litigation counsel, and upon the recommendation of the County Attorney, Hamilton County is requested to authorize and approve a settlement agreement and release upon payment of the consideration as set forth above, and

WHEREAS, it is in the best interest of Hamilton County upon the opinion of counsel as aforesaid to resolve this matter with respect to M, C & A without further litigation and enter into the proposed settlement agreement as it shall settle all allegations against M, C & A and avoid protracted litigation, now , therefore be it

RESOLVED, that the execution and delivery on behalf of and in the name of the County of Hamilton by the County Attorney, or designee, of the aforesaid settlement agreement is hereby authorized, and the County Attorney accordingly be authorized and directed to execute said agreement together with the aforesaid release and such other documents as may be necessary and appropriate to effectuate settlement of the Action with M, C & A.

Seconded Mr. Wells and adopted by the following vote:

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

MAURO

NAYS: NONE

ABSENT: FARBER

Other Reports:

Mr. Wells: Stated that there were a few of meetings coming up including Local Government Review and AATV. He had met with NYS DEC over the Gooley Bridge at a 5-Town meeting. The Outer Gooley Farmhouse is being torn down. The debris will be hauled out of county.

Mr. Frey: Thanked Mr. Wilt.

Mr. Tomlinson: Thanked Mr. Wilt for helping with communications in Hope.

Mr. Stortecky: Thanked Mr. Wilt

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