

2014

EIGHTH SESSION

AUGUST 7, 2014

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	ABSENT
Benson	Phillip C. Snyder
Hope	Robert Edwards
Indian Lake	Brian Wells
Inlet	John Frey
Lake Pleasant	Neil P. McGovern
Long Lake	Clark J. Seaman
Morehouse	William G. Farber
Wells	Brian Towers

Also present: County Attorney and Pete Klein

A motion was made to accept the minutes of July 3, 2014 by Mr. Seaman, seconded by Mr. Wells. Carried.

Public Comment: No one present.

Reports of Standings/Special Committees:

Mr. Towers: He and Mr. Wells attended the Adirondack Local Government Review Board meeting. Ms. Elise Stefanik was there as a guest to listen to concerns. They discussed the proposal from Protect regarding 3,000 acres, some of which are within Hamilton County. They would like to see it changed from Wild Forest to Wilderness. The Chairman stated that he had spoken with Mr. Monroe regarding this. The Chairman expressed to him that he was sure that the representatives from Hamilton County well represented our position; from his standpoint he feels there are a couple of factors, one that he doesn't feel there is an environmental need and that it is the wrong approach at the wrong time.

Mr. Frey: The Finance Committee met this morning and set the COLA at 1.75% for all employees. The County is behind on CPI and ECS with employees paying toward their health insurance so the County needs to keep pace.

Mr. Edwards: Had an Internal Management Committee meeting on Committee Day; Resolution No. 28 is the Merit resolution that came out of that meeting. He asked for support of the resolution.

Mr. Wells: Buildings/Public Works/Solid Waste met this morning. He complimented Highway Superintendent Eldridge for looking forward and has an understanding of what they are trying to do in the future.

Mr. McGovern: ROOST has assigned someone to cover exclusively Hamilton County and Tupper Lake. Things are moving forward and he is looking at how Dean will fit in with this contact person.

The Chairman announced that they will start on the resolutions; at 11:00 AM there will be a public hearing on Proposed Local Law No. 9 of 2014 so we will be stopping at that time and if there are any members of the public present they may speak.

RESOLUTIONS:

After the following resolution was placed on the floor; the Chairman stated he would like to discuss who will be attending from the Board and what sessions they are interested in attending.

Mr. Edwards stated that he will be attending but only as a MEGA Board member.

Mr. Frey stated he doesn't know if he will be able to commit.

Mr. McGovern reported that he will be attending.

RESOLUTION NO. 196-14

AUTHORIZATION TO ATTEND THE 2014 NYSAC FALL CONFERENCE

DATED: AUGUST 7, 2014

BY MR. EDWARDS:

WHEREAS, the New York State Association of Counties (NYSAC) will conduct the Fall Conference in Buffalo, N.Y. September 22, 2014 – September 24, 2014, therefore, be it

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

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

After the following resolution was placed on the floor; Mr. McGovern asked if there are more claims than we anticipated. The Chairman stated yes, they will need to look at this in the upcoming budget preparation.

RESOLUTION NO. 197-14

TRANSFER OF FUNDS-UNEMPLOYMENT BENEFITS

DATED: AUGUST 7, 2014

BY MR. FREY:

WHEREAS, the Unemployment benefits Account No. D9050.8010 has been depleted in the second quarter with benefit payments, and

WHEREAS, with the County's recent payment, the account will be \$1,493.88 under budget and there will be no funds for the 3rd or 4th quarter payments due, be it

RESOLVED, that \$5,000.00 be transferred from Unappropriated Fund Balance in accordance with Section 366, Subdivision 1 of the County Law to Unemployment Benefits Account No. D9050.8010 to cover the payment of the unemployment benefits.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 198-14

AUTHORIZING ACCEPTANCE OF BACK TAXES

DATED: AUGUST 7, 2014

BY MR. WELLS:

WHEREAS, the Board of Supervisors has been contacted by Matthew Spring, son of Richard L. Spring, who is working on his father's estate concerning the 2012 and 2013 taxes owed on property located in Indian Lake, with parcel ID #56.019-1-12.200, and

WHEREAS, Matthew Spring has submitted a written explanation of the circumstances of why the taxes have not been paid to date and a request to rectify the situation by paying the 2012, 2013 and 2014 back taxes, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to accept payment of the taxes owed in the amount of \$14,035.93 together with an administrative charge of \$500.00 for a total of \$14,535.93.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 199-14

**AUTHORIZING EXTENSION OF AGREEMENT WITH ADIRONDACK
COMMUNITY HOUSING TRUST FOR ADMINISTRATION OF ADIRONDACK
PARTNERSHIP GRANTS**

DATED: AUGUST 7, 2014

BY MR. TOWERS:

WHEREAS, Hamilton County was awarded two grants on behalf of the Adirondack Partnership, and

WHEREAS, Resolution No. 196-12 authorized an agreement with the Adirondack Community Housing Trust for the administration and implementation of DOS Contract No. C007130 and DEC Contract No. C304510, and

WHEREAS, it is necessary to extend the agreement with Adirondack Community Housing Trust in order to complete the project, therefore, be it

RESOLVED, that the agreement with the Adirondack Community Housing Trust for the administration and implementation of DOS Contract No. C007130 and DEC Contract No. C304510 be amended to have a term through April 30, 2015.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

After the following resolution was placed on the floor; Mr. McGovern asked for an explanation on the additional payment.

The Chairman explained that Phase III was not as predictable as Phase II was. We convened a couple of times to research how we would provide this service to Wells, Benson and Inlet. When we make those types of changes it takes the design application firm significantly more hours to put in the application. Then we authorized Mr. Osborne to move forward with Laberge to put together another CFA.

Mr. McGovern feels that we are on DEC's radar because of the work we are doing and in a good way. They appreciate the way we work with the State in general.

RESOLUTION NO. 200-14

AUTHORIZING PAYMENT TO LABERGE GROUP FOR CFA APPLICATIONS

DATED: AUGUST 7, 2014

BY MR. EDWARDS:

WHEREAS, the Hamilton County Board of Supervisors on May 1, 2014 authorized Laberge Group to submit Phase III of the Hamilton County Fuel Management Consolidation Project (HCFCP) as a CFA per Resolution No. 136-14, and

WHEREAS, on June 5, 2014, the Hamilton County Board of Supervisors adopted Resolution No. 172-14 authorizing William Osborne to work with Laberge Group to develop a second related CFA for a private sector component of a Countywide Fuel Plan, and

WHEREAS, Resolution No. 172-14 did not set aside funding or set an amount as it was uncertain how much of the work William Osborne would be able to take on directly, and

WHEREAS, the final agreed cost for the work on the second application by Laberge Group was \$4,900.00, and

WHEREAS, the County is in receipt of a Highway invoice in the amount of \$7,998.39 and an Economic Development invoice totaling \$4,900.00, totaling \$12,898.39 due, and

WHEREAS, with the changes and evolution of Phase III of the HCFCP, plus the second CFA, Laberge actually committed \$38,585.63 of work, now, therefore, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to pay the Laberge claim in the amount of \$12,898.39, with \$7,998.39 from Account No. DM5130.0405 Gas and Diesel and \$4,900.00 from Account No. A8020.0410 Economic Development.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 201-14

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

DATED: AUGUST 7, 2014

BY MR. MCGOVERN:

WHEREAS, the Affordable Care Act imposes a fee on FSA and 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 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 per covered life on an annual basis, and

WHEREAS, the Personnel Officer has determined the average number of covered lives for the Hamilton County 2013 plan year is 71, now, therefore, be it

RESOLVED, that the Hamilton County Board of Supervisors do hereby authorize payment of \$142.00 made payable to the United States Treasury, Department of the Treasury, Internal Revenue Service, Cincinnati, OH 45999-0009, out of Account No. A9060.801, for the required 2013 PCORI Fee and the County Treasurer be so authorized and the Personnel Officer be so advised.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND

TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 202-14

**AUTHORIZING CONTRACT WITH OCCUPATIONAL THERAPIST – LAURA
WALTER**

DATED: AUGUST 7, 2014

BY MR. SEAMAN:

WHEREAS, the Hamilton County Public Health Nursing Service contracts with individual providers of occupational therapy for several programs, and

WHEREAS, Laura Walter of 9 Fairview Avenue, North Creek, New York 12853 is a duly licensed Occupational Therapist 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 September 1, 2014 through December 31, 2014 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 Laura Walter, OTR to provide occupational therapy to the residents of Hamilton County, for the period September 1, 2014 through December 31, 2014 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. Edwards and adopted by the following vote:

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND
TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 203-14

**AUTHORIZING CHAIRMAN TO SIGN CONTRACT WITH SCHOOL DISTRICT TO
PROVIDE RELATED SERVICES FOR THE PRESCHOOL SPECIAL EDUCATION
PROGRAM – WELLS CENTRAL SCHOOL**

DATED: AUGUST 7, 2014

BY MR. EDWARDS:

WHEREAS, the Hamilton County Public Health Nursing Service is required to provide for Speech, Occupational and Physical Therapy Services for children aged 3-5, who reside within Hamilton County and have a developmental delay as defined through a comprehensive evaluation, through the Committee on Pre-School Special Education (CPSE) process, and

WHEREAS, Wells Central School District can provide these related services through the New York State Department of Education, and

WHEREAS, the frequency and duration of services for each child is based on the findings of the comprehensive evaluation and rules applying to section 4410 of the NYS Education Law, as determined by the CPSE committee in preparing an Individualized Education Plan (IEP), and

WHEREAS, the compensation for related services are set at rates in conjunction with the Rate Setting Unit of the NYS Department of Education, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is authorized to enter into a contract with said provider to provide the aforesaid services for the period of September 1, 2014 through August 31, 2015 pursuant to an aforesaid IEP for each eligible child, with compensation for services rendered at the current approved rates set forth for Hamilton County by the Rate Setting Unit of the NYS Education Department, upon approval of the County Attorney, and the County Treasurer be so notified.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 204-14

AUTHORIZING CHAIRMAN TO SIGN CONTRACTS FOR EVALUATION AND SERVICE PROVISION WITH CENTER-BASED SERVICE PROVIDERS FOR CHILDREN AGED 3-5 YEARS

DATED: AUGUST 7, 2014

BY MR. SEAMAN:

WHEREAS, Hamilton County is required to provide for Comprehensive evaluations for children aged 3-5, who reside within Hamilton County and have a suspected developmental delay through the Committee on Pre-School Special Education (CPSE) process, and

WHEREAS, Hamilton County is required to provide for any combination of Center-Based itinerant or related professional services including: Special Education Itinerant (SEIT) Services; skilled Physical, Occupational, and Speech Therapy Related services; Counseling and/or one-on-one Aide services for children determined to have an eligible level of developmental delay and require center-based services to fully meet their needs; as defined through the CPSE Process, and

WHEREAS, pursuant to Section 4410 of the New York State Education Law, the County is required to maintain contracts with several providers for the provision of comprehensive Evaluation and specialized center-based services as described above; in order to provide parents with a choice for service provision, and

WHEREAS, reimbursement for comprehensive evaluation and subsequent center-based services is determined by the extent of the evaluation and results, and based on rates set in conjunction with the Rate Setting Unit of the New York State Education Department, and

WHEREAS, Comprehensive Evaluations may be requested at any time and/or professional related service provision may be requested at any time through the regular school year and/or the 30 day summer session, and

WHEREAS, the Hamilton County Public Health Nursing Service represents Hamilton County as administrator of this program, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is hereby authorized to sign contracts, upon approval of the County Attorney, for Comprehensive Evaluation and Center-Based professional service provision for children residing within Hamilton County at rates set by the New York State Department of Education, for the period of September 1, 2014 through August 31, 2015 between the Hamilton County Public Health Nursing Service and, not limited to but including, the following center-based preschool service providers:

NYSARC, Inc.
a/k/a The Children's Corner – The Adirondack ARC
12 Mohawk Street
Tupper Lake, NY 12986
518-359-3351

Prospect Center
133 Aviation Road
Queensbury, NY 12804
518-798-0170

Upstate Cerebral Palsy, Inc

1020 Mary Street
Utica, NY 13501
315-724-6907

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND
TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 205-14

**AUTHORIZING CHAIRMAN TO SIGN CONTRACT WITH LAKE PLEASANT
CENTRAL SCHOOL DISTRICT TO PROVIDE SERVICES FOR THE PRESCHOOL
SPECIAL EDUCATION PROGRAM**

DATED: AUGUST 7, 2014

BY MR. EDWARDS:

WHEREAS, the Hamilton County Public Health Nursing Service is required to provide for SPECIAL EDUCATION AND RELATED SERVICES for children aged 3-5, who reside within Hamilton County and have a developmental delay as defined through a comprehensive evaluation, through the Committee on Pre-School Special Education (CPSE) process, and

WHEREAS, Lake Pleasant Central School District is an approved provider of special education and related services through the New York State Department of Education, and

WHEREAS, the frequency and duration of services for each child is based on the findings of the comprehensive evaluation and rules applying to section 4410 of the NYS Education Law, as determined by the CPSE committee in preparing an Individualized Education Plan (IEP), and

WHEREAS, the compensation for special education and related services are set at rates in conjunction with the Rate Setting Unit of the NYS Department of Education, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is authorized to enter into a contract with said provider to provide the aforesaid services for the period of September 1, 2014 through August 31, 2015 pursuant to an aforesaid IEP for each eligible child, with compensation for services rendered at the current approved rates set forth for Hamilton County by the Rate Setting Unit of the NYS Education Department, upon approval of the County Attorney and the County Treasurer be so notified.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 206-14

AUTHORIZING CHAIRMAN TO SIGN CONTRACTS FOR NYS IMMUNIZATION PROGRAM

DATED: AUGUST 7, 2014

BY MR. SEAMAN:

WHEREAS, the New York State Department of Health Immunization, Bureau of Immunization has approved the 2013 – 2018 Immunization Action Plan for Local Health Departments contract #C-O28295 with the Hamilton County Public Health Nursing Service to provide immunizations for residents throughout the County, and

WHEREAS, the contract only contains the approved budget and work plan for the 2014 – 2015 grant year, and

WHEREAS, the grant year overlaps the 2014 and 2015 budget fiscal years, and

WHEREAS, the total grant contract for the period April 1, 2014 – March 31, 2015 is \$30,000.00, and

WHEREAS, funds have been previously allocated within the 2014 Municipal Budget in anticipation of this funding, and

WHEREAS, the remainder of the funding will be allocated within the 2015 Municipal budget, be it

RESOLVED, that the Chairman of the Board of Supervisors be authorized to sign contracts between the NYS Immunization Program on behalf of the Nursing Service upon approval of the County Attorney and the County Treasurer be so notified.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 207-14

HAMILTON COUNTY 2014 REDUCTION IN RABIES GRANT

DATED: AUGUST 7, 2014

BY MR. WELLS:

WHEREAS, the New York State Department of Health has a contract with Hamilton County Public Health Nursing Service for expenses associated with the Rabies Program, Contract No. C-027920, and

WHEREAS, the entire contract period is April 1, 2012 to March 31, 2017, and

WHEREAS, the total grant award for the period April 1, 2013 – March 31, 2014 is \$7,161.51 and overlaps the 2013 and 2014 budget fiscal years, and

WHEREAS, reductions were made the appropriation for Contract No. C-027920 which requires an annual reduction of \$423.00 for each year remaining in the contract, be it

RESOLVED, that the Chairman of the Board of Supervisors be authorized to sign the signature pages for the annual reduction amendment upon approval of the County Attorney and the County Treasurer be so advised.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 208-14

APPOINTMENTS TO THE COMMUNITY SERVICES BOARD, MENTAL HEALTH SUBCOMMITTEE AND MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES SUBCOMMITTEE

DATED: AUGUST 7, 2014

BY MR. MCGOVERN:

WHEREAS, the Chair of the Hamilton County Community Services Board can recommend appointments to the Hamilton County Community Services Board and the Hamilton County Community Services Boards subcommittees, and

WHEREAS, vacancies exist on the Hamilton County Community Services Board, Mental Health subcommittee and Mental Retardation and Developmental Disabilities subcommittee, be it

RESOLVED, that, Paul Williamsen of Wells, NY be appointed to the Hamilton County Community Services Board and the Hamilton County Community Services Boards Mental Health subcommittee with both appointments having terms expiring December 31, 2017, and be it

RESOLVED, that Daryl Parslow of Piseco, N.Y, be appointed to the Hamilton County Community Services Mental Retardation and Developmental Disabilities subcommittee with a term to expire December 31, 2016 and the County Treasurer be so advised.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 209-14

APPROVAL OF RATES FOR FOSTER BOARDING HOMES

DATED: AUGUST 7, 2014

BY MR. SEAMAN:

WHEREAS, Resolution No. 147-14, adopted June 5, 2014, established current monthly rates for Foster Care Payments to Foster Parents in Hamilton County, be it

RESOLVED, that the rates for Foster Care for Children, provided by the Hamilton County Department of Social Services, remain at the following standards of payment, set by the State Department of Social Services:

0 to 5 years, Five Hundred Eleven Dollars (\$511.00) monthly.

6 to 11 years, Six Hundred Fourteen Dollars (\$614.00) monthly.

12 years and over, Seven Hundred Twelve Dollars (\$712.00) monthly

and be it further

RESOLVED, that in the case of a child requiring special care, either because of medical problems or severe emotional problems, that the Hamilton County Department of Social Services be authorized to pay the same monthly rate of up to One Thousand Two Hundred Twenty-Eight Dollars (\$1,228.00), and the same monthly rate of up to One Thousand Eight Hundred Sixty-Two Dollars (\$1,862.00) for exceptional children, and be it further

RESOLVED, that these rates be effective July 1, 2014 through December 31, 2014, and the County Treasurer be so advised.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 210-14

APPROVAL OF YEARLY CLOTHING ALLOWANCE FOR FOSTER CARE CHILDREN

DATED: AUGUST 7, 2014

BY MR. SEAMAN:

WHEREAS, the State Department of Social Services has extended the current maximum foster care reimbursement rates for local agencies for the balance of the rate year, and

WHEREAS, the current rates for the yearly clothing allowance were established by the Hamilton County Board of Supervisors in Resolution No. 148-14, adopted June 5, 2014, be it

RESOLVED, that the yearly reimbursement allowance for replacement of clothing remain at the following standards of payment:

0-5 years – Three Hundred Eighty-Seven Dollars (\$387.00) yearly

6-11 years – Five Hundred Forty Dollars (\$540.00) yearly

12-15 years – Eight Hundred Thirty-Eight Dollars (\$838.00) yearly

16 years and over – One Thousand Twenty-Five Dollars (\$1,025.00) yearly

0-3 years – A diaper allowance, remain the same at Fifty-Eight Dollars (\$58.00) monthly

and be it further

RESOLVED, that these rates be effective July 1, 2014 through December 31, 2014 and the County Treasurer be so advised.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 211-14

INCREASING THE SUMMER YOUTH EMPLOYMENT PROGRAM BUDGET

DATED: AUGUST 7, 2014

BY MR. MCGOVERN:

WHEREAS, the Hamilton County Summer Youth Employment Program (SYEP), administered by the Hamilton County Department of Social Services, has been awarded the amount of Seven Thousand Five Dollars (\$7,005.00) for the administration of the 2014 SYEP, and

WHEREAS, the amount to be awarded for SYEP was not known at the time the 2014 budget was adopted, no amount was put in the 2014 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 \$7,005.00 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: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 212-14

AWARD OF BID FOR BEAVER MEADOW BRIDGE ABUTMENTS

DATED: AUGUST 7, 2014

BY MR. TOWERS:

WHEREAS, Hamilton County Highway Department heretofore solicited bids for the installation of Beaver Meadow Bridge Abutments pursuant to invitation to bidders as advertised, and

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

1. Tioga Construction Co., Inc.
333 Gros Blvd.
Herkimer, NY 13350

Lump Sum Bid for Beaver Meadow Bridge Abutments: \$71,000.00

and

WHEREAS, the County Highway Superintendent and Andrew S. Bell has reviewed the bid to confirm that bid specifications were met and are satisfactory, and

WHEREAS, the Superintendent recommends the award be made to Tioga Construction Co., Inc. for the construction of the Beaver Meadow Bridge Abutments in the amount of \$71,000.00, be it

RESOLVED, the award of the bid for Beaver Meadow Bridge Abutments as follows:

Tioga Construction Co., Inc.
333 Gros Blvd.
Herkimer, NY 13350

and the Chairman of the Board of Supervisors is hereby authorized to enter into a purchase agreement with Tioga Construction Co., Inc. of Herkimer, NY 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. Edwards and adopted by the following vote:

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND
TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 213-14

AWARD OF BID FOR SPECIFICATION NO. 9-2014 GUIDE RAIL INSTALLATION

DATED: AUGUST 7, 2014

BY MR. SNYDER:

WHEREAS, Hamilton County Solid Waste Department heretofore solicited bids for the installation of Guide Rail pursuant to invitation to bidders and in accordance with Specification No. 9-2014, and

WHEREAS, one (1) bid was received in response to Specification 9-2014 invitation to bidders, as follows:

1. Town & County Bridge and Rail, Inc.
PO Box 16395
Albany, NY 12212

Lump Sum Bid for Box Beam Guide Rail installed: \$8,774.00

and

WHEREAS, the County Highway Superintendent has reviewed the bid to confirm that bid specifications were met and are satisfactory, and

WHEREAS, the Superintendent recommends the award be made to Town & County Bridge and Rail for Specification No. 9-2014, in the amount of \$8,774.00, be it

RESOLVED, the award of the bid for Specification No. 9-2014 as follows:

Town & County Bridge and Rail, Inc.
PO Box 16395
Albany, NY 12212 Bid \$8,774.00

and the Chairman of the Board of Supervisors is hereby authorized to enter into a purchase agreement with Town & County Bridge and Rail 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. Towers and adopted by the following vote:

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 214-14

**AUTHORIZING JOB POSTING FOR DEPUTY COUNTY HIGHWAY
SUPERINTENDENT**

DATED: AUGUST 7, 2014

BY MR. EDWARDS:

WHEREAS, Resolution No. 114-14 adopts a revision in the Deputy County Highway Superintendent job description, and

WHEREAS, the current Deputy County Highway Superintendent will be retiring at the end of 2014, and

WHEREAS, the County Highway Superintendent and Public Works Committee recommends advertising the said position opening in August 2014 to begin the process of filling the expected vacancy, be it

RESOLVED, the County Highway Superintendent and Personnel Officer are hereby authorized to advertise the job posting for Deputy County Highway Superintendent during the month of August.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND
TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 215-14

AUTHORIZATION OF INCREASED HOURS FOR EMPLOYEE - HIGHWAY

DATED: AUGUST 7, 2014

BY MR. MCGOVERN:

WHEREAS, the Administrative Assistant to the County Highway Superintendent normal work schedule is 35 hours per week, and

WHEREAS, the County Highway Superintendent is also in charge of Solid Waste Department, Buildings Department and the County vehicle fleet, and

WHEREAS, the Administrative Assistant has a big role of the management of the said departments, and

WHEREAS, the Superintendent recommends the work schedule of the Administrative Assistant be permanently extended to 40 hours per week because of work load and better efficiency, be it

RESOLVED, the Highway Superintendent is hereby authorized to permanently add five (5) hours per week to the work schedule of Lisa Johnson, Administrative Assistant to the County Highway Superintendent beginning Monday September 1, 2014, and be it further

RESOLVED, that \$1,800.00 be transferred from Account No. D5110.1010 Personal Services to Account No. D5010.1020 Administrative Assistant to cover the additional hours for the said employee for the remainder of the fiscal year 2014 and the County Treasurer be so authorized and the Personnel Officer and Clerk of the Board be so notified.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

The Chairman announced that it was 11:00 AM and time to open the public hearing.

Mr. Frey made motion to open the Public Health for Proposed Local Law No. 9 of 2014 - An Amendment to Local Law No. 4 of 1988 Entitled A Local Law to Regulate and Prohibit the Making of Unnecessary Loud and Disturbing Noises within the County of Hamilton. Seconded by Mr. Edwards. Carried.

No comment from the Board.

Members of the Public – None present.

Mr. Seaman stated that he would appreciate support for the proposed Local Law due to a noise issue he has in Raquette Lake. He has been questioned by concerned residents and feels that the County's current law is lenient with a fine of only \$100.00.

Mr. Seaman reported that he spoke with the Sheriff and asked him to purchase the proper equipment and training to enforce this law.

Mr. Towers questioned if we already own the equipment, the Chairman stated that it needed to be updated.

Mr. Towers stated he would like to make sure the town boards have a mechanism in place to allow variances to allow events in their community.

The Chairman stated a point well taken. We don't want to lose site of the fact that each town board will continue to have the ability to issue variances for certain events or activities.

Mr. McGovern stated the law looks great.

The Chairman announced that they will keep the public hearing open for anyone and meanwhile they will continue with their resolution.

RESOLUTION NO. 216-14

AUTHORIZING ACCEPTANCE OF BACK TAXES

DATED: AUGUST 7, 2014

BY MR. FREY:

WHEREAS, the Board of Supervisors has been contacted by Brian Duryea concerning the 2012 and 2013 taxes owed on a property located in the Town of Indian Lake, in the name of his uncle, Martin T. Yeomans, Jr., with parcel ID #65.007-2-39.110, and

WHEREAS, Brian Duryea has submitted a written explanation of the circumstances of why the taxes have not been paid to date and a request to rectify the situation by paying the 2012 and 2013 back taxes, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to accept payment of the taxes owed in the amount of \$1,622.32 together with an administrative charge of \$500.00 for a total of \$2,122.32.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 217-14

AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS BETWEEN HAMILTON COUNTY PUBLIC HEALTH NURSING SERVICE AND HEALTHWYSE, LLC

DATED: AUGUST 7, 2014

BY MR. SEAMAN:

WHEREAS, the Hamilton County Public Health Nursing Service entered into a contract with HealthWyse, LLC for the provision of an electronic medical record and billing system in 2009, and the system continues to meet the needs of the department and staff of the HCPHNS, and

WHEREAS, HealthWyse, LLC has proposed continuation of the contract ending, June 31, 2014 and

WHEREAS, HealthWyse, LLC and the Hamilton County Public Health Nursing Service wish to extend said contract for sixty months from date of acceptance, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign all of the necessary documents to extend this agreement for the period September 1, 2014 through August 31, 2019 for the annual fee of \$12,000, upon approval of the County Attorney and the County Treasurer be so notified.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

After the following resolution was placed on the floor; the Chairman stated that he feels this is a good outcome from the committee meeting this morning.

RESOLUTION NO. 218-14

RESOLUTION AUTHORIZING THE COUNTY BUILDINGS SUPERINTENDENT TO ADVERTISE FOR A LABORER FOR THE INDIAN LAKE OFFICE BUILDINGS

DATED: AUGUST 7, 2014

BY MR. EDWARDS:

WHEREAS, Ruby Boya currently has a Janitorial Contract with Hamilton County for the Indian Lake County Office Buildings for the years of 2013 and 2014, and

WHEREAS, the Hamilton County Board is in receipt of a letter from Ruby Boya dated August 1, 2014 in which she stipulates that she is unable to complete the remainder of the contract after August 31, 2014, and

WHEREAS, the County Buildings Superintendent received phone notice from Ruby Boya on August 6, 2014 of an injury she sustained (not while working) and notification that she will be medically unable to fulfill the remainder of the contract effective August 5, 2014, and

WHEREAS, the County Buildings Superintendent is requesting authorization to advertise for a Full-Time Laborer, be it

RESOLVED, that the County Buildings Superintendent be authorized to advertise for a Full-Time Laborer for the County Indian Lake Office Buildings and the Personnel Officer be so advised and the Clerk of the Board be so advised.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 219-14

RESOLUTION AUTHORIZING THE COUNTY BUILDINGS SUPERINTENDENT TO ADVERTISE FOR A PART TIME CLEANER FOR THE LAKE PLEASANT COUNTY OFFICE BUILDINGS

DATED: AUGUST 7, 2014

BY MR. MCGOVERN:

WHEREAS, the County Buildings Department is understaffed at the Lake Pleasant location, and

WHEREAS, the County Buildings Superintendent is unable to effectively cover all shifts as necessary with the remaining personnel whenever there is an absence of any one of the current buildings employees, and

WHEREAS, the County Buildings Superintendent is requesting authorization to advertise for a Part-Time Cleaner (25 hours) for the County Lake Pleasant Office Buildings, be it

RESOLVED, that the County Buildings Superintendent be authorized to advertise for a Part-Time Cleaner (25 hours) for the County Lake Pleasant Office Buildings and the Personnel Officer and the Clerk of the Board be so advised.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 220-14

AUTHORIZING COUNTY FLEET COORDINATOR TO PURCHASE TAHOE FOR SHERIFF'S OFFICE

DATED: AUGUST 7, 2014

BY MR. TOWERS:

WHEREAS, the adopted Hamilton County budget for 2014 provided \$34,000.00 of funding for a vehicle for the Sheriff's Office, and

WHEREAS, the Fleet Coordinator just recently received the pricing for the 2015 Chevrolet Tahoe Police Special Service vehicles on State Contract, and

WHEREAS, pricing has increased because of factory retooling for a newly designed Tahoe, be it

RESOLVED, that the Fleet Coordinator is hereby authorized to purchase said Chevrolet Tahoe Police Special Service vehicle at a cost not to exceed \$43,000.00 under New York State Contract pricing from Van Bortel Chevrolet, be it further

RESOLVED, that \$9,000.00 be transferred from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No, A3110.202 Automobile to cover the cost of the said vehicle and the County Treasurer be so authorized and the County Sheriff, Fleet Coordinator and Clerk of the Board be so notified.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

After the following resolution was placed on the floor; Mr. Towers stated multiple fuel systems would be a fiasco.

The Chairman stated that we have some experience with this system. Inlet has experience with the FuelMaster and our Highway Superintendent has evaluated the two systems with the support of Laberge and we all agree that the FuelMaster Fuel Management System would best suit us and this is our opportunity.

Mr. McGovern stated it is the right thing to do so that we can coordinate not just within our County Departments but also with the State agencies. State agencies talk about shared government but we seem to be the only ones doing this sort of thing.

RESOLUTION NO. 221-14

**APPROVAL OF PURCHASE OF FUELMASTER FUEL MANAGEMENT SYSTEM
FOR LAKE PLEASANT AND ARIETTA FUELING DEPOTS**

DATED: AUGUST 7, 2014

BY MR. WELLS:

WHEREAS, when Phase I of the Hamilton County Fuel Consolidation (HCFC) was implemented the fuel management system installed was OPW system, and

WHEREAS, the OPW System Software has had some technical and user problems, and

WHEREAS, Phase II of the HCFC was awarded with FuelMaster Fuel Management System for better user friendly and more efficiency to manage the complete county fuel program, and

WHEREAS, the Highway Superintendent has received a price quote to upgrade the Lake Pleasant and Arietta fuel depots operating fuel management system from both the contractor who will be performing the said Phase II construction and implementation and also directly from FuelMaster Manufacturing Co., and

WHEREAS, the price quotes are as follows:

Change Order with Shaker Flats - \$37,972.00

FuelMaster - \$27,547.20

and

WHEREAS, the quote from FuelMaster is directly through the National Joint Powers Alliance (NJPA) which if purchased through the NJPA it meets New York State bidding requirements, and

WHEREAS, the County Highway Superintendent recommends the purchase and installation of the FuelMaster Fuel Management at the Lake Pleasant and Arietta fuel depots, be it

RESOLVED, that hereby the County Highway Superintendent is authorized for the purchase and installation of the said FuelMaster software for the Lake Pleasant and Arietta fuel depots in the amount of \$27,547.20 and the funds to be taken out of DM5130.405 Gas & Diesel and the County Treasurer and Clerk of the Board be so advised.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 222-14

AUTHORIZING COUNTY HIGHWAY SUPERINTENDENT TO PURCHASE A PICKUP TRUCK

DATED: AUGUST 7, 2014

BY MR. TOWERS:

WHEREAS, Resolution No. 75-14 duly awarded by the Hamilton County Board of Supervisors on March 6, 2014 awarded pickup truck bids for purchase of such trucks, and

WHEREAS, two different configurations of pickup trucks were awarded as follows:

Configuration A - \$34,099.00 (regular cab 4x4 w/ utility body)

Configuration C - \$29,329.00 (club cab 4x4)

and

WHEREAS, within the said adopted 2014 budget the Board appropriated \$250,000.00 for equipment purchases for the Highway Department, and

WHEREAS, the Highway Superintendent has ordered and received two (2) pickups to date in 2014, and

WHEREAS, the Superintendent recommends the purchase of one (1) more pickup truck (Configuration C) because of need in the department fleet, be it

RESOLVED, that hereby the County Highway Superintendent/Fleet Coordinator is authorized to purchase one (1) pickup truck configuration C in the amount of \$29,329.00 from the county's current awarded bid from Carbone Auto Group, and be it further

RESOLVED, that hereby the Chairman of the Board of Supervisors is authorized to enter into a purchase agreement with Carbone Auto Group for the purchase of one (1) pickup truck at a cost of \$29,329.00 and the County Treasurer, the Clerk of the Board and Highway Superintendent be so notified.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 223-14

APPROVAL OF AND TRANSFER OF FUNDS FOR 2014 MERIT PAY

DATED: AUGUST 7, 2014

BY MR. EDWARDS:

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

WHEREAS, the Internal Management Committee met on July 28, 2014 to review merit evaluations, be it

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

SHERIFF

Daniel Moran	August 1, 2014 to August 1, 2015	\$1.54
Carrie O' Neill	August 1, 2014 to August 1, 2015	\$1.65

HIGHWAY

Clarence Desrochers	August 9, 2014 to August 9, 2015	\$1.43
Phillip Eldridge	August 7, 2014 to August 7, 2015	\$1.43

Lisa Johnson August 30, 2014 to August 30, 2015 \$1.54

REAL PROPERTY

Gail Doherty July 2, 2014 to July 2, 2015 \$1.65

SOCIAL SERVICES

Dyanne Crotty August 27, 2014 to August 27, 2015 \$1.54

Patricia Monthony August 7, 2014 to May 7, 2015 \$.77

and be it further

RESOLVED, that the following transfers be made to cover the above 2014 merit pay:

FROM:	A1990.402	Contingent for Merit	\$21,361.12
TO:	A3150.101	Correction Officer A	\$3,081.76
	A3110.107	Confidential Secretary	\$3,014.55
	D5110.101	Personal Services	\$2,985.84
	DM5130.101	Mechanics	\$2,985.84
	D5010.102	Administrative Assistant to Hwy	\$2,413.95
	A1355.104	Senior Tax Map Technician	\$3,014.55
	A6010.109	Support Collection Specialist	\$2,813.58
	A6010.107	Social Welfare Examiner A	\$1,051.05

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

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 224-14

APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS

DATED: AUGUST 7, 2014

BY MR. TOWERS:

RESOLVED, that the bills in the Machinery Fund amounting to \$142,958.99 and bills in the County Road Fund amounting to \$86,582.42 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: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

RESOLUTION NO. 225-14

APPROVAL OF AUDITS IN THE COUNTY GENERAL FUND AND CAPITAL PROJECT 2013-1 FUEL CONSOLIDATION PHASE II

DATED: AUGUST 7, 2014

BY MR. FREY:

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$246,781.43 by the following committees:

Building Committee	\$26,273.74
Public Works (Solid Waste) Committee	34,188.61
Finance Committee	65,455.97
Health Committee.....	21,139.67
Human Services Committee.....	29,110.90
Central Government Committee	23,755.19
Emergency Prep./Emergency Response.....	44,484.91
Publicity, Tourism, Economic Development & Planning Committee.....	1,206.61
Internal Management Committee	1,165.83

be it further

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

Fuel Consolidation Phase II.....	\$4,650.00
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are hereby approved.

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

AYES: SNYDER, EDWARDS, WELLS, FREY, MCGOVERN, SEAMAN, FARBER AND TOWERS

NAYS: NONE

ABSENT: WILT

Other Reports:

Mr. Frey: On September 13th at 8:00 AM One Mile of Hope will take place in Inlet. They are trying to break the previous record.

Mr. Snyder: Attended Inter-county in Frankfort and toured the 3D Printing Company.

Mr. Wells: Thanked the County and everyone that participated in the Adirondack Challenge. He thanked the Chairman for all of the time he puts in. The Town of Indian Lake will be receiving \$750,000 for dam repair.

The Chairman thanked the Town of Indian Lake for hosting the event and what a great job they did.

Mr. McGovern: Stated Indian Lake did a great job. He thanked the Chairman for holding the medical provider meeting as well. The Town of Lake Pleasant, the Lake Pleasant Sacandaga Association, Hamilton County Soil and Water and Piseco Lake Association are working together on finding water fleas. They have found them in Sacandaga Lake in a number of places.

Mr. McGovern also reported that his town received a call last week from a resident who reported having hogweed and DEC was coming to remove it. Soil and Water went to the residence to confirm it was hogweed and it was confirmed as a wild salad which is not hogweed but closely resembles it. Caitlin from Soil and Water is going to be distributing information regard hogweed and how to identify it.

The Chairman stated with regards to Mr. McGovern's comment on the medical providers; the original thought of that meeting was that we had Community Services with Mental Health Services, Substance Abuse Services and our Certified Home Health Agency that really are an integrated part of the health care delivery system within the County, what the system is looking for is a higher level of integrated service provision between mental health and physical health. At the Community Service Board meeting they have been having conversations about the mental health services and how to integrate them. This started as a meeting where we talked about that opportunity and has now moved into something bigger and we will continue these talks.

The Chairman reported Mr. Seaman and he met with Public Health Director Susan Franko and from the meeting, they expect for Committee Day and for the September Board meeting that they will have some resolutions to reposition personnel within her office. This is long term planning for the department and for upcoming retirements.

The Chairman reported for Mr. Wilt that he met with Blue Wing and the 911 implementation. The tentative date for the next meeting is September 4th in the afternoon.

Mr. Purdy informed the Chairman that Mr. Mark Hoppe wants a RFP for legal services to help with permitting. This may be done through the APA, so we don't have a resolution on this for today.

They had their last PAC meeting for the Adirondack Strategies yesterday. The final report should be on-line in three weeks, next will be the implementation of the strategies.

The final meeting of the NCREDC was August 1st.

They are still working and moving ahead with SUNY ESF and DEC on the complex planning of the Great Southwoods.

At this time the Chairman asked for a motion to close the Public Hearing on Proposed Local Law No. 9 of 2014.

A motion was made to close the hearing by Mr. Towers, seconded by Mr. McGovern. Carried.

Motion: Mr. Frey

Second: Mr. Seaman

COUNTY OF HAMILTON

LOCAL LAW NO. 9 OF 2014

AMENDMENT TO LOCAL LAW NO. 4 OF THE YEAR 1988 ENTITLED "A LOCAL LAW TO REGULATE AND PROHIBIT THE MAKING OF UNNECESSARY LOUD AND DISTURBING NOISES WITHIN THE COUNTY OF HAMILTON"

BE IT ENACTED, by the Board of Supervisors of the County of Hamilton, as follows:

Section I – Legislative Intent

The intent of this amendment is to reflect the change in value of a dollar, from 1988 to present.

Section II – Section 5 is hereby replaced as follows:

Section 5. Violations and Penalties: Any person who violates any of the provisions of this law shall be guilty of a violation and shall be punished as follows: upon conviction for the first offense, by a fine of not more than \$500.00, or by imprisonment for not more than five days, or both; upon conviction for each and every violation thereafter, by a fine of not more than \$2,000.00 and not less than \$500.00, or by imprisonment for not more than fifteen days, or both; each day that a violation is permitted to exist shall constitute a separate offense.

Section III – this Local Law shall take effect immediately upon its adoption and being filed in the Secretary of State's Office of the State of New York.

AYES: BENSON (192), HOPE (403), INDIAN LAKE (1352), INLET (333), LAKE PLEASANT (781), LONG LAKE (711), MOREHOUSE (86), AND WELLS (674) = 4,532

NAYS: NONE

ABSENT: ARIETTA (304)

As there was no further business, motion to adjourn by Mr. McGovern, seconded by Mr. Seaman.
Carried.