

2024

EIGHTH SESSION

AUGUST 1, 2024

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

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

Arietta	Chris D. Rhodes
Benson	Phillip C. Snyder
Hope	Steven M. Tomlinson
Indian Lake	Brian E. Wells
Inlet	John Frey (<i>ZOOM</i>)
Lake Pleasant	Betsy A. Bain
Long Lake	Clay J. Arsenault
Morehouse	Anthony Fernandez
Wells	Beth Hunt

Also present: County Attorney, Board of Ethics Members - Dave Scranton, Bob Limpert, Sean Curry, and Jack Fitterer, Collie Smith, Shirley Smith, Barry Baker-Real Property Tax Director/Budget Officer and Kevin Sisson-member of the public

A motion was made to accept the minutes of April 4, 2024 by Mr. Rhodes, seconded by Ms. Bain. Carried.

Public Comment:

Kevin Sisson introduced himself. He is a former town councilman in the Town of Carlisle in the County of Schoharie. During his formative years he spent time outdoors and he loved fishing, so his destination was Hamilton County. He brought the Board's attention to an Essex County resolution. He read that the Governor signed into law a 10-bill package that included an entirely new law housed primarily under NY General Business Law Section 875 and further discussed the law. He also read that the Governor caused the new laws to be passed and signed into law without public notification and added no Committee hearings or input from stakeholders. He stated that any NYS felon upon release can cross state lines, pass a background check and reenter NYS. They have a case in Federal Court challenging these exact laws as well as others. The NY Governor doesn't share disqualified people with the FBI yet they want to institute their own background check system for ammunition. They are challenging that in court as well. He has beseeched the Hamilton County Legislature to consider forming a resolution similar to or exact as the Essex County Legislature to protect federally licensed dealers in firearms in an opposition to Governor Hochul's targeting of them through General Business Law 875. He thanked the Board for the opportunity to be here and asked if anyone had questions.

The Chairman asked if he knew how many businesses were lost because of this. Mr. Sisson stated that they have a very good idea and that the best source for that is the public publications by FBI as to the number of federal licenses that are issued. From the filing of the complaint in November 2022 until about 5-months ago when they were going to the US Supreme Court there were over 200 that either did not renew their license or chose to go out of business. The Chairman stated that he believes there are 2 dealerships in Hamilton County. Mr. Arsenault stated there was one in Long Lake, but the Chairman wasn't sure about the one in Indian Lake. He had heard that he was getting out of the business because of the regulations, and he couldn't afford all the new rules, but he would check and see.

A motion was made at 10:45AM to open the Public Hearing on Proposed Local Law 2 of 2024 – A Local Law to Provide an Increase in the Compensation of the County Personnel Officer by Mr. Rhodes, seconded by Mr. Arsenault. Carried.

Reports of Standing/Special Committees:

Mr. Rhodes: Stated that last month they had the DANC kickoff meeting on the fiber build from the Lake Pleasant County Building to the Arietta and Morehouse towers. They are working on surveys and needed information to start the permitting process. They have another meeting scheduled for August 14th to further that process.

Mr. Rhodes stated that they had a meeting with Frontier for the 911 connection between Lake Pleasant and Fulton County Dispatch Center. This has been an ongoing process for a few months. Trying to find the appropriate service and the best price for the County. This connection is needed to work along with the Tyler Software. This is very close to being online and active. There was a lot of work involved with that process. He stated that there was a resolution on the agenda for the service with Frontier.

Mr. Rhodes stated there was a weather event this month which caused some significant power and phone outages. This was handled well on the County end with the limited information the Sheriff's Office was provided. He stated that we were low on the priority list for National Grid and Frontier. Arietta alone had approximately 200 residents that were without internet and phone services for 9 days along with a dozen being out for at least 2 weeks with some still without. He stated how this was a significant concern as Frontier has pushed for phone over internet and because they don't have any cell service in Arietta, they are unable to call 911 in an event of an emergency. This is something that should be considered by the APA and environmental groups. It is more important than a substantially invisible tower.

Mr. Rhodes stated that they had a tower call with C&S Engineers and Jacqueline Murray, Hamilton County contracted APA Attorney, to discuss the projects and how to address the concerns in the first notices of incomplete applications. In Arietta they will be addressing the height by removing the microwave dishes on the original design because they don't have suitable paths in or out for that microwave transmission yet. They are taking them off and they are going to write it up as, in the event that they do have that pathway they would be offering a horizontally collocated tower just for those microwave dishes. By removing the dishes, they are able to lower the tower 10ft

which answers to one of their requests. As far as the substantially invisible requisite they will be addressing that by offering to build a different tower. He stated that the other issue they had was if the County researched other potential locations; which we had. He stated that they feel like they have sufficient information to reply to that request without doing more coverage maps and research. That still could be decided after they review. For the Hope Tower they are going to be leaving it at 150ft. They are going to be removing the dishes that are shown in the simulation views. They do not have a path in and out to those either. They may be able to do a small dish in the future if they could find a path for that. In that event, it would be a simple application to the APA to add a small dish. They are still working on the bridge design to address a stream crossing for the Morehouse tower. Tracy Eldridge, Highway Superintendent, and Lenny Croote, Soil and Water Technician, are helping along with Andy Bell, County contracted Engineer. This tower location is in good shape other than that. Once that is addressed the APA should be happy. The Inlet tower bids were received. They are being reviewed. The shelter was finally delivered. Mr. O'Neill and Dan Saltis were there looking at it and they have a tentative plan to retrofit it so it will work for us. He thought they were going up there in the next few days to start work to get it weather tight. Mr. Frey stated that the town approved the low bid from Patriot Towers for \$189,000. The high bid was Pyramid at \$520,000. They are ready to start work at any time.

Mr. Rhodes stated that he was asked to give a presentation at The Piseco Lake Association meeting, describing the details of the tower in Arietta. They voted to publicly support the tower as a whole and the individual members will respond to the public comment period when it is open.

Mr. Rhodes stated that it just came up that the Sheriff has 3 Correctional/Dispatchers retiring soon. One will be August 31st and the other 2 on September 3rd. The Sheriff will work with Personnel and start advertising. They will be going to 12-hour shifts with rotation and the Sheriff will be presenting a differential in pay for overnight and weekend shifts.

Mr. Rhodes stated that he also wanted to touch base on occupancy tax. He understands where Mr. Arsenault is coming from and he doesn't think any of them want any additional taxes. He also doesn't like the idea of burdening the Treasurer with additional duties of collecting taxes but he also knows that their expenses continue to escalate here at the County and also at the town level. This would be a way to offset some of this while lessening the burden on County taxpayers.

The Chairman stated that National Grid sent out 72-hour outage for damages and was wondering if Arietta was following through with that or would they need help from the County? Mr. Rhodes stated that it's advertised on their buildings along with the website and he hasn't heard of anybody. He stated that a lot of people in Arietta are well prepared with their generators, so they didn't lose any food. The Chairman stated that he thought that Indian Lake was just under the 72-hour limit so they didn't get it out. Mr. Rhodes stated that they were over that, but he didn't hear of anybody putting in any claims.

Ms. Hunt: Stated that the Personnel Officer has been busy with recruitment and she is doing a good job of getting the word out for the various positions that we have open.

Mr. Arsenault: Stated that Real Property is working through the school tax cycle. They are waiting on the final Star Exemption from the State. The goal is to have final rates in completion by August 12th.

Mr. Arsenault stated that the budget worksheets were created and delivered to all department heads. They will be scheduling meetings to review for 2025 needs which he thought himself and the Budget Officer would work on together.

Mr. Arsenault stated that Christy Wilt, Economic Development/Tourism Director, has applied for a grant through the Adirondack Foundation for damage at the Oxbow Lake Motel due to the hurricane. They are working on the Northville Lake Placid Trail celebration vendors now. They will be attending the Water Fest this week to promote boating, rafting and waterfalls. Over the weekend they will be at Family Fun Day. The last 3 cabins have been placed on the lot at Oak Mountain and skirting is being finished. The lease the County will use with Oak Mountain is circulating through the IDA Board now. Mindy Miner, Economic Development/Tourism Administrative Assistant, is learning I Love NY and the events calendar. Ms. Wilt had her attend the Small Cities Grant learning session.

Mr. Arsenault stated that Mr. Rhodes isn't wrong in that occupancy tax might add a very little revenue line to the budget. It's still being collected, and the workload is being put on not only the Treasurer but the business owners. He is certain that they can find the money in the budget to cover what they would bring in rather than tax what is, in his opinion, one of the very few economic drivers in the County which is tourism. Mr. Rhodes asked the Budget Officer if there was a way for them to figure out how much the revenue might be. The Budget Officer stated that it was possible. They can search the web to see what short-term rentals there are. It's easy to match most of the motel units because they have them already. Mr. Rhodes stated that with the addition of short-term rentals that should be significant. They would want that information to discuss this further. The Budget Officer stated that it was already in the works.

Ms. Bain: Stated that it is very difficult to figure out where all the short-term rentals are. They have 26 registered in the Town of Lake Pleasant. She had contacted the County Tourism Department and they have a list of 25 and most of them had registered. The Speculator Chamber only had 4 in the Town and some were already registered. They are working very hard now with the tax maps and going online to booking sites. They are riding around trying to figure out if they recognize these homes and what the addresses are so they can send letters out.

Mr. Fernandez: Stated that he had met with the supervisory staff at Public Health and they discussed where they are at and what's going on. The Interim Director isn't making any major changes to date. She is looking at where they are at. She is trying to meet with each individual employee to determine what their strengths, abilities and responsibilities are. The Director of Patient Services is returning full time next week and she is working on getting the reports in order so when the State comes in, they don't have a problem. The Interim Clinical Manager is working on his temporary Physical Therapist and part-time Assistant Physical Therapist. This way he can spend more time with the managerial responsibilities instead of doing patient care. There are 13 applications for Director of Public Health. Carole Ruiz, Personnel Officer, was going to get them a better list by eliminating those who don't have the qualifications. He is hoping to get the

committee to accept a couple of the applicants to make the first phone call contact with. He wants to whittle that number down to start the interview process with the committee. Ms. Ruiz is going to make a basic question list for the interviews so that everyone is getting asked the same questions. Hoping to move forward next week.

Mr. Fernandez stated that they lost a Home Health Aide because she is returning to school. A RN is also leaving to go to a school and a per diem position at a hospital. They are still advertising for an RN and will have to advertise for a Home Health Aide. On a good note, Tracey Hunt, retired RN, wants to come back and they are working on the details for that. The Interim Director of Patient Services and Clinical Manager recommend her return and Interim Public Health Director concurs. Ms. Tracey Hunt states she can come back on a part-time basis.

Mr. Fernandez stated that he doesn't have a price on what it's going to cost for the Board personnel training yet. They further discussed a possible date for the training and decided on Committee Day, September 24th.

Mr. Tomlinson: Mr. Eldridge discussed purchasing an emergency stock of crusher run materials, there is a resolution on the agenda. It's for \$130,000 to stockpile the material throughout the County. There are also resolutions to sell old vehicles at auction, to pay for the excavator for Solid Waste and to purchase a pickup for the Highway Department.

Mr. Arsenault asked if he could circle back to occupancy tax. He had called all of the businesses in his community. He asked if the Supervisors had done the same. He stated that businesses ask "*Clay, is the county broke? Are we at a deficit? We are going to add another tax to our tourism industry?*" and one asked for a printout of what kind of money the County has. His response after seeing it was "*So, the County has almost \$24Million cash on hand and a \$17Million fund balance are we being greedy?*" He stated as a Supervisor that represents a town with more than likely the most beds in it they would be remiss not to listen to constituents about this. The Supervisors that do have beds in their communities are remiss if they don't call and go visit them and knock on their doors because they are not going to know their true feelings. He feels we need to think about this seriously before we put another tax on our tourists. The Chairman stated that this isn't going to be a knee jerk reaction. We are going to be discussing it.

RESOLUTIONS:

The Chairman stated that the Board of Ethics are in attendance, and it was great to see them all. He introduced Jack Fitterer to read the resolution.

Mr. Fitterer introduced himself as the Chairman of the Board of Ethics and thanked the Board for making time for them to offer up this resolution honoring Munro Collie Smith on his retirement from Hamilton County Board of Ethics. Mr. Fitterer read Resolution No. 1.

RESOLUTION NO. 222-24

RESOLUTION HONORING MUNRO COLLIE SMITH ON HIS RETIREMENT FROM THE HAMILTON COUNTY BOARD OF ETHICS

DATED: AUGUST 1, 2024

BY MR. WELLS:

WHEREAS, in 1994, in response to arising questions regarding Codes of Ethics of Hamilton County and the towns that make it up, the Board of Supervisors sought to establish a new committee to investigate an ethics policy for County government, and

WHEREAS, in so doing the Board of Supervisors asked towns and villages in the County to nominate members to serve on said Committee, and

WHEREAS, the Speculator Village Board nominated Munro Collie Smith, who was then serving as Mayor of the Village, and

WHEREAS, Munro Collie Smith agreed to serve on this new Ethics Committee, and was chosen by its members to be its Chairman, and

WHEREAS, the Ethics Committee, guided by Munro Collie Smith, explored municipal ethics rules, guidelines, policies, and law. In conclusion they proposed that the Board of Supervisors adopt a revised Code of Ethics and establish a Board of Ethics to administer its provisions, and

WHEREAS, in 1995 the Board of Supervisors formally established a new Board of Ethics, appointing those who had served on the original committee to be its first members, and

WHEREAS, the newly installed Board of Ethics appointed Munro Collie Smith as its first Chairman, and

WHEREAS, Munro Collie Smith has served as Chairman and member of the Board of Ethics for nearly three decades. During that time, he shaped the Board into an active and effective body to address local municipal ethics concerns. His deep learning and familiarity with the world's literature, philosophies, history, and cultures gave him broad insight into human nature. His upbringing and life experience enabled him to move across social boundaries and comfortably mix and work with folks of all stripes, learning of their strengths, their weaknesses, and their foibles, all with modesty, good humor, sensitivity, wisdom, and compassion. In 2018 he encouraged and supported the Board of Ethics in updating and rewriting the Code of Ethics in plain language to bring it into line with current State law and best practice, making it more user-friendly. He has continued to mentor and inspire current Board of Ethics members helping to ensure that the Board of Ethics continues to operate effectively into the future, and

WHEREAS, Munro Collie Smith also served the public as Speculator Village Trustee and, for fourteen years, as Mayor of Speculator, and served on the Speculator Volunteer Ambulance Corps as an EMT, and

WHEREAS, Munro Collie Smith, approaching the age of 80, has, with his retirement from the Board of Ethics, brought to a close his long years of official public service to the people of Speculator, Lake Pleasant, and Hamilton County, now

THEREFORE, BE IT RESOLVED, that the Hamilton County Board of Supervisors issue this proclamation to commend Munro Collie Smith for his many years of service as Chairman and member of the Hamilton County Board of Ethics and elsewhere with their profound thanks and deep appreciation, and

BE IT FURTHER RESOLVED, that this resolution be entered into the minutes as a permanent record of his service, and that a copy of this resolution be sent to Munro Collie Smith to share with his family and others.

Seconded by ALL and adopted by the following vote:

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

Munro Collie Smith, retiring Board of Ethics member, thanked the Board of Supervisors for this great honor. He stated that the best thing that happened to him was moving to Hamilton County. He thanked them all very much. The Board applauded Mr. Smith.

The Board recessed for 5 minutes, and the Board of Ethics members left the meeting at this time.

RESOLUTION NO. 223-24

CONTRACTING ABSTRACTING SERVICES FOR THE TREASURER'S OFFICE

DATED: AUGUST 1, 2024

BY MR. ARSENAULT:

WHEREAS, the Hamilton County Treasurer's Office each year has stub searches performed on delinquent properties that are part of the foreclosure procedure, and

WHEREAS, last year this was successfully performed by Mountain Abstract Company, Inc., and

WHEREAS, Mountain Abstract Company, Inc. can provide the abstracting services we need at the same price as last year's services; that being \$125 per new search and \$50 per two-year update search, therefore, be it

RESOLVED, that the Chairman is hereby authorized to enter into an agreement with Mountain Abstract Company, Inc., PO Box 140, Chestertown, NY 12817 under the same terms and conditions as last year, and be it further

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

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 224-24

**AUTHORIZING THE HAMILTON COUNTY TREASURER TO BE THE
COLLECTING OFFICER FOR THE LAKE PLEASANT CENTRAL SCHOOL
DISTRICT TAXES**

DATED: AUGUST 1, 2024

BY MR. ARSENAULT:

WHEREAS, according to Real Property Tax Law Section 578, the County has the right to enter into a contract with a school district for the collection of school taxes, and

WHEREAS, the Hamilton County Treasurer's Office has had a contract with the Lake Pleasant Central School to collect the school taxes for the district since 2011, and

WHEREAS, the Lake Pleasant Central School Board of Education agreed at its Annual Reorganizational meeting held on July 10, 2024 to contract with Hamilton County for the school tax collection year July 1, 2024 – June 30, 2025 for \$10,400.00, and

WHEREAS, the Hamilton County Treasurer has agreed to be the tax collecting officer for the 2024-2025 school year for the Lake Pleasant Central School during its normal school tax collection period of September 1 to October 31 with the collection office being the Hamilton County Treasurer's Office, be it

RESOLVED, that Jodie Small, Hamilton County Treasurer, is authorized to collect the Lake Pleasant Central School District taxes for the School Tax year 2024-25 at the Hamilton County Treasurer's Office for an agreed amount of \$10,400.00, for school tax year to be paid by the Lake Pleasant Central School District, and be it further

RESOLVED, that upon the approval of the County Attorney, the Chairman of the Board of Supervisors is authorized to a contract with Lake Pleasant Central School to provide school tax

collection services for the school year 2024-2025 for \$10,400.00 and the County Treasurer be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: FREY

The Chairman confirmed that the Board had the replacement resolution for Resolution No. 4 Setting Equalization Rates.

After the following resolution was placed on the floor; Mr. Tomlinson stated that this was something they definitely need to look at in the future. When he started on the Board, the Town of Hope was at 93% and in 6-years it's already down to 65%. They definitely need to do something.

RESOLUTION NO. 225-24

SETTING EQUALIZATION RATES

DATED: AUGUST 1, 2024

BY MR. RHODES:

WHEREAS, per Subpart 8186-2 of Title 20 of the Official Compilation of Codes, Rules and Regulations of the State of New York, Hamilton County has received a certified statement setting forth the final State equalization rate, be it

RESOLVED, that the assessment rolls with said rates be adopted for the year 2024 as follows:

Arietta.....	95.00
Benson.....	65.00
Hope.....	65.00
Indian Lake.....	71.89
Inlet.....	88.50
Lake Pleasant.....	73.00
Long Lake.....	75.00
Morehouse.....	75.00
Wells.....	65.00

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 226-24

**AUTHORIZING CHAIRMAN TO SIGN CONTRACT WITH AGRICULTURE &
MARKETS “PETROLEUM PRODUCT QUALITY PROGRAM” - APRIL 1, 2024-
MARCH 31, 2029**

DATED: AUGUST 1, 2024

BY MR. SNYDER:

BE IT RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is hereby authorized to sign Contract No. T012636 with NYS Department of Agriculture & Markets for the “Petroleum Product Quality Program” for the period of April 1, 2024-March 31, 2029 in the amount of \$9,045.00 and the County Treasurer be so advised.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 227-24

**APPROVAL FOR FRONTIER COMMUNICATIONS PRIVATE ETHERNET LINE
WITH FULTON COUNTY**

DATED: AUGUST 1, 2024

BY MR. RHODES:

WHEREAS, the Hamilton County Public Safety Answering Point (PSAP) is in need of a private connection between their PSAP Center and Fulton County’s PSAP Center for the Tyler Technologies project, and

WHEREAS, the private line will allow for data to be transferred between both points securely, and

WHEREAS, the Hamilton County Sheriff's Office along with the Chairman of the Emergency Preparedness/Emergency Response Committee researched the best option for the connection between the two PSAP Centers, and

WHEREAS, Frontier Communications, under New York State Contract Number PS68697, is proposing \$260.00 per month not including taxes, telecom fees or surcharges for each site (102 County View Drive, Lake Pleasant, NY and 2712 State Highway 29, Johnstown, NY) for 100 Mbps Ethernet Private Line for 60 months, and

WHEREAS, if the amount of data that is to be transferred between the two PSAP Centers increases where the 100 Mbps is inadequate, then Frontier Communications, under New York State Contract Number PS68697, is proposing \$335.00 per month not including taxes, telecom fees or surcharges for each site for 200 Mbps Ethernet Private Line for 60 months, and

WHEREAS, the monthly charges will be charged back to the corresponding year's Statewide Interoperable Communications Grant, therefore, be it

RESOLVED, the Hamilton County Sheriff's Office is authorized to purchase a private ethernet line between the Hamilton County's PSAP Center and Fulton County's PSAP Center.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 228-24

2024 TRANSFER OF FUNDS – JAIL PART TIME

DATED: AUGUST 1, 2024

BY MR. RHODES:

WHEREAS, there is a shortage of funds A3150.0111 – Jail – Part Time, therefore, be it

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

FROM: Account No. A3150.0109 – Jail – Corrections Officer I	\$ 20,000.00
TO: Account No. A3150.0111 – Jail – Part Time	\$ 20,000.00

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

After the following resolution was placed on the floor; Mr. Arsenault asked if the County Attorney had reviewed this yet or are they not at that point? The Clerk of the Board stated that they were not at that point yet. Once the resolution is adopted, the County Attorney will review the agreement.

RESOLUTION NO. 229-24

**INTERMUNICIPAL AGREEMENT FOR POLICE MUTUAL AID WITH FULTON
COUNTY SHERIFF'S OFFICE**

DATED: AUGUST 1, 2024

BY MR. RHODES:

WHEREAS, Fulton County Sheriff's Office has requested an Intermunicipal Agreement for Police Mutual Aid with the Hamilton County Sheriff's Office, and

WHEREAS, an Intermunicipal Agreement between the two offices would allow each agency to assist each other during a time of an emergency, therefore be it

RESOLVED, the Hamilton County Sheriff and Chairman of the Board of Supervisors is hereby authorized to sign the Intermunicipal Agreement for Police Mutual Aid with the Fulton County Sheriff's Office.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

After the following resolution was placed on the floor, Mr. Arsenault asked if the 120-hour extension for compensatory time was a precedent that the Board had already set. The Clerk of the Board stated that they have increased it and sometimes they buy it down. Mr. Arsenault confirmed

that 120 was a number they have used before. Mr. Fernandez stated that he has had a discussion with the employee regarding keeping the number down.

RESOLUTION NO. 230-24

**AUTHORIZING INTERIM CLINICAL MANAGER EXTENSION AND
COMPENSATORY TIME INCREASE**

DATED: AUGUST 1, 2024

BY MR. FERNANDEZ:

WHEREAS, Hamilton County appointed Brett Darrow Interim Clinical Manager until August 27, 2024 per Resolution 182-24, and

WHEREAS, the department needs more time to make a long-term plan to meet the needs of the department, and

WHEREAS, the interim Clinical Manager has been working extra hours over and above the standard work week to be both Senior Physical Therapist and Interim Clinical Manager and has accrued over the 80 hours approved by the Chairman of the Board, and

WHEREAS, the increase of compensatory hours is due to the increased work load of working two positions, and

WHEREAS, the Health Committee supports extending the interim appointment an additional three (3) months at a 40-hour work week until November 23, 2024 and increasing the compensatory time limit, therefore, be it

RESOLVED, that the Personnel Officer is hereby authorized to extend the interim appointment an additional three (3) months at a 40-hour work week until November 23, 2024, and be it further

RESOLVED, that the Senior Physical Therapist/Interim Clinical Manager compensatory time limit be increased to 120 hours, and the Personnel Officer and Treasurer be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 231-24

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

DATED: AUGUST 1, 2024

BY MR. FERNANDEZ:

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, 2024 through August 31, 2025 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 Ms. Bain and adopted by the following vote:

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 232-24

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

DATED: AUGUST 1, 2024

BY MR. FERNANDEZ:

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, 2024 through August 31, 2025 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 Ms. Bain and adopted by the following vote:

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

After the following resolution was placed on the floor; Mr. Arsenault asked if Long Lake is involved in this preschool program. The Clerk of the Board stated that we would have to ask Public Health. Mr. Arsenault stated that they have a new Superintendent Principal, so he would like it followed up on.

RESOLUTION NO. 233-24

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

DATED: AUGUST 1, 2024

BY MR. FERNANDEZ:

WHEREAS, the Hamilton County Public Health Nursing Service is required to provide for Related Services (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 Preschool Special Education (CPSE) process, and

WHEREAS, Indian Lake 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, 2024 through August 31, 2025 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 Ms. Bain and adopted by the following vote:

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 234-24

**AUTHORIZING CHAIRMAN TO SIGN CONTRACT FOR EVALUATIONS WITH
NORTHVILLE CENTRAL SCHOOL DISTRICT FOR CHILDREN AGED 3-5 YEARS**

DATED: AUGUST 1, 2024

BY MR. FERNANDEZ:

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, 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 Evaluations as described above; in order to provide parents with a choice for service provision, and

WHEREAS, reimbursement for comprehensive evaluations is determined by the extent of the evaluation, 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 Evaluations, for the period of September 1, 2024 through August 31, 2025 between the Hamilton County Public Health Nursing Service and

Northville Central School District
131 S. 3rd Street
Northville, NY 12134
(518) 863-7000

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 235-24

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

DATED: AUGUST 1, 2024

BY MR. FERNANDEZ:

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, 2024 through August 31, 2025 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

Center for Disability Services (No evaluations)
Db a Prospect Center
133 Aviation Road
Queensbury, NY 12804
518-798-0170

Upstate Cerebral Palsy, Inc
125 Business Park Drive
Utica, NY 13502
315-724-6907

Kelberman Center, Inc
1601 Armory Drive
Utica, NY 13501
315-797-6241

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 236-24

**AUTHORIZING TRANSFER OF FUNDS – CRUSHER RUN MATERIALS FOR
EMERGENCIES**

DATED: AUGUST 1, 2024

BY MR. TOMLINSON:

WHEREAS, over the last five years Hamilton County has had many weather events that has created major damage to the county road system, and

WHEREAS, the DPW Superintendent has met with the Public Works Committee to discuss having a stockpile of crusher run materials on hand for such emergencies, and

WHEREAS, the Public Works Committee and the Superintendent agree the County should have crusher run materials in inventory at all times for emergencies, and

WHEREAS, the DPW Superintendent recommends the transfer of \$130,000.00 from the Unappropriated County Road Fund balance for the crusher run purchase, be it

RESOLVED, that the DPW Superintendent is hereby authorized to purchase said crusher run materials and that \$130,000.00 be transferred from Unappropriated County Road Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. D5110.0403 Stone and that hereby the County Treasurer is authorized to make the said transfer and the Clerk of the Board and County DPW Superintendent be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 237-24

**AUTHORIZING TRANSFER OF FUNDS – ROAD PROJECT FOR DAMAGE REPAIR
FROM STORM FLOODING**

DATED: AUGUST 1, 2024

BY MR. TOMLINSON:

WHEREAS, Hamilton County experienced heavy rain on July 10, 2024 causing severe damage to the County Route 10A, Sabattis Circle Road and minor damage to other County roads around the County, and

WHEREAS, the DPW Superintendent has estimated the repair cost at \$150,000.00 for all damages on the County Road system, and

WHEREAS, the DPW Superintendent recommends the transfer of \$150,000.00 to fund the permanent damage repairs, be it

RESOLVED, that the County Treasurer is hereby authorized to create Account No. D5112.2545 July 2024 Flooding Damage, and be it further

RESOLVED, that \$150,000.00 be transferred from County Road Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. D5112.2545 July 2024 Flooding Damage and that hereby the County Treasurer is authorized to make the said transfer and the Clerk of the Board and County DPW Superintendent be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 238-24

CREATING ACCOUNT FOR BRIDGE NY 2022 PROJECT – ELBOW CREEK BRIDGE

DATED: AUGUST 1, 2024

BY MR. TOMLINSON:

WHEREAS, a Project for the Bridge NY 2022: County Road 16, Gilmantown Road Over Elbow Creek (BIN 3307350), Bridge Replacement, Town of Wells, Hamilton County, P.I.N. 2754.84 (D040978) (the Project") was duly adopted by Resolution No. 307-23, and

WHEREAS, the sum of \$1,854,400.00 was appropriated from Unappropriated County Road Fund Balance in accordance with Section 366 Subdivision 1 of the County Law and made available to cover the cost of participation in the above phase of the Project, and

WHEREAS, GPI, the County's consulting firm for the said project has begun preliminary design work and an account needs to be created for the said bridge project, be it

RESOLVED, that Account No. H3.5112.0201 – Perm Imp. Hwy, Elbow Creek Bridge is hereby created and any charges for this bridge project to be a charge to this account and the County Treasurer be so authorized and the DPW Superintendent and Clerk of the Board be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

After the following resolution was placed on the floor; the Chairman asked Mr. Tomlinson if one of the pickups got delivered. He thought he saw one at the Highway Department without a county seal on it. Mr. Tomlinson asked if that one was the Sheriff's. The Chairman stated that it was at Mr. Eldridge's office this morning. Mr. Tomlinson stated he didn't know, if it was white, it was an old one. The Chairman stated that he thought it was a Dodge. Mr. Tomlinson stated that he didn't think that it was Mr. Eldridge's.

RESOLUTION NO. 239-24

**AUTHORIZATION TO PURCHASE AND INSTALL ANCILLARY EQUIPMENT FOR
SHERIFF VEHICLE - 2024**

DATED: AUGUST 1, 2024

BY MR. TOMLINSON:

WHEREAS, the Sheriff Office has a new 2023 Dodge Durango and this vehicle needs to have ancillary equipment installed such as but not limited to 2 way radios, emergency lights, sirens, etc., and

WHEREAS, the County has received a written quote for the installation of the ancillary equipment from JPJ Electronics, 1 W. Whitesboro St., Yorkville, NY in the amount of \$19,742.40, and

WHEREAS, because of the electronics that new vehicles have from the factory such as air bag components and computer controlled factory equipment the Fleet Coordinator recommends waiving the County's procurement for three written quotes, and recommends that JPJ Electronics complete the installation of the ancillary equipment, be it

RESOLVED, the Fleet Coordinator is authorized to sign the Purchase Order for the Ancillary Equipment from JPJ Electronics installed at a cost of \$19,742.40 for the upfit of ancillary equipment on the 2023 Sheriff vehicle and the Clerk of the Board, County Sheriff and Fleet Coordinator be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

The Chairman stated that in the Board's packet they had a replacement Resolution No. 19 Authorizing Disposition of Excess Vehicles/Equipment.

RESOLUTION NO. 240-24

AUTHORIZING DISPOSITION OF EXCESS VEHICLES/EQUIPMENT

DATED: AUGUST 1, 2024

BY MR. TOMLINSON:

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

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

Year	Make/Model	VIN	Plate#	Dept	FN
2007	Gradall 4100XL	4100000217	AB3317	DPW	304

and

WHEREAS, the Superintendent had it advertised for auction on Auctions International and the said equipment didn't receive a bid that was an acceptable price, and

WHEREAS, the Town of Lewis in Lewis County has given the Superintendent an offer of \$32,000.00 for the said equipment, and

WHEREAS, the Superintendent has met with the Public Works Committee, and the Committee and the Superintendent agree that \$32,000.00 is a fair and reasonable price for the sale of the 4100 Gradall, be it

RESOLVED, the 2007 Gradall 4100XL VIN #4100000217 be sold to the Town of Lewis, PO Box 218, West Leyden, NY 13489 and the funds from the sale shall be a revenue credit to Account No.DM2665 Sale of Equipment for vehicles, be it further

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

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

After the following resolution was placed on the floor; the Chairman stated that he knew this was able to be utilized in Arietta and it worked well. Mr. Rhodes confirmed that it worked great. It was very helpful.

RESOLUTION NO. 241-24

AUTHORIZING PAYMENT FOR SOLID WASTE EXCAVATOR – DPW

DATED: AUGUST 1, 2024

BY MR. TOMLINSON:

WHEREAS, Resolution No. 187-24 authorizes the County Fleet Coordinator to purchase one (1) 2024 John Deere 85P Excavator for use by the Public Works Solid Waste Division, and

WHEREAS, the said excavator was delivered and the County Fleet Coordinator has inspected the said excavator and confirms it is accepted and meets specifications and recommends payment for said excavator, be it

RESOLVED, the County Treasurer is hereby authorized to make payment to United Construction & Forestry, PO Box 558, Albany, NY12201-0558 in the amount of \$166,489.04 and the funds to be taken out of Account No. A8189.0401 Solid Waste Reserve Expenditure and the Fleet Coordinator and the Clerk of the Board be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 242-24

AUTHORIZING PAYMENT FOR PURCHASE OF VEHICLE – DPW

DATED: AUGUST 1, 2024

BY MR. TOMLINSON:

WHEREAS, the Fleet Coordinator was authorized to order a new 2024 Ram 1500 SSV from Main Motorcar for the Public Works Department under State Contract #PC68941 pricing, and

WHEREAS, the said vehicle has been delivered, be it

RESOLVED, that the Treasurer be authorized to make payment to Main Motorcar, 224 West Main Street, Johnstown, NY 12095 in the amount of \$41,999.00 out of Account No. DM5130.0201 Road Equipment and the Clerk of the Board and Fleet Coordinator be so advised.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 243-24

AUTHORIZING PAYMENT FOR PURCHASE OF PATROL VEHICLE – SHERIFF

DATED: AUGUST 1, 2024

BY MR. TOMLINSON:

WHEREAS, the Fleet Coordinator was authorized to order a new 2023 Dodge Durango PPV from Main Motorcar for the Sheriff’s Office under State Contract #PC68941 pricing, and

WHEREAS, the said vehicle has been delivered, be it

RESOLVED, that the Treasurer be authorized to make payment to Main Motorcar, 224 West Main Street, Johnstown, NY 12095 in the amount of \$43,410.00 out of Account No. A3110.0202 Automobile and the Sheriff, Clerk of the Board and Fleet Coordinator be so advised.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ, AND HUNT

NAYS: NONE

ABSENT: FREY

After the following resolution was placed on the floor; Mr. Tomlinson asked when they get offered to the Towns. Both the Clerk of the Board and the Chairman thought Towns were offered first.

RESOLUTION NO. 244-24

AUTHORIZING DISPOSITION OF EXCESS VEHICLES

DATED: AUGUST 1, 2024

BY MR. TOMLINSON:

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

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

Year	Make/Model	VIN	Plate#	Dept	FN
2015	Chev. Impala	2G1WA5E30F1168041	AW4367	Prob	808
2016	Chev. Impala	2G1WA5E31G1154750	AX5702	DPW	761

2017	Chev. Malibu	1G1ZC5ST9HF221777	AY9155	S.S.	809
2018	Chev. Malibu	1G1ZC5ST6JF198285	BA4225	P.H.	765
1999	Spec Tec Ejector Trl.	1S9EA4520XS188982	AB8934	S.W.	982

be it

RESOLVED, the above vehicles/equipment be sold by auction online by Auctions International and the funds from the auction shall be a revenue credit to Account No.DM2665 Sale of Equipment for DPW vehicles and Account No A2665 Sale of Equipment for all other vehicles, be it further

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

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 245-24

**APPROVAL OF TRANSFER OF FUNDS - COUNTY ROUTE 4, BIG BROOK ROAD
CULVERT PROJECT**

DATED: AUGUST 1, 2024

BY MR. TOMLINSON:

WHEREAS, Resolution No. 170-24 authorizes a culvert rehab project on County Route 4, Big Brook Road, and

WHEREAS, the Superintendent budgeted \$80,000.00 in the first instance, and

WHEREAS, the project is 95% completed and to date expenditures are at \$83,450.00 and the Superintendent recommends increasing the project by \$15,000.00 to \$95,000.00 to complete the project, and

WHEREAS, the above culvert is owned by Hamilton County, be it

RESOLVED, that \$15,000.00 be transferred from the Account No. D5112.0203 Bridge Projects to Account No. D5120.2002 for the rehabilitation of the above designated project as

recommended by the County Highway Superintendent and the County Treasurer be so authorized to make the said transfer and Clerk of the Board and County Highway Superintendent be so advised.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 246-24

**AUTHORIZING CHAIRMAN TO SIGN NYS OFFICE OF INDIGENT LEGAL
SERVICES GRANT CONTRACT - DISTRIBUTION 14**

DATED: AUGUST 1, 2024

BY MR. SNYDER:

WHEREAS, Hamilton County has received from the NYS Office of Indigent Legal Services the contract for Distribution 14 Contract No. T140001 in the amount of \$25,896.00 with a term of January 1, 2024-December 31, 2026, therefore, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is hereby authorized to sign Distribution 14 Contract No. T140001.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 247-24

**CREATING REVENUE ACCOUNT FOR 18-B ASSIGNED COUNSEL RATE
INCREASE REIMBURSEMENT – PUBLIC DEFENDER**

DATED: AUGUST 1, 2024

BY MR. SNYDER:

WHEREAS, the Hamilton County Public Defender's Office is now able to receive 50% reimbursement of the 18-B Assigned Council Rate Increase that took effect April 1, 2023 from the NYS Office of Indigent Legal Services, be it

RESOLVED, that the County Treasurer is hereby authorized to create Revenue Account No. A3025.0300 18-B Rate Increase Reimbursement, and be it further

RESOLVED, that the County Treasurer is hereby authorized to increase Account No. A1170.0401 PD – Defense & Investigator by \$22,015.55 to be totally offset by increasing Revenue Account No. A3025.0300 18-B Rate Increase Reimbursement and the Public Defender be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 248-24

**AUTHORIZING CHAIRMAN TO SIGN AMENDED EISEP AGREEMENT WITH
WARREN/HAMILTON COUNTY OFA FOR PCI AND PCII LEVEL SERVICES –
PUBLIC HEALTH – 2023-2024**

DATED: AUGUST 1, 2024

BY MR. FERNANDEZ:

WHEREAS, the Hamilton County Public Health Nursing Service has the capacity to provide personal care worker services for Hamilton County residents, and

WHEREAS, Warren/Hamilton Office for the Aging wants to contract for PCI and PCII levels of service under the EISEP program with Hamilton County Public Health Nursing Service, and

WHEREAS, the agreement for the period commencing April 1, 2023 – March 31, 2024 has been increased by \$9,900 for a total of \$45,000, be it

RESOLVED, that upon the County Attorney's approval, the Chairman of the Board of Supervisors is hereby authorized to sign an amended agreement with Warren/Hamilton Office for the Aging for PCI and PCII level services under the EISEP program for a term of April 1, 2023 to March 31, 2024 for a total of \$45,000.00.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 249-24

**AUTHORIZING CHAIRMAN TO SIGN AMENDED EISEP AGREEMENT WITH
WARREN/HAMILTON COUNTY OFA FOR PCI AND PCII LEVEL SERVICES –
PUBLIC HEALTH – 2024-2025**

DATED: AUGUST 1, 2024

BY MR. FERNANDEZ:

WHEREAS, the Hamilton County Public Health Nursing Service has the capacity to provide personal care worker services for Hamilton County residents, and

WHEREAS, Warren/Hamilton Office for the Aging wants to contract for PCI and PCII levels of service under the EISEP program with Hamilton County Public Health Nursing Service, and

WHEREAS, the agreement for the period commencing April 1, 2024 – March 31, 2025 has been increased by \$9,900 for a total of \$45,000, be it

RESOLVED, that upon the County Attorney's approval, the Chairman of the Board of Supervisors is hereby authorized to sign an amended agreement with Warren/Hamilton Office for the Aging for PCI and PCII level services under the EISEP program for a term of April 1, 2024 to March 31, 2025 for a total of \$45,000.00.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 250-24

FEDERAL SALARY SHARING FUNDS – COMMUNITY SERVICES

DATED: AUGUST 1, 2024

BY MS. BAIN:

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

WHEREAS, \$13,758.79 in Federal Salary Sharing currently in the unappropriated general fund must be spent by December 31, 2024, and

WHEREAS, there is a need to increase available funds in supplies and services to purchase computer equipment, advertising, and other necessary supplies and services for the remainder of the year, be it

RESOLVED, that \$13,758.79 from Federal Salary Sharing currently in the unappropriated general fund balance be transferred from the Unappropriated General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. A4310.0403 Supplies and Services and the County Treasurer be so authorized.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 251-24

APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS

DATED: AUGUST 1, 2024

BY MR. ARSENAULT:

RESOLVED, that the bills in the Machinery Fund amounting to \$76,832.10 and bills in the County Road Fund amounting to \$199,137.31 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. Tomlinson and adopted by the following vote:

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

RESOLUTION NO. 252-24

**APPROVAL OF AUDITS IN THE COUNTY GENERAL FUND AND CAPITAL
PROJECT 2022-1 BIG BROOK BRIDGE**

DATED: AUGUST 1, 2024

BY MR. SNYDER:

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$239,786.65 the following committees:

Public Works (Buildings) Committee.....	\$ 40,538.45
Public Works (Solid Waste).....	39,369.17
Finance Committee	22,067.82
Health Committee.....	7,475.47
Human Services Committee.....	15,162.73
Central Government Committee	28,388.85
Emergency Prep./Emergency Response.....	81,009.74
Internal Management Committee	5,774.42

be it further

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

Big Brook Bridge Capital Project 2022-1.....	\$19,339.99
--	-------------

are hereby approved.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, BAIN, ARSENAULT, FERNANDEZ,
AND HUNT

NAYS: NONE

ABSENT: FREY

A motion was made at 11:35AM to close the Public Hearing on Proposed Local Law No. 2 of 2024 – A Local Law to Provide an Increase in the Compensation of the County Personnel Officer by Mr. Rhodes, seconded by Ms. Bain. Carried.

A motion was made to adopt Local Law No. 2 of 2024 – A Local Law to Provide an Increase in the Compensation of the County Personnel Officer by Mr. Rhodes, seconded by Ms. Bain. Carried.

Motion: Mr. Rhodes
Second: Ms. Bain

LOCAL LAW NO. 2 OF THE YEAR 2024

A LOCAL LAW TO PROVIDE AN INCREASE IN THE COMPENSATION OF THE COUNTY PERSONNEL OFFICER

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

SECTION 1. As per Section 201 of County Law, the Board of Supervisors can only increase the salary of a county officer who is elected for a fixed term or appointed for a fixed term, in the middle of that term of office, if Section 24 (2)(h) of the Municipal Home Rule Law is complied with. In keeping with that compliance, Local Law No. 2 of 2024 is hereby enacted setting the annual salary for the County Personnel Officer at \$62,290.92 effective July 1, 2024.

SECTION 2. This Local Law shall take effect forty-five (45) days from the date of adoption by the Board of Supervisors unless a petition is filed in accordance with Municipal Home Rule law, and after filing with the Secretary of State.

AYES: ARIETTA (292), BENSON (221), HOPE (413), INDIAN LAKE (1,363), LAKE PLEASANT (897), LONG LAKE (791), MOREHOUSE (92) AND WELLS (683) = 4,752

NAYS: NONE

ABSENT: INLET (355) = 355

Other Reports:

Mr. Rhodes: Asked if the presentation regarding the Essex County Resolution would be discussed on Committee Day. The Chairman stated yes and that they would get more information together.

Mr. Tomlinson: Stated that he did reach out to a couple of people in Hope that have Airbnbs. He doesn't have a lot, but he has a couple, and he is 100% not in favor of it.

The Chairman thanked the Inter County Committee and the people that were able to attend the meeting. He hoped they had a great time. Everything that he heard back was good. Ms. Hunt

stated that they did discuss the urgency of adopting occupancy tax. Mr. Arsenault confirmed that there was no urgency. Ms. Hunt stated that it could still be done and that made them feel better knowing they can investigate it more. They further discussed Axes & Irons where a portion of the Inter County meeting was held. Mr. Arsenault stated that Patrick Cummings, NYSAC Counsel, brought up a new law that just got rubber stamped on July 19th which allows Town Justices to essentially get their private residence deeds sealed at the County so that people can't find out where they live. This is something new and they don't really know a lot about it. Mr. Baker stated that this law caught people by surprise. How are they going to go back and seal deeds that were filed 30 years ago or go back to assessment rolls that are now online for 20 years? It's one thing to pass a law but it's another to be on the ground level. Mr. Arsenault stated that they were told that the Justices must make this request through the Town Supervisor's office. They can't just go to the County Clerk's Office and do it. It must be a very specific ask and only pertain to their private residence. The Clerk of the Board added that it could be their families also. Mr. Fernandez stated that Mr. Cummings also said that it won't stop with the Justices. The Clerk of the Board stated that this affects the Board of Elections, Real Property and County Clerk. She further stated that the Transfer on Death (TOD) form was also discussed. It's a form that you can file that transfers your property when you die. Mr. Fernandez stated that it was to avoid probate. Mr. Arsenault stated that this also got stamped on July 19th.

Mr. Fernandez stated that he had a resident stop by his office, and she is going through an Immigration and Naturalization Law process and part of the process they had found out that she had been registered to vote. She had voted in the last couple of elections, and they wanted to know what her voting record was, what elections she voted in. She came to him to see if they had those records locally. She also told him when she got her driver's license, they told her she could register to vote, and they signed her up. She has been voting since she got here. He told her that she would have to go to the Board of Elections to get her information. He had no idea what DMV she went to. He was going to talk to the County Clerk to find out if she was aware of what's going on. Now that she is going for citizenship, she can't vote. It's crazy how our system works.

Mr. Rhodes stated that he was not in favor of or against occupancy tax, but he would like to research the actual numbers and how it could benefit or harm our constituents. Mr. Arsenault stated that it was good to do the research. He asked if NYSAC had come and gave them a briefing. Ms. Hunt and the Clerk of the Board both stated that they had in the past. Mr. Arsenault stated that Mr. Cummings is nice, smart and he talks in a language that they can understand. It might be worth it for him to come. He thought maybe for Committee Day. The Chairman stated that they do offer the Fall Seminars that are very informative. This year it is going to be in the Catskills. Mr. Arsenault asked if it could be sent to him. The Clerk of the Board discussed what emails the Board was getting, including NYSAC and MEGA.

The Chairman stated that he had sent out Assemblyman Smullen's Rural Equity Plan. He had a chance to speak with the Assemblyman briefly in Johnstown. He is going to be looking for support on some of this and the Chairman told him that he was sure Hamilton County would support him in whatever he needed.

The Chairman stated that he received a phone call from Susan Savage, NYS Department of Local Government Services, the SWIMS program was mentioned prior. The County must apply but the

towns can reach out to her. They have not been getting much response, so they have extended the deadline to August 9th instead of July 26th. Ms. Hunt asked if it was for 2025. The Chairman stated that he didn't see where it was going to help them much, they won't just send the money.

The Chairman stated that they are scheduling Committee Day in Indian Lake. The Clerk of the Board stated that it would be Tuesday, August 27th. It will be in the Public Health Conference Room, lunch in the gazebo and then a tour of the county offices.

Ms. Bain asked if anyone was going to the picnic, August 14th at the Indian Lake County Office Building. Ms. Hunt, the Chairman and Ms. Bain all stated that they were going to try. Ms. Bain stated that there was also a National Grid meeting for Highway Departments at the Wells NYSDOT at 10AM. The Chairman stated that he thinks National Grid needs to do a follow up on some of their procedures. They made the Speculator Fire Hall the distribution point for dry ice which was fine except people had to drive there to pick it up. He stated that Indian Lake has so many people that don't or can't drive that they let Indian Lake pick up 10 pieces. He gave credit to Mr. O'Neill who told them that it wasn't doable. They let Indian Lake pick up another 10 but the Chairman was told that they were told not to come back. The third time the Chairman stated he went there, and he was given all the ice they wanted. He felt the way National Grid was distributing it they could have delivered it to the Indian Lake Firehall, and they could have managed it there. They would have had all the documentation required. They were doing it as they were passing it out. If anyone had a follow-up meeting, he couldn't make, he would like this discussed. Ms. Bain stated that during COVID, PPE was being delivered to Public Health and then Public Health distributed it with county vehicles. She wasn't sure why it couldn't have been organized similar to that. Mr. Rhodes stated that he doesn't think the County should have to do it. He thinks National Grid should do it. It comes on a truck, and they could make one more stop, to the Chairman's point. The Chairman stated that one of the problems that they might have with that is the liability of handling dry ice. It can be dangerous, and they had to hand out fact sheets.

The Chairman stated that Adirondack Water Fest is August 2nd.

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