

2016

FOURTH ANNUAL SESSION

NOVEMBER 16, 2016

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

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

Arietta	Richard A. Wilt
Benson	Phillip C. Snyder
Hope	Robert C. Edwards
Indian Lake	Brian Wells
Inlet	John Frey
Lake Pleasant	Daniel Wilt
Long Lake	Clark J. Seaman
Morehouse	William G. Farber
Wells	Brian E. Towers

Also present: Budget Officer Frank Mezzano, Elizabeth Mangle, Caitlyn Stewart and Lenny Crotte

A motion was made to accept the minutes of November 3, 2016 by Mr. D. Wilt, seconded by Mr. Edwards. Carried.

Public Comment: No one present

Reports of Standings/Special Committees: No reports.

The Chairman introduced Hamilton County Soil and Water for their presentation. Soil and Water did a power point on their projects.

Assemblyman Marc Butler entered during Soil and Water's presentation.

After Soil and Water's presentation a motion was made to open the Public Hearing on the 2017 Tentative Budget by Mr. Towers, seconded by Mr. Frey. Carried.
No public present.

The Chairman then introduced Assemblyman Marc Butler.

Assemblyman Butler thanked Hamilton County for their continued support in the election. Assemblyman Butler discussed what happened in Albany this year and what they are looking to do in 2017. He feels it will be another tough year due to the Assembly being static and that they are outnumbered more than 2 to 1.

The Chairman thanked Assemblyman Butler for his efforts with the authorizing legislation around Township 40. You and others worked hard to make sure that didn't die at the last hour. Assemblyman Butler stated if anyone has any issues that he can help them with let him know.

Mr. Frey stated the Town of Inlet is looking to consolidate their Police Department with the Town of Webb. The big issue they have run into is it has never been done across county lines. It is going to take legislation and the Governor's approval, but they feel the timing is perfect.

The Chairman agreed with Assemblyman Butler that they may have to look at some different strategies of how legislation gets passed this year in Albany. He continued to discuss.

A motion to open the Public Hearing on Proposed Local Law No. 9 of 2016 – A Local Law Overriding the Tax Levy Limit for Hamilton County for 2017 and Authorizing the Adoption by Hamilton County of a Budget for 2017 that may require a Tax Levy that is Greater than the Tax Levy Limit for the 2017 Fiscal Year by Mr. Frey, seconded by Mr. Wells. Carried. No public present.

RESOLUTIONS:

After the following resolution was placed on the floor; the Chairman explained this has gone back and forth. Two towns have agreed that the County will create this position and hire as of January 1st. The two towns have agreed to pay the entire cost based on the number of parcels. This resolution authorizes the advertising and hiring which will be reimbursed by the two towns.

RESOLUTION NO. 296-16

AUTHORIZING CREATION OF THE POSITION OF ASSESSOR AND SOLICITATION FOR QUALIFIED APPLICANTS REAL PROPERTY TAX SERVICES

DATED: NOVEMBER 16, 2016

BY MR. D. WILT:

WHEREAS, Section 310 of the Real Property Tax Law applies to each local government in Hamilton County which has the power to assess real property for purposes of taxation and said law requires that each shall have one assessor, and

WHEREAS, the Board of Supervisors has discussed the pending need for qualified individuals to provide municipal Assessment Services to local governments within Hamilton County, to fill immediate needs and long-range obligations, during previous meetings of the Finance Committee, including the October 25th meeting, and

WHEREAS, after reviewing the assessment options available to municipalities, the Board of Supervisors determined that the continuing needs of its local governments may be well served through a County Coordinated Assessing program. This program would provide for the functional

consolidation of assessing at the county level while maintaining local municipal assessing units. Individual towns, or groups of towns, enter into the program with the county where the county provides all assessment services that would include having a county employee act as the sole appointed local assessor, and

WHEREAS, careful consideration is being given to the future technical and administrative staffing needs for Real Property Tax Services, local governments and other Hamilton County Offices, now, therefore, be it

RESOLVED, that effective January 1, 2017, the Board of Supervisors hereby authorizes creation of the position of full time Assessor, in accordance with Real Property Tax Law and Rules for Real Property Tax Administration, and further directs the Personnel Officer to post solicitations for qualified applicants at the usual and appropriate locations, at an effective salary rate of a Grade 15 as indicated in the Hamilton County 2017 General Grade and Step Scale, until further such action by resolution of the Board of Supervisors, and the County Treasurer and Personnel Officer shall be so authorized.

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

AYES: R. WILT, SNYDER, EDWARDS, WELLS, FREY, D. WILT, SEAMAN, FARBER AND TOWERS

NAYS: NONE

RESOLUTION NO. 297-16

AUTHORIZATION TO RETAIN INFINIGY FOR OAK MOUNTAIN TOWER SITE

DATED: NOVEMBER 16, 2016

BY MR. R. WILT:

WHEREAS, per Resolution No. 193-16, Hamilton County hired Infinigy to design the solar array and building for the proposed East Mountain microwave tower site, and

WHEREAS, it has been determined that a replacement structure is needed at the Oak Mountain tower site because of the need for better climate control and generator power at the site, and

WHEREAS, Infinigy has already designed a similar structure for the East Mountain site, therefore, be it

RESOLVED, that the Hamilton County Emergency Manager is hereby authorized to retain Infinigy for the purpose of designing a new structure for the Oak Mountain tower site.

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

AYES: R. WILT, SNYDER, EDWARDS, WELLS, FREY, D. WILT, SEAMAN, FARBER
AND TOWERS

NAYS: NONE

RESOLUTION NO. 298-16

**AUTHORIZATION TO PURCHASE LIVESCAN CRIMINAL FINGERPRINT SYSTEM
- DHSES GRANT SH16-1058-D00**

DATED: NOVEMBER 16, 2016

BY MR. R. WILT:

WHEREAS, the Hamilton County Emergency Management Department was awarded DHSES Grant SH16-1058-D00 in the amount of \$50,000, and

WHEREAS, \$18,137.48 of DHSES Grant SH16-1058-D00 was allocated for a Livescan Criminal Fingerprint System for the Hamilton County Sheriff's Office, and

WHEREAS, the Livescan Criminal Fingerprint System will be purchased from Biometrics4All under NYS Contract No. PT65343, therefore, be it

RESOLVED, that the Director of the Hamilton County Emergency Management Department is hereby authorized to purchase a Livescan Criminal Fingerprint System for \$18,137.48 from Biometrics4All from A3645.415 – DHSES SH16-1058-D00.

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

AYES: R. WILT, SNYDER, EDWARDS, WELLS, FREY, D. WILT, SEAMAN, FARBER
AND TOWERS

NAYS: NONE

After the following resolution was placed on the floor; the Chairman stated this reflects the decrease that Commissioner Bly requested.

RESOLUTION NO. 299-16

**AUTHORIZATION TO ENTER INTO CONTRACTS WITH BERKSHIRE FARMS,
LAKE PLEASANT SCHOOL, LONG LAKE SCHOOL, INDIAN LAKE SCHOOL AND
WELLS SCHOOL FOR THE HOME RUN PROGRAM**

DATED: NOVEMBER 16, 2016

BY MR. SEAMAN:

WHEREAS, Hamilton County contracted with Berkshire Farm, Lake Pleasant School, Wells Central School, Long Lake School and Indian Lake School, and

WHEREAS, the Home Run program has proved very successful and it continues to be supported financially in part by the four participating schools, and

WHEREAS, the CCSI Tier 2 Committee recommends continuation of the Home Run Program for 2017, and

WHEREAS, the Commissioner of Social Services has indicated that she has sufficient grant funds to cover the county share, and

WHEREAS, the 2017 contract would be for a total amount not to exceed \$157,190.00 running from January 1, 2017 through December 31, 2017, and serve all four school districts in Hamilton County 24 hours a day, seven days a week with the schools continuing to provide \$21,800.00 (\$5,450.00 per school) of the funding, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to enter into contracts with Berkshire Farms, Lake Pleasant School, Long Lake School, Indian Lake School and Wells School for provision of the Home Run Program for the period of January 1, 2017 through December 31, 2017 under the terms and conditions set forth above and with approval of the County Attorney.

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

AYES: R. WILT, SNYDER, EDWARDS, WELLS, FREY, D. WILT, SEAMAN, FARBER AND TOWERS

NAYS: NONE

RESOLUTION NO. 300-16

APPROVAL OF RATES FOR FOSTER BOARDING HOMES

DATED: NOVEMBER 16, 2016

BY MR. SEAMAN:

WHEREAS, Resolution No. 374-15, adopted December 18, 2015, 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, be increased to the following standards of payment, set by the State Department of Social Services:

0 to 5 years, from Five Hundred Thirty-One Dollars (\$531.00) to Five Hundred Thirty-Five Dollars (\$535.00) monthly

6 to 11 years, from Six Hundred Thirty-Nine Dollars (\$639.00) to Six Hundred Forty-Four Dollars (\$644.00) monthly

12 years and over, Seven Hundred Forty-One Dollars (\$741.00) to Seven Hundred Forty-Six Dollars (\$746.00) 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 a monthly rate of up to One Thousand Two Hundred Eighty-Nine Dollars (\$1,289.00) increased from One Thousand Two Hundred Seventy-Eight Dollars (\$1,278.00), and a monthly rate of up to One Thousand Nine Hundred Fifty-Three Dollars (\$1,953.00) increased from One Thousand Nine Hundred Thirty-Seven Dollars (\$1,937.00), for exceptional children, and be it further

RESOLVED, that these rates be effective July 1, 2016 through March 31, 2017 and the County Treasurer be so advised.

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

AYES: R. WILT, SNYDER, EDWARDS, WELLS, FREY, D. WILT, SEAMAN, FARBER
AND TOWERS

NAYS: NONE

RESOLUTION NO. 301-16

**APPROVAL OF YEARLY CLOTHING ALLOWANCE FOR FOSTER CARE
CHILDREN**

DATED: NOVEMBER 16, 2016

BY MR. EDWARDS:

WHEREAS, the State Department of Social Services has established new maximum foster care reimbursement rates for local agencies, and

WHEREAS, the current rates for the yearly clothing allowance were established by the Hamilton County Board of Supervisors in Resolution No. 375-15, adopted December 18, 2015, be it

RESOLVED, that the yearly reimbursement allowance for replacement of clothing be increased to the following standards of payment:

0 - 5 years – from Four hundred Two Dollars (\$402.00) to Four Hundred Five Dollars (\$405.00) yearly

6 - 11 years – from Five Hundred Sixty-Two Dollars (\$562.00) to Five Hundred Sixty-Seven Dollars (\$567.00) yearly

12 - 15 years – from Eight Hundred Seventy-Two Dollars (\$872.00) to Eight Hundred Seventy-Nine Dollars (\$879.00) yearly

16 years and over – from One Thousand Sixty-Six Dollars (\$1,066.00) to One Thousand Seventy-Five Dollars (\$1,075.00) yearly

0 - 3 years – A diaper allowance increase from Sixty Dollars (\$60.00) to Sixty-One dollars (\$61.00) monthly, and be it further

RESOLVED, that these rates be effective July 1, 2016 through March 31, 2017 and the County Treasurer be so advised.

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

AYES: R. WILT, SNYDER, EDWARDS, WELLS, FREY, D. WILT, SEAMAN, FARBER AND TOWERS

NAYS: NONE

After the following resolution was placed on the floor; Mr. Frey stated they do quality work.

RESOLUTION NO. 302-16

AUTHORIZING PAYMENT TO LAVALLEY BROTHERS CONSTRUCTION FOR PHASE III

DATED: NOVEMBER 16, 2016

BY MR. FREY:

WHEREAS, the Hamilton County Fuel Consolidation Project Phase III was authorized and is currently under construction for 2016, and

WHEREAS, the County Highway Superintendent has received the second payment request from LaValley Brothers Construction in the amount of \$177,991.05 which has been approved by our engineering firm for this project, Laberge Group, be it

RESOLVED, that the County Treasurer is hereby authorized to make a check payable to LaValley Brothers Construction, Inc., PO Box 208, Wolcott, NY 14590 in the amount of \$177,991.05 for the approved second request for payment, and the funds be taken out of Account H5.5989.201 Fuel Consolidation and the Highway Superintendent and Clerk of the Board be so notified.

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

AYES: R. WILT, SNYDER, EDWARDS, WELLS, FREY, D. WILT, SEAMAN, FARBER
AND TOWERS

NAYS: NONE

At this time the Chairman suggested Budget Officer Mezzano review the few last changes before adoption.

Officer Mezzano stated the amount to reduce taxes and discussed fund balances. The Chairman stated that they have built most of the fund balances back up with the exception of the General Fund which has dropped dramatically. We will need to look closely at the General Fund balance at the end of 2016.

Budget Officer Mezzano stated under the General Fund, the tax surplus was decreased to \$1,000,000. Account No. A4010.404 Public Health Contracts was decreased to \$108,000. The County Road fund tax surplus was increased to \$200,000 and Revenue A1628.1 should be zero. With these changes the total for the 2017 budget is at a 4.9% increase.

Mr. D. Wilt asked Budget Officer Mezzano if there is a percentage you want in the fund balance. Officer Mezzano stated no and Chairman Farber explained further.

A motion to close the Public Hearing for the 2017 Tentative Budget as well as the Proposed Local Law No. 9 of 2016 – A Local Law Overriding the Tax Levy Limit for Hamilton County for 2017 and Authorizing the Adoption by Hamilton County of a Budget for 2017 that may require a Tax Levy that is Greater than the Tax Levy Limit for the 2017 Fiscal Year by Mr. Frey, seconded by Mr. D. Wilt. Carried.

The Chairman called for a recess for lunch.

Reconvened at 1:30 PM

The Chairman hopes everyone is comfortable with where we ended with the numbers in the 2017 budget. If anyone has any comments before the adoption of the budget, as well as the local law to override the tax levy, he is certainly open to discussion.

Mr. Towers thanked Budget Officer Mezzano, Mr. Frey, the Chairman and Clerk Abrams for all their work on this. The economy didn't rebound the way we thought it would.

Mr. Frey thanked everyone also for their work on the budget.

The Chairman called for a motion to adopt Local Law No. 9 of 2016 – A Local Law Overriding the Tax Levy Limit for Hamilton County for 2017 and Authorizing the Adoption by Hamilton County of a Budget for 2017 that may require a Tax Levy that is Greater than the Tax Levy Limit for the 2017 Fiscal Year.

Motion: Mr. Frey
Second: Mr. Seaman

LOCAL LAW NO. 9 OF 2016
State of New York
County of Hamilton

A LOCAL LAW OVERRIDING THE TAX LEVY LIMIT FOR HAMILTON COUNTY FOR
2017 AND AUTHORIZING THE ADOPTION BY HAMILTON COUNTY OF A BUDGET
FOR 2017 THAT WILL REQUIRE A TAX LEVY THAT IS GREATER THAN THE TAX
LEVY LIMIT FOR THE 2017 FISCAL YEAR

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

Section 1. **Title:** This Local Law shall be known as “Hamilton County Responsible Budgeting Law of 2016”.

Section 2. **Declaration of intent:** The intention of this local law is to comply with the requirements of General Municipal Law Section 3-c (5) prior to adopting the 2017 Hamilton County Budget. The slow recovery of the national, state and local economies from the most recent recession and the continued financial obligations imposed on the County by the State in the form of mandated government activities not fully funded by the State are conditions beyond the control of County government. Notwithstanding these circumstances the County will need to provide services in 2017, in addition to those mandated by the State, which are important to our citizens. After serious and sustained efforts to minimize the amount of the tax levy, and to project the tax levy limit for Hamilton County for 2017, it is clear that a responsible budget for 2017 will require a tax levy that will be greater than the tax levy limit calculated pursuant to applicable State Law.

Section 3. **Budget Authorization:** The Board of Supervisors hereby overrides the tax levy limit for Hamilton County for 2017 and authorizes Hamilton County, after completing all required procedures for the adoption of a budget, to adopt a budget for 2017 that will require a tax levy increase that is greater than the tax levy limit calculated for 2017 pursuant to Section 3-c of the General Municipal Law.

Section 4. **Severability:** If any section, subsection, sentence, clause, phrase or other portion of this local law is for any reason declared unconstitutional, or invalid or in whole or in part by any court of competent jurisdiction, such portion shall be deemed

severable and such unconstitutionality or invalidation shall not affect the validity of the remaining portions of this law which remaining portions shall remain in full force and effect.

Section 5. **Effective Date:** This local law shall take effect upon the date on which a certified copy of this local law is filed in the office of the Secretary of State pursuant to section 27 of the Municipal Home Rule Law.

AYES: ARIETTA (304), BENSON (192), HOPE (403), INDIAN LAKE (1352), INLET (333)
LAKE PLEASANT (781), LONG LAKE (711), MOREHOUSE (86), WELLS (674) =
4836

NAYS: NONE

After the following resolution was placed on the floor; the Chairman stated the resolution shows the changes to the 2017 tentative budget.

RESOLUTION NO. 303-16

AMENDMENTS TO AND ADOPTION OF THE 2017 COUNTY BUDGET

DATED: NOVEMBER 16, 2016

BY MR. FREY:

WHEREAS, the tentative budget for the year 2017 has been duly presented to the Board by the Finance Committee and Budget Officer and duly advertised, and

WHEREAS, a Public Hearing was held on November 16, 2016 as required by Section 359 of the County Law, be it

RESOLVED, that the following increases and decreases be made in the 2017 Tentative Budget:

INCREASE:		
A1165.0101	District Attorney	\$6,767
A1410.0101	County Clerk	\$2,277
A3110.0101	Sheriff	\$2,781
A4010.0102	Dir. Of Pat. Services	\$2,333
A4010.0116	CHHA-South	\$1,608
A4310.0109	Mental Health – Temp.	\$4,000
A4310.0113	Clinical Social Worker B	\$3,561
A6010.0114	DSS – Temp.	\$15,010
A8750.0401	Cooperative Ext.	\$889
D5010.0101	Hwy Superintendent	\$2,769
D5010.0102	Hwy Admin. Assistant	\$2,135

D5010.0104 Deputy Hwy Superintendent \$1,179

DECREASE:

A4010.0404 CHHA Contracts \$92,000
A6010.0410 Domestic Violence Grant \$4,000
A6070.0403 TANF Services \$4,626

and be it further

RESOLVED, that the Revenues be amended as follows:

INCREASE:

A2310.0100 Warren/Hamilton NY Connects \$17,504
A3619.0000 Foster Care Block Grant \$64,677
A4610.0000 Social Services Admin. \$419

DECREASE:

A1625.0000 MICA Services \$30,000
A4641.0000 HEAP Assistance \$13,300

and be it further

RESOLVED, that the following amendments be made:

INCREASE:

County Road Fund Cash Surplus \$150,000

DECREASE:

County General Fund Cash Surplus \$203,000

and be it further

RESOLVED, that upon the amendments, amounts as listed to be raised by tax, making a total 2017 Budget \$8,037,620 and pursuant to Section 360 of the County Law, the said tentative budget as amended be and hereby is adopted as the Budget for the year 2017.

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

AYES: R. WILT, SNYDER, EDWARDS, WELLS, FREY, D. WILT, SEAMAN, FARBER
AND TOWERS

NAYS: NONE

Other reports:

Mr. Towers: There is a Public Hearing in Newcomb tonight regarding the classification.

The Chairman encourages everyone to attend; the ones who have attended have done a wonderful job. The next Public Hearings are as follows –

Schroon Lake 11/21 at 7 PM

Rochester 11/28 at 7 PM

Canton 11/29 at 6 PM

Bear Mountain 12/6

Albany 12/7

The Chairman will try to get a letter and resolution together from Hamilton County for a December meeting.

Mr. Edwards: Will be attending Inter-county tomorrow.

Mr. Wells: Stated he will be in Newcomb tonight at the Public Hearing.

Meeting recessed until December 1, 2016 at 10:30 AM