

**2022**

**SEVENTH SESSION**

**JULY 7, 2022**

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 Wells
Inlet	John Frey
Lake Pleasant	Betsy A. Bain
Long Lake	Clay J. Arsenault
Morehouse	William G. Farber
Wells	Nick Mauro

Also present: County Attorney, Caitlin Stewart-Soil & Water District Manager, Beth Hunt-Treasurer and Barry Baker-Real Property Tax Director/Budget Officer

A motion was made to accept the minutes of May 23 and June 2, 2022, by Mr. Mauro, seconded by Ms. Bain. Carried.

Public Comment: No one present.

The County Attorney stated there are two items on the agenda he would like to discuss. The first one is the Local Law. This is needed because the lease the County is entering into is for a period in excess of five years. The Local Law will authorize the term of 25 years. The second item is No. 17 on the agenda. The contract for shared accounting services between the Town of Morehouse and the County is presently written to provide for ninety day written notice to terminate. Both municipalities are agreeable, so as long as the Board authorizes it we can terminate the contract.

Reports of Standing/Special Committees:

Mr. Farber: Stated there have been phone issues with Frontier effecting 911 dispatch and constituency. Through the Emergency Preparedness Committee, they have continued to follow up with Frontier but also following up to create tower connections. He encourages the Board to review the map he sent them to make sure it's accurate. He stated that Jill Dunham, Emergency Services Director, met with Lewis County specifically about their Emergency Preparedness and how they operate. She is still waiting for a follow up with Fulton County and then they will be scheduling a follow up meeting to discuss the structure for the office here.

Mr. Rhodes: Stated that Christy Wilt, Economic/Tourism Director, attended a PBS interview at the new site for the tower in Speculator on Monday. PBS interviewed the members of the family that donated the tower. It is in preparation of the grand opening in August. She was also successful as a loan sponsor for the North Country Alliance Board when the new owner of Zeiser's received a \$75,000 loan to go towards the building. Also, there is no final proof yet of the map that ROOST is working on.

Mr. Tomlinson: Stated that there are numerous resolutions on the agenda for Public Works. Tracy Eldridge, Highway Superintendent, has been very busy. There are paving projects coming up and things are going smoothly.

Ms. Bain: Stated that there are resolutions on the agenda for Public Health and that Caitlin Stewart, Soil and Water District Manager, is here to do a presentation.

#### PRESENTATION:

The Chairman introduced Caitlin Stewart, Soil and Water District Manager.

Ms. Stewart handed out information to the Board. She discussed the resolution on the agenda regarding the culvert replacement and implementation projects grant and how they would like to replace three culverts in the Town of Arietta, Lake Pleasant and Hope. She also discussed what Hamilton County's role would be as the applicant. The Chairman asked what type of culvert is used. Ms. Stewart stated she would have Lenny Croote, Soil & Water Technician, get back to him regarding this. She thanked the Board for their support.

Ms. Stewart stated that Soil & Water has done a complete website facelift. They worked with Adirondack Website Designs and the website is now ADA compliant. She thanked the Board of Directors for approving this upgrade.

Ms. Stewart stated that they are moving along with the trail stewardship program. Jaime Parslow, Soil & Water Technician, and their summer technician have been working four days a week on the Buck Mountain trail. They were also able to attend a trail training and plans are in place to re-do the fire tower.

Ms. Stewart gave a septic system replacement fund update. They are continuing to receive requests for reimbursement from Lake Eaton landowners. The District is overseeing this on behalf of Hamilton County. She thanked Beth Hunt, Treasurer, for her help with the program. She also informed the Board that Ms. Hunt had received an award at the PERMA conference for 20 years of service as Secretary and asked for everyone to give her a round of applause.

Ms. Stewart stated that they are running their annual water testing program and the flyer was handed out to the Board as was the flyer announcing Adirondack Waterfest on August 4<sup>th</sup> in Inlet. She thanked the Board for their support as well as her staff.

The Chairman thanked Ms. Stewart for helping a constituent of Indian Lake with water testing.

Ms. Stewart thanked Supervisors Mauro and Bain for being such great Directors.

Mr. Arsenault thanked Ms. Stewart for all the work Soil & Water has done on Buck Mountain. There is work getting done on the tower. He thinks that everything is replaced up to the actual top of the tower. They have discussed doing wood for the top. They also have to wait for the APA to do a site visit on the 15<sup>th</sup>. The visit is to distinguish if there is over one acre of wetland being disturbed. There is also a need for a couple of bridges to be built. Mr. Farber asked about the parking lot design. Mr. Arsenault stated that they are still up in the air regarding this. Supposedly Paul Smith's is designing it. Mr. Farber stated that the class that worked on it didn't get it done so they have turned the work product they had over to the Finch team for them to finish up.

Ms. Bain stated that Soil & Water has a great team and she feels it's the best committee that she is on with the County. Mr. Mauro stated they are great and are always accessible.

Tracy Eldridge entered the meeting as Ms. Stewart was thanking the Board for their time.

Caitlin Stewart left the meeting.

The Chairman stated that the AT&T Tower is on in Indian Lake. He was given a demo phone from Ms. Dunham to try on the way over. Mr. Farber stated that both Indian Lake and Wells are on and the only one yet to be lit is Inlet. The Chairman stated that there have been some people saying there is service on Indian Lake where there wasn't before. He stopped at a couple places along the way and wasn't able to get service but he will try it again.

A motion was made at 11AM to open the Public Hearing on Proposed Local Law 10 of 2022 – Authorizing Sublease Agreement with NYSEG for Use of Existing Tower at Blue Mountain in Town of Indian Lake by Mr. Farber, seconded by Mr. Arsenault. Carried.

No public was present.

RESOLUTIONS:

**RESOLUTION NO. 190-22**

**SETTING EQUALIZATION RATES**

**DATED: JULY 7, 2022**

**BY MR. FREY:**

RESOLVED, that the assessment rolls with proposed rates as set up by the Equalization Committee be adopted for the year 2022 as follows:

Arietta.....	90.00
Benson.....	80.00
Hope.....	80.00
Indian Lake.....	90.00
Inlet.....	100.00
Lake Pleasant.....	90.00
Long Lake.....	90.00

Morehouse.....	90.00
Wells.....	80.00

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 191-22**

**AUTHORIZING ACCEPTANCE OF BACK TAXES IN TOWN OF HOPE**

**DATED: JULY 7, 2022**

**BY MR. TOMLINSON:**

WHEREAS, the Board of Supervisors through the Treasurer's Office has been contacted by Susanne and Richard VanAlstyne, concerning property located in the Town of Hope, with parcel ID #155.016-1-1.120, with back taxes owed for 2020-2022, and

WHEREAS, Richard VanAlstyne has given a written explanation as to why he has been unable until now to pay the back taxes, therefore, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to accept payment of the taxes owed in the amount of \$1,011.29 together with an administrative charge of \$500.00 for a total of \$1,511.29.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 192-22**

**AUTHORIZING ACCEPTANCE OF BACK TAXES IN TOWN OF INDIAN LAKE**

**DATED: JULY 7, 2022**

**BY MR. ARSENAULT:**

WHEREAS, the Board of Supervisors through the Treasurer's Office has been contacted by Nanci Vineyard, concerning property located in the Town of Indian Lake, with parcel ID #66.017-2-9, with back taxes owed for 2018-2022, and

WHEREAS, Nanci Vineyard has given a written explanation as to why she was not aware that there were back taxes due on this property through a mortgage escrow mix-up, and

WHEREAS, this property was scheduled for foreclosure auction, therefore, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to accept payment of the taxes owed in the amount of \$1,096.04 together with an administrative charge of \$1,000.00 for a total of \$2,096.04, and be it further

RESOLVED, that the County Treasurer restore the deed back to owner and the Judgement #2018-7458 be amended removing this parcel.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 193-22**

**AUTHORIZING ACCEPTANCE OF BACK TAXES IN TOWN OF BENSON**

**DATED: JULY 7, 2022**

**BY MR. SNYDER:**

WHEREAS, the Board of Supervisors through the Treasurer's Office has been contacted by Nicole Lipinski, concerning property located in the Town of Benson, with parcel ID #154.020-1-15, with back taxes owed for 2018-2022, and

WHEREAS, Nicole Lipinski has given a written explanation as to why the back taxes due on this property have not been paid, and

WHEREAS, this property was scheduled for foreclosure auction, therefore, be it

RESOLVED, that the Hamilton County Treasurer is hereby authorized to accept payment of the taxes owed in the amount of \$11,459.52 together with an administrative charge of \$1,000.00 for a total of \$12,459.52, and be it further

RESOLVED, that the County Treasurer restore the deed back to owner and the Judgement #2018-7458 be amended removing this parcel.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

After the following resolution was placed on the floor; Mr. Arsenault asked if the contract was for \$150,000 to clean the court. The Clerk of the Board stated that Mr. Eldridge could discuss the contract further as there are other things that are also covered. Mr. Eldridge stated that the contract paid part of the salaries for both locations. They also pay for cleaning supplies and maintenance. The calculation is based on square footage.

**RESOLUTION NO. 194-22**

**AUTHORIZING CHAIRMAN TO SIGN NECESSARY DOCUMENTS FOR THE  
COURT CLEANING CONTRACT**

**DATED: JULY 7, 2022**

**BY MR. FREY:**

WHEREAS, Hamilton County has received the Annual Renewal Letter and Budget for the Court Cleaning Contract #C-300407 authorized by Resolution No. 301-18 adopted October 4, 2018, and

WHEREAS, said Renewal Letter covers State Fiscal Year 2022-2023 with a budget of \$150,033.00, now, therefore, be it

RESOLVED, that the Letter of Renewal and Budget is hereby approved for State Fiscal Year 2022-2023, and the Chairman is authorized to sign the necessary documents and the County Treasurer be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 195-22**

**AUTHORIZING TEMPORARY INCREASE IN SCHEDULED WORK HOURS FOR  
MEGHAN PERRYMAN FROM THIRTY-FIVE TO FORTY HOURS PER WEEK**

**DATED: JULY 7, 2022**

**BY MR. SNYDER:**

WHEREAS, Meghan Perryman is employed by Hamilton County Community Services (HCCS) for thirty-five (35) hours per week as a Clinical Social Worker providing mental health and substance use disorder counseling for Hamilton County residents, and

WHEREAS, Hamilton County Community Services is currently experiencing a staff shortage due to a vacant clinical position while demand for services has increased, and

WHEREAS, Ms. Perryman is willing to temporarily increase her work week to forty (40) hours per week to accommodate the increased services need, be it

RESOLVED, that Ms. Perryman's regularly scheduled work week, effective July 11, 2022, will be expanded to forty (40) hours per week on a temporary basis until the current vacant staff position is filled, and be it further

RESOLVED, that a maximum of \$4,734.89 be transferred from Account No. A4310.0117 to Account No. A4310.0112 when needed to fully fund the expanded hours during 2022.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

#### **RESOLUTION NO. 196-22**

#### **RESOLUTION TO FUND COUNTY RCORP GRANT**

**DATED: JULY 7, 2022**

**BY MR. SNYDER:**

WHEREAS, Hamilton County Community Services (HCCS) participates in the Rural Communities Opioid Response Program (RCORP) grant with Citizens Advocates, Inc. and the Hudson Mohawk Area Health Education Center (HM AHEC) who is the recipient of the grant, and

WHEREAS, Citizens Advocates, Inc. receives funding from the grant from the HM AHEC as they hold the certification for substance use disorder treatment services provided by HCCS, and

WHEREAS, an agreement has been authorized by Hamilton County and Citizens Advocates that will allow Citizens Advocates, Inc. to pass through funding from the grant over the next three years from the HM AHEC to HCCS to provide local services, trainings and support identified in the RCORP grant, and

WHEREAS, the amount for 2022 is \$3,333.00, be it

RESOLVED, that the Hamilton County Board of Supervisors hereby authorizes the County Treasurer to fund Revenue Account No. A2280.0300 CS RCORP Grant in the amount of \$3,333.00 to be totally offset by funding Expenditure Account No. A4310.0413 CS RCORP Grant in the amount of \$3,333.00 as to allow utilization of this funding by Hamilton County Community Services.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 197-22**

**AUTHORIZING CHAIRMAN TO SIGN AID TO PROSECUTION GRANT**

**DATED: JULY 7, 2022**

**BY MR. MAURO:**

WHEREAS, Hamilton County has an annual State Aid Agreement with NYS Division of Criminal Justice Services, and

WHEREAS, said agreement needs to be renewed, and

WHEREAS, the agreement is proposed for \$30,200.00, the contract period will be for 12 months, be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to sign Aid To Prosecution Grant Project ID No. AP21-1020-D00, Contract No. T445250 for the period of April 1, 2021 – March 31, 2022 in the amount of \$30,200.00 on behalf of the County of Hamilton and the County Treasurer be so advised.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 198-22**

**AUTHORIZING BOARD OF ELECTION GRANT – EARLY VOTING EXPANSION  
GRANT PROGRAM**

**DATED: JULY 7, 2022**

**BY MR. MAURO:**

WHEREAS, the Hamilton County Board of Elections has been awarded the Early Voting Expansion Grant BOE01-T004421-1110000 for an amount up to \$15,366.52, and



WHEREAS, the Hamilton County Board of Elections was previously awarded this grant however acceptance was not completed before expiration and the extension has been granted, and

WHEREAS, this grant provides reimbursements for actual costs associated with previous early voting expenses, be it

RESOLVED, that the Chairman is hereby authorized to sign NYS Board of Elections Grant Contract No. BOE01-T004421-1110000.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 199-22**

**RESOLUTION DESIGNATING HAMILTON COUNTY AS THE APPLICANT OF THE  
LOCAL WATERFRONT REVITALIZATION PROGRAM GRANT FOR CULVERT  
REPLACEMENT AND IMPLEMENTATION PROJECTS**

**DATED: JULY 7, 2022**

**BY MR. RHODES:**

WHEREAS, portions of Hamilton County are located in the Upper Hudson River Watershed, and

WHEREAS, the Hamilton County Soil and Water Conservation District is a member of the Upper Hudson River Watershed Coalition, and

WHEREAS, the Upper Hudson River Watershed Revitalization Plan identifies erosion and aquatic organism passage as priority water quality issues in the watershed and identifies culverts in Hamilton County for repair or replacement, and

WHEREAS, the Lake Champlain Lake George Regional Planning Board and the Hamilton County Soil and Water Conservation District are applying for a Local Waterfront Revitalization Program grant for culvert replacement and implementation projects throughout Hamilton County, and

WHEREAS, the Lake Champlain Lake George Regional Planning Board will author and administer this grant and the Hamilton County Soil and Water Conservation District will provide project management and oversight to ensure the grant is completed, and

WHEREAS, the grant designates eligible applicants as a village, town, city, or county, be it

RESOLVED, that Hamilton County is designated as the applicant of the Lake Champlain Lake George Regional Planning Board's and Hamilton County Soil and Water Conservation District's Local Waterfront Revitalization Program grant for culvert replacement and implementation projects.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 200-22**

**AUTHORIZING FUNDING CAPITAL PROJECT FOR DAMAGE REPAIR FROM  
HALLOWEEN STORM OF 2019**

**DATE: JULY 7, 2022**

**BY MR. TOMLINSON:**

WHEREAS, Resolution No. 335-19 authorized appropriations for repairs of damage from the Halloween Storm of 2019, and

WHEREAS, all the repairs have been completed except for the Fayle Road Bridge project which is currently in construction, and

WHEREAS, the DPW Superintendent recommends the transfer of \$1,200,000.00 from the County Road Fund balance to fund this bridge project, be it

RESOLVED, that \$1,200,000.00 be transferred from the Unappropriated County Road Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Capital Account No. H7.8760.401 Halloween Storm 2019 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. Rhodes and adopted by the following vote:

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

After the following resolution was placed on the floor; the Chairman stated he appreciated the work Mr. Eldridge put in on this. Mr. Eldridge stated that the policy was good before but now it's better.

**RESOLUTION NO. 201-22**

**ADOPTION OF REVISED FLEET MANAGEMENT POLICY**

**DATED: JULY 7, 2022**

**BY MR. TOMLINSON:**

WHEREAS, the Hamilton County Fleet Management Policy was duly adopted by Resolution No. 162-10 on June 3, 2010, and

WHEREAS, the Fleet Management Policy was revised by Resolution on March 6, 2014 and April 7, 2017, and

WHEREAS, the Fleet Management Policy needs annual review and needs revisions periodically, be it

RESOLVED, the Hamilton County Fleet Management Policy Revision is hereby adopted as recommended by the County Fleet Coordinator and is on file in the Clerk of the Board's Office.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 202-22**

**AUTHORIZING PROMOTION OF DPW EMPLOYEES - BUILDINGS**

**DATED: JULY 7, 2022**

**BY MR. TOMLINSON:**

WHEREAS, the DPW Superintendent has met with the Public Works Committee and Internal Management Committee to recommend the promotion of the following employees:

Christopher Gallagher – Custodian to Sr. Custodian  
Andrew Wilt – Laborer to Custodian

and

WHEREAS, these employees have both passed their respective Civil Service Examinations and were in the top 3 scores, and

WHEREAS, they have both completed the Civil Service job scope information application and the Personnel Office has approved that both meet the requirements of Sr. Custodian and Custodian descriptions respectively, and

WHEREAS, the DPW Superintendent recommends these promotion, be it

RESOLVED, that hereby the Personnel Officer is authorized to promote the above mentioned employees as stated hereon at their current Step effective July 10, 2022 and the DPW Superintendent, 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, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

The Chairman stated that Resolution No. 14 on the agenda regarding authorizing the sublease agreement with NYSEG will be held until after the public hearing closes.

**RESOLUTION NO. 203-22**

**SETTING RATE FOR TRAVEL ALLOWANCE**

**DATED: JULY 7, 2022**

**BY MR. FREY:**

RESOLVED, that Hamilton County will, effective July 1, 2022, compensate auto mileage incurred by employees on behalf of the County at the rate of \$.625 per mile and the County Treasurer be so authorized.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 204-22**

**APPROVAL TO FUND AND PAY INVOICES RECEIVED UTILIZING THE ARP ACT FUNDS FOR THE NEW FINANCIAL SOFTWARE BEING IMPLEMENTED IN THE TREASURERS, PERSONNEL AND CLERK OF THE BOARD'S OFFICE**

**DATED: JULY 7, 2022**

**BY MR. FREY:**

WHEREAS, three invoices have been received from Tyler Technologies for the new financial/personnel software being implemented, and

WHEREAS, per Resolution No. 288-21 dated November 10, 2021 the Board created the ARP Act accounts to cover the expenses of this implementation, be it

RESOLVED, the County Treasurer is hereby authorized to fund Account No. A1325.0412 – ARP Act Financial Software in the amount of \$3,185.00 to be offset by funding Revenue Account No. A4089.0200 – American Rescue Plan Act (ARPA) in the amount of \$3,185.00, and be it further

RESOLVED, that the County Treasurer is hereby authorized to pay Tyler Technologies \$3,185.00 for Invoice No. 025-379177 (\$260.00), Invoice No. 025-382229 (\$2,535.00) and Invoice No. 025-385443 (\$390.00) from Account No. A1325.0412 ARP Act, Financial Software.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

#### **RESOLUTION NO. 205-22**

#### **APPROVAL TO TERMINATE FINANCIAL SERVICES INTERMUNICIPAL AGREEMENT BETWEEN HAMILTON COUNTY AND TOWN OF MOREHOUSE**

**DATED: JULY 7, 2022**

**BY MS. BAIN:**

WHEREAS, through a mutual understanding between the Town of Morehouse and the Hamilton County Treasurer's Office, it has been agreed that terminating the 2022 Town of Morehouse Financial Services Intermunicipal Agreement between the Town of Morehouse and the County Treasurer's Office is in the best interest of both parties, and

WHEREAS, Resolutions have been approved by the Morehouse Town Board to move in this direction, and

WHEREAS, both parties agree to waive the 90-day written notice of termination (Section E of agreement) due to the fact that a June 30, 2022 end day is most effective for a smooth transition being it is the end of the quarter and half year mark, be it

RESOLVED, that the Intermunicipal Agreement between Town of Morehouse and Hamilton County created by Resolution No. 303-21, dated December 2, 2021 be terminated as of June 30, 2022, and be it further

RESOLVED, that an invoice for the end of the second quarter services has been submitted and will be the final payment due the County from the Town of Morehouse for services to June 30, 2022.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 206-22**

**AUTHORIZING TRANSFER OF FUNDS FOR IT SERVICES**

**DATED: JULY 7, 2022**

**BY MR. FREY:**

WHEREAS, Hamilton County has contracted with My Techs Global, Inc. for IT managed services for maintenance and security, and

WHEREAS, My Techs has completed a county-wide Email Upgrade to Microsoft 365, and

WHEREAS, My Techs continues to work on multiple projects in different departments, be it

RESOLVED, that the County Treasurer is hereby authorized to transfer \$12,000.00 from Account No. A1990.0401 Contingent to Account No. A1040.0410 Computer Maintenance for IT services.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 207-22**

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

**DATED: JULY 7, 2022**

**BY MS. BAIN:**

WHEREAS, the Affordable Care Act imposes a fee on 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 the 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 \$2.79 per covered life on an annual basis, and

WHEREAS, the Personnel Officer has determined the average number of covered lives for the Hamilton County 2021 plan year is 44, now, therefore, be it

RESOLVED, that the Hamilton County Board of Supervisors do hereby authorize payment of \$122.76 made payable to the United States Treasury, Department of Treasury, Internal Revenue Service, Ogden, UT 84201-0009, out of Account No. A9060.0801, for the required 2021 PCORI Fee and the County Treasurer be so authorized, and the Personnel Officer be so advised.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

#### **RESOLUTION NO. 208-22**

### **RESOLUTION AUTHORIZING SUBMISSION OF A NYS DEPARTMENT OF STATE LOCAL WATERFRONT REVITALIZATION PROGRAM GRANT APPLICATION REQUESTING FUNDS FOR WORKFORCE HOUSING**

**DATED: JULY 7, 2022**

**BY MR. RHODES:**

WHEREAS, the NYS Department of State (DOS) is accepting grant applications through the 2022 Consolidated Funding Application (CFA) process for the Local Waterfront Revitalization Program (LWRP), and

WHEREAS, the Region's tourism economy has been especially impacted by the lack of available workforce housing, and

WHEREAS, Adirondack Experience: The Museum on Blue Mountain Lake located in Indian Lake is partnering with Hamilton County to develop a regional work force housing facility that would creatively accommodate employees for several local businesses, and

WHEREAS, Adirondack Experience has identified and begun collaborating with a wide variety of possible partners in order to quantify workforce housing needs, identify possible

solutions, and develop a working model that may accommodate 30 plus dormitory style housing units in a multi-family structure, and

WHEREAS, the creation of a regional work force housing facility is supported by the recommendations of the Raquette River Corridor Blueway Trail Plan an LWRP component plan and is identified as a priority recommendation in the Forward Together -Economic Recovery and Resiliency Plan prepared by the region's Economic Development Organization: Lake Champlain/Lake George Regional Planning Board, and

WHEREAS, Hamilton County is now seeking LWRP funding through the 2022 CFA process to advance the pre-development and design of a regional workforce housing facility that will provide numerous economic benefits to the local and regional community, and

WHEREAS, the grant application process recommends that the governing body of the applicant authorize submission of the application and related actions, therefore, be it

RESOLVED, Hamilton hereby authorizes and directs the Supervisor to submit an application to DOS through the 2022 CFA process and to act in connection with the submission of the application, including execution of all required certifications and forms and to provide such additional information as may be required.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 209-22**

**AUTHORIZING CHAIRMAN TO SIGN CONTRACT WITH SCHOOL DISTRICT FOR  
TRANSPORTATION SERVICES FOR THE PRESCHOOL SPECIAL EDUCATION  
SUMMER PROGRAM 2022**

**DATED: JULY 7, 2022**

**BY MS. BAIN:**

WHEREAS, Hamilton County Public Health is required to provide 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, transportation is required for a child from Lake Pleasant Central School to Arietta, NY, from July 5, 2022 through August 12, 2022, and

WHEREAS, the family will provide transportation to school, and



WHEREAS, the Wells Central School District has a bus and a driver available, and is able to fill this transportation need at a rate of \$22.20 per hour, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is authorized to sign a contract with Wells Central School District to transport the preschool child from Lake Pleasant Central School to their home as recommended by the CPSE committee, and that the County Attorney and the County Treasurer be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 210-22**

**AUTHORIZING CHAIRMAN TO SIGN CONTRACT WITH SCHOOL DISTRICT FOR  
TRANSPORTATION SERVICES FOR THE PRESCHOOL SPECIAL EDUCATION  
SUMMER PROGRAM 2022**

**DATED: JULY 7, 2022**

**BY MR. FARBER:**

WHEREAS, Hamilton County Public Health is required to provide 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, round trip transportation is required for a child to participate in services at Lake Pleasant Central School from July 5, 2022 through August 12, 2022, and

WHEREAS, the child is located in Wells, NY, and

WHEREAS, the Wells Central School District has a bus and a driver available, and is able to fill this transportation need at a rate of \$22.20 per hour, be it

RESOLVED, that the Chairman of the Hamilton County Board of Supervisors is authorized to sign a contract with Wells Central School District to transport the preschool child from Lake Pleasant Central School to their home as recommended by the CPSE committee, and that 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, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 211-22**

**AUTHORIZING THE GRADE CHANGE OF A NURSE COORDINATOR FROM A  
GRADE 17 TO A GRADE 18**

**DATED: JULY 7, 2022**

**BY MS. BAIN:**

WHEREAS, there has been a vacancy for a Registered Professional Nurse for the past year,  
and

WHEREAS, this position has been difficult to fill historically, and

WHEREAS, there are several upcoming retirements of current Registered Professional  
Nurses within the Public Health Department, and

WHEREAS, the grade of a Registered Professional Nurse increased from a grade 16 to a  
grade 17, and

WHEREAS, Tracey Hunt is currently a Grade 17 Nurse Coordinator who supervises other  
registered professional nurses, and

WHEREAS the Public Health Director requests that the grade of a Nurse Coordinator be  
increased to a grade 18, be it

RESOLVED, that the Nurse Coordinator be increased from a Grade 17 to a Grade 18, and  
be it further

RESOLVED, that the Hamilton County Personnel Office be authorized to make this  
change effective July 24, 2022.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 212-22**

**SECOND DISBURSEMENT OF FLEXIBLE SPENDING FOR LOCAL HEALTH  
DEPARTMENTS TO FUND COVID-19 EMERGENCY RESPONSE AND DETECTION  
EFFORTS IN SCHOOLS**

**DATED: JULY 7, 2022**

**BY MS. BAIN:**

WHEREAS, the New York State Department of Health through Health Research, Inc. (HRI) has been awarded a grant from the Center for Disease Control and Prevention, and has contracted with Hamilton County Public Health Nursing Service for Public Health Emergency Preparedness and School ELC COVID-19 Enhanced Detection Response, and

WHEREAS, Resolution No. 247-21 created the Appropriation Account No. A4189.4105 Supplies & Miscellaneous, and

WHEREAS, the budget for the 2021-2022 HRI School ELC Grant included funding for each school district to purchase health screening equipment and supplies, and

WHEREAS, the funding will be split between the four school districts in Hamilton County, be it

RESOLVED, that the County Treasurer be so authorized to write four checks, each in the amount of \$5,560.00, and issue one to each of the four following school districts.

Indian Lake Central School District  
6345 NYS Rt. 30  
Indian Lake, NY 12842

Long Lake Central School District  
20 School Road  
Long Lake, NY 12847

Lake Pleasant Central School District  
120 Elm Lake Road  
Speculator, NY 12164

Wells Central School District  
1571 NYS Rt 30  
Wells, NY 12190

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 213-22**

**APPROVAL OF AND AUTHORIZING CHAIRMAN TO SIGN RESOURCE  
ALLOCATION PLAN**

**DATED: JULY 7, 2022**

**BY MR. FARBER:**

WHEREAS, the County of Hamilton is in receipt of the Resource Allocation Plan for the County's Youth Board funding provided by the Office of Children and Family Services for 2022, and

WHEREAS, the plan identifies the program and project applications as part of the required components of the County's Comprehensive Youth Service Plan as approved by the Office of Children and Family Services, and

WHEREAS, this plan will qualify the County for State reimbursement in the amount of \$2,677.00 for the program year, be it

RESOLVED, that the Hamilton County Board of Supervisors hereby approves the 2022 Resource Allocation Plan and authorizes the Chairman to sign, and be it further

RESOLVED, that Special Delinquency Revenue Account No. A3820.0000 be increased from \$2,000.00 by \$677.00 to \$2,677.00 and its corresponding expense Account No. A7310.0401 be increased from \$2,500.00 by \$177 to \$2,677.00 and the County Treasurer be so authorized.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 214-22**

**APPROVAL OF AND AUTHORIZING CHAIRMAN TO SIGN AN AGREEMENT  
BETWEEN HAMILTON COUNTY COMMUNITY SERVICES AND THE  
COORDINATED CARE SERVICES, INC. FOR STAFFING RECRUITMENT  
SERVICES**

**DATED: JULY 7, 2022**

**BY MR. SNYDER:**

WHEREAS, Hamilton County Community Services (HCCS) currently has an opening for a clinical social worker that has been open since the summer of 2021, and

WHEREAS, the Director of Community Services is retiring on August 26th of this year and his position needs to be filled in a timely manner, and

WHEREAS, the Coordinated Care Services Inc. (CCSI) located in Rochester NY is a qualified provider of support services to behavioral health programs including human resources development, and

WHEREAS, CCSI has provided a proposal to assist in the recruitment of a clinical social worker and the Director of Community Services at a cost equal to twenty-three percent of the annualized cost of these positions, and

WHEREAS, Hamilton County Community Services has funding to cover the projected costs through the use of unused funds currently in its budget for staffing, be it

RESOLVED, that the Hamilton County Board of Supervisors hereby authorizes the Chairman to sign an agreement with CCSI to assist in recruiting the two positions.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 215-22**

**AUTHORIZING FLEET COORDINATOR TO PURCHASE TWO SPEED SIGNS FOR  
2022**

**DATED: JULY 7, 2022**

**BY MR. TOMLINSON:**

WHEREAS, the DPW owns two (2) All Traffic Solutions (ATS) Speed Alert Message trailers that are used for speed study's, warnings, traffic counts and other speed related uses on county routes, and

WHEREAS, the current trailers aren't enough to meet demand and the DPW Superintendent recommends the purchase of two (2) more speed alert trailers, and

WHEREAS, the Superintendent received a written quote for two additional trailers at a delivered cost of \$20,462.44 under GSA Contract GS-07F-6092R, and

WHEREAS, ATS is the sole source for these trailers, be it

RESOLVED, that the Fleet Coordinator is hereby authorized to order two (2) All Traffic Solutions Speed Alert 18 Radar Message Sign Trailers for the DPW as mentioned hereon for a total of \$20,462.44 delivered from All Traffic Solutions, 14201 Sullyfield Circle, Ste 300, Chantilly, VA 20151 and the County Treasurer, Fleet Coordinator and the Clerk of the Board be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 216-22**

**AUTHORIZING TRANSFER OF FUNDS FOR COUNTY WATER SYSTEM**

**DATED: JULY 7, 2022**

**BY MR. MAURO:**

WHEREAS, the budget appropriation amount for Account No. A8320.401 Water System for 2022 was set and duly adopted for \$6,000.00, and

WHEREAS, the water system had problems and the pumps needed to be pulled out and repaired, and

WHEREAS, the 2022 appropriation is now over expended by \$3,629.97, and

WHEREAS, the County receives 67% reimbursement of yearly expenditures for the water system through the NYSDOT snow & ice contract, be it

RESOLVED, the County Board of Supervisors authorize that \$5,000.00 be transferred from Unappropriated County General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. A8320.401 Water System and that hereby the County Treasurer be so authorized, and the Highway Superintendent and Clerk of the Board be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 217-22**

**AUTHORIZING TRANSFER OF FUNDS TO OXBOW LAKE OUTLET CULVERT  
PROJECT**

**DATED: JULY 7, 2022**

**BY MR. TOMLINSON:**

WHEREAS, Resolution No. 132-21 Awarded D. H. Smith Co., Inc. the contract for the

construction of the Oxbow Culvert project in the amount of \$466,342.43, and

WHEREAS, Account No. D5112.2022 Oxbow Outlet Culvert project was only funded for construction and not engineering, and

WHEREAS, Greenman –Pedersen, Inc. consulting firm for Hamilton County on this Bridge NY project fees to date are \$69,308.78, and

WHEREAS, the County Highway Superintendent recommends the consulting services be included in this account, be it

RESOLVED, the County Board of Supervisors authorize that \$69,308.78 be transferred from Unappropriated County Road Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. D5112.2022 Oxbow Outlet Culvert project and that hereby the County Treasurer be so authorized and the Highway Superintendent and Clerk of the Board be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

After the following resolution was placed on the floor; Mr. Eldridge stated that the project ws done. There will be one change order for a change in fill. It is very minor. He believes they will end up being \$25,000 under the bid.

**RESOLUTION NO. 218-22**

**AUTHORIZING SECOND PAYMENT TO D. H. SMITH CO, INC. FOR OXBOW  
CULVERT PROJECT**

**DATED: JULY 7, 2022**

**BY MR. TOMLINSON:**

WHEREAS, the Oxbow Culvert Project is substantially complete, and

WHEREAS, the second payment application and certification has been approved by Greenman-Pedersen, Inc. for this project in the amount of \$224,864.09, be it

RESOLVED, that the County Treasurer is hereby authorized to make a check payable to D. H. Smith, Inc., PO Box 293, Clayville, NY 13322 in the amount of \$224,864.09 for the second payment, and the funds be taken out of Account D5112.2022 Oxbow Culvert Project and the Highway Superintendent and Clerk of the Board be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 219-22**

**AUTHORIZING THE PURCHASE AND INSTALL OF SECURITY SYSTEM  
COURTHOUSE AND JAIL - 2022**

**DATED: JULY 7, 2022**

**BY MR. TOMLINSON:**

WHEREAS, the DPW Superintendent has met with the Public Works Committee to discuss installing a security system for the courthouse and county jail complexes and

WHEREAS the DPW Superintendent received a written quote for the full purchase and installation from LINSTAR, Inc. under New York State Contract No. PT68825 in the amount of \$36,903.75 which includes a one year maintenance agreement, and

WHEREAS, the Emergency Services Department has grant funding for this project in the amount \$26,781.00 and the Superintendent recommends the security system be purchased and installed, and

WHEREAS, the Superintendent recommends to transfer the remaining funds necessary to complete the said security system, be it

RESOLVED, the DPW Superintendent is authorized to move forward with the purchase and installation of the security system for the County Courthouse and Jail at a cost of \$36,903.75 from LINSTAR, Inc., 430 Lawrence bell Drive, Buffalo, NY 14221, be it further

RESOLVED, the County Board of Supervisors authorize that \$10,122.75 be transferred from Unappropriated County General Fund Balance in accordance with Section 366 Subdivision 1 of the County Law to Account No. A1620.0413 IL & LP Building Projects and that hereby the County Treasurer be so authorized, and the Highway Superintendent and Clerk of the Board be so notified.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 220-22**



**AUTHORIZING TRANSFER OF VEHICLE WITHIN COUNTY AGENCIES**

**DATED: JULY 7, 2022**

**BY MR. TOMLINSON:**

WHEREAS, the Fleet Coordinator recommends the following vehicle transfer to utilize the vehicles for county departments:

Year	Make/Model	VIN	Plate
FROM: Social Services – Car #808			
(1) 2015	Chevrolet Impala	2G1WA5E30F1168041	AW4367
	To: Probation	Value:	\$2,000.00

and,

WHEREAS, the above values represent the policy of Hamilton County to transfer vehicles from one County Agency to another at 35% of low book value, now, therefore, be it

RESOLVED, that vehicle transfer be made as shown above, and be it further

RESOLVED, that the Fleet Coordinator ensure that the proper ownership is recorded and the appropriate paperwork for this transaction is accomplished, and be it further

RESOLVED, that the Director of Fixed Assets, Respective Department Heads, and the County Treasurer be so advised

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 221-22**

**AUTHORIZING DEPOSITION OF EXCESS VEHICLES**

**DATED: JULY 7, 2022**

**BY MR. MAURO:**

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

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

Year	Make/Model	VIN	Plate#	Dept	FN
2014	Chevrolet Impala	2G1WA5E30E1158043	AB9804	DPW	756

be it

RESOLVED, the above equipment be sold by auction online by Auctions International and funds from the mentioned auction shall be a revenue credit to Account DM2665 Sale of Equipment, 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. Farber and adopted by the following vote:

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

#### **RESOLUTION NO. 222-22**

#### **TRANSFER OF FUNDS – EMERGENCY MANAGEMENT**

**DATED: JULY 7, 2022**

**BY MR. FARBER:**

WHEREAS, the 2022 Emergency Management budget did not anticipate the cost of the Emergency Services Director having a vehicle, and

WHEREAS, there is a shortage of funds in Emergency Management Account No. A3640.0402 Travel/Office Expense, therefore, be it

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

FROM: A1990.0401 Contingent	\$5,000.00
TO: A3640.0402 Travel/Office Expense	\$5,000.00

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

#### **RESOLUTION NO. 223-22**

**APPROVAL OF AUDITS IN COUNTY HIGHWAY FUNDS**

**DATED: JULY 7, 2022**

**BY MR. FREY:**

RESOLVED, that the bills in the Machinery Fund amounting to \$473,079.57 and bills in the County Road Fund amounting to \$282,455.99 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. Snyder and adopted by the following vote:

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT, FARBER AND MAURO

NAYS: NONE

**RESOLUTION NO. 224-22**

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

**DATED: JULY 7, 2022**

**BY MR. FREY:**

RESOLVED, that the bills audited this day in the County General Fund in the amount of \$298,508.14 by the following committees:

Public Works (Buildings) Committee.....	\$36,035.71
Public Works (Solid Waste) Committee .....	67,948.87
Finance Committee .....	49,782.67
Health Committee.....	20,709.44
Human Services Committee.....	40,264.73
Central Government Committee .....	21,406.61
Emergency Prep./Emergency Response.....	19,704.09
Publicity, Tourism, Economic Development & Planning Committee.....	40,626.42
Internal Management Committee .....	2,029.60

be it further

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

Halloween Storm Capital Project 2019-1.....	\$ 539,558.12
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are hereby approved.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

A motion was made to close the Public Hearing on Proposed Local Law 10 of 2022 – Authorizing Sublease Agreement with NYSEG for Use of Existing Tower at Blue Mountain in Town of Indian Lake by Mr. Arsenault, seconded by Mr. Farber. Carried.

Mr. Farber made a motion to adopt Local Law No. 10 of 2022 - Authorizing Sublease Agreement with NYSEG for Use of Existing Tower at Blue Mountain in Town of Indian Lake, seconded by Ms. Bain. Motion Carried.

Motion: Mr. Farber:

Second: Ms. Bain:

#### LOCAL LAW NO. 10 of 2022

#### LOCAL LAW AUTHORIZING SUBLEASE AGREEMENT WITH NYSEG FOR USE OF EXISTING TOWER AT BLUE MOUNTAIN IN TOWN OF INDIAN LAKE

WHEREAS, in the Town of Indian Lake at Blue Mountain on lands leased by New York State Electric and Gas Corporation (NYSEG) exists a communications tower, and

WHEREAS, Hamilton County wishes to utilize such communications tower to enhance existing emergency management communications, and

WHEREAS, NYSEG is willing to enter into a 25-year sublease agreement allowing Hamilton County to enhance said communications, now, therefore,

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF HAMILTON, AS FOLLOWS:

Section 1. NYSEG is the tenant of premises in the Town of Indian Lake at Blue Mountain, said real property more particularly described as set forth in a certain deed dated December 21, 2010 and recorded in the Hamilton County Clerk's Office December 28, 2010 at Liber 252, Page 113.

Section 2. NYSEG has agreed to sublease to the County of Hamilton space on the said existing tower as more particularly set forth in the said sublease agreement.

Section 3. The term of the proposed sublease is twenty-five (25) years.

Section 4. An analysis of the potential environmental impacts of the said aforesaid sublease, if any, has been done under the State Environmental Quality Review Act (SEQRA) with Hamilton County acting as lead agency; in view of the existing tower, this legislative body

determines that the proposed action constitutes a Type II action, and accordingly adopts a Negative Declaration, with a determination of no significant effect on the environment.

Section 5. This Local Law is enacted to amend and supercede County Law Section 215(3) so as to authorize the County of Hamilton to enter into a lease of private property identified and as set forth hereinbefore, the purpose of superceding County Law Section 215 is to authorize the County to enter into a lease for a term exceeding five (5) years.

Section 6. The Chairman of the Board of Supervisors is authorized to enter into any and all agreements and execute all documents deemed necessary by the County Attorney for the lease of the above-described property from New York State Electric and Gas Corporation for a period of twenty-five (25) years.

Section 7. This Local Law shall take effect upon filing in accordance with the provisions of the Municipal Home Rule Law of the State of New York.

AYES: ARIETTA (292), BENSON (221), HOPE (413), INDIAN LAKE (1,363) INLET (355), LAKE PLEASANT (897), LONG LAKE (791), MOREHOUSE (92), WELLS (683) = 5,107

NAYS: NONE

RESOLUTIONS: *continued*

### **RESOLUTION NO. 225-22**

#### **AUTHORIZING SUBLEASE AGREEMENT WITH NYSEG FOR USE OF EXISTING TOWER AT BLUE MOUNTAIN IN TOWN OF INDIAN LAKE**

**DATED: JULY 7, 2022**

**BY MR. ARSENAULT:**

WHEREAS, in the Town of Indian Lake at Blue Mountain on lands leased by New York State Electric and Gas Corporation (NYSEG) exists a communications tower, and

WHEREAS, Hamilton County wishes to utilize such communications tower to enhance existing emergency management communications, and

WHEREAS, NYSEG is willing to enter into a 25-year sublease agreement allowing Hamilton County to utilize such tower as to enhance its emergency management communications, now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Hamilton authorizes the Chairman, with the approval of the County Attorney, to enter into a sublease agreement with NYSEG for use of the existing tower at Blue Mountain in the Town of Indian Lake so as to enhance emergency management communications within Hamilton County.

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

AYES: RHODES, SNYDER, TOMLINSON, WELLS, FREY, BAIN, ARSENAULT,  
FARBER AND MAURO

NAYS: NONE

Other Reports:

Mr. Farber: Discussed that there was a Court of Appeals case that effected trail work and that the Advisory Committee setup a subcommittee to deal with the trail maintenance and construction issues. In parallel with that the NYSDEC designated two Forest Preserve Coordinators. Josh Clague is the one in the Adirondacks and he will be coming on the 18<sup>th</sup> to talk about some of the trail work. Mr. Farber wants to motivate NYSDEC in getting some trail work done in this portion of the Adirondacks.

Mr. Farber: Stated that the new Senator for our district will be here on the 20<sup>th</sup>. He feels the intent is to make the invitation available to all Supervisors and the Chairman will be talking with the Department Heads. He wants everyone to think about what they want the Senator to be more aware of.

Mr. Snyder: Thanked Mr. Eldridge for all the help he gives to the towns.

Ms. Bain: Stated that she had given the Board members Salute to Service flyers. She asked for the Supervisors to encourage the veterans in their towns to attend. It's a nice evening and it's free.

The Chairman stated that the comments to the APA concerning the SLMP and the Wildlife Forest Interpretation are due July 12<sup>th</sup>. He received a response letter from Mark Schachner and would be sharing a copy with the Board.

The Chairman discussed the frustration and constant fight around cell tower coverage. He discussed a medical emergency where the people had to drive 40 minutes to get cell service. Unfortunately, the person didn't make it and he would like to put the APA staff as well as the environmental groups in that car and see how they would have felt. Mr. Frey stated that he agreed with the Chairman. He described the tone of the APA was that people should know what they are getting into when they go on these trips. He too finds it infuriating. The expectation level that people have when they come here is going to weigh heavy on the county, towns and emergency services without the support of the communication. He has made the comment repeatedly that the reason why there are some of these towers is because the NY Times did an excellent job of covering the couple that went off the road on the Northway 15 to 20 years ago. The wife sat there and watched her husband die. Mr. Farber agreed with both the Chairman and Mr. Frey. He discussed how FirstNet is the federally and state designated cellular platform that can help enhance service to the first responders but it doesn't work if you don't have cell towers. He discussed how it is okay to have a second home that can be seen from more places than a cell tower. There are these unrealistic bizarre kinds of thresholds that have to be met. He stated that the APA Commissioners aren't going to move the APA staff. When the Governor decides they want this addressed that is what fixes it. Ms. Bain stated that it might be a good idea for each Supervisor to bring it back to their towns and put together their own letter to send. Mr. Farber stated that AT&T

is in the process of lighting the last of their towers and there should be a strategy in parallel to pushing the Governor's Office to play the three providers off each other to see where the next round of cell towers/cell tower equipment is going to go. He feels that it should be working with the County and Emergency Management to get equipment on Hope, Arietta and Morehouse but if there are other dead spots then they should push for that as well.

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