

**REGULAR SESSION
FIRST DAY**

Wednesday, January 3, 2007

The Otsego County Board of Representatives met for its first session on Wednesday, January 3, 2007, at the Representatives' Chambers, Otsego County Office Building in the Village of Cooperstown, New York.

The Clerk of the Board, Laura A. Child, called the meeting to order.

The roll was called and the following Representatives were found to be present:

OTSEGO COUNTY BOARD OF REPRESENTATIVES – 2007

<u>DISTRICT</u>	<u>NAME</u>	<u>ADDRESS</u>
No. 1	Gregory J. Relic	236 Main Street PO Box N Unadilla, NY 13849
No. 2	James P. Powers	719 County Highway 18 South New Berlin, NY 13843
No. 3	Ronald R. Feldstein	40 Medallion Drive Otego, NY 13825
No. 4	Hugh I. Henderson	5282 State Highway 23 Oneonta, NY 13820
No. 5	Stephen D. Fournier	2582 State Highway 28 Oneonta, NY 13820
No. 6	Donald L. Lindberg	233 Main Street PO Box 391 Worcester, NY 12197-0391
No. 7	Philip A. Durkin	1112 County Highway 50 Cherry Valley, NY 13320
No. 8	Nancy A. Iversen	221 Pierstown Road Cooperstown, NY 13326
No. 9	Keith O. McCarty	5503 US Highway 20 East Springfield, NY 13333
No. 10	Betty Anne Schwerd	806 Betty Annes Road Hartwick, NY 13348

No. 11	Martha M. Stayton	6 Draper Street Oneonta, NY 13820
No. 12	Catherine M. Rothenberger	17 Linden Avenue Oneonta, NY 13820-1409
No. 13	Rudolph M. Laguna, Jr.	303 Chestnut Street Oneonta, NY 13820
No. 14	Kevin V. Hodne	18½ Walnut Street Oneonta, NY 13820

Clerk of the Board Laura Child asked for nominations for Temporary Chairman. Representative Powers nominated Representative Fournier for Temporary Chairman. Representative Relic seconded the nomination. Representative Lindberg nominated Representative Hodne for Temporary Chairman. Representative Durkin seconded the nomination. There were no other nominations. Roll call vote. Total: 6,167; Fournier: 2,937 - Relic, Powers, Henderson, Fournier, McCarty, Schwerd; Hodne: 3,230 - Feldstein, Lindberg, Durkin, Iversen, Stayton, Rothenberger, Laguna, Hodne. The Clerk declared Representative Hodne the Temporary Chairman. Representative Hodne immediately assumed the duties of the office.

Temporary Chairman Hodne asked for nominations for permanent Chairman. Representative McCarty nominated Representative Lindberg for permanent Chairman. Representative Durkin seconded the nomination. Representative Fournier nominated Representative Relic for permanent Chairman. Representative Powers seconded the nomination. Representative Rothenberger nominated Representative Feldstein for permanent Chairman. Representative Feldstein declined the nomination. There were no other nominations. Roll call vote. Total: 6,167; Lindberg: 3,281 - Feldstein, Lindberg, Durkin, Iversen, McCarty, Stayton, Laguna, Hodne; Relic: 2,560 - Relic, Powers, Henderson, Fournier, Schwerd; Abstained: 326 - Rothenberger. Temporary Chairman Hodne declared Representative Lindberg the Chairman of the Board for 2007. Representative Lindberg immediately assumed the duties of Chairman.

Chairman Lindberg asked for nominations for Vice Chairman. Representative Relic nominated Representative Henderson for Vice Chairman. Representative Fournier seconded the nomination. Representative Iversen nominated Representative Feldstein for Vice Chairman. Representative Laguna seconded the nomination. There were no other nominations. Roll call vote. Total: 6,167; Henderson: 2,937 - Relic, Powers, Henderson, Fournier, McCarty, Schwerd; Feldstein: 3,230 - Feldstein, Lindberg, Durkin, Iversen, Stayton, Rothenberger, Laguna, Hodne. Chairman Lindberg declared Representative Feldstein the Vice Chairman for 2007.

Chairman Lindberg thanked the County Board for its support and said there was a lot of work ahead this year. He said he would do the best job he could.

Under Privilege of the Floor, Steve Purcell from the Fly Creek Valley asked if there is a law that prevents the County Board from repealing the present tax budget. Can the Board cite the law and give it to him. He would also like to know if the County Board's hands are tied to prevent it from doing something quickly about the matter.

Diane Koffer from Hartwick asked how can we have a tax increase, when several new businesses have been cropping up in Hartwick. There is a 37% tax increase for the residents of Hartwick. People on a fixed income have to make a choice of medicine, food or taxes with the tax increase. The increased taxes are frightening people, especially the elderly. There has got to be an answer.

Willy Bruneau from Middlefield feels the present tax increase should be repealed and reduced to 2.5%. It is not just the Treasurer who is at fault, but also the County Board. He demanded that the matter be rectified.

James Salisbury from Otego asked the County Board to look at ways to give back the overage in taxes to the residents of the county. Many counties had no tax increase this year.

Mrs. Thomson from Cooperstown stated this is an open meeting and procedures should be changed so the County Board could give answers to the public's questions. She said that the public is being told that something is in progress to rectify the large tax increase, but the public needs a clearer explanation.

Brenda Berstler from Cooperstown said there was no tax increase for seven of the last ten years. She hopes this is just one big grievous mathematical mistake, since no one can absorb this much of an increase. The County Board needs to redo the process and fix the problem.

Marcia Membrino, Milford, asked what the County Board was going to do before the residents pay their bills. This large tax increase is unconscionable. Something has to be done to fix the problem.

Pat McBrearty, Hartwick, said that the taxpayers have a solution. The taxpayers can figure out what a 2.5% increase is over last year's bill and pay the smaller amount.

Ralph Woodbeck, Cooperstown, said that since the County Board thought it voted on a 2.5% tax increase, than the original vote should be cancelled until the County Board has the right numbers.

Erica Riddleson from Cooperstown said that she wants to see the large tax increase repealed.

John Schallert, Otsego, said the large tax increase will have a trickle down effect. If people pay their tax bill, they will not have the funds to buy something else. He said the County Board needs to let the people know what is happening.

A gentleman from Cooperstown told the County Board members not to get comfortable in their chairs. Election Day is coming.

A gentleman from Milford said that Delaware County had less than a 1% tax increase because the philosophy in that county is to reduce county government.

Bob Hickey from Hartwick said the County Board needs a larger room to hold meetings when a big issue arises. More people would attend to voice their opinion.

Alana Williams from Westford said she was surprised that the County Board did not use more common sense on the budget. Westford had a large budget, but it kept cutting until they brought the numbers down. The County Board needs to do the same thing.

Mel Zimmerman from Cooperstown asked why the County Board could not submit new tax bills to the taxpayers and allow them to pay through April 30th without penalty.

John Phillips from Oakville said the County Board members should forfeit their salaries and benefits until the problem is fixed.

Representative Ronald Feldstein, Chairman of the Administration Committee, reported that the County Board is working on reducing the budget and the tax increase. It is also working with the New York State Comptroller's Office to see just what can be done about returning the excess back to the taxpayers. He apologized for the mistake that occurred with the county budget.

County Attorney Rodney Klafehn said the County Board is working on the process to make budget reductions that will bring the tax levy increase down to 2.5%. The county is working with the New York State Comptroller's Office to determine the legal means to rescind the present budget and enact a new budget. It will be a logistical challenge to reissue new tax bills. He said that the County Board will share all the options available when it gets final answers from the state.

Chairman Lindberg stated that the County Board will work as hard as it can to get the tax increase lowered to 2.5%. He said that county residents will only be paying a 2.5% increase when everything is finalized. Anyone who has already paid their bill will get a refund. He said that he was sorry for all the inconvenience.

The Chairman declared a short break.

The Board reconvened.

The following communications were read and ordered filed:

Petition with 127 signatures - Stating we the taxpayers of Otsego County strongly oppose spending taxpayer dollars on the Lower Toddsville Bridge in the Towns of Otsego and Hartwick.

Rudolph Laguna, Jr., Oneonta - Letter of resignation from the MOSA Governing Board. My decision to do so is based upon a number of factors, not the least of which is the inherent conflict of serving on the MOSA Board and the Board of Representatives.

The reports of the Standing Committees were given and ordered filed.

Representative Relic moved to dispense with the reading of all the resolutions. Seconded, Iversen. Total: 6,167; Ayes: 6,167. Motion carried.

RESOLUTION NO. 1-2007

RESOLUTION - AUTHORIZING THE CHAIRMAN OF THE BOARD TO

**EXECUTE AGREEMENTS WITH CERTAIN HEALTH CARE FACILITIES FOR
HIV COUNSELING AND TESTING**

SCHWERD, IVERSEN, LAGUNA

WHEREAS, Section 2304(1) of the Public Health Law requires that each Board of Health of a Health District provide facilities for free counseling and testing of persons suspected of being infected or who are infected with HIV; and

WHEREAS, all Bassett clinics and Planned Parenthood, Oneonta, New York, are willing to provide these services for the County; and

WHEREAS, it is in the best interest of the County to enter into agreements with the aforementioned medical facilities for the provision of such services; now, therefore, be it

RESOLVED, that the Chairman of this Board be and hereby is authorized to execute agreements with Bassett Healthcare, Cooperstown, New York and Planned Parenthood, Oneonta, New York, to provide to the County the professional services necessary and required by Section 2304(1) of the Public Health Law regarding the counseling and testing of persons suspected of being infected or actually infected with HIV, at the following rate, for a period of one (1) year commencing January 1, 2007 and terminating December 31, 2007; said contracts to contain such other terms and conditions as are in the best interest of the County of Otsego:

\$98.50 per patient consultation

and be it further

RESOLVED, that the funding for these contracts is included in the 2007 Biologicals Budget (4074) at line 4800 Other Expense and is 100% state reimbursable.

Seconded, Relic. Roll call. Total: 6,167; Ayes: 5,541; Noes: 626 - Fournier. Adopted.

RESOLUTION NO. 2-2007

**RESOLUTION - AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE
AGREEMENTS WITH CERTAIN HEALTH CARE FACILITIES FOR SEXUALLY
TRANSMITTED DISEASE CLINIC SERVICES**

SCHWERD, IVERSEN, LAGUNA

WHEREAS, Section 2304(1) of the Public Health Law requires that each Board of Health of a Health District provide facilities for free diagnosis and treatment of persons suspected of being infected or who are infected with venereal disease; and

WHEREAS, all Bassett clinics, with primary location at Atwell Road, Cooperstown, New York; Planned Parenthood, Oneonta, New York; and all Fox Hospital clinics with primary location at Norton Avenue, Oneonta, New York, are willing to provide these services for the County; and

WHEREAS, it is in the best interest of the County to enter into agreements with the aforementioned medical facilities for the provision of such services; now, therefore, be it

RESOLVED, that the Chairman of this Board be and hereby is authorized to execute agreements with Bassett Healthcare, Cooperstown, New York; Planned Parenthood, Oneonta, New York; and A.O. Fox Hospital, Oneonta, New York, to provide to the County the professional services necessary and required by Section 2304(1) of the Public Health Law regarding the diagnosis and treatment of persons suspected of being infected or actually infected with venereal disease, at the following rates, for a period of one (1) year commencing January 1, 2007 and terminating December 31, 2007; said contracts to contain such other terms and conditions as are in the best interest of the County of Otsego:

\$85.00 per patient consultation
\$50.00 revisit

Laboratory tests:

Chlamydia	\$25.00
GC (DNA Probe)	\$25.00
Syphilis	\$25.00

Medication to be charged separately as follows. There shall be an agreement with Eckerd Pharmacy to provide medication at these prices:

Ceftriaxone IM	\$35.00
Penicillin IM	\$40.00
Ofloxin	\$7.00 per tablet
Zithromax	\$40.00

and be it further

RESOLVED, that the funding for these contracts is included in the 2007 Biologicals Budget (4074) at line 4800 Other Expense and is 100% state reimbursable.

Seconded, Durkin. Roll call. Total: 6,167; Ayes: 5,541; Noes: 626 - Fournier. Adopted.

RESOLUTION NO. 3-2007

RESOLUTION - AUTHORIZING CONTRACT WITH THE OTSEGO-NORTHERN CATSKILL BOARD OF COOPERATIVE EDUCATIONAL SERVICES FOR PAYMENT OF ONE-THIRD OF TUITION COSTS FOR PRACTICAL NURSING STUDENTS

SCHWERD, IVERSEN, LAGUNA

WHEREAS, this Board has approved, by budget, the expenditure of \$20,000 towards the tuition payments for practical nursing students attending the Otsego-Northern Catskill Board of Cooperative Educational Services (hereinafter referred to as BOCES),

Otsego Area School of Practical Nursing program; these expenditures to be limited to the maximum of one-third of such tuition costs for each Otsego County resident practical nursing student during the year 2007; and

WHEREAS, it is the desire of this Board that these practical nursing students find employment in the nursing field within the County of Otsego, following their studies; and

WHEREAS, it is appropriate that a contract with BOCES be authorized to assure proper application of this expenditure; now, therefore, be it

RESOLVED, that the Chairman of this Board be authorized to contract for the year 2007 with BOCES for the payment of it of sums not exceeding a total amount of \$20,000 for payment of tuition for Otsego County residents who are practical nursing students enrolled in the Otsego Area School of Practical Nursing Program, sponsored by BOCES; this County's financial contribution being limited to a maximum of one-third of the tuition cost as charged by BOCES for each Otsego County resident; all vendor claims submitted by BOCES shall include the name of each student, resident address and the amounts being reimbursed for each resident student; this contract shall contain such other terms as shall be in the best interests of the County of Otsego; and be it further

RESOLVED, that the funding for the above contract is included in the 2007 Other Educational Activities Budget (2980) at line 4800 Other - BOCES.

Seconded, Stayton. Roll call. Total: 6,167; Ayes: 5,790; Noes: 377 - McCarty. Adopted.

RESOLUTION NO. 4-2007

RESOLUTION - AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF OTSEGO COUNTY

SCHWERD, IVERSEN, LAGUNA

WHEREAS, the County of Otsego has allocated in its budget for the fiscal year 2007 the expenditure of \$175,000.00 for the support and maintenance of the work of the Cornell Cooperative Extension of Otsego County, and for the conduct of the extended educational programs of the New York State College of Agriculture and Life Sciences, the College of Human Ecology, and other units at Cornell University; and

WHEREAS, it is appropriate that a contract with Cornell Cooperative Extension of Otsego County be authorized to assure proper application of this expenditure; now, therefore, be it

RESOLVED, that the Chairman of this Board be and hereby is authorized to contract with the Cornell Cooperative Extension of Otsego County for the purpose of providing funds, not to exceed \$175,000.00, to the Cornell Cooperative Extension of Otsego County to pay towards the support and maintenance of the work of the Cooperative Extension and for the conduct of the extended educational programs of the New York State College of Agriculture and Life Sciences, the College of Human Ecology, and other units at Cornell

University, for the contract term January 1, 2007 to December 31, 2007; said contract to contain such other terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funding for this contract is included in the 2007 Cornell Cooperative Extension Budget (8751) at line 4800 Other.

Seconded, Durkin. Representative Relic moved to amend all the resolutions for contract renewals by changing the proposed 2007 rate(s) back to the existing 2006 rate(s), except for those resolutions that are 100% reimbursable. Seconded, entire Board. Total: 6,167; Ayes: 6,167. Motion carried. {This motion affects Resolution Nos. 4, 5, 7, 8, 9, 16, 27, 30 and 33.}

Roll call on resolution amended to the 2006 rate. Total: 6,167; Ayes: 6,167. Adopted as amended. {Resolution No. 4-2007 adopted at 2006 rate of \$150,000. See Resolution No. 43-2007 at the January 10, 2007 County Board meeting for further action.}

RESOLUTION NO. 5-2007

RESOLUTION - AUTHORIZING THE CHAIRMAN OF THE BOARD TO CONTRACT FOR THE DEPARTMENT OF HEALTH'S EARLY INTERVENTION PROGRAM AND PRESCHOOL PROGRAM CONTRACTED SERVICES

SCHWERD, IVERSEN, LAGUNA

RESOLVED, that the Chairman of the Board be and hereby is authorized to execute agreements with certain individuals and/or organizations to provide the following Department of Health's Early Intervention Program and Preschool Program Contracted Services for the year 2007:

Services Under Preschool Education

Related Services (Speech, Occupational
Therapy, Physical Therapy, etc.)
Psychological Evaluations
Social History
Non-Physician Evaluation
Physical Evaluations
Itinerant Special Education Teacher
Center Based Tuition
1:1 Aide w/in Center Based
Child Assistant
Transportation
Parent Training

Services Under Early Intervention

Basic Visit
Extended Visit

Developmental Groups
Multi-Disciplinary Evaluations
Non-physician Evaluation
Physician Evaluation
Screenings

and be it further

RESOLVED, that said agreements shall contain such other terms and provisions as are in the best interest of the County of Otsego; and be it further

RESOLVED, that the funds for the above agreements/services are included in the 2007 Early Intervention Program Budget (4059) at line 4900 Contracted Services and the 2007 DOH-CWSN 3-5 Administration Budget (4060) at line 4900 Contracted Services; reimbursement includes Medicaid, third party insurance, then reimbursement from the NYS Department of Health (EI) or from the NYS Department of Education for direct service.

Seconded, Henderson. Roll call on resolution amended to the 2006 rates. Total: 6,167; Ayes: 5,777; Abstained: 390 - Iversen. Adopted as amended. {Pursuant to the motion approved earlier in the meeting regarding contract renewals, Resolution No. 5-2007 adopted at the 2006 rates. See Resolution No. 44-2007 at the January 10, 2007 County Board meeting for further action.}

RESOLUTION NO. 6-2007

RESOLUTION - AUTHORIZING CHAIRMAN OF THE BOARD TO EXECUTE AGREEMENT WITH ENGINEERS FOR DESIGN, CONSTRUCTION/INSPECTION OF BRIDGE BIN 3354010, COUNTY ROAD 18 OVER WHARTON CREEK IN TOWN OF PITTSFIELD

POWERS, MCCARTY, DURKIN

RESOLVED, that the Chairman of the Board be and hereby is authorized to enter into an agreement with C & S Engineers, Inc., 499 Col. Eileen Collins Boulevard, Syracuse, New York 13212, for the design, construction/inspection of the bridge BIN 3354010, located on County Road 18 over Wharton Creek, in the Town of Pittsfield, Otsego County, New York, these services being professional engineering services and not requiring public bidding, for a cost not to exceed \$156,705.00; and be it further

RESOLVED, that said agreement shall contain such other terms and conditions as are in the best interest of the County of Otsego; and be it further

RESOLVED, that the funds for this project are available in the 2007 Highway Budget under D5112.2020, D5110.4500, 8760.4900D, 8760.1000D and 8760.2000D.

Seconded, Relic. Roll call. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 7-2007

**RESOLUTION - AUTHORIZING CHAIRMAN OF THE BOARD TO
ENTER INTO AGREEMENTS FOR PROFESSIONAL ENGINEERING
SERVICES FOR VARIOUS COUNTY ROADS FOR THE YEAR 2007**

POWERS, MCCARTY, DURKIN

WHEREAS, certain engineering firms propose to render professional engineering services to the Otsego County Highway Department in connection with various County roads during the year 2007; and

WHEREAS, it appears to be in the best interests of the County to contract with these engineering firms for these professional engineering services; said services being professional in nature and not requiring public bidding; now, therefore, be it

RESOLVED, that the Chairman of this Board be and hereby is authorized to contract with the following engineering firms to render professional engineering services for various County roads during the year 2007, in accordance with an hourly rate schedule which is on file in the Office of the Clerk of the Board; these services being professional in nature and not requiring public bidding by the County:

1. McFarland & Johnson, Inc.
49 Court Street Metrocenter
Box 1908
Binghamton, New York 13902
2. Earth Tech
40 British American Boulevard
Latham, New York 12110
3. Barton & Loguidice
290 Elwood Davis Road
P.O. Box 3107
Syracuse, New York 13220
4. C&S Engineers, Inc.
1099 Airport Blvd.
North Syracuse, New York 13212
5. Spectra Engineering, PC
19 British American Blvd.
Latham, New York 12110
6. Shumaker Consulting Engineering & Land Surveying, PC
320 North Jensen Road
Vestal, New York 13850
7. Delta Engineers, P.C.
164 Court Street
Binghamton, New York 13901-3514
8. Foit - Albert Associates

435 New Karner Road
Albany, New York 12205

and be it further

RESOLVED, that said contracts shall contain such other terms and conditions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funds for these contracts are provided in the 2007 Highway Budget under various Highway Projects.

Seconded, Feldstein. Roll call on resolution amended to the 2006 rates. Total: 6,167; Ayes: 6,167. Adopted as amended. {Pursuant to the motion approved earlier in the meeting regarding contract renewals, Resolution No. 7-2007 adopted at the 2006 rates. See Resolution No. 45-2007 at the January 10, 2007 County Board meeting for further action.}

RESOLUTION NO. 8-2007

RESOLUTION - AUTHORIZING CHAIRMAN TO EXECUTE CONTRACT WITH FAMILY NURSE PRACTITIONER IN CHEMICAL DEPENDENCIES CLINIC

SCHWERD, IVERSEN, LAGUNA

WHEREAS, there is a need for the services of a Family Nurse Practitioner/Nurse Practitioner in Psychiatry at the Otsego County Chemical Dependencies Clinic; and

WHEREAS, Theresa L. von Hassel, FNP-C, NPP has expressed a willingness to provide her services to said clinic; now, therefore, be it

RESOLVED, that the Chairman of this Board be and hereby is authorized to execute a contract with Theresa L. von Hassel, FNP-C, NPP, 373 Sawyer Hollow Road, Summit, New York 12175, for the aforesaid services, commencing January 1, 2007 through December 31, 2007, at the rate of \$80.00 per hour, not to exceed 520 hours per year, at a cost not to exceed \$41,600.00 for the term of the contract; and be it further

RESOLVED, that the services provided by the Contractor are to be arranged by the Clinic Director; and be it further

RESOLVED, that Ms. von Hassel agrees to maintain malpractice/professional liability insurance during the term of the contract; and be it further

RESOLVED, that said contract shall contain such other terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funds for this contract are included in the 2007 Alcoholism Budget (4250) at line 4880 Consultants and consist of 100% reimbursement from program fees.

Seconded, Stayton. Representative Iversen moved to leave this amended resolution at the 2007 proposed rate and increase the hours to 520. Seconded, Durkin. Total: 6,167. Ayes: 6,167. Motion carried. Roll call on resolution amended back to the 2007 rate and hours. Total: 6,167; Ayes: 6,167. Adopted as amended.

RESOLUTION NO. 9-2007

RESOLUTION - AUTHORIZING CHAIRMAN TO EXECUTE CONTRACT WITH PHYSICIAN FOR SERVICES AT CHEMICAL DEPENDENCIES CLINIC

SCHWERD, IVERSEN, LAGUNA

WHEREAS, there is a need for the services of a Physician at the Chemical Dependencies Clinic; and

WHEREAS, Fern Thomas, M.D. has expressed a willingness to provide her professional services to said clinic; now, therefore, be it

RESOLVED, that the Chairman of this Board be and hereby is authorized to execute a contract with Fern Thomas, M.D., 189 Main Street, Oneonta, New York 13820, for her services as Physician at the Chemical Dependencies Clinic, commencing January 1, 2007 and ending December 31, 2007, at the rate of \$90.00 per hour, not to exceed 520 hours per year, at a cost not to exceed \$46,800.00 for the term of the contract; and be it further

RESOLVED, that said contract shall contain such other terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funds for this contract are included in the 2007 Alcoholism Budget (4250) at line 4880 Consultants and consist of 100% reimbursement from program fees.

Seconded, Relic. Representative Iversen moved to leave this amended resolution at the proposed 2007 rate and to increase the hours to 520. Seconded, Durkin. Total: 6,167; Ayes: 6,167. Motion carried. Roll call on resolution amended back to the 2007 rate and hours. Total: 6,167; Ayes: 6,167. Adopted as amended.

RESOLUTION NO. 10-2007

RESOLUTION - AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE CONTRACT WITH OTSEGO-NORTHERN CATSKILL BOCES FOR SUBSTANCE ABUSE PREVENTIVE SERVICES

SCHWERD, IVERSEN, LAGUNA

WHEREAS, the County of Otsego is hereby authorized to establish, operate, and maintain substance abuse preventive services for the school age population of Otsego County pursuant to the Mental Hygiene Law of the State of New York; and

WHEREAS, the State of New York provides 100% funding for these services, and such funding will continue for the year 2007; and

WHEREAS, the Otsego-Northern Catskill BOCES is capable of assisting the County in its discharge of its responsibilities under said Mental Hygiene Law; now, therefore, be it

RESOLVED, that the Chairman of this Board be and hereby is authorized to execute a contract with the Otsego-Northern Catskill BOCES to provide substance abuse preventive services for the school age population in Otsego County, pursuant to the Mental Hygiene Law of the State of New York, utilizing 100% state funding in the amount of \$113,913.00, for the period January 1, 2007 to December 31, 2007; said contract to contain such other terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funds for this contract are included in the 2007 Contracted Mental Health Services Budget (4322) at line 4800 Substance Abuse and consist of 100% state funds.

Seconded, Feldstein. Roll call. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 11-2007

RESOLUTION - APPROVING EXECUTION OF CONTRACT FOR THE RENDERING OF ALCOHOLISM SERVICES IN OTSEGO COUNTY

SCHWERD, IVERSEN, LAGUNA

WHEREAS, funds are available through the New York State Office of Alcoholism and Substance Abuse Services to the County for purposes of providing educational services, information and referral services for residents of Otsego County suffering from the diseases of alcoholism and other addictions; and

WHEREAS, in addition, Task Force on Integrated Projects (TFIP) 100% funds are available under the auspices of the New York State Office of Alcoholism and Substance Abuse Services; these TFIP funds will be administered under the Division of Alcoholism and Alcohol Abuse (DAAA); and

WHEREAS, the amount of the funding for the Information and Referral Services and the Task Force on Integrated Projects totals \$443,172.00; and

WHEREAS, the Leatherstocking Education on Alcoholism/Addictions Foundation, Inc. (LEAF, Inc.) has expressed a willingness and desire to continue to act as an agency to the County for purposes of providing these alcoholism and other addictions educational services; and

WHEREAS, it appears to be in the best interests of the residents of the County of Otsego to provide these services; now, therefore, be it

RESOLVED, that upon receipt of the funds from the State of New York as above set forth, the Chairman of the Board of Representatives and the Director of the Community Services Board are authorized to execute an alcoholism/addictions services contract, on

behalf of the County of Otsego, with LEAF for the contract period January 1, 2007 through December 31, 2007, containing such terms and provisions as are in the best interests of the County of Otsego and complying with all federal, state and local statutes, rules and regulations which would enable LEAF to continue to utilize designated funds to operate a program of alcoholism/addictions informational and educational services in the County of Otsego; and be it further

RESOLVED, that upon the expiration of the term of the aforementioned contract, a subsequent resolution must be adopted by this Board to authorize the extension of additional terms of said contract; and be it further

RESOLVED, that the funds for this contract are included in the 2007 Contracted Mental Health Program (4323) at line 4800 LEAF - Information and Referral and consist of 100% state funds.

Seconded, Durkin. Roll call. Total: 6,167; 6,167. Adopted.

RESOLUTION NO. 12-2007

RESOLUTION - AUTHORIZING CHAIRMAN OF THE BOARD TO EXECUTE A CONTRACT WITH THE HARBOUR PROGRAM OF MHA IN ULSTER CO., INC.

SCHWERD, IVERSEN, LAGUNA

WHEREAS, the State of New York has provided a grant in the amount of \$163,044.00 through the Community Reinvestment Act, for the services of a Psychiatric Nurse Practitioner and to operate Adolescent Outreach Services; and

WHEREAS, the County, through the Otsego Community Services Board, desires to contract with The Harbour Program of MHA in Ulster Co., Inc., 132 Delaware Street, Suite 2B, Walton, New York 13856, to effectuate these services for the year 2007; the same to be without cost to the County other than this state grant; now, therefore, be it

RESOLVED, that the Chairman of this Board is authorized to execute a contract for the year 2007 with The Harbour Program of MHA in Ulster Co., Inc. for the services of a Psychiatric Nurse Practitioner and to operate Adolescent Outreach Services for adolescents aged 12-21 years, utilizing 100% Community Reinvestment Act funding in an amount not to exceed \$163,044.00, contingent upon the availability of on-going state funding; said contract shall contain such other terms and obligations as shall be in the best interests of the County of Otsego; and be it further

RESOLVED, that the funds for this contract are included in the 2007 Harbour Program – Reinvestment Budget (4326.4800) and consist of 100% state funds.

Seconded, Rothenberger. Roll call. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 13-2007

**RESOLUTION – AUTHORIZING CONTRACT FOR REHABILITATION
SUPPORT SERVICES**

SCHWERD, IVERSEN, LAGUNA

WHEREAS, the State Office of Mental Health has heretofore provided a grant to the Otsego County Community Services Board in the amount of \$758,228.00 to develop and operate Supportive Case Management services as a component of the Single Point of Access System for Otsego County adults with serious mental illness and for seriously emotionally disturbed children, and to develop psychosocial rehabilitation programs; and

WHEREAS, the County, through the Otsego County Community Services Board, desires to contract with Rehabilitation Support Services, Inc. to effectuate these programs and services for the year 2007, the same to be without cost to the County other than this state grant; now, therefore, be it

RESOLVED, that the Chairman of this Board of Representatives and the Director of the Community Services Board are authorized to execute a contract for the year 2007 with Rehabilitation Support Services, Inc. of Albany, New York, to develop and operate Supportive Case Management services as a component of the Single Point of Access System for Otsego County adults with serious mental illness and for seriously emotionally disturbed children, and to develop psychosocial rehabilitation programs, utilizing 100% state funding of \$758,228.00; and be it further

RESOLVED, that said contract shall contain such other terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funds for this contract are included in the 2007 Contract – Mental Health – CSS Budget (4324) at line 4800 Rehabilitation Support Services and 4810 RSS Reinvestment and consist of 100% state funds.

Seconded, Feldstein. Roll call. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 14-2007

**RESOLUTION - AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE
CONTRACT WITH THE OTSEGO COUNTY CHAPTER OF THE NEW YORK STATE
ASSOCIATION FOR RETARDED CITIZENS FOR SHELTERED EMPLOYMENT**

SCHWERD, IVERSEN, LAGUNA

WHEREAS, the Otsego County Chapter of the New York State Association for Retarded Citizens provides sheltered employment to the developmentally disabled population of Otsego County; and

WHEREAS, the Otsego County Board of Representatives agrees that there is a need for these services and wishes to support them via pass-through state aid funds and a local government contribution; now, therefore, be it

RESOLVED, that the Chairman of the Board of Representatives be and hereby is

authorized to enter into a contract with the Otsego County Chapter of the New York State Association for Retarded Citizens for the above services, for the period January 1, 2007 through December 31, 2007; total financial support for these services is \$362,000, consisting of the following:

Office of Mental Retardation & Developmental Disabilities Funding	\$324,500
County Contribution	<u>37,500</u>
TOTAL	\$362,000

and be it further

RESOLVED, that the above contract is authorized in the 2007 Association for Retarded Citizens Budget (4330) at line 4800 ARC.

Seconded, Durkin. Roll call. Total: 6,167; Ayes: 6,167. Adopted. {The 2007 rates are the same as the 2006 rates.}

RESOLUTION NO. 15-2007

RESOLUTION - AUTHORIZING CHAIRMAN TO EXECUTE CONTRACT WITH PSYCHIATRIC CONSULTANT FOR SERVICES AT THE COMMUNITY SERVICES CLINIC

SCHWERD, IVERSEN, LAGUNA

WHEREAS, there is a need for the services of a Psychiatric Consultant at the Otsego County Community Services Clinic; and

WHEREAS, Robert A. Mitchell, M.D. has expressed a willingness to provide his services approximately every week to said clinic; now, therefore, be it

RESOLVED, that the Chairman of this Board be and hereby is authorized to execute a contract with Robert A. Mitchell, M.D., 1286 Wendell Avenue, Schenectady, New York 12308, for the aforesaid services, commencing January 1, 2007 through December 31, 2007, at the rate of \$100.00 per hour, not to exceed 1,152 hours per year, at a cost not to exceed \$115,200.00 for the term of the contract; and be it further

RESOLVED, that the services provided by Dr. Mitchell are to be arranged by the Clinic Director; and be it further

RESOLVED, that Dr. Mitchell agrees to maintain malpractice/professional liability insurance during the term of the contract; and be it further

RESOLVED, that said contract shall contain such other terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funds for this contract are included in the 2007 Mental Health Budget (4310) at line 4880 Consultants and consist of 100% reimbursement from fees for service.

Seconded, Durkin. Roll call. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 16-2007

**RESOLUTION - AUTHORIZING CHAIRMAN TO EXECUTE CONTRACT
WITH PSYCHIATRIC CONSULTANT FOR SERVICES AT THE
COMMUNITY SERVICES CLINIC**

SCHWERD, IVERSEN, LAGUNA

WHEREAS, there is a need for the services of a Psychiatric Consultant at the Otsego County Community Services Clinic; and

WHEREAS, Samuel Press, M.D. has expressed a willingness to provide his services approximately every other week to said clinic to work with children; now, therefore, be it

RESOLVED, that the Chairman of this Board be and hereby is authorized to execute a contract with Samuel Press, M.D. for the aforesaid services, commencing January 1, 2007 through December 31, 2007, at the rate of \$140.00 per hour, not to exceed 768 hours per year, at a cost not to exceed \$107,520.00 for the term of the contract; and be it further

RESOLVED, that the services provided by Dr. Press are to be arranged by the Clinic Director; and be it further

RESOLVED, that Dr. Press agrees to maintain malpractice/professional liability insurance during the term of the contract; and be it further

RESOLVED, that said contract shall contain such other terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funds for this contract are included in the 2007 Mental Health Budget (4310) at line 4880 Consultants and consist of 100% reimbursement from fees for service.

Seconded, Durkin. Representative Iversen moved to leave the resolution at the 2007 rate and to increase the hours to 768. Seconded, Stayton. Total: 6,167; Ayes: 6,167. Motion carried. Roll call on resolution amended back to the 2007 rate and hours. Total: 6,167; Ayes: 5,295; Noes: 872 - Powers, McCarty. Adopted as amended.

RESOLUTION NO. 17-2007

**RESOLUTION - AUTHORIZING CHAIRMAN TO EXECUTE
AGREEMENT WITH SOCIAL WORK CONSULTANT TO PROVIDE
SERVICES AT OTSEGO MANOR**

LAGUNA, ROTHENBERGER, FOURNIER

RESOLVED, that the Chairman of this Board be and hereby is authorized to enter into an agreement with Beth E. Cain, 715 Center Valley Road, Worcester, New York 12197,

to provide the services of a Social Work Consultant on a part-time basis at Otsego Manor, at an hourly rate of \$50.00, for the period January 1, 2007 through December 31, 2007; and be it further

RESOLVED, said contract shall contain such other terms and provisions as are in the best interest of the County of Otsego; and be it further

RESOLVED, that the funds for this agreement are included in the 2007 Infirmity Enterprise Budget (6020) at line 4800 Other Expense.

Seconded, McCarty. Roll call. Total: 6,167; Ayes: 6,167. Adopted. {The 2007 rate is the same as the 2006 rate.}

RESOLUTION NO. 18-2007

RESOLUTION - AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE A CONTRACT FOR INVESTIGATIVE SERVICES TO BE PROVIDED TO THE PUBLIC DEFENDER'S OFFICE

RELIC, FELDSTEIN, MCCARTY, DURKIN

WHEREAS, the Otsego County Public Defender's Office desires to retain the services of an investigator; and

WHEREAS, Brian E. Lewis has expressed a willingness to provide investigative services to the Public Defender's Office; now, therefore, be it

RESOLVED, that the Chairman of this Board of Representatives be and hereby is authorized to enter into a contract with Brian E. Lewis, Gilbertsville, New York, to provide investigative services to the Otsego County Public Defender's Office, for the period January 1, 2007 to December 31, 2007; said services to be limited to three new cases per month, for a total contract sum not to exceed \$20,000.00 plus expenses during the term of this contract; and be it further

RESOLVED, that said contract shall contain such terms and provisions as are in the best interest of the County of Otsego; and be it further

RESOLVED, that the funding for this contract is included in the 2007 Public Defender Budget (1170) at line 4900 Contracts.

Seconded, Iversen. Roll call. Total: 6,167; Ayes: 6,167. Adopted. {The 2007 rate is the same as the 2006 rate.}

RESOLUTION NO. 19-2007

RESOLUTION – AUTHORIZING OTSEGO COUNTY COMMISSIONER OF SOCIAL SERVICES TO CONTRACT WITH THE OTSEGO COUNTY PROBATION DEPARTMENT

ROTHENBERGER, POWERS, HODNE

RESOLVED, that the Otsego County Commissioner of Social Services is hereby authorized to contract with the Otsego County Probation Department for the services of two (2) Probation Officers to provide PINS Diversion services on behalf of the Department of Social Services, at a cost not to exceed \$72,000.00 for the period January 1, 2007 through December 31, 2007; and be it further

RESOLVED, that said contract shall contain such other terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funding for the contract is included in the 2007 Social Services Administration Budget (6010) at line 4900 Contracted Expenses and is 100% reimbursable through federal funds.

Seconded, Schwerd. Roll call. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 20-2007

RESOLUTION – AUTHORIZING THE COMMISSIONER OF SOCIAL SERVICES TO CONTRACT WITH OPPORTUNITIES FOR OTSEGO, INC. TO PROVIDE NON-RESIDENTIAL PROGRAM SERVICES TO VICTIMS OF DOMESTIC VIOLENCE

ROTHENBERGER, POWERS, HODNE

RESOLVED, that the Otsego County Commissioner of Social Services is hereby authorized to contract with Opportunities for Otsego, Inc. to continue to provide non-residential program services to victims of domestic violence, in the contract sum not to exceed \$55,000 for the period January 1, 2007 to December 31, 2007; and be it further

RESOLVED, that said contract shall contain such other terms and conditions as are in the best interest of the County of Otsego; and be it further

RESOLVED, that the funding for this contract is included in the 2007 Social Services Administration Budget (6010) at line 4900 Contracted Expenses and is 75% reimbursable.

Seconded, Fournier. Roll call. Total: 6,167; Ayes: 5,668; Abstained: 499 - Henderson. Adopted. {The 2007 rate is the same as the 2006 rate.}

RESOLUTION NO. 21-2007

RESOLUTION – AUTHORIZING THE COMMISSIONER OF SOCIAL SERVICES TO CONTRACT WITH BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH, INC. TO STAFF AND OPERATE THE AGENCY OPERATED FOSTER HOME

ROTHENBERGER, POWERS, HODNE

RESOLVED, that the Otsego County Commissioner of Social Services is hereby authorized to contract with Berkshire Farm Center and Services for Youth to staff and operate the East Worcester Agency Operated Foster Home for the period January 1, 2007 through December 31, 2007 at an amount not to exceed \$90,000; and be it further

RESOLVED, that the said contract shall contain such other terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funding for this contract is included in the 2007 Social Services Budget (6119.4800) and consists of 12.5% to 25% local cost.

Seconded, Durkin. Roll call. Total: 6,167; Ayes: 6,167. Adopted. {The 2007 rate is the same as the 2006 rate.}

RESOLUTION NO. 22-2007

RESOLUTION – AUTHORIZING THE COMMISSIONER OF SOCIAL SERVICES TO CONTRACT WITH BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH, INC. TO PROVIDE TRANSITIONAL SERVICES FOR CHILDREN IN PLACEMENT

ROTHENBERGER, POWERS, HODNE

RESOLVED, that the Otsego County Commissioner of Social Services is hereby authorized to contract with Berkshire Farm Center and Services for Youth, Inc. for transitional services for children in placement. The term of the contract to be from January 1, 2007 through December 31, 2007 at an amount not to exceed \$130,000.00; and be it further

RESOLVED, that the said contract shall contain such terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funding for this contract is included in the 2007 Social Services Budget (6119.4800) and consists of 12.5% to 25% local costs.

Seconded, Durkin. Roll call. Total: 6,167; Ayes: 6,167. Adopted. {The 2007 rate is the same as the 2006 rate.}

RESOLUTION NO. 23-2007

RESOLUTION – AUTHORIZING THE COMMISSIONER OF SOCIAL SERVICES TO CONTRACT WITH BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH, INC. TO PROVIDE THE STEPPING STONES PROGRAM

ROTHENBERGER, POWERS, HODNE

RESOLVED, that the Otsego County Commissioner of Social Services is hereby authorized to contract with Berkshire Farm Center and Services for Youth, Inc. for the

provision of the "Stepping Stones" program which is an intensive prevention program to reduce the need to place youth in detention or other out-of-home placements. The term of the contract to be January 1, 2007 through December 31, 2007 at an amount not to exceed \$65,000; and be it further

RESOLVED, that the said contract shall contain such terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funding for this contract is included in the 2007 Social Services Budget (6010.4900) and consists of 100% Federal funding.

Seconded, Henderson. Roll call. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 24-2007

RESOLUTION – AUTHORIZING COMMISSIONER OF SOCIAL SERVICES TO CONTRACT WITH BIRNIE BUS SERVICE, INC. TO PROVIDE TRANSPORTATION TO PARTICIPANTS IN THE YOUTH ENGAGEMENT SERVICES PROGRAM

ROTHENBERGER, POWERS, HODNE

WHEREAS, the County has been awarded Federal funds to support programming and services for at-risk TANF youth; and

WHEREAS, Birnie Bus Service, Inc. can provide safe and reliable transportation to ensure program participants have transportation to participate in the program; now therefore be it

RESOLVED, that the Commissioner of the Department of Social Services, on behalf of the County of Otsego, is hereby authorized to execute a contract with Birnie Bus, Inc. for the purpose of providing services to participants in the Youth Engagement Services Program for the term January 1, 2007 to June 30, 2007, and said contract shall include the following terms:

1. In no event shall the Department of Social Services' liability exceed the sum of \$13,700.00 for the term of the contract;
2. The contract shall contain such other and further conditions as are in the best interest of the County of Otsego;

and be it further

RESOLVED, that the funding for this contract is included in the 2007 Social Services Administration Budget (6010) at line 4900 Contracted Expenses and consists of 100% federal funds.

Seconded, Schwerd. Roll call. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 25-2007

RESOLUTION – AUTHORIZING THE COMMISSIONER OF SOCIAL SERVICES TO CONTRACT WITH DR. STEVEN SILVERMAN FOR PSYCHOLOGICAL SERVICES

ROTHENBERGER, POWERS, HODNE

RESOLVED, that the Otsego County Commissioner of Social Services is hereby authorized to contract with Dr. Steven Silverman, Ph.D., for psychological services as part of an intensive preventive services program to reduce the number of children in out-of-home placements. The term of the contract to be January 1, 2007 through December 31, 2007 at an amount not to exceed \$28,000; and be it further

RESOLVED, that the said contract shall contain such terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funding for this contract is included in the 2007 Social Services Budget (6070) and consists of 100% State funding.

Seconded, Henderson and Iversen. Roll call. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 26-2007

RESOLUTION – AUTHORIZING COMMISSIONER OF SOCIAL SERVICES TO CONTRACT WITH COMMUNITY MATERNITY SERVICES TO PROVIDE PARENT EDUCATION TO TITLE XX ELIGIBLE CLIENTS

ROTHENBERGER, POWERS, HODNE

RESOLVED, that the Commissioner of the Department of Social Services, on behalf of the County of Otsego, is hereby authorized to contract with the Community Maternity Services to provide parent education services to Title XX eligible clients for the period of January 1, 2007 to December 31, 2007; and that said contract shall include the following terms:

1. In no event shall the Department of Social Services' liability exceed the amount of \$50,000.
2. The contract shall contain such other and further conditions as are in the best interest of the County of Otsego

and be it further

RESOLVED, that the funding for this contract is included in the 2007 Purchase of Services Budget (6070.4800) and is 75% reimbursable.

Seconded, Iversen. Representative Durkin moved to table Resolution No. 26-2007. Seconded, Relic and Powers. Total: 6,167; Ayes: 2,805 - Relic, Powers, Feldstein,

Henderson, Durkin, McCarty; Noes: 3,362. Motion lost. Roll call vote on resolution. Total: 6,167; Ayes: 5,672; Noes: 495 - Powers. Adopted.

RESOLUTION NO. 27-2007

**RESOLUTION – AUTHORIZING OTSEGO COUNTY COMMISSIONER
OF SOCIAL SERVICES TO CONTRACT WITH THE OTSEGO COUNTY
SHERIFF’S DEPARTMENT**

ROTHENBERGER, POWERS, HODNE

WHEREAS, the Otsego County Department of Social Services believes that the presence of Deputy Sheriffs on site will greatly diminish the possibility of violent incidents in the Department of Social Services; and

WHEREAS, the Department of Social Services believes that the presence of three (3) Deputy Sheriffs is in the best interests of its staff and clients; and

WHEREAS, the Otsego County Sheriff has indicated a willingness to assign three (3) Deputy Sheriffs permanently to the Department of Social Services for purposes of providing security; now, therefore, be it

RESOLVED, that the Otsego County Commissioner of Social Services is hereby authorized to contract with the Otsego County Sheriff for the services of three (3) Deputy Sheriffs to provide security for the Department of Social Services, at a cost not to exceed \$105,000.00, for the period of January 1, 2007 to December 31, 2007. This contract shall remain in place only so long as federal and state reimbursements are available to reduce the local cost of the positions; and be it further

RESOLVED, that said contract shall contain such other terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funding for the contract is included in the 2007 Social Services Administration Budget (6010) at line 4900 Contracted Expenses and is 60% reimbursable through federal and state funds.

Seconded, Iversen. Representative Iversen moved to leave the amended resolution at the 2007 rates. Seconded, Durkin. Total: 6,167; Ayes: 6,167. Motion carried. Roll call on resolution amended back to the 2007 rate. Total: 6,167; Ayes: 6,167. Adopted as amended.

RESOLUTION NO. 28-2007

**RESOLUTION – AUTHORIZING COMMISSIONER OF SOCIAL
SERVICES TO CONTRACT WITH DISTRICT ATTORNEY FOR
WELFARE FRAUD INVESTIGATION AND PROSECUTION SERVICES**

ROTHENBERGER, POWERS, HODNE

RESOLVED, that the Otsego County Commissioner of Social Services and the Otsego County District Attorney are hereby authorized to contract for welfare fraud investigation and prosecution services through the District Attorney's Office; the contract to provide up to two (2) full-time investigators and one (1) part-time Assistant District Attorney, at a cost not to exceed \$103,000.00 for the period January 1, 2007 through December 31, 2007, said contract to contain such other terms and conditions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funding for this contract is included in the 2007 Social Services Administration Budget (6010) at line 4900 Contracted Expenses and is 50% federal and 27% state reimbursable.

Seconded, Iversen. Roll call. Total: 6,167; Ayes: 6,167. Adopted. {The 2007 rate is the same as the 2006 rate.}

RESOLUTION NO. 29-2007

RESOLUTION – AMENDING RESOLUTION NO. 182-2006 – AUTHORIZING COMMISSIONER OF SOCIAL SERVICES TO CONTRACT WITH OPPORTUNITIES FOR OTSEGO TO PROVIDE EMERGENCY HOUSING AT THE OFO HOMELESS SHELTER

ROTHENBERGER, POWERS, HODNE

WHEREAS, the Department is required by regulation to provide emergency housing to individuals and families found eligible for such assistance; and

WHEREAS, the County desires to meet this requirement in the most cost effective manner; and

WHEREAS, in accordance with Resolution No. 182-2006, the County has contracted with Opportunities for Otsego for the provision of emergency housing and supportive services at the homeless shelter located at 4 Depew Street, Oneonta, New York, for the year 2006; and

WHEREAS, it is in the best interests of the County to amend Resolution No. 182-2006 as set forth below; now, therefore, be it

RESOLVED, that the Commissioner of Social Services is hereby authorized to enter into an amended agreement with Opportunities for Otsego to modify the original agreement as authorized by Resolution No. 182-2006, as follows:

4. TERM: The term of this agreement shall be January 1, 2006 through April 30, 2007.
5. PAYMENT: Effective January 1, 2007, a daily bed rate has been established at \$75.00 per day per person. The Department shall be billed for services upon discharge of clients but no less frequently than on a monthly basis. Bills will be sent to the attention of the housing caseworker and will be case and date specific.

and be it further

RESOLVED, that the funding for this contract is included in the 2007 Social Services Budget (6010) at line 6109 Family Assistance, consisting of 50% Federal, 25% State and 25% local funds, at line 6140 Safety Net, consisting of 50% State and 50% local funds, and at line 6070 Title XX, consisting of 50% Federal, 25% State and 25% local funds.

Seconded, Stayton. Roll call. Total: 6,167; Ayes: 5,338; Abstained: 829 - Henderson, Laguna. Adopted.

RESOLUTION NO. 30-2007

RESOLUTION - AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE AN AGREEMENT WITH OTSEGO COUNTY SOIL AND WATER CONSERVATION DISTRICT

SCHWERD, IVERSEN, LAGUNA

WHEREAS, pursuant to Resolution No. 8 of 1944, the Otsego County Board of Supervisors created a Soil and Water Conservation District in the County of Otsego to meet the needs of the agricultural community, landowners and the environment; and

WHEREAS, the County of Otsego has allocated funds in its budget for the fiscal year 2007 for the support and maintenance of the conservation work of the Otsego County Soil and Water Conservation District; and

WHEREAS, it is appropriate that a contract with the Otsego County Soil and Water Conservation District be authorized to assure proper application of this expenditure; now, therefore, be it

RESOLVED, that the Chairman of this Board be and hereby is authorized to contract with the Otsego County Soil and Water Conservation District for the purpose of providing funds, not to exceed \$75,000, to pay towards the support and maintenance of the conservation work of the Soil and Water Conservation District, for the contract term January 1, 2007 to December 31, 2007; said contract to contain such other terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funding for this contract is included in the 2007 Soil and Water Conservation Budget (8730) at line 4800 Other.

Seconded, Fournier. Roll call on resolution amended to the 2006 rate. Total: 6,167; Ayes: 5,777; Noes: 390 - Iversen. Adopted as amended. {Pursuant to the motion approved earlier in the meeting regarding contract renewals, Resolution No. 30-2007 adopted at the 2006 rate of \$60,000. See Resolution No. 46-2007 at the January 10, 2007 County Board meeting for further action.}

RESOLUTION NO. 31-2007

**RESOLUTION - APPOINTING MEMBERS TO THE LOCAL EARLY
INTERVENTION COORDINATING COUNCIL**

SCHWERD, IVERSEN, LAGUNA

RESOLVED, that the following individuals are hereby appointed members of the Local Early Intervention Coordinating Council:

DEBORAH CHICORELLI
CPSE Chairperson
Morris Central School
PO Box 40
Morris, New York 13808
Term expiring December 31, 2008

CINDY FULLINGTON
Pediatric Nurse/Bassett Healthcare
1 Atwell Road
Cooperstown, New York 13326
Term expiring December 31, 2008

DR. LISA MOONEY
38 Nelson Avenue
Cooperstown, New York 13326
Term expiring December 31, 2008

PATRICIA ZAWISZA
Sr. Special Educator
Div. for Children with Special Needs
140 County Highway 33W, Suite 3
Cooperstown, New York 13326
Term expiring December 31, 2008

PAT LEVIS
Education/Disabilities Supervisor
Opportunities for Otsego, Inc.
3 West Broadway
Oneonta, New York 13820
Term expiring December 31, 2008

NANCY MASSARONI
Parent Representative
947 Smith Road
Worcester, New York 12197
Term expiring December 31, 2008

SYLVIA SUMMERS
Parent Representative
1 Elk Street
Cooperstown, New York 13326
Term expiring December 31, 2008

LAURA ALLEY
Parent Representative
246 Petkewec Road
Cooperstown, New York 13326
Term expiring December 31, 2008

SUE RUFF
Early Childhood Direction Center
STIC
24 Propspect Street
Binghamton, New York 13901
Term expiring December 31, 2008

DEBRA CRAMPTON
Itinerant Service Director
ONC BOCES
Frank W. Cyr Center
Stamford, New York 12167
Term expiring December 31, 2008

Seconded, Fournier. Oral vote. Total: 6,167; Ayes: 6,167. Adopted.

Representative Relic withdrew **Resolution No. 32-2007 - Amending Resolution No. 269 of 1992 and Resolution No. 177 of 1995 - Establishing an Amended Fee Schedule for Building Permit and Fire Inspection Fees.** {See Resolution No. 79-2007 at the February 7, 2007 County Board meeting for further action.}

RESOLUTION NO. 33-2007

RESOLUTION - APPOINTING MEMBERS TO PROFESSIONAL ADVISORY COMMITTEE TO THE OTSEGO COUNTY PUBLIC HEALTH NURSING SERVICE AND LONG TERM HOME HEALTH CARE PROGRAM

SCHWERD, IVERSEN, LAGUNA

RESOLVED, that the following persons be and hereby are appointed members to the Professional Advisory Committee to the Otsego County Public Health Nursing Service and the Otsego County Long Term Home Health Care Program, for terms as indicated below:

DIANE C. CUSWORTH
Director of Public Health
Otsego County Department of Health
140 County Highway 33W - Suite 3
Cooperstown, New York 13326
Term to expire December 31, 2008

PATRICIA CRISPELL

Supervising Public Health Nurse
Public Health Nursing Service
140 County Highway 33W - Suite 3
Cooperstown, New York 13326
Term expiring December 31, 2008

DONALD POLLOCK, M.D.
1378 County Highway 33
Cooperstown, New York 13326
Term expiring December 31, 2008

ROBERT PIERCE
New York State Department of Health
25 Hill Street
Oneonta, New York 13820
Term expiring December 31, 2008

CONNIE JASTREMSKI
VP Nursing
Bassett Healthcare
1 Atwell Road
Cooperstown, New York 13326
Term expiring December 31, 2008

DANIEL DENOFRIO
Commissioner of Department of Social Services
Otsego County Office Building
197 Main Street
Cooperstown, New York 13326
Term expiring December 31, 2008

CINDY MOORE
PHEP Coordinator
Otsego County Department of Health
140 County Highway 33W - Suite 3
Cooperstown, New York 13326
Term expiring December 31, 2008

PATRICIA ZAWISZA
Sr. Special Educator
Children with Special Needs
140 County Highway 33W - Suite 3
Cooperstown, New York 13326
Term expiring December 31, 2008

Seconded, Relic. Representative Schwerd moved to delete "Otsego County Long Term Home Health Care Program". Seconded, Fournier. Total: 6,167; Ayes: 6,167. Motion carried. Oral vote on amended resolution. Total: 6,167; Ayes: 6,167. Adopted as amended.

RESOLUTION NO. 34-2007

**RESOLUTION - APPROVING HIGHWAY DEPARTMENT
EXPENDITURES FOR MATERIAL, SUPPLIES AND SERVICES UNDER
STATE CONTRACT**

POWERS, MCCARTY, DURKIN

WHEREAS, the Board's approval is required for any expenditure exceeding \$20,000.00 in cost, and the Otsego County Highway Department requires certain material, supplies and services exceeding the above amount; now, therefore, be it

RESOLVED, that the Board does approve the following purchases under state contract for the year 2007:

ITEM: **Tires**
Bituminous Concrete
Liquid Asphalt
Sign Material
Salt
Liquid De-Icing Chemicals/Melters
Oil
Road Patch
Services – Type 1, 2, 3, Recycling Train
Services – In-Place Recycle
Services – In-Place Micro Surfacing
Services - Crack Sealing
Services - Slurry Seal
Services - Surface Treatment

and be it further

RESOLVED, that the funding for these purchases is included in the various 2007 Highway Budgets.

Seconded, Fournier. Representative Hodne moved to leave the rates at the 2007 level. Seconded, Fournier. Total: 6,167; Ayes: 6,167. Motion carried. Roll call on resolution amended back to the 2007 rates. Total: 6,167; Ayes: 6,167. Adopted as amended.

RESOLUTION NO. 35-2007

**RESOLUTION - APPROVING HIGHWAY DEPARTMENT
EXPENDITURES FOR MATERIAL**

POWERS, MCCARTY, DURKIN

RESOLVED, that this Board of Representatives does approve the following purchases for the year 2007 by the Highway Department:

ITEM: **Sanding Material**

VENDORS: The Towns of Decatur, Westford and Unadilla

COST: Not to exceed \$20,000.00 for each Town

and be it further

RESOLVED, that the funding for the above purchases is included in the 2007 Highway Budget under County Snow and Ice (D5142.4500) Materials and Supplies and Maintenance (DA5110.4500) Material and Supplies.

Seconded, Feldstein. Roll call. Total: 6,167; Ayes: 6,167. Adopted. {The 2007 rate is the same as the 2006 rate.}

RESOLUTION NO. 36-2007

RESOLUTION - DESIGNATING OFFICIAL NEWSPAPERS

FELDSTEIN, FOURNIER, SCHWERD, IVERSEN

WHEREAS, Section 214 (2) of the County Law provides that the Board of Representatives shall designate annually at least two (2) newspapers published within the County as official newspapers for the publication of local laws, notices and other matters required by law to be published; now, therefore, be it

RESOLVED, that the Daily Star, Oneonta, New York, and the Freeman's Journal, Cooperstown, New York, be and they are hereby designated as official newspapers of the County of Otsego for the publication of all local laws, notices and other matters required by law to be published.

Seconded, McCarty. Roll call. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 37-2007

RESOLUTION – REQUESTING THE STATE OF NEW YORK TO AMEND THE TAX LAW TO ALLOW THE COUNTY OF OTSEGO TO CONTINUE THE COMBINED SALES AND COMPENSATING USE TAX OF 8%

FELDSTEIN, FOURNIER, SCHWERD, IVERSEN

WHEREAS, Otsego County, and most all of New York State's counties, are beset by increasing costs in providing county municipal services, and Otsego County does not believe it fair to raise the ad valorem tax upon the property owners in this County to pay these increased costs; rather a sales tax increase appears to be a fair means considering particularly the potential payers of such a sales tax; and

WHEREAS, the State of New York has heretofore enacted enabling legislation

allowing Otsego County to levy and collect, under the Tax Law of the State of New York, a combined sales and compensating use tax of 8% with an expiration date of November 30, 2007; and

WHEREAS, the County of Otsego now requests the New York State Legislature to amend Article 29, and particularly Section 1210 of the Tax Law, to permit Otsego County to continue the combined sales and compensating use tax for Otsego County to 8% beyond the November 30, 2007 expiration date without any further sunset clause; now, therefore, be it

RESOLVED, pursuant to Section 40 of the Municipal Home Rule Law, Otsego County requests the New York State Legislature and Governor to amend Section 1210 of the New York State Tax Law to enable this County to continue to levy and collect, as a combined sales and compensating use tax, a tax of 8%.

Seconded, Durkin. Roll call. Total: 6,167; 6,167. Adopted.

RESOLUTION NO. 38-2007

RESOLUTION - AUTHORIZING OTSEGO COUNTY COMMISSIONER OF SOCIAL SERVICES TO CONTRACT WITH SEVERAL SCHOOL DISTRICTS

ROTHENBERGER, POWERS, HODNE

WHEREAS, the Otsego County Department of Social Services has determined that the best interests of the students and their families located in the Otsego County school districts will be best served by maintaining a caseworker(s) within each school district staffed by an Otsego County Department of Social Services caseworker(s); and

WHEREAS, the administration of each school district has proposed to contract with the County for the services of a caseworker(s) to perform preventive services for the students and their families within their respective school district; and

WHEREAS, in addition to reimbursing the County in full for the local share of the salary of a caseworker(s), the administration of each school district has proposed to pay for the overhead and other benefits and costs of maintaining such position(s); and

WHEREAS, it appears to be in the best interests of the County of Otsego to contract for this position(s) with each school district; now, therefore, be it

RESOLVED, that the Otsego County Commissioner of Social Services is hereby authorized to contract with each of the following school districts for the period January 1, 2007 through December 31, 2007:

Cooperstown School District
Edmeston School District
Milford School District
Richfield Springs School District
Schenevus School District

Unatego School District

for preventive services, to be furnished by Otsego County, of a caseworker(s) located in each above-listed district, with 25% of the salary, benefits, costs and other additional overhead necessary for the operation of the child preventive services program being paid for by each school district; and be it further

RESOLVED, that said contracts shall contain such other terms and provisions as are in the best interests of the County of Otsego; and be it further

RESOLVED, that the funds for the above contracts are included in the 2007 Social Services Administration Budget (6010) at line 1000 Personal Service and consist of 50% federal funds, 25% state funds, and 25% school district funds.

Seconded, Henderson. Roll call. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 39-2007

RESOLUTION – TRANSFERRING FUNDS IN VARIOUS DEPARTMENTS (2006)

FELDSTEIN, FOURNIER, SCHWERD, IVERSEN

WHEREAS, it appears that it will require funds to complete the year 2006 in certain items of the Otsego County Budget; and

WHEREAS, there are unexpended balances in other items of the 2006 budget; now, therefore, be it

RESOLVED, that the following transfers be and the same are hereby authorized, and the 2006 budget be and it is hereby amended accordingly, pursuant to Section 363 of the County Law:

DISTRICT ATTORNEY

Increase Est. Revenue A510R2625 Forfeiture of Crime \$45.80.

Increase Approp. Exp District Attorney A1165.4825 Crime Proceeds Expense \$45.80.

COUNTY TREASURER

Increase Est. Revenue A1230 County Treasurer's Fees \$14,600.00.

Increase Approp. Exp. County Treasurer A1325.4010 Lodging, Meals and Tolls \$300.00, County Treasurer A1325.4100 Telephone \$600.00, County Treasurer A1325.4300 Xerox \$500.00, County Treasurer A1325.4500 Materials and Supplies \$600.00, County Treasurer A1325.4800 Other \$3,000.00, County Treasurer A1325.4850 IT Charges \$2,000.00, County Treasurer A1325.4900 Contracts \$7,600.00.

BOARD OF ELECTIONS

Transfer from Board of Elections A1450.4800 Other \$16,137.00 to Board of Elections A1450.2000 Equipment \$16,137.00.

Transfer from Board of Elections A1450.4500 Materials and Supplies \$110.00 to Board of Elections A1450.4400 Postage \$10.00 and to Board of Elections A1450.4005 Mileage

\$100.00.

COURTHOUSE

Transfer from Courthouse A1620.4500 Materials and Supplies \$1,400.00 to Courthouse A1620.4150 Heat and Lights \$700.00 and to Courthouse A1620.4800 Other \$700.00.

Transfer from Meadows Building A1630.4800 Other \$5,000.00 to Courthouse A1620.4500 Materials and Supplies \$1,000.00 and to Courthouse A1620.4800 Other \$4,000.00.

OLD JAIL

Transfer from Old Jail A1623.4500 Materials and Supplies \$500.00 to Old Jail A1623.4800 Other \$500.00.

ANNEX

Transfer from Annex A1626.4150 Heat and Lights \$3,900.00 to Annex A1626.4500 Materials and Supplies \$600.00 and to Annex A1626.4800 Other \$3,300.00

CENTRAL KITCHEN

Transfer from Central Kitchen A1628.4100 Telephone \$700.00 to Central Kitchen A1628.4150 Heat and Lights \$700.00.

PUBLIC SAFETY BUILDING

Transfer from Public Safety Building A1629.4906 Roof Replacement \$9,000.00 to Public Safety Building A1629.4800 Other \$8,000.00 and to Public Safety Building A1629.4500 Materials and Supplies \$1,000.00.

OTSEGO MANOR BUILDING

Transfer from Meadows Building A1630.4800 Other \$6,000.00 to Otsego Manor Building A1631.4500 Materials and Supplies \$6,000.00.

Transfer from 242 Oneonta Building A1622.4800 Other \$5,000.00 to Otsego Manor Building A1631.4800 Other \$5,000.00.

GENERAL GOVERNMENT SUPPORT

Increase Est. Rev. A2401 Interest on Deposits \$11,420.00.

Increase Approp. Exp. Health Insurance Study A1989.4800 Other \$11,420.00.

EMERGENCY SERVICES

Increase Est. Rev. A2401 Interest on Deposits \$1,123.37.

Increase Approp. Exp. Emergency Services A3641.4810 Other FEMA \$1,123.37.

DEPARTMENT OF HEALTH

Transfer from Department of Health A4010.4050 Training \$400.00 to Department of Health A4010.4100 Telephone \$400.00.

Transfer from Department of Health A4010.4300 Xerox \$300.00 to Department of Health A4010.4850 MIS Charges \$300.00.

LEAD POISON PREVENTION

Transfer from Lead A4054.4010 Lodging, Meals and Tolls \$200.00 to Lead A4054.4400 Postage \$200.00.

Transfer from Lead A4054.4050 Training \$300.00 to Lead A4054.4100 Telephone \$300.00.

Transfer from Lead A4054.4300 Xerox \$100.00 to Lead A4054.4100 Telephone \$100.00.

CWSN

Transfer from Early Intervention A4059.4807 Education \$70,000.00, from DOH-CWSN Adm. A4060.4900 Contracts \$35,000.00 and from CWSN-Education A2960.4801 Education \$33,000.00 to CWSN-Education A2960.4802 Transportation \$138,000.00.

PUBLIC HEALTH NURSE

Transfer from Public Health Nurse A4072.4900 Contracts \$2,300.00 to Public Health Nurse A4072.4800 Other \$1,000.00, to Public Health Nurse A4072.4850 MIS Charges \$800.00, and to Tuberculosis Care and Treatment A4070.4800 Other \$500.00.

MENTAL HEALTH

Transfer from Mental Health A4310.1000 Personal Service \$4,000.00 to Mental Health A4310.4800 Other \$4,000.00.

MENTAL HEALTH/HARBOUR PROGRAM

Transfer from Rev. 3488 Catholic Charities/Reinvest \$37,042.57 to Rev. 3498 State Harbour Program \$37,042.57.

Transfer from Catholic Charities/Reinvestment A4328.4800 Other \$37,042.57 to Harbour Program-Reinvestment A4326.4810 MH/DSS \$37,042.57.

MENTAL HEALTH/CHILD AND YOUTH PROGRAM

Transfer from Child and Youth Program/MH A4328.4810 Catholic Charities/Initiative \$20,000.00 to Family Resource Network A4329.4800 CCSI \$20,000.00.

DEPARTMENT OF SOCIAL SERVICES/MEDICAID

Increase Rev. A3602 MMIS \$302,708.00.

Increase Approp. Exp. DSS MMIS A6100.4800 Other \$302,708.00.

TOURISM MATCHING FUNDS

Increase Est. Rev. A1916 Cooperative Adv. Reimb. \$4,270.90.

Increase Approp. Exp. Tourism Matching Funds A6412.4900 Contracts \$4,270.90.

EMPIRE ZONE

Transfer from Empire Zone A6430.4010 Lodging, Meals and Tolls \$229.71 to Empire Zone A6430.4005 Mileage \$229.71.

EMERGENCY DISASTER ASSISTANCE

Increase Rev. A3960 Emergency Disaster Assistance (SEMO) \$25,273.72.

Increase Rev. A4960 Emergency Disaster Assistance (FEMA) \$75,821.15.

Increase Approp. Exp. Emergency Disaster Assistance A8760.4900 Contracts \$101,094.86.

HIGHWAY/EMERGENCY DISASTER ASSISTANCE

Increase Rev. D3960 Emergency Disaster Assistance (SEMO) \$21,682.50.

Increase Rev. D4960 Emergency Disaster Assistance (FEMA) \$65,047.50.

Increase Approp. Exp. Emergency Disaster Assistance D8760.4900 Contracts \$86,730.00.

Seconded, Durkin and Hodne. Roll call. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 40-2007

RESOLUTION - AMENDING RESOLUTION NO. 126-2006 - AUTHORIZING AMENDED AGREEMENT WITH ERNST & YOUNG FOR CONSIDERING PRESENT AND ALTERNATIVE MEDICAL BENEFITS PROGRAMS FOR THE COUNTY

FELDSTEIN, FOURNIER, SCHWERD, IVERSEN

WHEREAS, Resolution No. 126-2006 authorized the Chairman of the Board of Representatives to execute a contract with Ernst and Young, 1285 Avenue of the Americas, New York, New York 10019, to provide consultant services regarding existing and alternative medical benefits programs for the County, at a cost not to exceed \$37,500.00 for the term January 1, 2006 to December 31, 2006, at the billed rates of:

Senior Consultant/Actuary	\$415 - \$490 per hour
Benefit Consultant	\$315 - \$350 per hour
Staff Technician	\$160 - \$200 per hour;

and

WHEREAS, it is necessary to amend said contract to reflect an increase in the amount paid to the Contractor of \$11,420.00 for additional actuarial budget preparation services; now, therefore, be it

RESOLVED, that Resolution No. 126-2006 is hereby amended, and the Chairman of the Board of Representatives is authorized to execute an amended contract with Ernst and Young to reflect an increase of \$11,420.00 paid to the Contractor for additional actuarial budget preparation services during the 2006 contract term; and be it further

RESOLVED, that the funds for this amended contract are included in the 2006 General Government Support Budget (1989) at line 4800 Health Insurance Study.

Seconded, Durkin. Roll call. Total: 6,167; Ayes: 6,167. Adopted.

Representative Relic withdrew **Local Law of 2007 – Local Law Amending Local Law No. 2 of 1984 - Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code.** {See the Local Law at the February 7, 2007 County Board meeting for further action.}

Chairman Lindberg announced his appointments to the committees of the County Board for 2007 as follows:

OTSEGO COUNTY

STANDING COMMITTEES – 2007

PUBLIC WORKS – McCarty, Henderson, Hodne

INTERGOVERNMENTAL AFFAIRS – Hodne, Powers, Schwerd, Durkin

HUMAN SERVICES – Rothenberger, Laguna, McCarty

PUBLIC SAFETY & LEGAL AFFAIRS – Fournier, Feldstein, Stayton, Powers

HEALTH, EDUCATION & AGRICULTURE – Henderson, Iversen, Stayton

OTSEGO MANOR – Laguna, Rothenberger, Fournier

SOLID WASTE – Relic, Schwerd, Durkin

ADMINISTRATION – Feldstein, Iversen, Relic

SPECIAL COMMITTEES

NEGOTIATIONS – Rothenberger, Henderson, Stayton, Powers

All the general business of the Board having been transacted, the Chairman declared the meeting recessed until Wednesday, January 10, 2007 at 7:30 p.m.