

**REGULAR SESSION
FIRST DAY**

Wednesday, February 3, 2010

The Chairman called the Board to order, the roll was called and the following Representatives were found to be present:

Relic, Powers, Clark, Murphy, Fournier, Lindberg, Dubben, Johnson, Schwerd, Stayton, Rothenberger, Rowinski, Stuligross.

Under Privilege of the Floor, Adrian Kuzminski of Sustainable Otsego stated that the gas drilling issue is not going away, but rather intensifying. He said that Sustainable Otsego prepared a white paper on gas drilling and distributed copies to County Board members. The white paper outlines how the NYSDEC draft SGEIS for gas drilling regulations is flawed and needs to be studied further. He also gave County Board members a copy of a resolution passed by Onondaga County declaring that hydro-fracturing gas drilling is not allowed on county lands until potential impacts are addressed. Mr. Kuzminski stated that he hopes Otsego County will visit this issue and take action.

Nicole Dillingham, President of Otsego 2000, stated that Otsego 2000 has been working hard on the gas drilling issue and should be considered a resource for the County Board. She pointed out that they have hired legal counsel to help with detailed comments on the state's draft SGEIS for gas drilling and handed out a copy of these comments. The draft SGEIS document is now in the hands of the NYS Department of Environmental Conservation for review, though many environmental protection organizations have asked for the document to be redone. Ms. Dillingham felt that pressure must be put on the governor for more study as the draft SGEIS is incomplete on every issue. She added that there is already gas drilling occurring in Otsego County with inadequate treatment of wastewater.

Lou Alstat, Cooperstown, stated that he worked in the oil industry and felt that the state's SGEIS on gas drilling is the worst set of state regulations he has ever seen. He said that drilling can be done safely, but not with this document. Mr. Alstat has concerns about heavy trucks using county, town and state roads causing deterioration. He explained that other municipalities in other states have made arrangements to permit truck travel for routing, charging fees in advance for use of the roads and requiring performance bonds for road repairs. Otsego County needs to be prepared or the taxpayers will pay to repair the roads.

The minutes of October 7 and 21, 2009 and November 4, 2009 were approved.

The following communications were read and ordered filed:

Corrine Pollak, Hartwick – Letter asking that the Veteran's Service Agency Director position not be changed from full-time to part-time.

The following reports are on file with the Clerk of the Board:

Code Enforcement - Annual Report of Revenues for the year 2009

County Auditor – Annual Report of Revenues for the year 2009
Department of Health – Annual Report of Revenues for the year 2009
Office for the Aging – Annual Report of Revenues for the year 2009
Otsego Manor – Annual Report of Revenues for the year 2009
Planning – Annual Report of Revenues for the year 2009
Real Property Tax Service – Annual Report of Revenues for the year 2009
Tourism – Annual Report of Revenues for the year 2009
Treasurer’s Office - Annual Report of Revenues for the year 2009

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

Under Special Presentations, Carolyn Lewis explained that the Open Access Model project, which has been worked on for five years, was aimed at providing high speed broadband internet to all county residents and businesses. She said that the estimated cost for the project is \$7,200,000. No NTIA/RUS federal stimulus funding was awarded to Otsego County in the first round of awards. However, Ms. Lewis asked for continued support for the county’s project. She explained that an ION project received funding to connect all of the state prisons electronically. ION’s route is likely to go from Cobleskill to Cooperstown to Oneonta to Laurens. ION’s project no longer makes the county’s project viable as it will serve the populated areas and the larger users. Mrs. Lewis reported that STE also has a grant application for 911 services, which may open up more broadband opportunities for the private sector to build out access. She stated that they will continue to look for ways to make the existing and proposed systems serve the county’s needs. Mrs. Lewis thanked the County Board for its support for the Cooperstown fiber project, pointing out that the results are great.

Representative Relic moved to dispense with the reading of all resolutions. Seconded, Lindberg. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Motion carried.

RESOLUTION NO. 82-20100203

**RESOLUTION – AMENDING RESOLUTION NO. 237-20080702 -
BOARD TO CONTRACT WITH L. ROBERT KIMBALL &
ASSOCIATES FOR ASSISTANCE IN UPGRADING
PUBLIC SAFETY COMMUNICATIONS SYSTEM**

RELIC, POWERS, CLARK, ROTHENBERGER

WHEREAS, the County of Otsego is upgrading its public safety communications system; and

WHEREAS, the County has hired L. Robert Kimball & Associates, a professional architectural and engineering firm, to assist the County in this project, which professional services do not require public bidding; and

WHEREAS, it is necessary to amend the contract with L. Robert Kimball & Associates, authorized by Resolution No. 237-20080702, to increase the scope of services to include support for those areas identified and authorized by County officials to include, but not be limited to, Computer Aided Dispatch (CAD), cyber security, AWS Carriers and project management, at a cost not to exceed \$19,500.00; now, therefore, be it

RESOLVED, that the Chairman of this Board is hereby authorized to amend its contract with L. Robert Kimball & Associates, 328 Innovation Boulevard, Suite 222, State College, Pennsylvania 16803, to increase the scope of services to include support for those areas identified and authorized by County officials to include, but not be limited to, Computer Aided Dispatch (CAD), cyber security, AWS Carriers and project management, at a cost not to exceed \$19,500.00, billed at Kimball's hourly rate schedule; and be it further

RESOLVED, that said agreement 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 expenditure are included in the 2010 Public Safety Communications Budget (3020) at line 2750-A Communications Backbone.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 5,305; Noes: 485 – Schwerd; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 83-20100203

RESOLUTION - AUTHORIZING LOAN FROM OTSEGO COUNTY JOB DEVELOPMENT LOAN PROGRAM

SCHWERD, JOHNSON, LINDBERG, ROWINSKI

WHEREAS, Otsego County received a 1992 Small Cities Community Development Block Grant from the U.S. Department of Housing and Urban Development (HUD) to assist the Richfield Springs Economic Development Project; and

WHEREAS, the Otsego County Job Development Revolving Loan Program has been established per the Grant Agreement from the repayments of a loan authorized by the Block Grant, said program to perform the purpose of assisting businesses to undertake projects that will retain or create jobs and/or expand the county's tax base in conformance to HUD requirements and Program Guidelines; and

WHEREAS, an application has been made by Griffin W. Gillette/Polar Bear Homemade Ice Cream, Inc. to receive a \$100,000 loan from this program; and

WHEREAS, a review and evaluation of said application by the Otsego County Department of Economic Development and the Administration Committee has determined that the project and proposal meet the guidelines and loan review criteria of the program; now, therefore, be it

RESOLVED, that the Chairman of the Board be and hereby is authorized to enter into a Loan and Development Agreement and other appropriate legal documents which will effectuate a \$100,000 loan to Griffin W. Gillette/Polar Bear Homemade Ice Cream, Inc. for a term of ten (10) years at an annual interest rate of four (4%); and be it further

RESOLVED, that the funds for this loan shall be included in the 2010 Community Development Budget, Account CG8695.4900; and be it further

RESOLVED, that the loan shall be subject to the terms and conditions described in the application proposal and as discussed in the Administration Committee and that legal documents shall be prepared by the County Attorney to contain these terms and provisions and others as are in the best interest of the County of Otsego.

Seconded, Relic. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 84-20100203

**RESOLUTION – AUTHORIZING CHAIRMAN TO EXECUTE
AGREEMENT WITH ACCUMEDIC COMPUTER SYSTEMS,
INC. TO PROVIDE MEDICAL BILLING AND MEDICAL RECORDS
SOFTWARE FOR MENTAL HEALTH CLINIC**

POWERS, STAYTON, MCCARTY, ROWINSKI

WHEREAS, medical billing and medical records software is needed for the Mental Health Clinic; and

WHEREAS, Accumedic Computer Systems, Inc. can provide installation, training and support of medical billing and medical records software for said clinic; and

WHEREAS, in accordance with the Otsego County Purchasing Policy and Procedures, Section 14(2), Exceptions to Bidding - Professional Services and Consultants, public bidding is not required due to the fact that this purchase of software, installation, training and support is professional in nature; now, therefore, be it

RESOLVED, that the Chairman of this Board is authorized to execute an agreement with Accumedic Computer Systems, Inc., 11 Grace Avenue, Suite 401, Great Neck, New York 11021 to provide installation, training and support of medical billing and medical records software for the Mental Health Clinic, in an amount not to exceed \$85,000.00; and be it further

RESOLVED, that said agreement 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 will be included in the Mental Health Budget (4310-A) at line 4900 Contracts (\$60,000.00) and in the Alcoholism Budget (4250-A) at line 4900 Contracts (\$25,000.00).

Seconded, Fournier and Stuligross. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 85-20100203

**RESOLUTION – AUTHORIZING CHAIRMAN TO
EXECUTE AGREEMENT WITH NYCAMH FOR
PROVIDING FIREFIGHTERS/EMS PHYSICALS**

JOHNSON, SCHWERD, MURPHY

WHEREAS, federal Occupational Safety and Health Administration (OSHA) regulations require firefighters or EMS to have pre-employment physical examinations, and to have physical examinations periodically thereafter, and Otsego County has established a physical examination policy consistent therewith dated January 2000 prepared by Lyle Jones, Otsego County Emergency Services Coordinator, and the Otsego County Self-Insurance (Workers Compensation) Plan; and

WHEREAS, the New York Center for Agricultural Medicine and Health Program (hereinafter referred to as NYCAMH) has provided such required firefighters/EMS physicals in the past; and

WHEREAS, the COUNTY and NYCAMH desire to renew the contract for the year 2010 under the fee schedule as set forth below; now, therefore, be it

RESOLVED, that the Chairman of the Board is hereby authorized to contract with NYCAMH for the provision of required firefighters/EMS physicals for the year 2010, under the following fee schedule:

The County will pay on behalf of any firefighter or EMS electing to use the services of NYCAMH/HealthWorks the sum of \$35.00 for the following services:

Physical Examinations	\$35.00
Medical History	
Respiratory Clearance Evaluation	

Additional services and screening will be provided when indicated per the following schedule:

Respiratory Fit Test, OSHA History	\$25.00
Fitness Certification	

PFT	\$25.00
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EKG	\$15.00
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Cardiac Risk Screening (total & HDL Cholesterol) includes counseling	\$25.00
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and be it further

RESOLVED, that said agreement 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 funding for these fees is included in the 2010 Workers Compensation Fund (S1710) at line 4000 Physicals.

Seconded, Fournier and Lindberg. Roll call vote. Total: 6,167; Ayes: 5,790; Absent:

RESOLUTION NO. 86-20100203

**RESOLUTION - AUTHORIZING COMMISSIONER OF SOCIAL SERVICES
AND THE DIRECTOR OF OFFICE FOR THE AGING TO EXECUTE
AN AGREEMENT FOR VARIOUS MEDICAID FUNDED LONG
TERM CARE IN-HOME SERVICES PROGRAMS AND THE OPERATION OF
A POINT OF ENTRY FOR LONG TERM CARE SERVICES**

CLARK, ROTHENBERGER, STULIGROSS, ROWINSKI

WHEREAS, Social Services has a responsibility to administer and case manage various Medicaid funded long term care in-home service programs including the Personal Care Aide Program, the Long Term Home Health Care Program, Personal Emergency Response Systems, the Consumer Directed Personal Assistance Program, the Assisted Living Program, the Care at Home Program, Private Duty Nursing and the Title XX Family Type Homes for Adult Supervision, and has a long-standing history of providing information and assistance to county residents regarding long term care services; and

WHEREAS, the Otsego County Office for the Aging has expressed a willingness to provide the administration and case management of these and any such successor or related programs; and

WHEREAS, New York State, through a collaborative effort between the New York State Office for the Aging and New York State Department of Health, has instituted a Point of Entry (POE) for Long Term Care Services system within New York State; and

WHEREAS, the County has entered into an agreement with the State of New York through the New York State Office for the Aging for the operation of a POE in Otsego County; and

WHEREAS, 100% state funding in the amount of \$63,000.00 per year is available for the operation of said POE that does not duplicate or supplant current activities and must be claimed through the local Department of Social Services; now, therefore, be it

RESOLVED, that the Commissioner of Social Services and the Director of the Otsego County Office for the Aging are hereby authorized to execute an agreement and other documents that may be necessary for the provision of these services in an amount not to exceed \$267,793.00 for the period of January 1, 2010 through December 31, 2010; and be it further

RESOLVED, that the funding for this contract is included in the 2010 Social Services Administration Budget (6010-A) at line 4900 Contracted Expenses and is 95% Federal and State reimbursable and 5% local costs.

Seconded, Fournier and Lindberg. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 87-20100203

**RESOLUTION - AUTHORIZING OTSEGO COUNTY
COMMISSIONER OF SOCIAL SERVICES TO
CONTRACT WITH OTSEGO COUNTY COMMUNITY SERVICES**

CLARK, ROTHENBERGER, STULIGROSS, ROWINSKI

WHEREAS, the County has been awarded Flexible Funding for Family Services in the overall sum of \$2,398,391 for 2009 - 2010; and

WHEREAS, the New York State Office of Temporary and Disability Assistance has approved the County's plan for the use of these funds; and

WHEREAS, the County desires to utilize a portion of the funds, not to exceed \$59,182.00 to purchase existing services for TANF eligible applicants and recipients in need of mental health services; and

WHEREAS, the County desires to utilize existing programming to obtain services for eligible families; and

WHEREAS, the Department desires to enter into an agreement with the Otsego County Community Services for the services of one (1) Mental Health Social Worker; now, therefore, be it

RESOLVED, that the Otsego County Commissioner of Social Services is hereby authorized to execute an agreement with Otsego County Community Services for the term January 1, 2010 through December 31, 2010; and that the agreement shall include the following terms:

1. In no event shall the Department of Social Services' liability exceed the sum of \$59,182.00.
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 funds for the above contract is included in the 2010 Social Services Administration Budget (6010-A) at line 4900 Contracted Expenses and consists of 100% Federal funds.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 88-20100203

**RESOLUTION - AUTHORIZING OTSEGO COUNTY
COMMISSIONER OF SOCIAL SERVICES TO CONTRACT
WITH AURELIA FOX MEMORIAL HOSPITAL**

CLARK, ROTHENBERGER, STULIGROSS, ROWINSKI

WHEREAS, the Otsego County Commissioner of Social Services has determined that the best interests of the patients of the Oneonta area will be served by maintaining a satellite office by a Sr. Social Welfare Examiner in the Oneonta area; and

WHEREAS, the Board of Trustees of Aurelia Fox Memorial Hospital has proposed to contract with the County for the services of a Sr. Social Welfare Examiner maintaining a satellite office within the Hospital located in Oneonta; and

WHEREAS, in addition to reimbursing the County in the amount of 25% of the salary of a Sr. Social Welfare Examiner, the Board of Trustees of Aurelia Fox Memorial Hospital has proposed to pay for the overhead and other benefits and costs of maintaining such a satellite office; and

WHEREAS, it appears to be in the best interests of the County of Otsego to maintain, on an on-going basis, such an arrangement; now, therefore, be it

RESOLVED, that the Otsego County Commissioner of Social Services is hereby authorized to contract with Aurelia Fox Memorial Hospital for services, to be furnished by Otsego County, of a Sr. Social Welfare Examiner and a satellite office located at Aurelia Fox Memorial Hospital, Oneonta, New York, with 25% of the salary, benefits, costs and other additional overhead necessary for the operation of said office being paid for by Aurelia Fox Memorial Hospital; and be it further

RESOLVED, that this position is authorized in the 2010 Social Services Administration Budget (6010-A) at line 1000 Personal Service in the amount of \$29,138.00, and is 100% reimbursable (75% federal and state funding; 25% funding from Aurelia Fox Memorial Hospital); 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.

Seconded, Relic. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 89-20100203

**RESOLUTION – APPROVAL TO CONTRACT WITH
CATHOLIC CHARITIES OF DELAWARE AND OTSEGO
COUNTIES FOR CHILD DAY CARE REGISTRATION**

CLARK, ROTHENBERGER, STULIGROSS, ROWINSKI

WHEREAS, the County has entered into a Memorandum of Understanding with the State of New York through the Office of Children and Family Services of the State of New York to register and inspect Family Day Care and School-Age Child Care Programs; and

WHEREAS, the County is empowered to receive Federal Child Care and

Development Block Grant funds in an amount up to \$78,331.00 from the State of New York for the purpose of this Agreement; and

WHEREAS, the County desires to contract with Catholic Charities of Delaware and Otsego Counties for the performance of said services; 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 Catholic Charities of Delaware and Otsego Counties for the purpose of registration and inspection of Family Day Care Providers and School-Age Child Care Programs for the period January 1, 2010 to December 31, 2010, not to exceed \$74,880.00 for the term of the contract; and be it further

RESOLVED, that the funding for this contract is included in the 2010 Social Services Administration Budget (6010-A) at line 4900 Contracted Expenses and is 100% state reimbursable; 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.

Seconded, Fournier. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 90-20100203

RESOLUTION - AUTHORIZING OTSEGO COUNTY COMMISSIONER OF SOCIAL SERVICES TO CONTRACT WITH BASSETT HEALTHCARE NETWORK

CLARK, ROTHENBERGER, STULIGROSS, ROWINSKI

WHEREAS, the Otsego County Commissioner of Social Services has determined that the best interests of the patients of the Cooperstown area will be served by maintaining a satellite office by a Sr. Social Welfare Examiner in the Cooperstown area; and

WHEREAS, the Board of Trustees of Bassett Healthcare Network has proposed to contract with the County for the services of a Sr. Social Welfare Examiner maintaining a satellite office within the hospital located in Cooperstown; and

WHEREAS, in addition to reimbursing the County in the amount of 25% of the salary of a Sr. Social Welfare Examiner, the Board of Trustees of Bassett Healthcare Network has proposed to pay for the overhead and other benefits and costs of maintaining such a satellite office; and

WHEREAS, it appears to be in the best interests of the County of Otsego to maintain, on an on-going basis, such an arrangement; now, therefore, be it

RESOLVED, that the Otsego County Commissioner of Social Services is hereby authorized to contract with Bassett Healthcare Network for services, to be furnished by Otsego County, of a Sr. Social Welfare Examiner and a satellite office located at Bassett Healthcare Network, 1 Atwell Rd., Cooperstown, New York, with 25% of the salary,

benefits, costs and other additional overhead necessary for the operation of said office being paid for by Bassett Healthcare Network; and be it further

RESOLVED, that this position is authorized in the 2010 Social Services Administration Budget (6010-A) at line 1000 Personal Service in the amount of \$32,754.00, and is 100% reimbursable (75% federal and state funding; 25% funding from Bassett Healthcare Network); 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.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 91-20100203

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

CLARK, ROTHENBERGER, STULIGROSS, ROWINSKI

WHEREAS, the Commissioner of Social Services of the County of Otsego is charged with the responsibility for the administration of all child welfare services in the County of Otsego pursuant to Section 395 et seq. of Social Services Law; and

WHEREAS, Berkshire Farms Center and Services for Youth has expressed a willingness to provide the services required to be performed pursuant to this agreement; now, therefore, be it

RESOLVED, that the Otsego County Commissioner of Social Services is hereby authorized to contract with Berkshire Farms Center and Services for Youth to staff and operate the East Worcester Agency Operated Foster Home for the period of January 1, 2010 through December 31, 2010 at an amount not to exceed \$92,928.00; and be it further

RESOLVED, that the 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 2010 Social Services Budget (6010-A) and consists of 12.5% - 25% local cost.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 92-20100203

RESOLUTION – AUTHORIZING APPLICATION FOR AND ACCEPTANCE OF NATIONAL TELECOMMUNICATIONS AND

**INFORMATION ADMINISTRATION BROADBAND INITIATIVE
PROGRAM FUNDING TO CREATE A PUBLIC OPEN
ACCESS FIBER OPTIC BACKBONE**

RELIC, POWERS, CLARK, ROTHENBERGER

WHEREAS, the Southern Tier East Regional Planning Development Board has developed a regional plan for a public open access telecommunications network that will enhance public, community, and business access to broadband optical fiber telecommunications service beyond that presently available to many parts of our county; and

WHEREAS, this telecommunications plan envisions creating open access points of presence at which private vendors could connect to the regional network at an affordable cost to provide the direct service to customers at a competitive price; and

WHEREAS, in concert with the Southern Tier Central Regional Planning and Development Board, and with the involvement of the eleven counties in the regions, the Southern Tier East Regional Planning Development Board has received a grant from the Appalachian Regional Commission to begin implementation of said plan and has engaged ECC Technologies to develop a business model for this purpose; and

WHEREAS, it is intended that as part of this public open access network development, service will be provided to support long term upgrades to individual county emergency services E-911 communication systems, to support future business development, and to support advances in telemedicine throughout the counties of the Southern Tier East Region; and

WHEREAS, under the American Recovery and Reinvestment Act of 2009 (ARRA) there is an opportunity to expedite the implementation of a regional optical fiber open access network under the grants from the US Department of Commerce, National Telecommunications and Information Administration or US Department of Agriculture, Rural Utilities Service; and

WHEREAS, the Tier Information and Enterprise Resources, Incorporated, (TIER, Inc.) the not-for-profit affiliate of the Southern Tier East Regional Planning Development Board has agreed to serve as the lead agency to apply for and to accept ARRA funding in the approximate amount of twenty million dollars (\$20,000,000.00) to build a public open access fiber optic backbone (the "Project"); and

WHEREAS, estimates suggest that to secure an ARRA grant, TIER, Inc. may be required to provide a match of approximately twenty percent (20%), or approximately four million dollars (\$4,000,000.00) which will be divided among the participating counties and allocated amongst them based upon service levels being provided, and which can be covered in part by in-kind services toward the Project as well as prepayment on contracts for broadband services and savings resulting from the reduction in any current telecommunications services being replaced by service associated with the Project; now, therefore, be it

RESOLVED, that the Board of Representatives of the County of Otsego hereby commits that the County will support development of and participate in the oversight of the

Project in such a manner as may be provided through a joint memorandum of understanding between the participating counties; and be it further

RESOLVED, in the event an ARRA grant offer is forthcoming, the County shall contribute to TIER, Inc. such local matching share as is required, through commitments of in-kind services to be provided to the Project, prepayment for direct telecommunications services to be provided by the TIER under the Project to the County and its various Departments, and such other sources as the County may deem appropriate; and be it further

RESOLVED, that this resolution shall take effect upon the adoption of similar resolutions by at least four counties in the Southern Tier East or Southern Tier Central Regions of New York and the Board of Directors of Tier Information and Enterprise Resources, Inc.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 93-20100203

RESOLUTION – AUTHORIZING CHAIRMAN OF THE BOARD TO EXECUTE A CASH RELOCATION AGREEMENT WITH T-MOBILE USA FOR POINT-TO-POINT FIXED SERVICE

RELIC, POWERS, CLARK, ROTHENBERGER

WHEREAS, the County or its Affiliate operates a fixed point-to-point microwave radio system on certain frequencies within the 2110 to 2155 MHz band that is utilized for the County's communication needs on the Affected Path(s) identified in Schedule A and Schedule B (the Current System) as set forth below; and

WHEREAS, the Federal Communications Commission, pursuant to ET Docket No. 00-258, reallocated and auctioned the 2110 to 2155 MHz frequencies, including those used by the County for the Affected Paths, to commercial enterprises for use by emerging technologies known as Advanced Wireless Services ("AWS"); and

WHEREAS, T-Mobile has determined that the AWS system(s) in the Market indicated on Schedule A–Affected Paths hereto (the "Market") may cause interference to the County's Affected Paths and desires that the County permanently vacate, in accordance with the FCC's stated priorities, its licenses to operate in the Affected Paths and relocate its operation onto other microwave frequencies available to the County; and

WHEREAS, T-Mobile has agreed to pay the County for the County to design and implement a replacement system (the "New System") and cease all operations on the Affected Paths and vacate licenses to operate on those Affected Paths; and

WHEREAS, the County shall take reasonable actions to implement the New System, and cease operations of the former fixed point-to-point microwave radio system, by September 30, 2010; and

WHEREAS, in consideration for the County's relocation of Affected Path(s), cessation of operation of the Current System, and the FCC's grant of the termination of licenses for the Affected Path(s), T-Mobile USA shall pay total compensation to the County of \$401,245.00 with fifty (50%) percent of the total sum to be paid within 45 days of contract execution and the remaining balance within 45 days of completion of the County's obligations; now, therefore, be it

RESOLVED, that the Chairman of this Board is hereby authorized to execute a Cash Relocation Agreement with T-Mobile USA, Inc. for Point-to-Point Fixed Service, incorporating the terms as set forth above and which are on file with the Clerk of the Board of Representatives; and be it further

RESOLVED, that said agreement shall contain such other terms and obligations as are in the best interest of the County of Otsego.

Seconded, Fournier and Schwerd. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 94-20100203

RESOLUTION – AUTHORIZING THE CHAIRMAN OF THE BOARD TO ENTER INTO AN AGREEMENT WITH TRI-COUNTY COMMUNICATIONS, INC. OF ONEONTA, NEW YORK, FOR THE PURCHASE OF PORTABLE RADIOS THROUGH AN ASSIGNMENT OF PURCHASE WITH BROOME COUNTY'S PROCURED CONTRACT #CA2362

SCHWERD, JOHNSON, LINDBERG, ROWINSKI

WHEREAS, in 2008, the County of Otsego received funding from The New York State Department of Transportation Federal Section 5311 capital project in the amount of \$740,000 for the purchase of eight (8) new buses for the County Public Transportation System, contract #C0003757; and

WHEREAS, in 2009, the total cost for the bus purchase, minus revenue received from the sale of eight retired buses (\$12,870.00), was \$698,719.03; and

WHEREAS, Otsego County is allowed to expend the remaining money (\$41,280.97) from said contract for other transportation related items; and

WHEREAS, through discussions with the provider, Birnie Bus, it is established there is a need for the purchase of new portable radios for the County transportation system; and

WHEREAS, after receiving three vendor quotes, it is in the best financial interest of the County to "piggy-back" a procured contract between Broome County and Tri-County Communications, contract number CA2362, for the purchase of said equipment for the quoted amount of \$20,159.02; and

WHEREAS, in a letter dated January 6, 2010, Otsego County requested confirmation from Broome County in order to proceed with assignment of contract; and

WHEREAS, Broome County agreed to allow Otsego County to purchase the mobile radios through their catalog contract #CA2362; now, therefore, be it

RESOLVED, that the Chairman of the Board be and hereby is authorized to enter into a contract agreement with Tri-County Communications, Inc. for the purchase of 25 radios and associated equipment to be used for the County's public transportation system at a total cost of \$20,159.02; and be it further

RESOLVED, that an agreement to this effect will be drawn up and signed between Otsego County and Tri-County Communications, Inc.

Seconded, Stuligross. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 95-20100203

**RESOLUTION - APPROVING EXPENDITURE
FOR 2010 VACCINES**

POWERS, STAYTON, MCCARTY, ROWINSKI

RESOLVED, that the Director of Public Health be and hereby is authorized to purchase the following vaccines for the year 2010:

ITEMS:	Hepatitis A Hepatitis B HPV (Gardasil) MMR Pneumonia Shingles
VENDOR:	Merck Human Health P.O. Box 823061 Philadelphia, Pennsylvania 19182
COST:	Not to exceed \$28,800.00

and be it further

RESOLVED, that the funding for this expenditure is included in the 2010 Biologicals Budget (4074) at line 4765-A Vaccines and shall be reimbursed through fees (private and/or Medicare).

Seconded, Relic. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 96-20100203

**RESOLUTION – AUTHORIZING FILLING OF POSITION
IN MENTAL HEALTH DEPARTMENT**

POWERS, STAYTON, MCCARTY, ROWINSKI

WHEREAS, Resolution No. 242-20091021 froze the filling of current vacant employment positions, funded or unfunded, and filling of other previously created positions as yet unfilled without the formal approval of the Parent Committee and a County Board Resolution; and

WHEREAS, on January 20, 2010, the Health and Education Committee of this Board unanimously approved the filling of a certain position at the Mental Health Clinic, as set forth below; now, therefore, be it

RESOLVED, that the Director of Community Services is hereby approved to fill the following vacant funded position, effective immediately:

Staff Social Worker, Grade 20,
\$42,503 - \$54,458 (\$1,591)

and be it further

RESOLVED, that the funding for this position is included in the 2010 Mental Health Budget (4310) at line 1000-A Personal Service and consists of 100% Flexible Funding for Family Services through a MOU with the Department of Social Services.

Seconded, Fournier and Lindberg. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 97-20100203

**RESOLUTION – AUTHORIZING FILLING OF POSITIONS
IN OTSEGO MANOR’S LONG TERM HOME
HEALTH CARE PROGRAM**

LINDBERG, STAYTON, FOURNIER, STULIGROSS

WHEREAS, Resolution No. 242-20091021 froze the filling of current vacant employment positions, funded or unfunded, and filling of other previously created positions as yet unfilled without the formal approval of the Parent Committee and a County Board Resolution; and

WHEREAS, the Otsego Manor Committee of this Board unanimously approved the filling of certain positions in Otsego Manor’s Long Term Home Health Care Program, as set forth below; now, therefore, be it

RESOLVED, that the Director of Otsego Manor’s Long Term Home Health Care Program is hereby approved to fill the following vacant funded positions, effective immediately:

Senior Account Clerk-Typist, Grade 9D, \$26,041 - \$30,676 (\$927)
Community Health Nurse, Grade 14C, \$43,244 - \$50,204 (\$1,392)

and be it further

RESOLVED, that the funding for these positions is included in the 2010 Infirmary - Enterprise Budget (6020-E) at line 1000 Personal Service and is reimbursable as follows: Federal 50%, State 40%, and County 10%.

Seconded, Clark and Rowinski. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 98-20100203

RESOLUTION – AMENDING RESOLUTION NO. 91-20090304 – REVISING THE POLICY FOR THE EVALUATION OF ALL MANAGERIAL/CONFIDENTIAL EMPLOYEES

JOHNSON, SCHWERD, MURPHY

WHEREAS, Resolution No. 91-20090304 adopted a revised policy for the evaluation of all managerial/confidential employees; and

WHEREAS, the Administration Committee desires to revise this policy; and

WHEREAS, that the policy for the evaluation of all managerial/confidential employees is revised as follows:

POLICY FOR THE EVALUATION OF MANAGERIAL/CONFIDENTIAL EMPLOYEES IN OTSEGO COUNTY OTSEGO COUNTY, NEW YORK

1) The Evaluation Committee shall evaluate the job performance of all appointed department heads, excluding elected officials, using the evaluation form approved by the Administration Committee. Said written performance evaluations and oral review shall occur by the end of June each year.

2) Department heads will receive a self evaluation form a month prior to their scheduled evaluation meeting each year. This form should be filled out by the department head and brought to his or her scheduled evaluation meeting. Each member of the Evaluation Committee will fill out a draft evaluation form for each department head being evaluated. Those forms will be consolidated by the committee to result in one final Committee evaluation form for the evaluation meeting. The self evaluation form and evaluation form to be used are available through the Personnel Office.

3) Department heads shall evaluate the job performance of all deputies, supervisory personnel and confidential personnel within their department(s) using the evaluation form approved by the Administration Committee. Said written performance evaluations and oral reviews shall occur in the month of the employee's anniversary date each year.

4) All deputies, supervisory personnel and confidential personnel will receive a self evaluation form one month prior to their scheduled evaluation. This form should be filled out by the employee and brought to their evaluation meeting. The department head should fill out an evaluation form for each employee being evaluated and have that form completed for the evaluation meeting. The self evaluation form and evaluation form to be used are available through the Personnel Office.

5) If a Managerial/Confidential employee receives a poor job performance evaluation, the evaluator may establish goals, objectives or standards for the respective employee. Additional performance evaluations may occur during the year to assess if the goals, objectives or standards are being worked on and attained.

6) All Managerial/Confidential written performance evaluation forms will be placed in the respective employee's personnel file in the Personnel Department and are available for review by board members.

Seconded, Lindberg. Oral vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 99-20100203

**RESOLUTION – AMENDING RESOLUTION NO. 116-20090401 –
REVISING THE POLICY FOR THE EVALUATION OF
ALL NON-MANAGERIAL/CONFIDENTIAL EMPLOYEES**

JOHNSON, SCHWERD, MURPHY

WHEREAS, Resolution No. 116-20090401 adopted a revised policy for the evaluation of all non-managerial/confidential employees; and

WHEREAS, the Administration Committee desires to revise this policy; and

WHEREAS, that the policy for the evaluation of all non-managerial/confidential employees is revised as follows:

**POLICY FOR THE EVALUATION OF NON-MANAGERIAL/CONFIDENTIAL
EMPLOYEES IN OTSEGO COUNTY
OTSEGO COUNTY, NEW YORK**

1) Department heads/supervisors shall evaluate the job performance of all employees within their department. Said written performance evaluations and oral reviews shall occur in the month of the employee's anniversary date each year.

2) All employees will receive a self evaluation form one week prior to their scheduled evaluation. This form should be filled out by the employee and brought to his or her evaluation meeting. The department head/supervisor should fill out an evaluation form for each employee being evaluated and have that form completed for the evaluation meeting.

If a department does not have a standard evaluation form, it should contact the Personnel Office for a form.

3) If an employee does not meet the standards/expectations on one or more of the sections of the evaluation, the evaluator will establish goals, objectives and standards for the respective employee. Additional performance evaluations may occur during the year to assess if the goals, objectives and standards are being worked on and attained.

4) In addition to the evaluation that is to be conducted in the month of the employee's anniversary date, the department head/supervisor may decide to conduct a performance evaluation before an employee is made permanent in his or her title.

5) All written performance evaluation forms will be placed in the respective employee's personnel file in the Personnel Department and are available for review by board members.

Seconded, Lindberg. Representative Johnson moved to table Resolution No. 99-20100203. Seconded, Stuligross. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Motion carried.

RESOLUTION NO. 100-20100203

RESOLUTION – AUTHORIZING FILLING OF POSITION IN BOARD OF ELECTIONS

SCHWERD, JOHNSON, LINDBERG, ROWINSKI

WHEREAS, Resolution No. 242-20091021 froze the filling of current vacant employment positions, funded or unfunded, and filling of other previously created positions as yet unfilled without the formal approval of the Parent Committee and a County Board Resolution; and

WHEREAS, on January 12, 2010, the Intergovernmental Affairs Committee of this Board unanimously approved the filling of a certain position in the Board of Elections, as set forth below; now, therefore, be it

RESOLVED, that the Commissioners of the Board of Elections are hereby approved to fill the following vacant funded position, effective immediately:

Clerk, Grade 5, part-time, temporary hire,
\$12.2950 - \$14.4444 (\$.4299)

and be it further

RESOLVED, that the funding for this position is included in the 2010 Board of Elections Budget (1450) at line 1000-A Personal Service.

Seconded, Fournier. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

Representative Lindberg moved to suspend the rules and act upon late Resolution Nos. 101 - 111. Seconded Relic. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Motion carried.

RESOLUTION NO. 101-20100203

**RESOLUTION – AUTHORIZING FILLING OF POSITION
IN VETERANS SERVICE AGENCY**

SCHWERD, JOHNSON, LINDBERG, ROWINSKI

WHEREAS, Resolution No. 242-20091021 froze the filling of current vacant employment positions, funded or unfunded, and filling of other previously created positions as yet unfilled without the formal approval of the Parent Committee and a County Board Resolution; and

WHEREAS, on January 12, 2010, the Intergovernmental Affairs Committee of this Board approved the filling of a certain position in the Veterans Service Agency, as set forth below; now, therefore, be it

RESOLVED, that the Director of the Veterans Service Agency is hereby approved to fill the following vacant funded position, effective immediately:

Motor Vehicle Operator, Grade 5T,
\$12.1733 - \$14.3288 (\$.4311)

and be it further

RESOLVED, that the funding for this position is included in the 2010 Veterans Budget (6510) at line 1000-A Personal Service.

Seconded, Relic. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 102-20100203

**RESOLUTION - AUTHORIZING THE CHAIRMAN OF THE BOARD
TO CONTRACT FOR HEALTH CARE SERVICES UNDER THE
OTSEGO MANOR'S LONG TERM HOME HEALTH CARE
PROGRAM (LTHHCP)**

LINDBERG, STAYTON, FOURNIER, STULIGROSS

RESOLVED, that the Chairman of the Board be and hereby is authorized to execute contracts with the following individuals and organizations to provide health care services under the Otsego Manor's Long Term Home Health Care Program (LTHHCP) for terms beginning January 1, 2010 and terminating December 31, 2010:

PROVIDER/SERVICES

RATE

Elizabeth Cain (MSW)	\$75.00 per visit In-Service - \$30.00 per hour, not to exceed 2 hours per session Attendance at meetings - \$30.00 per hour, not to exceed 2 hours per session Supervision of intern visits \$25.00 per visit
Health Monitoring Systems (Lifeline)	Health Care Monitoring \$29.95/mo. Installation \$50.00
Otsego Rural Housing (Assessments) (Home Modifications)	\$29.95 per hour Varies by Patient
Robynwood Assisted Living Program (Home Health Aides & Personal Care Aides)	\$22.00 per hour
U.S. Care Systems (Home Health Aides & Personal Care Aides)	\$22.86 per hour

and be it further

RESOLVED, that said contracts 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 these contracts are included in the 2010 Infirmary – Enterprise Budget (6020-E) at line 4955 Long Term Care and are reimbursable as follows: Federal 50%, State 40%, and County 10%.

Seconded, Relic. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 103-20100203

**RESOLUTION – AUTHORIZING FILLING OF POSITIONS
AT OTSEGO MANOR**

LINDBERG, STAYTON, FOURNIER, STULIGROSS

WHEREAS, Resolution No. 242-20091021 froze the filling of current vacant employment positions, funded or unfunded, and filling of other previously created positions as yet unfilled without the formal approval of the Parent Committee and a County Board Resolution; and

WHEREAS, on January 19, 2010, the Otsego Manor Committee of this Board approved the filling of certain positions at Otsego Manor, as set forth below; now, therefore, be it

RESOLVED, that the Administrator of Otsego Manor is hereby approved to fill the following vacant funded positions, effective immediately:

Clerk, Grade 5, part-time, \$12.2950 to \$14.4444 (\$.4299)
Account Clerk-Typist, Grade 7, full-time, \$23,880- \$28,095 (\$843)
Four (4) positions of Certified Nursing Assistant, Grade 8J, part-time,
\$13.9720 – \$16.3900 (\$0.4836)
Three (3) positions of Universal Worker II, Grade 6Z, part-time,
\$11.9949 – \$14.0439 (\$0.4098)
Certified Nursing Assistant, Grade 8J, full-time, \$13.9720 –
\$16.3900 (\$0.4839)

and be it further

RESOLVED, that the funding for these positions is included in the 2010 Infirmary - Enterprise Budget (6020-E) at line 1000 Personal Service.

Seconded, Powers. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 104-20100203

RESOLUTION – AMENDING RESOLUTION NO. 27-20090107 – AUTHORIZING AMENDED CONTRACT FOR SUPERVISORY NURSING SERVICES AT OTSEGO MANOR

LINDBERG, STAYTON, FOURNIER, STULIGROSS

WHEREAS, Resolution No. 27-20090107 authorized the Chairman of the Board to contract with Eleanor Lantvet for supervisory nursing services at Otsego Manor, at an hourly rate of \$30.00, not to exceed 1,000 hours, at a cost not to exceed \$30,000.00 for the period January 1, 2009 through December 31, 2009; and

WHEREAS, it is in the County's best interests to increase the Supervising Nurse's contract amount to an hourly rate of \$30.00 per hour, not to exceed \$41,000.00; now, therefore, be it

RESOLVED, that Resolution No. 27-20090107 is amended, and the Chairman of this Board is authorized to execute an amended contract with Eleanor Lantvet, 1495 State Highway 166, Cooperstown, New York 13326, to provide supervisory nursing services at the rate of \$30.00 per hour, not to exceed \$41,000.00; and be it further

RESOLVED, that said amended 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 2009 Otsego Manor Budget (6020) at line 4900-E Contracts.

Seconded, Relic. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty.

Adopted.

RESOLUTION NO. 105-20100203

**RESOLUTION – AUTHORIZING CHAIRMAN TO EXECUTE
AGREEMENT WITH SYSTEMS DEVELOPMENT GROUP
TO PROVIDE IMAGEMATE ONLINE SOFTWARE
FOR REAL PROPERTY TAX SERVICES**

JOHNSON, SCHWERD, MURPHY

WHEREAS, Systems Development Group, Inc. can provide ImageMate software, which is a conduit for the web based deployment of the county's real property information; and

WHEREAS, in accordance with the Otsego County Purchasing Policy and Procedures, Section 14(2), Exceptions to Bidding - Professional Services and Consultants, public bidding is not required due to the fact that this purchase of software, installation, training and support is professional in nature; now, therefore, be it

RESOLVED, that the Chairman of this Board is authorized to execute an agreement with Systems Development Group, Inc., 441 Trenton Avenue, Utica, New York 13502 to provide installation, training and support of ImageMate software for Real Property Tax Service, in an amount of \$54,400.00, which shall be paid in four (4) annual installments of \$13,850.00, and to include the following:

SDG ImageMate Online setup for the County	\$30,000.00
Parcel History	\$ 8,900.00
ImageMate Online integration of County's GIS Site	\$ 0.00
SDG First Year (2010) Software Support	\$ 0.00
SDG Second Year (2011) Software Support	\$ 5,500.00
SDG Third Year (2012) Software Support	\$ 5,500.00
SDG Fourth Year (2013) Software Support	\$ 5,500.00

and be it further

RESOLVED, that said agreement 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 purchase are included in the 2009 Real Property Tax Service Budget (1355-A) at line 4835 IT Other/Software.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 106-20100203

**RESOLUTION – TRANSFERRING FUNDS IN
VARIOUS DEPARTMENTS (2009 & 2010)**

JOHNSON, SCHWERD, MURPHY

WHEREAS, it appears that it will require funds to complete the years 2009 and 2010 in certain items of the Otsego County Budget; and

WHEREAS, there are unexpended balances in other items of the 2009 and 2010 budgets; now, therefore, be it

RESOLVED, that the following transfers be and the same are hereby authorized, and the 2009 and 2010 budgets be and are hereby amended accordingly, pursuant to Section 363 of the County Law:

	<u>DEPARTMENT</u>	<u>ACCOUNT NAME</u>	<u>ACCOUNT CODE</u>	<u>AMOUNT</u>
2009 BUDGET TRANSFERS				
A- GENERAL FUND				
FROM:	Board of Reps	Mileage	1010-4005-A	-2,656.00
TO:	Board of Reps	Contracts	1010-4900-A	2,656.00
FROM:	Economic Development	Lodging, Meals, Tolls, Etc.	6425-4010-A	-359.00
FROM:	Economic Development	Materials & Supplies	6425-4500-A	-413.00
FROM:	Economic Development	Other	6425-4800-A	-100.00
TO:	Economic Development	Telephone	6425-4100-A	20.00
TO:	Economic Development	Contracts	6425-4900-A	852.00
2010 BUDGET TRANSFERS				
A – GENERAL FUND				
FROM:	General Government Support	Other	1989-4050-A	-285.00
TO:	Sheriff	Training	3110-4050-A	75.00
TO:	Department of Health	Lodging, Meals, Tolls, Etc.	4010-4010-A	210.00
FROM:	Planning	Other	8020-4800-A	-650.00
TO:	Planning	Vehicle Repair	8020-4515-A	100.00
TO:	Planning	Fuel	8020-4560-A	550.00
2010 BUDGET MODIFICATIONS				
A – GENERAL FUND				
INCREASE:	Appropriated Reserve	Comm Backbone Reserve	0000-0511-A	600,000.00
INCREASE:	Public Safety Comm	Communication Backbone	3020-2750-A	600,000.00
INCREASE:	General Fund	Appropriated Fund Balance	0000-0599-A	85,000.00
INCREASE:	Alcoholism	Contracts	4250-4900-A	25,000.00
INCREASE:	Mental Health	Contracts	4310-4900-A	60,000.00

INCREASE:	State Aid-Econ Oppor & Dev	OFA Community Services	0000-3776-A	625.00
INCREASE:	State Aid-Econ Oppor & Dev	OFA-EISEP	0000-3778-A	500.00
INCREASE:	State Aid-Econ Oppor & Dev	OFA-LTC Ombudsman	0000-3782-A	400.00
INCREASE:	Fed Aid-Econ Oppor & Dev	OFA IIIB	0000-4772-A	1,500.00
INCREASE:	Fed Aid-Econ Oppor & Dev	OFA IIIE	0000-4776-A	350.00
INCREASE:	Fed Aid-Econ Oppor & Dev	OFA-HCFA Grant	0000-4780-A	300.00
INCREASE:	Fed Aid-Econ Oppor & Dev	OFA-LTC-VII Ombuds	0000-4781-A	600.00
INCREASE:	Office for the Aging	Training	6772-4050-A	2,425.00
INCREASE:	Office for the Aging	Lodging, Meals, Tolls, Etc.	6772-4010-A	1,850.00
INCREASE:	Social Services Admin	Contracts	6010-4900-A	1,700.00
INCREASE:	State Aid-Social Services	Social Services Admin	0000-3610-A	850.00
INCREASE:	Fed Aid-Social Services	Social Services Admin	0000-4610-A	850.00

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 107-20100203

**RESOLUTION - DECLARATION OF LEAD AGENCY
FOR THE EMERGENCY SERVICES TELECOMMUNICATIONS
SYSTEM PROJECT**

RELIC, POWERS, CLARK, ROTHENBERGER

WHEREAS, Otsego County is planning on upgrading its emergency services telecommunications system; and

WHEREAS, under Part 617 of Title 6 of the New York Code of Rules and Regulations, the State Environmental Quality Review Act (SEQRA), it is necessary for a lead agency to be established for the review of the proposal; and

WHEREAS, Otsego County will be responsible for hiring consultants to assist with the project and overseeing the construction of the operation from start to finish; now, therefore, be it

RESOLVED, that Otsego County hereby declares itself lead agency for the SEQRA review per the requirements of Part 617 of Title 6 of the New York Code of Rules and Regulations of the State of New York.

Seconded, Lindberg. Oral vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 108-20100203

**RESOLUTION – TERMINATING CONTRACT WITH 55 MAPLE
STREET, LLC (RESOLUTION NO. 145-20090506)**

JOHNSON, SCHWERD, MURPHY

WHEREAS, on May 6, 2009, this Board of Representatives adopted Resolution No. 145-20090506 authorizing a contract with 55 Maple Street, LLC, 55 Maple Street, Oneonta, New York, 13820 to provide services and expertise as it relates to the attraction of new business and investment to downtown Oneonta and to allow the fulfilling of these development service obligations at a cost of \$25,000.00 per year; and

WHEREAS, both the County and the Contractor have formalized a contract pursuant to this prior Resolution, but believe that it is in the best interests of both parties to now terminate said contract and are agreed to the cancellation of the proposed project and this Resolution of withdrawal; now, therefore, be it

RESOLVED, that this Board of Representatives terminates Resolution No. 145-20090506 and said contract.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 109-20100203

**RESOLUTION – AUTHORIZING CHAIRMAN OF THE BOARD
TO ENTER INTO A CONTRACT WITH MB COMMUNICATIONS
TO PROVIDE PROFESSIONAL SERVICES IN CONNECTION WITH
DOWNTOWN DEVELOPMENT SERVICES FOR THE CITY OF ONEONTA**

SCHWERD, JOHNSON, LINDBERG, ROWINSKI

WHEREAS, the Otsego County Economic Development Office has proposed to the City of Oneonta a public/private partnership arrangement to provide comprehensive downtown development services; and

WHEREAS, the terms and obligations between the County and the City are to Strengthen Economic Viability of Existing Businesses in downtown Oneonta, Attract New Business and Investment to downtown Oneonta, Increase Traffic and Business Volume on Main Street, Oneonta and Enhance and Promote the Image and Identity of Main Street, Oneonta; and

WHEREAS, the City of Oneonta and the County have formalized by appropriate Resolutions the future rendition of these developer services as described in the companion Resolution of this Board approving the partnership arrangements for downtown development services; and

WHEREAS, the Otsego County Economic Development Department wishes to enter into a contract for professional services with MB Communications to provide services and expertise as it relates to the attraction of new business and investment to downtown Oneonta and to allow for the fulfilling of these development service obligations; and

WHEREAS, the term of the contract shall commence February 1, 2010 and shall

continue until December 31, 2011, at a cost of \$25,000.00 per year; and

WHEREAS, the City of Oneonta Common Council has passed a Resolution on April 21, 2009 to accept the proposal from the Otsego County Economic Development Department and enter into an Inter-municipal Agreement with the County; now, therefore, be it

RESOLVED, that the Chairman of this Board is authorized to enter into a contract for services with MB Communications, 49 Hudson Street, Oneonta, New York 13820, to provide specific Economic Development services for Downtown Oneonta as part of a comprehensive Economic Development Proposal, for a contract term commencing February 1, 2010 and terminating December 31, 2011, at a cost not to exceed \$25,000.00 annually; 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 2010 Economic Development Budget (6425) at line 4900-A Contracts and will be funded 100% from revenues received through the intermunicipal agreement with the City of Oneonta for Downtown Development Services.

Seconded, Powers. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

RESOLUTION NO. 110-20100203

RESOLUTION – AUTHORIZING FILLING OF POSITION IN DEPARTMENT OF SOCIAL SERVICES

CLARK, ROTHENBERGER, STULIGROSS, ROWINSKI

WHEREAS, Resolution No. 242-20091021 froze the filling of current vacant employment positions, funded or unfunded, and filling of other previously created positions as yet unfilled without the formal approval of the Parent Committee and a County Board Resolution; and

WHEREAS, on January 20, 2010, the Human Services Committee of this Board unanimously approved the filling of a certain position in the Department of Social Services, as set forth below; now, therefore, be it

RESOLVED, that the Commissioner of Social Services is hereby approved to fill the following vacant funded position, effective immediately:

Motor Vehicle Operator, Grade 5, part-time,
\$12.2950 - \$14.4444 (\$.4299)

and be it further

RESOLVED, that the funding for this position is included in the 2010 Social Services

Administration Budget (6010) at line 1000-A Personal Service and is reimbursed 50% federal, 37.5% state and 12.5% local.

Seconded, Fournier. Roll call vote. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Adopted.

Representative Johnson moved for an executive session to discuss contracts. Seconded, Clark. Total: 6,167; Ayes: 5,790; Absent: 377 – McCarty. Motion carried.

The Board reconvened.

RESOLUTION NO. 111-20100203

**RESOLUTION – AUTHORIZING THE COMMUNICATIONS
COORDINATOR TO PURCHASE RADIO EQUIPMENT FOR THE
EMERGENCY SERVICES TELECOMMUNICATIONS SYSTEM
(ESTS) PROJECT**

RELIC, POWERS, CLARK, ROTHENBERGER

WHEREAS, Alcatel-Lucent has submitted a proposal under state contract for the purchase of radio equipment for three (3) radio hops required for the county’s Emergency Services Telecommunications System (ESTS) upgrade project; now, therefore, be it

RESOLVED, that the Communications Coordinator be and hereby is authorized to purchase from Alcatel-Lucent, 3400 West Plano Parkway, Plano, Texas 75075, the following radio equipment for the County’s ESTS upgrade project:

MDR-8000 Radios	\$129,371.00
Charles Channel Banks	\$ 13,883.00
DSX-1 Panels	\$ 3,163.00
TSM-8000	\$ 42,662.00
DC Power Systems	\$ 20,358.00
Antenna Equipment	\$ 55,530.00
Radio Spare Modules MDR-8000	\$ 21,175.00
Charles Channel Banks Spares	\$ 2,885.00
TSM-8000 Spares	\$ 594.00
DC Power Systems Spares	<u>\$ 741.00</u>
TOTAL COST NOT TO EXCEED (STATE CONTRACT #PT-64249)	\$290,363.00

and be it further

RESOLVED, that this contract shall contain such other and further conditions as deemed in the best interest of the County; and be it further

RESOLVED, that the funding for this contract is included in the 2010 Public Safety Communications Budget (3020-A) at line 2750 Communication Backbone.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 4,184; Noes: 1,606 – Powers, Fournier, Schwerd; Absent: 377 – McCarty. Adopted.

All the general business of the Board having been transacted, the Chairman declared the meeting adjourned until Wednesday, March 3, 2010 at 10:00 a.m.