

**REGULAR SESSION
FIRST DAY**

Wednesday, March 4, 2009

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, McCarty, Stayton, Rothenberger, Harrington, Stuligross

The Board held a moment of silence for Army Cpl. Michael L. Mayne of Burlington Flats, who died February 23, 2009 in Iraq.

Under Privilege of the Floor, Adrian Kuzminski of Sustainable Otsego invited the County Board to a series of public forums on gas drilling in Cherry Valley, Cooperstown and Oneonta to be held in the middle of March. He hoped that the Board members would come and hear from citizens concerned with the consequences of drilling and look into this matter seriously. The development of a policy and recommendations should be a top priority. Mr. Kuzminski said that he feels that the resolution passed by the County Board addressing NYRI's project had many issues that are similar to gas drilling and urged the County Board to attend the forums and listen to local experts.

Milo Stewart of the Cooperstown Village Board stated that it would behoove the County Board members to attend the sessions on gas drilling. He suggested that they move this issue to the top of their agenda.

Scott Fickbohm of the Soil and Water Conservation District explained that much funding was cut from the state's 2008-2009 budget. He is waiting for word regarding the funding for the Canadarago Lake project and explained that they have stopped work on the project until a final decision is made on funding for existing state contracts.

Diane Elliot, acting Director of Hyde Hall, explained that they are on the precipice of finishing 40 years of restoration. They anticipate project completion in June 2010 and are working with Glimmerglass State Park and the state to make Hyde Hall a valuable resource to the community. They are starting new programs for youth and have planned four community events this year. Mrs. Elliot thanked the County Board for its vision and insight.

Christine Turchek of West Laurens stated that she learned about gas drilling this summer. She is terrified of what might be coming and is concerned that the area will be turned into an industrial zone with noise and pollution.

Jean Naples explained that she is representing many taxpayers that are disturbed by the County Board's decision to give Planned Parenthood \$22,000. She distributed a book regarding the abortion industry and commented that Planned Parenthood is the number one provider of abortions. Ms. Naples asked why it was not known publicly that county funds were available so other organizations that need the money could have been chosen. She feels that Planned Parenthood is a racist organization and has a genocist agenda and asked why the county is funding an organization doing horrible things.

Arlene Syke of the Abstinence Council stated that people think abstinence is impractical. However, there is no proof that Planned Parenthood's ways work.

Patrick Hanus of East Worcester stated that he was upset that taxpayer money is going to Planned Parenthood. He felt that the money could go toward other issues, such as education and low income housing. Mr. Hanus said that Planned Parenthood is concerned about women's health, but is also promoting sex. He felt that maybe the County Board made its decision too fast and asked them to think about what has been said and reconsider the decision.

Paul Mendohlsen of Cherry Valley pointed out that he has seen gas drilling in his travels. People were concerned about terrorists putting chemicals in water reservoirs, but are ignoring gas drillers. He felt that people are denying their children's birthright of clean water. Across the world water sources are drying up or becoming polluted, while the U.S. sits in possession of clean water. Mr. Mendohlsen stated that County Representatives hold more sway with authorities at state and federal levels and asked them to use it to protect the community.

Ray Gordon of Garrattsville remarked that he read the County Board's vote was for sex education. He said that when talking about children or young adults do not give the hen house to the fox. Remember love, empathy and charity for children.

Jean Jones of Afton described several incidents when Planned Parenthood came into a school to provide reproductive education. She asked if this was the type of organization that funds should be donated to. Ms. Jones feels that this is taxation without representation.

Patrick Burg of Oneonta stated that Planned Parenthood is the largest abortion provider in the country. He pointed out that the number one reason for abortion is failed contraception. Mr. Burg feels that contraception alienates a man from a woman and withholds the act of self giving and thwarts full giving. He also feels that abortion alienates the mother from the child in the womb. Mr. Burg stated that when the representatives spend his tax dollar and express consent, than he is also implicated.

Carl Wenner of Oaksville stated that he objects to the earlier statement comparing well drillers to terrorists. He also stated that he is against funding for Planned Parenthood. Mr. Wenner feels that the government is bankrupt morally and financially. If you are Christian, than you cannot support abortion.

Flo Loomis of New Lisbon encouraged the County Board to contribute to CARI. She stated that the county needs to support the fight against NYRI's proposed transmission line and also provide support to people for gas drilling issues. Ms. Loomis encouraged the Board members to inform themselves and take a stand.

Cindy Macomber of the Department of Social Services commended the County Board on its decision regarding Planned Parenthood and listening to the whole story regarding the contract for reproductive education to families on all options. She thanked the County Board for understanding the need for this service. Ms. Macomber added that she was happy to see the purchase of new cars for DSS on the agenda. She pointed out that the contract with the PBA union offering a 2% raise and an increase in health insurance contributions was also on the agenda and stated that county employees are not

treated the same. The PBA's increased annual contribution for health insurance is still less than what CSEA members pay in three months. She felt that everyone should pay the same and wants fair treatment across the board. Ms. Macomber questioned the integrity of the negotiations with CSEA. It is hard on the CSEA employees who are continuing to take care of the public.

Catherine Shecky of Cooperstown felt that it is horrible to give money to Planned Parenthood.

The minutes of December 3 and 22, 2008 were approved.

The Chairman declared a short break.

The Board reconvened.

The following communications were read and ordered filed:

Jeffrey T. Coffin, United States Census 2010 – Letter extending thanks for use of the Board Room for Census employee testing.

Maureen Dill, Morris – Letter stating concerns regarding the risks hydraulic fracturing poses to human health and safe drinking water.

New Lisbon Town Board – Resolution against New York Regional Interconnect, Inc., (NYRI) and its quest to construct a 190 mile long power line along the alternative route along the Marcy-South power line.

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

Otsego Manor – Annual Report of Revenues for the Year 2008

Under Special Presentations, Mike Maenza of Proact stated that Proact is working with the Otsego County Department of Health to get a discount prescription drug program up and running in Otsego County. He explained that any resident in the county can participate at no cost to the county or the participant. The discount can be used at pharmacies in the area and throughout the country for human and pet medications. The average savings is 35% or \$20 per prescription. Mr. Maenza said that they are presently identifying agencies where cards will be available, how they will get the word out and participating pharmacies. The county website will be part of the promotion of the card. They are working to finalize the card and mailings and are developing press releases. The program should be operational by mid to late April.

Peggy Benjamin and Deb Currie from the Wellness Committee gave the County Board an update on the committee's activities. Ms. Benjamin said out that the new name for the committee is Winning Otsego Wellness (WOW). Its purpose is to promote employee wellness and a healthy workplace. She thanked the County Board for its support and management's help. Ms. Benjamin stated that the committee sponsored and had a great outcome from its six week weight loss challenge through a Lunch and Learn program. Many participants of the six week challenge have reported weight loss, increased energy and feeling more effective at work. Deb Currie presented statistics from the six week challenge. She said that two people walked 162.6 miles. Cumulatively, there were a total

of 457,000 steps walked, 163 pounds lost and 246 hours of exercise completed. On March 25th another Lunch and Learn program will be held with a presentation on stability and exercise.

Representative Johnson moved for an executive session to discuss union contract negotiations. Seconded, Relic. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Motion carried.

The Board reconvened.

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

Representative Lindberg moved to dispense with the reading of all resolutions. Seconded, Johnson. Oral vote. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Motion carried.

RESOLUTION NO. 83-20090204

RESOLUTION – APPROVING COMMISSIONER OF DEPARTMENT OF SOCIAL SERVICES TO PURCHASE MOTOR VEHICLES

HARRINGTON, CLARK, STULIGROSS

RESOLVED, that the Commissioner of the Department of Social Services be and is hereby authorized to purchase the following motor vehicles under state contract:

ITEMS:	Two (2) 2009 Chevy Impalas
COST:	\$32,370.00 – 2 Vehicles
	<u>500.00</u> – Destination Charge
	\$32,870.00 – TOTAL

State Contract #PC62760

VENDOR:	Doan Chevrolet LLC
	4477 Ridge Road West
	Rochester, New York 14626

and be it further

RESOLVED that the funding for this expenditure is included in the 2009 Department of Social Services Budget (6010) at line 2400-A Vehicles (\$32,370.00) and 4800-A Other (\$500.00 destination charge) with an approximate local share of \$6,500.00.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 4,107; Noes: 1,575 – Clark, Fournier, Johnson; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 85-20090304

RESOLUTION – AUTHORIZING CHAIRMAN OF THE BOARD TO ENTER INTO AN INTERMUNICIPAL AGREEMENT WITH THE CITY OF ONEONTA AND THE HARTWICK FIRE DISTRICT FOR FUNDING THE DESIGN OF AN EMERGENCY SERVICES TELECOMMUNICATIONS SYSTEM

RELIC, CLARK, JOHNSON, ROTHENBERGER

WHEREAS, the County of Otsego, the City of Oneonta (the City) and the Hartwick Fire District (the District) were awarded a Shared Municipal Services Incentive (SMSI) grant in the amount of \$304,290.00 to fund the design of an emergency services telecommunications system; and

WHEREAS, the grant application requested multiple local governments to apply together, and if awarded, the co-applicants must enter into an Intermunicipal Agreement; now, therefore, be it

RESOLVED, that the Chairman of this Board of Representatives is authorized to enter into a Intermunicipal Agreement with the City and the District to contract with an engineering firm for a needs assessment and the design phase of an emergency services telecommunications system that will consolidate the various communications systems; and be it further

RESOLVED, the County, the City and the District are the recipients of the New York State Department of State SMSI Grant to pay for the design of the proposed emergency services telecommunications system – the total project cost is estimated at \$338,100.00; the state funding is \$304,290.00; the County will pay the required local share of \$33,810.00; and be it further

RESOLVED, that said Intermunicipal Agreement is subject to the approval of the City Council and the Fire Commissioner’s Board of the District; and be it further

RESOLVED, that said agreement 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: 5,682; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 86-20090304

RESOLUTION – AUTHORIZING CHAIRMAN OF THE BOARD TO EXECUTE CONTRACTS WITH US CARE SYSTEMS, INC., ROBYNWOOD HOME FOR ADULTS, VISITING NURSES HOME CARE CORP, AT HOME CARE PARTNERS, INC. AND RESOURCE CENTER FOR INDEPENDENT LIVING TO PROVIDE SUPPORTIVE SERVICES FOR ELDERLY RESIDENTS OF OTSEGO COUNTY UTILIZING EXPANDED IN-HOME SERVICE FOR THE ELDERLY PROGRAM FUNDING

FOURNIER, MCCARTY, STULIGROSS, ROTHENBERGER

WHEREAS, there is a need to provide non-medical, in-home supportive services for elderly residents of Otsego County who are not eligible to receive similar services under Title XVIII, Title XIX or Title XX of the federal Social Security Act or similar governmental assistance; and

WHEREAS, the State of New York, through its Office for the Aging, has approved the County Home Care Plan of the Otsego County Office for the Aging and has awarded funding for such non-medical, in-home supportive services through the Expanded In-Home Services for the Elderly Program (hereinafter referred to as EISEP) as authorized by Section 541 of New York State Executive Law; and

WHEREAS, US Care Systems, Inc., Robynwood Home For Adults, Visiting Nurses Home Care Corp. and Resource Center for Independent Living are approved home providers for Title XIX home care services in Otsego County under the federal Social Security Act, and are willing to provide EISEP services, and At Home Care Partners, Inc. is in the process of obtaining such approval; now, therefore, be it

RESOLVED, that the Chairman of the Board is hereby authorized to execute agreements with US Care Systems, Inc., Robynwood Home For Adults, Visiting Nurses Home Care Corp., At Home Care Partners, Inc. and Resource Center for Independent Living to provide non-medical, in-home supportive services for elderly residents of Otsego County, (Level I and Level II care), utilizing EISEP funding as authorized by section 541 of New York State Executive Law, for the period April 1, 2009 to March 31, 2010, with a total amount shared between all providers on a performance basis, not to exceed \$231,295, at no more than approved Medicaid or locally negotiated rates, whichever is of lesser cost; and be it further

RESOLVED, 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 these contracts are authorized in the 2009 Office for the Aging Budget (6772) at line 4770 In-home Services, and the percentages of source funds are as follows: State EISEP funds 72.5%, local funds 25% and cost sharing fees and contributions 2.5%.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 87-20090304

**RESOLUTION - AUTHORIZING CHAIRMAN OF THE
BOARD TO CONTRACT FOR FOOD AND DIETARY
SERVICES AT OTSEGO MANOR**

LINDBERG, SCHWERD, DUBBEN, STAYTON

RESOLVED, that the Chairman of this Board be and hereby is authorized to execute a contract with Sodexo Operations, LLC, 86 Hopmeadow Street, Simsbury, Connecticut 06089-9693, to provide food and dietary services to the residents of Otsego

Manor; the services being professional in nature and not requiring public bidding; said contract to contain such other terms and conditions as are in the best interests of the County of Otsego and to contain the following provisions:

1. Sodexo Operations shall provide clinical and supervisory staff as follows:
 - One (1) Food Service Director
 - One (1) Clinical Nutrition Manager/RD
 - One (1) Food Service Manager
 - One (1) Executive Chef
2. Not to exceed \$737,240.00 for the period February 1, 2009 to January 31, 2010; \$61,436.66 payable monthly;
3. The above guaranteed rate includes a financial cap on Retail and Catering functions of \$29,120.00 and \$4,160.00 respectively;

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 funding for the above contract is included in the 2009 Otsego Manor Infirmery - Enterprise Budget (6020) at line 4525-E Food.

Seconded, Fournier. Roll call vote. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 88-20090304

RESOLUTION - AUTHORIZING CHAIRMAN OF THE BOARD TO CONTRACT FOR AUDITING SERVICES AT OTSEGO MANOR

LINDBERG, SCHWERD, DUBBEN, STAYTON

RESOLVED, that the Chairman of this Board be and is hereby authorized to contract with Bryans & Gramuglia, Certified Public Accountants, LLC, Washington Avenue Ext., Pine West Plaza, Building 1, Suite 106, Albany, New York 12205 for professional auditing services at Otsego Manor; namely, the following services for the audit year ended December 31, 2008, at a cost of \$38,000.00 plus expenses:

\$15,000.00 – for Financial Statement Audit
\$ 6,000.00 – for Preparation of Medicare Cost Report
\$ 5,000.00 – for Preparation of Medicaid Cost Report
\$ 5,000.00 – for Preparation of the LTHHC Program’s
Medicaid Cost Report and the Additional
Schedules for the Medicare Cost Report
\$ 3,500.00 – for Audit of Medicaid Cost Report
\$ 3,500.00 – for Audit of LTHHC Program’s Cost Report
\$38,000.00 – TOTAL COST

and be it further

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

RESOLVED, that the funding for this contract is included in the 2009 Otsego Manor Budget (6020) at line 4900-E Other and is reimbursable up to 100% with federal, state and private funds.

Seconded, Fournier. Roll call vote. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 89-20090304

**RESOLUTION - APPOINTING MEMBER TO THE
EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL**

RELIC, CLARK, JOHNSON, ROTHENBERGER

WHEREAS, by Resolution No. 206 of 1981, the Otsego County Board of Representatives recognized the Otsego County Emergency Medical Services Advisory Council as an advisory council to this Board; and

WHEREAS, County Law, Section 223-b effective July 1, 1993, authorizes the County to create a County EMS Advisory Board; now, therefore, be it

RESOLVED, the following person is hereby appointed a member of the Otsego County Emergency Medical Services Advisory Council for a period of one (1) year commencing January 1, 2009 and ending December 31, 2009:

<u>Name</u>	<u>Representing</u>
Dr. Gene R. Pellerin, Jr. (Replacing Dr. Francis Nolan)	A.O. Fox Memorial Hospital

Seconded, Fournier. Oral vote. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 90-20090304

**RESOLUTION - ADOPTING A LOCAL LAW FOR THE YEAR
2009 (A LOCAL LAW AMENDING LOCAL LAW NO. 1 OF 1971 –
ESTABLISHING A TRAFFIC SAFETY BOARD)**

JOHNSON, SCHWERD, MURPHY

WHEREAS, there was duly presented to the Board of Representatives of the County of Otsego at a regular meeting duly held in the Meeting Room of the Board of Representatives in the Otsego County Office Building, Cooperstown, New York on February 4, 2009 a local law for the year 2009 entitled "A Local Law Amending Local Law

No. 1 of 1971 – Establishing a Traffic Safety Board”; and

WHEREAS, a public hearing was duly held on the proposed Local Law at the Meeting Room for the Board of Representatives in the Otsego County Office Building, Cooperstown, New York on the 4th day of March, 2009 at 10:00 a.m., at which time all interested persons were heard; now, therefore, be it

RESOLVED, that a local law of the County of Otsego for the year 2009, as above set forth, be and the same is hereby adopted.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 91-20090304

**RESOLUTION – AMENDING RESOLUTION NO. 155 OF
1997-ADOPTING A POLICY FOR THE EVALUATION OF
ALL MANAGERIAL/CONFIDENTIAL EMPLOYEES**

JOHNSON, SCHWERD, MURPHY

WHEREAS, Resolution No. 155 of 1997 established the policy for the evaluation of the job performance of managerial/confidential employees that work for Otsego County; and

WHEREAS, the Administration Committee desires to revise the original policy; now, therefore, be it

RESOLVED, that the revised policy for the evaluation of all managerial/confidential employees, be and hereby is adopted, effective March 4, 2009; said revised policy is 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.

Seconded, Stuligross. Oral vote. Total: 6,167; Ayes: 4,636; Noes: 1,046 – Fournier, Dubben; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 92-20090304

RESOLUTION - RATIFYING AND FUNDING COLLECTIVE BARGAINING AGREEMENT WITH THE OTSEGO COUNTY DEPUTY SHERIFF'S POLICE BENEVOLENT ASSOCIATION

JOHNSON, FOURNIER, MURPHY

WHEREAS, the County of Otsego ("County"), Otsego County Sheriff ("Sheriff") and the Otsego County Deputy Sheriff's Police Benevolent Association ("PBA") commenced negotiations on February 11, 2009 for a successor agreement to the collective bargaining agreement between the County, Sheriff and the PBA which covered the period of January 1, 2004 through December 31, 2008 ("2004 – 2008 Agreement"); and

WHEREAS, the negotiations were concluded on February 11, 2009 for a successor agreement calling for a one-year extension of the 2004 – 2008 Agreement and other additional terms and conditions for 2009; and

WHEREAS, this Board has been notified that the PBA's members have voted in favor of ratification of the successor agreement; and

WHEREAS, this Board has reviewed the terms of said agreement; now, therefore, be it

RESOLVED, that this Board hereby ratifies the terms of the successor agreement, a copy of which is on file with the Clerk of the Board, to which reference is made as if the

terms were fully set forth in this Resolution, and authorizes the Board's Chairman to execute the successor agreement on behalf of the County; and be it further

RESOLVED, that this Board hereby approves the appropriation of any additional funds necessary to implement the terms of said successor agreement.

Seconded, McCarty and Harrington. Roll call vote. Total: 6,167; Ayes: 5,294; Noes: 388 – Stulgross; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 93-20090304

**RESOLUTION – TRANSFERRING FUNDS
IN VARIOUS DEPARTMENTS (2008 & 2009)**

JOHNSON, SCHWERD, MURPHY

WHEREAS, it appears that it will require funds to complete the years 2008 and 2009 in certain items of the Otsego County Budget; and

WHEREAS, there are unexpended balances in other items of the 2008 and 2009 budgets; now, therefore, be it

RESOLVED, that the following transfers be and the same are hereby authorized, and the 2008 and 2009 budgets be and they are hereby amended accordingly, pursuant to Section 363 of the County Law:

2008 TRANSFERS				
	DEPARTMENT	ACCOUNT NAME	ACCOUNT CODE	AMOUNT
A - GENERAL FUND				
FROM:	Board of Representatives	Personal Service	1010-1000-A	-413.07
TO:	Board of Representatives	IT Materials & Supplies	1010-4535-A	413.07
FROM:	District Attorney	Personal Service	1165-1000-A	-1,865.24
TO:	District Attorney	IT Equipment/Hardware	1165-2335-A	1,335.00
TO:	District Attorney	Materials & Supplies	1165-4500-A	530.24
FROM:	County Auditor	Personal Service	1320-1000-A	-204.00
TO:	County Auditor	IT Equipment/Hardware	1320-2335-A	204.00
FROM:	Real Property Tax Service	Personal Service	1355-1000-A	-1,605.00
TO:	Real Property Tax Service	IT Equipment/Hardware	1355-2335-A	805.00
TO:	Real Property Tax Service	IT Other/Software	1355-4835-A	800.00
FROM:	County Clerk	Personal Service	1410-1000-A	-2,246.03
TO:	County Clerk	IT Materials & Supplies	1410-4535-A	2,246.03
FROM:	County Attorney	Other	1420-4800-A	-1,011.66

TO:	County Attorney	Materials & Supplies	1420-4500-A	620.74
TO:	County Attorney	IT Materials & Supplies	1420-4535-A	390.92
FROM:	Personnel	Personal Service	1430-1000-A	-1,750.87
TO:	Personnel	IT Materials & Supplies	1430-4535-A	354.69
TO:	Personnel	IT Copier Lease	1430-4635-A	1,396.18
FROM:	Cooperstown Office Bldg	Personal Service	1625-1000-A	-305.00
TO:	Cooperstown Office Bldg	IT Equipment/Hardware	1625-2335-A	305.00
FROM:	Meadows Building	Pave	1630-2505-A	-56.10
TO:	Meadows Building	Maintenance & Repair Parts	1630-4562-A	56.10
FROM:	Otsego Manor Building	Fuel	1631-4560-A	-286.46
TO:	Otsego Manor Building	Maintenance & Repair Parts	1631-4562-A	286.46
FROM:	Mgmt Information Systems	Personal Service	1680-1000-A	-3,054.96
TO:	Mgmt Information Systems	IT Materials & Supplies	1680-4535-A	3,054.96
FROM:	General Gov't Support	Equipment	1989-2000-A	-15,095.00
TO:	General Gov't Support	Contracts	1989-4900-A	15,095.00
FROM:	County Treasurer	Personal Service	1325-1000-A	-482.00
TO:	Community College	Other	2490-4800-A	482.00
FROM:	Children w/h Spec Needs-Ed	Transportation (3-5)	2960-4802-A	-71,341.01
FROM:	Children w/h Spec Needs-Ed	Evaluation (3-5)	2960-4803-A	-29,869.00
FROM:	Children w/h Spec Needs-Ed	CPSE Admin Chg (3-5)	2960-4804-A	-7,293.34
FROM:	Contingent	Other	1990-4800-A	-18,805.93
FROM:	Children with Phys Diab-Hlth	Other	4046-4800-A	-2,500.00
FROM:	Early Intervention	Education (0-3)	4059-4807-A	-22,890.75
FROM:	Early Intervention	Transportation (0-3)	4059-4808-A	-5,000.00
FROM:	DOH-CWSN	Contracts	4060-4900-A	-9,695.50
TO:	Children w/h Spec Needs-Ed	Education (3-5)	2960-4801-A	167,395.53
FROM:	Sheriff	Personal Service	3110-1000-A	-14,484.54
TO:	Sheriff	IT Equipment/Hardware	3110-2335-A	735.00
TO:	Sheriff	Materials & Supplies	3110-4500-A	93.06
TO:	Sheriff	IT Materials & Supplies	3110-4535-A	8,546.02
TO:	Sheriff	Other	3110-4800-A	542.61
TO:	Sheriff	MIS Charges	3110-4850-A	215.40
TO:	Jail	IT Equipment/Hardware	3150-2335-A	2,060.00
TO:	Jail	Materials & Supplies	3150-4500-A	18.90
TO:	Jail	Medical Expenses	3150-4895-A	243.82
TO:	Jail	Contracts	3150-4900-A	1,863.00
TO:	Alternatives to Incarceration	Mileage	3157-4005-A	166.73
FROM:	Probation	Personal Service	3140-1000-A	-2,302.43
TO:	Probation	IT Materials & Supplies	3140-4535-A	2,302.43
FROM:	Safety Inspection-Code Enf	Personal Service	3620-1000-A	-10,584.20
TO:	Safety Inspection-Code Enf	IT Equipment/Hardware	3620-2335-A	8,096.00
TO:	Safety Inspection-Code Enf	IT Materials & Supplies	3620-4535-A	2,481.28

TO:	Safety Inspection-Code Enf	IT Copier Lease	3620-4635-A	6.92
FROM:	Office of Emergency Svcs	Equipment	3641-2000-A	-559.00
TO:	Office of Emergency Svcs	IT Other/Software	3641-4835-A	559.00
FROM:	Child Advocacy Center	Materials & Supplies	3700-4500-A	-11.83
TO:	Child Advocacy Center	IT Materials & Supplies	3700-4535-A	11.83
FROM:	Bioterrorism	Mileage	4040-4005-A	-215.40
TO:	Bioterrorism	MIS Charges	4040-4850-A	215.40
FROM:	Early Intervention	Personal Service	4059-1000-A	-7,822.32
TO:	Early Intervention	IT Equipment/Hardware	4059-2335-A	7,806.00
TO:	Early Intervention	Other	4059-4800-A	16.32
FROM:	Public Health Nurses	Personal Service	4072-1000-A	-1,367.67
TO:	Public Health Nurses	IT Materials & Supplies	4072-4535-A	1,367.67
FROM:	Alcoholism	Personal Services	4250-1000-A	-7.17
TO:	Alcoholism	IT Materials & Supplies	4250-4535-A	7.17
FROM:	Mental Health	Personal Service	4310-1000-A	-21,448.52
TO:	Mental Health	Materials & Supplies	4310-4500-A	351.63
TO:	Mental Health	Other	4310-4800-A	1,096.89
TO:	Mental Health	Contracts	4310-4900-A	20,000.00
FROM:	Social Services Admin	Personal Service	6010-1000-A	-4,863.05
TO:	Social Services Admin	Mileage	6010-4005-A	413.35
TO:	Social Services Admin	Vehicle Expenses	6010-4515-A	1,727.87
TO:	Social Services Admin	IT Materials & Supplies	6010-4535-A	1,123.23
TO:	Social Services Admin	Subscription/Dues	6010-4650-A	248.60
TO:	Social Services Admin	MIS Charges	6010-4851-A	1,350.00
FROM:	HEAP	HEAP	6141-4739-A	-190,663.87
TO:	Purchase of Services	Purchase of Services	6070-4731-A	3,656.37
TO:	Medical Assistance	Medical Assistance	6101-4900-A	7,868.00
TO:	Family Assistance	Family Assistance	6109-4734-A	22,165.40
TO:	Foster Care	Foster Care	6119-4735-A	96,325.37
TO:	Juvenile Delinquent Care	Juvenile Delinquent	6123-4736-A	38,594.50
TO:	Safety Net	Safety Net	6140-4738-A	22,054.23
FROM:	Tourism Admin	Postage & UPS	6411-4400-A	-116.00
TO:	Tourism Admin	Subscription/Dues	6411-4650-A	116.00
FROM:	Economic Development	Personal Service	6425-1000-A	-6.00
TO:	Economic Development	IT Equipment/Hardware	6425-2335-A	6.00
FROM:	Veterans	Personal Service	6510-1000-A	-117.26
TO:	Veterans	IT Materials & Supplies	6510-4535-A	117.26
FROM:	Office for the Aging	Personal Service	6772-1000-A	-74.00
TO:	Office for the Aging	MIS Charges	6772-4850-A	74.00

FROM:	Youth Program	Personal Service	7310-1000-A	-27.28
TO:	Youth Program	IT Materials & Supplies	7310-4535-A	27.28
FROM:	Planning	Personal Service	8020-1000-A	-35.00
TO:	Planning	MIS Charges	8020-4850-A	35.00
FROM:	Contingent	Other	1990-4800-A	-149,688.52
TO:	Solid Waste & Recycling	Tipping Fee Subsidy	8160-4901-A	149,688.52
FROM:	Employee Benefits	Social Security	9030-8000-A	-1,576.67
TO:	Employee Benefits	Workers Comp	9040-8000-A	1,576.67
CD - SPECIAL GRANT FUND				
FROM:	WIA Program	Salaries	6293-1000-CD	-9,588.81
FROM:	TANF Program	Contractual	6294-4000-CD	-791.01
FROM:	Employee Benefits	Health Ins-Otsego Co	9060-8000-CD	-73,175.72
TO:	WIA Admin	Salaries	6290-1000-CD	5,788.26
TO:	WIA Admin	Fringe Benefits	6290-8000-CD	3,221.35
TO:	WIA Program	Fringe Benefits	6293-8000-CD	47,144.77
TO:	TANF Program	Salaries	6294-1000-CD	14,729.59
TO:	TANF Program	Fringe Benefits	6294-8000-CD	12,671.57
CG – COMMUNITY DEVELOPMENT FUND				
FROM:	Community Development	Appr. Fund Balance	0000-0599-CG	-144,512.53
TO:	Micro-Enterprise Grant	Micro-Enterprise Grant	8673-4800-CG	15,537.53
TO:	Revolving Loans	Revolving Loans	8695-4900-CG	128,975.00
D - COUNTY ROAD FUND				
FROM:	Highway Admin	Lodging, Meals, Tolls & Etc	5010-4010-D	-410.00
FROM:	Highway Admin	Legal Services	5010-4750-D	-1,643.53
TO:	Highway Admin	IT Equipment/Hardware	5010-2335-D	410.00
TO:	Highway Admin	IT Materials & Supplies	5010-4535-D	1,643.53
FROM:	Road Construction Projects	Alvord Road Bridge	5112-2122-D	-175,923.09
FROM:	County Snow & Ice	Salt & Sand	5142-4555-D	-180,032.38
TO:	County Snow & Ice	Snow & Ice Town Contracts	5142-4940-D	355,955.47
DM - MACHINERY FUND				
FROM:	Machinery	Other	5130-4800-DM	-42.23
TO:	Employee Benefits	Social Security	9030-8000-DM	42.23
E – ENTERPRISE FUND				
FROM:	Infirmiry-Enterprise	Personal Service	6020-1000-E	-90,816.25

TO:	Infirmary-Enterprise	IT Equipment/Hardware	6020-2335-E	5,033.20
TO:	Infirmary-Enterprise	Mileage	6020-4005-E	2,498.05
TO:	Infirmary-Enterprise	Heat & Lights	6020-4150-E	31,959.70
TO:	Infirmary-Enterprise	IT Materials & Supplies	6020-4535-E	6,780.75
TO:	Infirmary-Enterprise	MIS Charges	6020-4850-E	259.40
TO:	Infirmary-Enterprise	Medical Expenses	6020-4895-E	24,881.91
TO:	Infirmary-Enterprise	Long Term Care	6020-4955-E	19,403.24

2008 BUDGET MODIFICATIONS

CG – COMMUNITY DEVELOPMENT FUND				
Increase:	Comm Development Income	Comm Dev Loan Repay	0000-2170-CG	45,882.83
Increase:	Comm Development Income	Micro Ent Loan Repay	0000-2171-CG	53,975.67
Increase:	Comm Development Income	Main Street Loan Repay	0000-2172-CG	178.57
Increase:	Comm Development Income	Custom Elect Loan Repay	0000-2173-CG	50,705.52
Increase:	Comm Development Income	Main Street Grant Contract	0000-2175-CG	4,181.99
Increase:	Use of Money	Interest on Deposits	0000-2401-CG	2,037.89
Increase:	Custom Electronic Grant	Custom Electronic Grant	8671-4820-CG	120,000.00
Increase:	Micro-Enterprise Grant	Micro-Enterprise Grant	8673-4800-CG	36,962.47

2009 TRANSFERS

A – GENERAL FUND				
FROM:	Coroners & Med Examiner	Lodging, Meals, Tolls & Etc	1185-4010-A	-200.00
TO:	Coroners & Med Examiner	Training	1185-4050-A	200.00
FROM:	Interfund Transfers	Interfund Transfer to Co Road	9501-9000-A	-10,000.00
TO:	Forestry	Co Forest Taxes	8710-4020-A	10,000.00

2009 BUDGET MODIFICATIONS

A – GENERAL FUND				
Increase:	State Aid-Home & Comm Svcs	Ag Protection/Planning	0000-3911-A	715,025.00
Increase:	Planning	Farmland Protection IMP Grt	8020-4901-A	715,025.00
D – COUNTY ROAD FUND				
Decrease:	Interfund Revenues	Transfer from General	0000-2810-D	-10,000.00
Decrease:	Maintenance	County Equip Charges	5110-4600-D	-10,000.00
DM – MACHINERY FUND				
Decrease:	Interfund Revenues	Transfer from Co Rd Fd Rentals	0000-2822-DM	-10,000.00
Decrease:	Machinery	Fuel	5130-4560-DM	-10,000.00

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 5,056; Noes: 626 – Fournier; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 94-20090304

**RESOLUTION – AUTHORIZING CHAIRMAN OF THE
BOARD TO ENTER INTO AGREEMENT FOR
PROFESSIONAL SERVICES REGARDING CREATIVE
DESIGN OF TOURISM PROGRAM ADVERTISING**

SCHWERD, LINDBERG, ROTHENBERGER

WHEREAS, Ad Workshop proposes to render professional services to the Otsego County Economic Development Department, Division of Tourism, in connection with the creative design of tourism program advertising; and

WHEREAS, it appears to be in the best interests of the County to contract with Ad Workshop for these professional 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 Ad Workshop, P.O. Box 645, Lake Placid, New York 12946, to render professional services in connection with the creative design of tourism program advertising, website development, and electronic advertising placements, plus out-of-pocket expenses (such as film, scans, shipping, etc.); total cost not to exceed \$225,000.00 for the term January 1, 2009 through December 31, 2009; and be it further

RESOLVED, that said contract 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 this contract are provided in the 2009 Tourism Matching Funds Budget (6412) at line 4831 I Love NY Advertising and consist of 100% bed tax monies.

Seconded, Harrington. Roll call vote. Total: 6,167; Ayes: 4,806; Noes: 377 – McCarty; Absent: 984 – Murphy, Schwerd. Adopted.

RESOLUTION NO. 95-20090304

**RESOLUTION – AUTHORIZING CHAIRMAN OF THE BOARD
TO EXECUTE CONTRACT WITH THE
FOOTHILLS PERFORMING ARTS CENTER**

SCHWERD, LINDBERG, ROTHENBERGER

WHEREAS, the practice and enjoyment of the arts are of increasing importance and the general welfare of the people of the County of Otsego will be promoted by giving further recognition to the arts as a vital aspect of our culture and heritage and as a vital means of expanding the scope of our educational programs; and

WHEREAS, it is the desire of the Board to insure that the role of the arts in the life of our community of Otsego County will continue to grow and will play an ever more significant part in the welfare and educational experience of our citizens; and

WHEREAS, this Board recognizes that the promotion of the arts and cultural projects will also stimulate tourism in Otsego County and improve the County's attractions for tourists; now, therefore, be it

RESOLVED, that the Chairman of the Board is hereby authorized to enter into an agreement with the Foothills Performing Arts Center, P.O. Box 977, Oneonta, New York 13820 for promoting tourism in Otsego County; and be it further

RESOLVED, that said contract shall be for an amount not to exceed \$25,000.00 for the year January 1, 2009 through December 31, 2009; said funds to be used for the contractor's general operating costs; and be it further

RESOLVED, that said contract 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 funding for this contract is included in the 2009 Foothills Performing Arts Center Budget (7011) at line 4680 Annual Support Agreement and is generated through Occupancy Tax revenues.

Seconded, McCarty and Harrington. Roll call vote. Total: 6,167; Ayes: 3,155 – Relic, Powers, Murphy, McCarty, Stayton, Rothenberger, Harrington, Stuligross; Noes: 2,527 – Clark, Fournier, Lindberg, Dubben, Johnson; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 96-20090304

**RESOLUTION – AUTHORIZING CHAIRMAN OF THE BOARD
TO EXECUTE CONTRACT WITH THE UPPER CATSKILL
COMMUNITY COUNCIL OF THE ARTS, INC.**

SCHWERD, LINDBERG, ROTHENBERGER

WHEREAS, the practice and enjoyment of the arts are of increasing importance and the general welfare of the people of the County of Otsego will be promoted by giving further recognition to the arts as a vital aspect of our culture and heritage and as an important means of expanding the scope of our educational programs; and

WHEREAS, it is the desire of the Board to insure that the role of the arts in the life of our community of Otsego County will continue to grow and will play an ever more significant part in the welfare and educational experience of our citizens; and

WHEREAS, this Board recognizes that the promotion of the arts and cultural projects will also stimulate tourism in Otsego County and improve the County's attractions for tourists; and

WHEREAS, Section 3.13 of the Arts and Cultural Affairs Law of the State of New

York and Section 224 (13) of the County Law authorizes the use of County funds to support and promote the arts within the County, and for the County to contract with authorized private, non-profit agencies for the purposes of obtaining the services of that agency in carrying out this goal; now, therefore, be it

RESOLVED, that the Chairman of the Board is hereby authorized to enter into an agreement with the Upper Catskill Community Council of the Arts, Inc. (on behalf of the Otsego County Arts Alliance), 11 Ford Avenue, Oneonta, New York 13820, a not-for-profit corporation, for services to be furnished in promoting tourism in Otsego County through the County's Art Initiative Program (CAIP); and be it further

RESOLVED, that said contract shall be for an amount not to exceed \$30,000.00 for the year January 1, 2009 through December 31, 2009; shall provide for payment on County approved vouchers as the funds are needed for specific cultural societies and groups; shall require a verified account by Upper Catskill Community Council of the Arts of the monies used including a refund of any unused amounts; shall require a year end financial report to the County and shall contain such other conditions upon the use of said funds as are in the best interests of Otsego County; and be it further

RESOLVED, that a copy of said executed contract shall be maintained on file in the Office of the Otsego County Treasurer; and be it further

RESOLVED, that the funding for this contract is included in the 2009 Council of the Arts Budget (7010) at line 4680 Annual Support Agreement and is generated through Occupancy Tax revenues.

Seconded, Relic. Roll call vote. Total: 6,167; Ayes: 3,155 - Relic, Powers, Murphy, McCarty, Stayton, Rothenberger, Harrington, Stuligross; Noes: 2,527 – Clark, Fournier, Lindberg, Dubben, Johnson; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 97-20090304

RESOLUTION – AUTHORIZING CHAIRMAN OF THE BOARD TO EXECUTE CONTRACT WITH THE NATIONAL SOCCER HALL OF FAME (NSHOF)

SCHWERD, LINDBERG, ROTHENBERGER

WHEREAS, tourism has a significant impact upon the economy of Otsego County, and the County believes it is appropriate to encourage such tourism; one such support being financial contribution to the National Soccer Hall of Fame thereby promoting Oneonta, Otsego County, and Central Leatherstocking Region; now, therefore, be it

RESOLVED, that the Chairman of the Board is hereby authorized to enter into a contract with the NSHOF for the purpose of the County committing to pay to National Soccer Hall of Fame the total sum of \$35,000.00; with \$20,000 to support immediate efforts to reposition NSHOF, including new promotional collateral and special event/new program advertising; and the sum of \$15,000.00 to support capital project planning, including elements of design, site/facility analysis, demographics/attendance projections and a capital campaign feasibility study; for the period January 1, 2009 to December 31, 2009; and be it further

RESOLVED, that said contract 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 funding for this contract is included in the 2009 National Soccer Hall of Fame Budget (7012) at line 4680 Other and is generated through Occupancy Tax revenues.

Seconded, Relic and Johnson. Roll call vote. Total: 6,167; Ayes: 3,168 – Relic, Powers, Murphy, Johnson, Stayton, Rothenberger, Harrington, Stuligross; Noes: 2,514 – Clark, Fournier, Lindberg, Dubben, McCarty; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 98-20090304

**RESOLUTION – AWARDING BED TAX MONIES
FOR FISCAL YEAR 2009**

SCHWERD, LINDBERG, ROTHENBERGER

WHEREAS, under Local Law No. 5 of 1989 (amended by Local Law No. 4 of 2007), the Otsego County Board of Representatives enacted the “Hotel/Motel and Similar Room Occupancy Tax Law”, commonly known as the Bed Tax Law; and

WHEREAS, by Resolution No. 305 of 2006, the County of Otsego amended the “Otsego County Tourism Bed Tax Application Guidelines” as its official policy for the application, review and award of bed tax monies; and

WHEREAS, said guidelines require that all bed tax grant applications be submitted to the County by December 29 for each fiscal year; and

WHEREAS, such bed tax grant applications have been received by the County; and

WHEREAS, the County-Appointed Scoring Committee has rendered its opinion on the funding of the applications; and

WHEREAS, the County’s Intergovernmental Affairs Committee has reviewed each grant application, and said Committee must sponsor a resolution awarding bed tax money; now, therefore, be it

RESOLVED, that the County Board of Representatives hereby awards bed tax monies to the following non-profit organizations as follows:

- | | | |
|----|------------------------------------|----------|
| 1. | Brookwood School | \$ 1,246 |
| 2. | Cherry Valley Artworks | \$ 2,946 |
| 3. | Cooperstown Chamber of Commerce | \$ 3,746 |
| 4. | Cooperstown Chamber Music | \$ 4,000 |
| 5. | Farmers’ Museum | \$ 1,747 |
| 6. | Friends of Glimmerglass State Park | \$ 815 |
| 7. | Glimmerglass Opera | \$ 4,000 |
| 8. | Richfield Area Chamber | \$ 2,500 |

9.	Soccer Hall of Fame	<u>\$ 4,000</u>
	TOTAL	\$25,000

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 bed tax funding is strictly for those projects or activities outlined in the bed tax applications presented to the County. Funding shall not be used for any other purpose.

Seconded, Stayton. Roll call vote. Total: 6,167; Ayes: 3,545; Noes: 2,137 – Clark, Fournier, Lindberg, Dubben; Absent: 485 – Schwerd. Adopted.

Representative Relic moved to suspend the rules and act upon late Resolution Nos. 99 - 06. Seconded, Harrington. Oral vote. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Motion carried.

RESOLUTION NO. 99-20090304

**RESOLUTION - CREATING POSITIONS AT OTSEGO
MANOR (PART-TIME KEYBOARD SPECIALISTS)**

JOHNSON, SCHWERD, MURPHY

RESOLVED, that the following positions be and the same are hereby created at Otsego Manor, effective March 16, 2009:

Two (2) positions of Keyboard Specialist, Grade 5,
part-time, \$10.9237 per hour

and be it further

RESOLVED, that the funding for these positions is included in the 2009 Infirmery Enterprise Budget (6020) at line 1000-E Personal Service and consists of 10% county funds, 40% state funds and 50% federal funds; and be it further

RESOLVED, that the Clerk of this Board be and hereby is authorized and directed to forward a copy of this resolution to the Otsego County Personnel Officer and to the County Treasurer.

Seconded, Fournier. Roll call vote. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 100-20090304

**RESOLUTION - CREATING POSITION AT OTSEGO
MANOR (UNIVERSAL WORKER II)**

JOHNSON, SCHWERD, MURPHY

RESOLVED, that the following position be and the same is hereby created at Otsego Manor, effective March 8, 2009:

Universal Worker II, Grade 6,
\$20,781.35 - \$24,329.40 (\$709.61)

and be it further

RESOLVED, that the funding for this position is included in the 2009 Infirmary Enterprise Budget (6020) at line 1000-E Personal Service and consists of 10% county funds, 40% state funds and 50% federal funds; and be it further

RESOLVED, that the Clerk of this Board be and hereby is authorized and directed to forward a copy of this resolution to the Otsego County Personnel Officer and to the County Treasurer.

Seconded, Harrington. Roll call vote. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 101-20090304

**RESOLUTION - ABOLISHING POSITION AT OTSEGO MANOR
(CERTIFIED NURSING ASSISTANT)**

LINDBERG, SCHWERD, DUBBEN, STAYTON

RESOLVED, that the following position at Otsego Manor is hereby abolished, effective March 8, 2009:

Certified Nursing Assistant, Grade 8, Position #132,
\$24,206.91 - \$28,395.51 (\$837.72)

and be it further

RESOLVED, that the Clerk of this Board be and hereby is authorized and directed to forward a copy of this resolution to the Otsego County Personnel Officer and to the County Treasurer.

Seconded, Relic, Johnson. Oral vote. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 102-20090304

**RESOLUTION - AUTHORIZING CHAIRMAN OF THE BOARD
TO CONTRACT WITH NEW YORK STATE DEPARTMENT
OF HEALTH TO RECEIVE GRANT FUNDS**

FOURNIER, MCCARTY, STULIGROSS, ROTHENBERGER

RESOLVED, that the Chairman of the Board, on behalf of the Otsego County Department of Health, be and hereby is authorized to execute an agreement with the State of New York Department of Health, to receive grant funds in the amount of \$37,960.00 for Early Intervention Administration, for the period October 1, 2008 through September 30, 2009; 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.

Seconded, Harrington. Roll call vote. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 103-20090304

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

FOURNIER, MCCARTY, STULIGROSS, ROTHENBERGER

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 2009 at 2009 state approved contract rates:

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
Transportation

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 2009 Children With Special Needs – Education Budget (2960), Early Intervention Program Budget (4059), and the DOH – CWSN 3-5 Administration Budget (4060). Reimbursement includes Medicaid, third party insurance, then 49% from the NYS Department of Health (EI) or 59.5% from the NYS Department of Education for direct service.

Seconded, Harrington. Roll call vote. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 104-20090304

**RESOLUTION - CREATING POSITION AT OTSEGO
MANOR (STAFF SOCIAL WORKER)**

JOHNSON, SCHWERD, MURPHY

RESOLVED, that the following position be and the same is hereby created at Otsego Manor, effective March 7, 2009:

Staff Social Worker, Grade 20,
\$37,763 - \$44,823 (\$1,412)

and be it further

RESOLVED, that the funding for this position is included in the 2009 Infirmary Enterprise Budget (6020) at line 1000-E Personal Service and consists of 10% county funds, 40% state funds and 50% federal funds; and be it further

RESOLVED, that the Clerk of this Board be and hereby is authorized and directed to forward a copy of this resolution to the Otsego County Personnel Officer and to the County Treasurer.

Seconded, Dubben and Harrington. Roll call vote. Total: 6,167; Ayes: 5,150; Noes: 532 – Lindberg; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 105-20090304

**RESOLUTION – OF SYMPATHY FOR THE MAYNE FAMILY
ON THE LOSS OF MICHAEL L. MAYNE – THE FIRST**

**SOLDIER FROM OTSEGO COUNTY TO DIE
IN "OPERATIONS IRAQI FREEDOM"**

ENTIRE BOARD

WHEREAS, Army Cpl. Michael L. Mayne, age 21, of Burlington Flats, New York died February 23, 2009 from injuries sustained in Iraq during his service to our Country; and

WHEREAS, he is the first soldier from Otsego County to die in "Operations Iraqi Freedom"; and

WHEREAS, this Board of Representatives wants to pay tribute to this young man who so tragically gave his life to our Country; and

WHEREAS, Michael joined the United States Army in July 2006 and was a member of the 5th Squadron, 1st Cavalry Regiment of the 1st Stryker Brigade Combat Team of the 25th Infantry Division, and was deployed to Diyala Province in Iraq last fall for a year long tour of duty; and

WHEREAS, Michael will be awarded the following honors: The Bronze Star, The Purple Heart, The Good Conduct Medal, The Combat Action Badge, the Iraqi Service Ribbon decorated with the Bronze Star, the Global War on Terrorism Medal, the Army Service Medal and the Overseas Service Ribbon; and

WHEREAS, Michael L. Mayne is thought of as a hero, a good friend and a natural-born leader, possessed a unique sense of humor and compassion for others, and was committed to his family, his friends and his Country; now, therefore, be it

RESOLVED, that this Otsego County Board of Representatives pays tribute to Army Cpl. Michael L. Mayne and hereby expresses its sympathy to his parents, Lee and Cathy Mayne, and family on his untimely passing.

Seconded, entire Board. Oral vote. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Adopted.

RESOLUTION NO. 106-20090304

**RESOLUTION – APPROVING HOME RULE REQUEST TO
EXTEND LOCAL SALES TAX OF 4% FOR OTSEGO COUNTY
THROUGH NOVEMBER 30, 2011**

JOHNSON, SCHWERD, MURPHY

WHEREAS, the County has heretofore adopted Resolution No. 76-2009, requesting 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 a local sales tax of 4%; and

WHEREAS, the Otsego County Board of Representatives must approve a Home Rule Request requesting the State legislature to amend the tax law, in relation to

authorizing the County of Otsego to extend additional sales and compensating use tax (Bill S.1825/A.5629), in form as on file with the Clerk of the Board of Representatives, which will extend the County's local sales tax of 4% through November 30, 2011; now, therefore, be it

RESOLVED, that this Board of Representatives does hereby approve a Home Rule Request (Bill S.1825/A.5629) to the State Legislature to amend the tax law, authorizing the County of Otsego to extend the local sales tax of 4% through November 30, 2011.

Seconded, Harrington. Oral vote. Total: 6,167; Ayes: 5,682; Absent: 485 – Schwerd. Adopted.

Under Special Order of the Day, Chairman Powers asked if the Board members would like CARI to make a presentation to the County Board on NYRI's proposed transmission line. Board members felt that CARI should come in to present information on its activities and how its funds have been spent. Chairman Powers said that he would schedule a presentation.

All the general business of the Board having been transacted, the Chairman declared the meeting adjourned until Wednesday, April 1, 2009 at 10:00 a.m.