

**REGULAR SESSION
FIRST DAY**

Wednesday, April 4, 2007

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

Relic, Powers, Feldstein, Henderson, Fournier, Durkin, Iversen, Lindberg, McCarty, Schwerd, Stayton, Rothenberger, Laguna, Hodne.

Tex Seamon, Director of the Veterans Service Agency, gave an update of projects he is working on. He said he has been asked to serve on Congresswoman Gillibrand's Veterans Board.

Under Privilege of the Floor, Bob Dittus from the Town of Burlington and a retired senior citizen said he is concerned with the rising costs of county government and how the County Board manages county funds. Since 1995 property taxes have doubled the rate of inflation. Mr. Dittus also wanted to know why the county is in the nursing home business, especially with its high maintenance costs and managerial problems, and why County Board members receive health benefits for life.

Erik Miller, Executive Director for Otsego County Conservation Association, distributed information on natural gas exploration. He said OCCA is available to help municipalities deal with developing regulations and reviewing gas exploration options.

Representative Durkin introduced students from the Public Policy class from Milford Central School.

Bill Hayes, Bassett Healthcare, said April is Child Abuse Prevention Month. He said in the past five years the number of reports of abuse of children under 18 has increased. Last year the Otsego County CPS unit responded to 782 reports. Child Abuse is preventable. Mr. Hayes said that Otsego County has several local programs that help deal with the problems in the homes and prevent child abuse. In addition, the county has established a Children's Advocacy Center.

Daniel Stannard, Worcester, said his granddaughter was molested by a person who was doing drugs and drunk. The person has not gone to trial. His granddaughter is ready to testify, and he is wondering why it is taking so long. Mr. Stannard would like the County Board to pass laws restricting where child molesters can live and requiring them to wear ankle bracelets while awaiting their trial. We need to protect all the children in Otsego County.

The minutes of December 2 and 20, 2006 were approved and are on file with the Clerk of the Board.

The following communications were read and ordered filed:

Peter M. Hujik, Executive Director for Otsego Land Trust - Letter thanking Otsego County for helping them save Otsego County's working landscapes. These lands not only

connect us to our past, they nourish our present and give us hope for the future.

Arthur T. San Julian, Ramsey, New Jersey - Letter thanking Otsego County's Code Enforcement Office for all their help when he was getting a permit to build a modular home on his property in Exeter. Dan Wilber has been very helpful with advice and guidance.

Daniel Maskin, Executive Director for Opportunities for Otsego - Letter expressing OFO's thanks and gratitude to the Department of Social Services for its diligence and leadership in developing a comprehensive plan to address the issue of sheltering the homeless in Otsego County. Its philosophy will be "Housing First" with the goal of prioritizing permanent housing or employment for those who enter the shelter so that they can move out of the shelter and into permanent housing as quickly as possible.

Verified Notice of Claim - Cory Moyer versus the County of Otsego, Otsego County Jail, Sheriff of Otsego County - For constitutional and civil rights violations, negligence and failure to train employees of the Otsego County Jail. No amount is stated.

Summons with Notice - Loren Hogan versus A.O. Fox Memorial Hospital, Charles Rocci, R. Ongjoco, Ms. Dawn Frair, Delaware County Sheriff's Department, County of Delaware, County of Otsego, "John Doe" and "Jane Doe" whose names are unknown but are intended to represent one or more employees or agents of A.O. Fox Memorial Hospital, Delaware County Sheriff's Department, County of Delaware and County Of Otsego - For negligence, malpractice, false arrest and false imprisonment. Amount claimed is \$1,000,000.

The following report is on file with the Clerk of the Board:

Mohawk Valley Economic Development District - 2006 EDA Final Progress Report

Terry Bliss, Planning Director, introduced Robert Augenstern, Executive Director for the Southern Tier East Regional Planning Development Board (STERPDB). Mr. Augenstern said STERPDB is happy to have Otsego County back as a member. He gave a brief overview of what services STERPDB provides and what projects they are planning to work on.

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

The Chairman declared a short recess.

The Board reconvened.

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

RESOLUTION NO. 127-2007

RESOLUTION - AUTHORIZING EXTENSION OF AGREEMENT FOR CERTAIN MATERIALS FOR COUNTY HIGHWAYS

MCCARTY, HENDERSON, HODNE

RESOLVED, that this Board of Representatives hereby authorizes an extension agreement with the following contractor, extending the 2005 agreement for another one (1) year period under the same terms and conditions for the following materials for County Highway Department:

Hot-in-Place Recycling

Highway Rehab. Corp.
2258 Route 22
Brewster, New York 10509

and be it further

RESOLVED, that the Chairman of this Board is hereby authorized to execute an extension agreement with the above contractor; and be it further

RESOLVED, that the funds for these expenditures are included in the 2007 Highway Department Budget under D5110.4500, D5112.2020, D5112.2040, D5112.2041, D5112.2074, D5112.2109, D5112.2115, D5112.2092, D5112.2093, D5112.2096, D5112.2107, D5112.2108, D5112.2104, and D5110.4800.

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

RESOLUTION NO. 128-2007

RESOLUTION – AUTHORIZING OTSEGO COUNTY COMMISSIONER OF SOCIAL SERVICES TO CONTRACT WITH OPPORTUNITIES FOR OTSEGO, INC. TO PROVIDE EMERGENCY HOUSING AT THE OFO HOMELESS SHELTER

ROTHENBERGER, LAGUNA, MCCARTY

WHEREAS, the Department is required by regulation to provide emergency housing to homeless individuals and families; and

WHEREAS, the County desires to meet this requirement in the most cost effective manner while at the same time providing some case management services; and

WHEREAS, Opportunities for Otsego, Inc. has established a bed rate of \$75.00 per day per person; now, therefore, be it

RESOLVED, that the Otsego County Commissioner of the Department of Social Services, on behalf of the County of Otsego, is hereby authorized to renew a contact with Opportunities for Otsego, Inc. for the term May 1, 2007 through December 31, 2007; and said contract shall include the following:

The bed rate will be \$75.00 per day per person

and be it further

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

RESOLVED, that the funding for the contract is included in the 2007 Social Services Budget 6010.4900 Contracted Expenses and consists of either 60% Federal, 10% State and 30% local funds or 50% Federal, 37.5% State and 12.5% Local, depending upon classification of the client.

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

RESOLUTION NO. 129-2007

RESOLUTION - ADOPTING AMENDMENTS TO THE JOB DEVELOPMENT LOAN FUND AS A GUIDE TO THE OTSEGO COUNTY ECONOMIC DEVELOPMENT DEPARTMENT

HODNE, POWERS, SCHWERD, DURKIN

WHEREAS, the Job Development Loan Fund is administered by the Otsego County Economic Development Departments; and

WHEREAS, the goal of the Job Development Loan Fund is to provide gap financing to manufacturers for the creation or retention of jobs; and

WHEREAS, recently the potential interest in the Job Development Loan Fund is of a smaller scope than originally anticipated; and

WHEREAS, this Board of Representatives wishes to adopt certain amendments in the Job Development Loan Fund as a guide to the Otsego County Economic Development Department, which would allow the County to make loans available to businesses that are in need and may create job opportunities; now, therefore, be it

RESOLVED, that the following amendments are hereby adopted by this Board of Representatives, effective immediately, in accordance with the Job Development Loan Fund, as a guide to the Otsego County Economic Development Department in administering said loan fund:

1. The minimum project size is reduced to \$50,000 (currently \$62,500). Therefore, the County's minimum participation would be \$20,000 with the maximum participation being up to \$150,000.
2. Expand the reach of eligible activities to include retail projects (formally assistance was limited to industrial, service and non-retail commercial projects).

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

RESOLUTION NO. 130-2007

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

FELDSTEIN, IVERSEN, RELIC

RESOLVED, that the following position be and hereby is created at Otsego Manor, effective April 22, 2007:

Universal Worker II, full-time, Grade 06Z,
\$10.6571 - \$12.4766 per hour,
increment - \$0.3639, shift differential (PM) - \$0.2090

and be it further

RESOLVED, that the funding for this position is included in the 2007 Infirmary - Enterprise Budget (6020) at line 1000 Personal Service with 40% state and 50% federal reimbursement; and be it further

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

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

RESOLUTION NO. 131-2007

**RESOLUTION - ABOLISHING POSITION AT OTSEGO MANOR
(UNIVERSAL WORKER I)**

LAGUNA, ROTHENBERGER, FOURNIER

RESOLVED, that the following position at Otsego Manor is abolished, effective April 22, 2007:

Universal Worker I, full-time, Grade 05

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, Feldstein. Oral vote. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 132-2007

**RESOLUTION – CREATING POSITION IN PERSONNEL DEPARTMENT
(ACCOUNT CLERK-TYPIST)**

FELDSTEIN, IVERSEN, RELIC

RESOLVED, that the following position be and hereby is created in the Personnel Department, effective March 26, 2007:

Account Clerk-Typist, Grade 7,
\$21,215 - \$24,950 (\$747)

and be it further

RESOLVED, that the funding for this position is included in the 2007 Personnel Budget (1430) at line 1000 Personal Service; and be it further

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

Seconded, Durkin. Roll call. Total: 6,167; Ayes: 4,810; Noes: 1,357 - Powers, McCarty, Schwerd. Adopted.

RESOLUTION NO. 133-2007

**RESOLUTION - AMENDING RESOLUTION NO. 161-2006 AND
RESOLUTION NO. 162-2006 - APPOINTING AMERICAN WITH
DISABILITIES ACT COORDINATOR, AFFIRMATIVE ACTION OFFICER,
AND EQUAL EMPLOYMENT OPPORTUNITY OFFICER FOR THE
COUNTY OF OTSEGO**

FELDSTEIN, IVERSEN, RELIC

WHEREAS, upon the retirement of Nancy Morton, Personnel Director, the Board of Representatives appointed Rodney Klafehn, County Attorney, as the Americans with Disabilities Act Coordinator for Otsego County (Resolution No. 161-2006), as well as the Affirmative Action Officer and the Equal Employment Opportunity Officer for the County of Otsego (Resolution No. 162-2006); and

WHEREAS, this Board of Representatives desires to appoint Jeannette A. Eitapence, Personnel Director, to these positions, as previously held by the former Personnel Director; now, therefore, be it

RESOLVED, that Resolution No. 161-2006 and Resolution No. 162-2006 are amended to appoint Jeannette A. Eitapence, Personnel Director, the Americans with Disability Act Coordinator, the Affirmative Action Officer and the Equal Employment Opportunity Officer for the County of Otsego, effective immediately.

Seconded, Durkin and Rothenberger. Oral vote. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 134-2007

**RESOLUTION - APPROVING AND AUTHORIZING THE
IMPLEMENTATION OF A PROGRAM ON WORKPLACE
VIOLENCE PREVENTION FOR OTSEGO COUNTY**

FELDSTEIN, IVERSEN, RELIC

WHEREAS, New York State Labor Law Section 27(b), as amended by the 2006 New York State Legislature, now requires that public employers are to evaluate the safety of their workplace and implement workplace safety training for all employees; now, therefore, be it

RESOLVED, that the Otsego County Board of Representatives hereby approves and authorizes the implementation of the Workplace Violence Prevention Program for Otsego County, annexed to this resolution and presented at this meeting, with a review of said program to be made on an annual basis by the Otsego County Administration and Public Safety and Legal Affairs Committees and the Otsego County Board of Representatives; and be it further

RESOLVED, that said Program shall take effect immediately and will be available for review by any Otsego County employee at the Otsego County Personnel Office.

**WORKPLACE VIOLENCE PREVENTION PROGRAM
OTSEGO COUNTY, NEW YORK**

A. POLICY STATEMENT

Otsego County is dedicated to the security, safety and overall well being for all of our employees. Our Workplace Violence Policy is a direct reflection of the "Zero Tolerance" posture we have taken toward all forms of violence in our workplace. We assure that proper budgeting resources will be allocated to achieve our goal of creating and maintaining a safe and productive work environment. Our responsibility, as managers and human beings, is to invest, as best we can, in the safety and security of our workplace so we can provide our employees with the environment they need to be productive for our constituents.

Our program will ensure the following:

- Complete commitment from all levels of management to be implemented consistently, fairly and without any form of reprisal to those filing complaints.
- Complete confidentiality.
- Shared participation from non-management and management personnel in formulation, as well as, in practice.
- Prompt and accurate action on all reported incidents.
- An open door of communication for program re-evaluation and improvement.

- A comprehensive written policy which all employees will sign for upon receipt.
- The establishment of a Threat Assessment Team designed to monitor all program goals and directives.

B. POLICY DEFINITION

According to the National Institute for Occupational Safety & Health (NIOSH) "Workplace Violence is any physical assault, threatening behavior or verbal abuse occurring in the work setting. It includes, but is not limited to, beatings, stabbings, suicides, shootings, rapes, near suicides, psychological traumas, such as, threats, obscene phone calls, an intimidating presence, and harassment of any nature, such as, being followed, sworn at or shouted at.

Workplace may be any location, either permanent or temporary, where an employee performs any work-related duty. This includes, but is not limited to, the buildings and the surrounding perimeters, including the parking lots, field locations, clients' homes, and traveling to and from work assignments."

Profile Similarities in Individuals Who Have Been Involved in Workplace Violence

The following are some of the commonalities identified in offenders of workplace related violence based on USDOJ profiles:

- Migratory job history
- Loner with little or no family or social support
- Chronically disgruntled
- Externalizes blame; rarely accepts responsibility for things gone wrong
- Takes criticism poorly
- Identifies with violence
- More than a casual user of drugs and/or alcohol
- Keen interest in firearms and other dangerous weapons

Violence prone behavior (RED FLAGS):

- Increased use of alcohol and/or illegal drugs
- Unexplained increase in absenteeism
- Noticeable decrease in attention to appearance and hygiene
- Depression and withdrawal
- Explosive outbursts of anger or rage without provocation
- Threatens or verbally abuses co-workers and supervisors
- Repeated comments that indicate suicidal tendencies
- Frequent, vague physical complaints
- Noticeably unstable emotional responses
- Behavior which is suspect of paranoia
- Preoccupation with previous incidents of violence
- Increased mood swings
- Has a plan to "solve all problems"
- Resistance and over-reaction to changes in procedures

Increase of unsolicited comments about firearms and other dangerous weapons
Empathy with individuals committing violence
Repeated violations of our entity policies
Fascination with violent and/or sexually explicit movies or publications
Escalation of domestic problems
Large withdrawals or closing his/her account in our credit union.

Workplace Violence (WPV) incidents can be divided into categories depending on the relationship between the assailant and the worker or workplace. These categories are:

Violence by Strangers
Violence by the General Public
Violence by Co-Workers
Violence by Personal Relations

C. POLICY JUSTIFICATION

New York Labor Law - § 27-b. Duty of public employers to develop and implement programs to prevent workplace violence

Laws 1921, Chapter 50

HISTORICAL AND STATUTORY NOTES

2006 Main Volume

L.2006, c. 82 legislation

L.2006, c. 82, §§ 1, 3, and 4, provide:

"§ 1. Legislative findings. The legislature finds and declares that workplace assaults and homicides are a serious public health problem that demands the attention of the state of New York. During the last decade, homicide was the third leading cause of death for all workers and the leading cause of occupational death for women workers. Workplace violence presents a serious occupational safety hazard for workers, but many employers and workers may be unaware of the risk. Moreover, the hazard of workplace violence is not currently addressed by any specific federal or state statute and regulation. It is critical to the maintenance of a productive workforce that employers and workers evaluate their workplaces to determine the risk of violence and to develop, and implement programs to minimize the hazard. Experience has shown that when employers evaluate the safety and health hazards in their workplaces and implement employee protection programs, the incidence of workplace injuries is reduced. The legislature, therefore, further finds and declares that the public health, safety and welfare would be advanced by enactment of a law to require that employers develop and implement workplace violence protection programs designed to minimize the danger to employees of workplace violence."

"§ 3. The provisions of this act shall not diminish the rights of employees pursuant to any law, rule, regulation or collective bargaining agreement."

"§ 4. Nothing in this act shall change or alter an agency's obligation to comply with workplace safety standards as set forth by the joint commission on accreditation of healthcare organizations. Any provision of this act which jeopardizes an agency's receipt of

federal Medicaid and Medicare reimbursement shall be null and void with regard to such agency."

L.2006, c. 82, § 5, as amended by L.2006, c. 542, § 1, eff. Aug. 16, 2006, provides:

"This act shall take effect on the two hundred seventieth day [March 4, 2007] after it shall have become a law; provided, however, that effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date is authorized and directed to be made and completed on or before such effective date."

2002 Main Volume

Former Sections:

Former § 27-b, which related to submission of corporate instruments for inquiry by the board, was added L.1965, c. 803, § 50, and was repealed by L.1975, c. 756, § 2, eff. Aug. 9, 1975, as amended by L.1975, c. 758, § 2.

McKinney's Labor Law § 27-b, NY LABOR § 27-b
Current through L.2006, chapter 744.

D. BOMB THREAT PROTOCOL

	Information to Obtain	Handling Instructions
	Date/Time of call	Stay Calm
	Caller Dialogue (be specific)	
Questions To Ask Caller	When and where bomb is going to explode	Stay focused
	What does the bomb look like (is it contained in something) i.e., box or bag	Stay on the phone for the entire message
	What type of bomb is it (what is it made of)	
	What can cause it to explode (timer, motion, etc.)	Alert a colleague and have them call
	Where are you calling from (justification for caller ID)	Law Enforcement
		Pay attention to:
Voice Descriptions (circle the one which applies)	Male or female	1. Background noises
	Calm-nervous-upset-angry	2. Affiliations mentioned
	Accent (note from where) or bland	3. Key word/phrase identifier
	Clear-stutter-lisp-slurred	4. Names mentioned
	Familiar (if so, who) or unfamiliar	
	Natural or disguised	

Once the call is over, if not already done, call the police and contact appropriate management immediately.

E. WORKPLACE INCIDENT REPORT

Note: In completing this form, attach all supporting documents; such as, continuation sheets and police reports

Affected Party(s): _____ Case #: _____
Supervisor: _____
Department/Phone Ext. _____

Incident Information:

Date of Incident: _____

Time of Incident: _____

Location of Incident (be specific): _____

Description of Incident: (Narrative)

Has this or a similar incident ever happened to you before? If so, please explain.

If you incurred any injury whatsoever, (physical-emotional) please describe the injury, in detail, and the location of any treatment received.

List all witnesses of the incident:

Name: _____

Department: _____

Contact Number: _____

Was a weapon involved? If so, specify type and to what extent:

Aggressor Information:

Name: _____

Department: (if an employee)

Supervisor: (if an employee)

Relationship to aggressor: (if stranger, indicated relationship, if any)

Had anything occurred in the past to make you feel this would happen? If so, please explain.

Home address/vehicle information: (if not an employee)

Follow-up Information:

Did this incident cause lost workdays? Yes/No If so, how many?

What action did employer take? If so, when (dates) and by whom?

Have you had any counseling or any form of emotional support since the incident? If not, would you like to be afforded this?

As you see it, does something need to be done to avoid such an incident from happening again? If so, explain.

Report Completed by

Title

Date

Reviewed/Approved by

Title

Date

F. WEAPONS POLICY

Otsego County has a zero tolerance philosophy with regard to the possession (physical and/or constructive), by an employee, of any dangerous/deadly weapon on our premises except by those so licensed by the state or by us as law enforcement personnel. This includes, but is not limited to, any firearm, knife, blunt instrument, brass knuckles, or any other object that can cause bodily injury, serious bodily injury, or death.

It should be duly noted that any violation of this policy or refusal to submit to a lawful inspection for the presence of a weapon on our property would result in disciplinary action up to and including termination.

G. ACCESS CONTROL

Often times, employers seek the most cost effective, NOT the most cost beneficial approach to installing the proper access control system. This could, and has proven to be the biggest mistake an employer can make in their quest in providing a safe work environment. The only time safety comes cheap is when your employees are viewed as expendable, and quite honestly, that attitude is not warmly accepted by American juries.

To secure a workplace properly, it stands to reason that we must first limit all access to it. By controlling the points of entry for employees and visitors, we must narrow the scope of potential hazards. Ideally, outside of fire exit doors built with crash bars, there should only be one entry/exit point. Understandably, this is not always possible. Doors should never be propped open. However, it should be scrutinized closely as to how many entry points are actually needed, not wanted. Convenience should never be a factor. An alarmed entrance and secured reception area monitored by a qualified security professional is the optimum approach. A panic button or silent duress alarm should be installed in the reception area, which directly communicates with local law enforcement in the event of a crisis situation. It should be positioned in an area behind the reception desk that can be activated without alerting perpetrator. The use of CCTV (close circuit television) is imperative and must be installed in this area of the building. It should be noted that periodic maintenance should be performed on all such technology. Intrusion detection systems should be installed through key areas of the facility, as well as, motion detectors. All reception areas should be equipped with an operator-activated door gaining access into the main part of the building.

Clear visibility to either the common hallway in a building or the outside landscape will provide better lighting, create more of a deterrent against violent incidents, improve law enforcement's picture in the event of a hostage situation or other similar critical incident and enhance the overall safety of that entry point. Remember, what people can't see-they can't report!

H. IDENTIFICATION AND BADGING

Proper employee and visitor badging is a critical aspect of good security. In designing the employee badge, the primary concern should be to ensure that the badge could be used in

conjunction with an electronic card reader. A current color picture must be placed on the front side of the badge itself. It is recommended that whenever an employee's appearance changes substantially; i.e., shaved head, growth of hair, change in hair color, or appearance altering plastic surgery, the picture should be updated. The pertinent information that needs to be included on the badge is full name, badge number/employer identification number, supervisor's name (for authentication purposes), area access availability, and date of hire. This must be laminated and without the slightest sever. Any card, which shows the slightest sign of tampering, must be confiscated and the employee restricted from further access until clarification can be validated. Electronic card readers should be installed at all critical entry points. This will reduce the number of security professionals needed and protect controlled areas. All badges should be issued upon employment and rescinded at termination, without exception!

As far as visitor access and badging, temporary badges must be issued at the time of the visit and turned in upon exit. The full name, date, duration of visit, badge number, contact person, and area access should be documented on the badge itself. All visitor badges should be a completely different size and color than that of the employees. It is also recommended that these change periodically in order to limit the propensity for fraudulent duplication. Without question, every visitor must show two forms of current identification with one being with a current picture.

Escort badging is another consideration. Some employers have designated employees that can escort either another employee into a certain location or a visitor into the workplace. This requires either a different badge all together or, the most cost beneficial approach, is to indicate escort capability on the badge itself.

The one point I can't emphasize enough is NEVER compromise. No matter what title a person may possess, who they are friends with or related to, or who they are there to visit, if they are not properly badged, they don't get in! The key is to train everyone on that mindset and advertise it to all visitors that your safety is our highest concern!

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

RESOLUTION NO. 135-2007

RESOLUTION - PROCLAIMING THE WEEK OF APRIL 2 - 8, 2007 AS PUBLIC HEALTH WEEK IN THE COUNTY OF OTSEGO

HENDERSON, IVERSEN, STAYTON

WHEREAS, the threat of a flu pandemic looms, creating a greater sense of urgency to prepare. As a result, local, state and federal governments, along with a multitude of nonprofit organizations, have made efforts to educate Americans about what they need to do to prepare for the next emergency, whether natural or manmade; and

WHEREAS, most Americans remain largely unprepared for a public health emergency; and

WHEREAS, only a small percentage of Americans have any plans in place to respond to the next emergency, whether natural or manmade; and

WHEREAS, emergency preparedness for some of the nation's most vulnerable populations, including mothers with young children, hourly wage workers and people with chronic illnesses, is an even greater challenge; and

WHEREAS, the nation's most vulnerable population, the poor, young, elderly and chronic ill, are often impacted disproportionately by public health emergencies; and

WHEREAS, local, state and federal governments along with numerous other organizations are making every effort to educate Americans about what they need to do to prepare for the next emergency; and

WHEREAS, comprehensive and coordinated plans should be in place at schools, daycare centers and homes to safeguard children from health emergencies; and

WHEREAS, America's working men and women are entitled to a secured livelihood and a safe and healthy work environment in the event of an emergency; and

WHEREAS, all communities must plan in advance to ensure their residents can respond effectively to a public health emergency; and

WHEREAS, National Public Health Week theme "Take the First Step! Preparedness and Public Health Threats: Addressing the Unique Needs of the Nation's Vulnerable Populations" encompasses our goal to encourage all County residents to be prepared for any public health emergency; now, therefore, be it

RESOLVED, that this Board of Representatives does hereby proclaim the week of April 2 - 8, 2007 as PUBLIC HEALTH WEEK in the County of Otsego and encourages all residents to participate in National Public Health week activities.

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

RESOLUTION NO. 136-2007

RESOLUTION - AMENDING RESOLUTION NO. 190 OF 2006 - APPROVING ELIGIBILITY GUIDELINES TO BE USED BY COURTS WITHIN THE COUNTY OF OTSEGO FOR ASSIGNING LEGAL COUNSEL IN CRIMINAL AND RELATED PROCEEDINGS

FOURNIER, FELDSTEIN, STAYTON, POWERS

WHEREAS, by Resolution No. 190 of 2006, certain eligibility guidelines to be used by the Courts within the County of Otsego for determination of indigency in appointment of legal counsel were approved by this Board of Representatives; and

WHEREAS, it is in the best interests of the County of Otsego to increase these eligibility guidelines; now, therefore, be it

RESOLVED, that Resolution No. 190 of 2006 be and hereby is amended, and the Otsego County Board of Representatives does hereby recommend to the courts within the

County of Otsego the following financial guidelines for the court's determination of indigency in appointment of legal counsel, be it the Public Defender's Office or other attorney, for criminal and Otsego County Family Court proceedings:

ELIGIBILITY GUIDELINES

Since defenders and courts across the state use different percentages of the Federal Poverty Guidelines for eligibility purposes, the table below provides the Legal Services Corporation (LSC) income guidelines along with other commonly used levels. The constitutional and statutory standard for determining eligibility is "financially unable to afford counsel,"¹ not indigency. The Court of Appeals has ruled that courts must "make a sufficient inquiry into the defendant's ability to engage a lawyer."² As an income measure, these poverty guidelines may be useful for an initial finding of eligibility, but it would violate the right to counsel to make eligibility depend on a finding of "indigency."

Meeting or exceeding income guidelines alone is not determinative of eligibility, but must be considered with other factors. When an accused falls outside income guidelines, a court must consider other relevant information to determine if that individual is unable to afford counsel, including:

- prospective client's assets and debts;
- seriousness of charge(s);
- complexity of the case; and
- cost of private representation in the community where the defendant is charged.

POVERTY GUIDELINES³ (EFFECTIVE JANUARY 24, 2007)

Annual Income by % of Federal Poverty Guidelines					
Family Size	125% (equal to LSC)	133%	185%	250%	350%
1	\$12,763	\$13,580	\$18,889	\$25,526	\$35,736
2	\$17,113	\$18,208	\$25,327	\$34,226	\$47,916
3	\$21,463	\$22,837	\$31,765	\$42,926	\$60,000
4	\$25,813	\$27,465	\$38,203	\$51,626	\$72,276
5	\$30,163	\$32,093	\$44,461	\$60,326	\$84,456
6	\$34,513	\$36,722	\$51,079	\$69,026	\$96,636
7	\$38,863	\$41,350	\$57,517	\$77,726	\$108,816
8	\$43,213	\$45,979	\$63,955	\$86,426	\$120,996
Each Add'l Person	\$4,350	\$4,628	\$6,438	\$8,700	\$12,190

¹See CPL Articles 170 and 180; County Law Article 18-B

²People v. McKiernan, 84 NY2d 915 (1994)

³These guidelines are based upon the current official poverty guidelines by family size as determined by the Department of Health and Human Services. The LSC guidelines are updated in the spring of each year and published in 45 CFR Part 1611 et. seq.

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

RESOLUTION NO. 137-2007

RESOLUTION - APPROVING SHERIFF'S EXPENDITURE FOR MOTOR VEHICLES

FOURNIER, FELDSTEIN, STAYTON, POWERS

RESOLVED, that the Otsego County Sheriff be and is hereby authorized to purchase the following motor vehicles under state contract:

ITEMS: Three (3) 2007 Dodge Durango 4x4s

AMOUNT: \$65,869.20 (\$21,956.40 each)

VENDOR: Warnock Automotive, Inc.
d/b/a Warnock Fleet
175 Route 10
East Hanover, New Jersey 07936

STATE CONTRACT: #PC62963

and be it further

RESOLVED, that the funding for this expenditure is included in the 2007 Budget as follows: Sheriff's Budget (3110) at line 2000 Equipment, Jail Budget (3150) at line 2000 Equipment, and the STOP-DWI Budget (3315) at line 2000 Equipment.

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

RESOLUTION NO. 138-2007

RESOLUTION - AMENDING RESOLUTION NO. 84-2007 - EXTENDING EFFECTIVE DATE FOR ABOLISHING POSITIONS IN DEPARTMENT OF SOCIAL SERVICES (SOCIAL SERVICES ATTORNEYS)

ROTHENBERGER, LAGUNA, MCCARTY

WHEREAS, in accordance with Resolution No. 84-2007, the following positions in the Department of Social Services were abolished, effective March 31, 2007:

Two (2) part-time positions of Social Services Attorney (#1) and (#3),
Managerial/Confidential

and

WHEREAS, it is in the best interest of the County to extend the effective date for up to an additional (30) days, ending April 30, 2007; now, therefore, be it

RESOLVED, that Resolution No. 84-2007 is hereby amended, extending the

effective date for up to an additional thirty (30) days, ending April 30, 2007, for abolishing two (2) part-time positions of Social Services Attorney (#1) and (#3); and be it

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, Stayton. Oral vote. Total: 6,167; Ayes: 6,167. Adopted.

RESOLUTION NO. 139-2007

RESOLUTION – APPROVING HOME RULE REQUEST AUTHORIZING COUNTY OF OTSEGO TO INCREASE ITS OCCUPANCY TAX TO 4%

FELDSTEIN, IVERSEN, RELIC

WHEREAS, the State of New York has heretofore enacted enabling legislation permitting numerous counties to impose, under the Tax Law of the State of New York, a lodging or occupancy tax; and

WHEREAS, Section 1202-J of the Tax Law enabled the County of Otsego to enact a local hotel or motel tax of 2%, commonly referred to as an Occupancy Tax; and

WHEREAS, the County now wishes to increase its Occupancy Tax from 2% to 4% to help pay for tourism related expenses that the County incurs; and

WHEREAS, the Otsego County Board of Representatives must approve a Home Rule Request requesting the State Legislature to amend Section 1202-J(10) of the Tax Law, authorizing Otsego County to impose a hotel and motel occupancy tax of up to 4 percent (Bill S.1658/A.6272); now, therefore, be it

RESOLVED, pursuant to Section 40 of the Municipal Home Rule Law, this County does make a Municipal Home Rule Request, to the New York State Legislature requesting appropriate amended enabling legislation as set forth above and in Bill S.1658/A.6272.

Seconded, Rothenberger. Roll call. Total: 6,167; Ayes: 4,669; Noes: 1,498 - Powers, Fournier, McCarty. Adopted.

RESOLUTION NO. 140-2007

RESOLUTION – APPROVING HOME RULE REQUEST TO EXTEND LOCAL SALES TAX OF 4% THROUGH NOVEMBER 30, 2009

FELDSTEIN, IVERSEN, RELIC

WHEREAS, the County has heretofore adopted Resolution No. 37-2007, 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, as a combined sales tax, a tax of 8% (4% county tax and 4% state tax); 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.2073/A.6273), 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, 2009; now, therefore, be it

RESOLVED, that this Board of Representatives does hereby approve a Home Rule Request 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, 2009.

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

RESOLUTION NO. 141-2007

RESOLUTION - AUTHORIZING CHAIRMAN TO EXECUTE AGREEMENTS WITH EMPIRE ABSTRACT CORP. AND GENESIS ABSTRACT INC. FOR TITLE SEARCHES IN TAX SALE PROCEEDINGS

FELDSTEIN, IVERSEN, RELIC

WHEREAS, the County is in need of a Certified Abstract Company, licensed and insured, to provide certified title reports to the County Treasurer's Office in conjunction with tax sale proceedings for property in Otsego County which has been advertised for sale for delinquent taxes; and

WHEREAS, the County requested quotes for these services, and Empire Abstract Corp. and Genesis Abstract Inc. submitted the lowest, acceptable quotes; and

WHEREAS, it is in the best interest of the County of Otsego to contract with Empire Abstract Corp. and Genesis Abstract Inc. to provide these professional services to the County; now, therefore, be it

RESOLVED, that the Chairman of this Board be and hereby is authorized to execute an agreement with Empire Abstract Corp. and Genesis Abstract Inc. to provide certified title reports to the County Treasurer's Office in conjunction with tax sale proceedings for property in Otsego County which has been advertised for sale for delinquent taxes, for a term ending December 31, 2007, at a cost of \$75.00 per search; these services being professional in nature and not requiring public bidding; and be it further

RESOLVED, that the funds for this expenditure are included in the 2007 Tax Advertising and Expense Budget (1362) at line 4800 Other.

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

RESOLUTION NO. 142-2007

RESOLUTION – TRANSFERRING FUNDS IN VARIOUS

DEPARTMENTS (2006 AND 2007)

FELDSTEIN, IVERSEN, RELIC

WHEREAS, it appears that it will require funds to complete the years 2006 and 2007 in certain items of the Otsego County Budget; and

WHEREAS, there are unexpended balances in other items of the 2006 and 2007 budgets; now, therefore, be it

RESOLVED, that the following transfers be and the same are hereby authorized, and the 2006 and 2007 budgets are hereby amended accordingly, pursuant to Section 363 of the County Law:

2006 TRANSFERS

JUSTICES & CONSTABLES

Transfer from County Treasurer A1325.4300 Xerox \$190.00 to Justices and Constables A1180.4800 Other \$190.00.

CORONERS

Transfer from Family Court A1140.4100 Telephone \$943.77, from Family Court A1140.4400 Postage \$106.23 to Coroners A1185.1000 Personal Service \$1,050.00.

Transfer from Family Court A1140.4400 Postage \$346.47, from Surrogate Court A1145.4100 Telephone \$397.07, from Jury Commission A1155.4100 Telephone \$704.36 to Coroners A1185.4800 Other \$1,447.90.

TREASURER

Transfer from County Treasurer A1325.1000 Personal Service \$8,595.36 to County Treasurer A1325.4500 Materials and Supplies \$535.54 and to County Treasurer A1325.4800 Other \$8,059.82.

REAL PROPERTY TAX SERVICE

Transfer from Real Property Tax Service A1355.1000 Personal Service \$2,992.88 to Real Property Tax Service A1355.4500 Materials and Supplies \$2,832.65 and to Real Property Tax Service A1355.4800 Other \$160.23.

COUNTY ATTORNEY

Transfer from County Attorney A1420.4005 Mileage \$239.08 to County Attorney A1420.1000 Personal Service \$239.08.

PERSONNEL

Transfer from Personnel A1430.4050 Training \$939.73 to Personnel A1430.4010 Lodging, Meals and Tolls \$232.94 and to Personnel A1430.4800 other \$706.79.

Transfer from Personnel A1430.1000 Personal Service \$7,939.40 and from County Treasurer A1325.1000 Personal Service \$18,200.81 to Personnel A1430.4810 Advertising \$26,140.21.

BOARD OF ELECTIONS

Transfer from Elections A1450.4100 Telephone \$57.98 to Elections A1450.4300 Xerox \$40.76 and to Elections A1450.4400 Postage \$17.22.

COURTHOUSE BUILDING

Transfer from Oneonta Bldg. A1622.4500 Materials and Supplies \$2,524.00 to Courthouse A1620.4150 Heat and Lights \$553.40 and to Courthouse A1620.4800 Other \$1,970.60.

ONEONTA BUILDING

Transfer from Oneonta Bldg. A1622.4500 Materials and Supplies \$116.58 to Oneonta Bldg. A1622.4800 Other \$116.58.

COUNTY OFFICE BUILDING

Transfer from County Office Bldg. A1625.4800 Other \$5,100.23 to County Office Bldg. A1625.4150 Heat and Lights \$5,100.23.

ANNEX BUILDING

Transfer from County Office Bldg. A1625.4500 Materials and Supplies \$522.92 from A1625.4800 Other \$172.31 to Annex Bldg. A1626.4150 Heat and Lights \$695.23.

CENTRAL KITCHEN BUILDING

Transfer from Central Kitchen Bldg. A1628.4800 Other \$268.26 to Central Kitchen Building A1628.4500 Materials and Supplies \$268.26.

PUBLIC SAFETY BUILDING

Transfer from Public Safety Bldg. A1629.4906 Roof Replacement \$7,768.40 to Public Safety Bldg. A1629.4150 Heat and Lights \$7,768.40.

MEADOWS BUILDING

Transfer from Meadows Bldg. A1630.4150 Heat and Lights \$4,756.60 to Meadows Bldg. A1630.2000 Equipment \$4,756.60.

CENTRAL MAIL

Transfer from Central Mail A1670.4005 Mileage \$218.75 to A1670.4500 Materials and Supplies \$22.56 and to Central Mail A1670.4800 Other \$196.19.

INFORMATION TECHNOLOGIES

Transfer from DIT A1680.1000 Personal Service \$8,626.28 to DIT A1680.4100 Telephone \$2,196.41, to DIT A1680.4500 Materials and Supplies \$1,589.17 and to DIT A1680.4600 Equipment Rental \$4,840.70.

COMMUNITY COLLEGE

Transfer from Contingent A1990.4800 Other \$72,250.34 to Community College A2490.4800 Other \$72,250.34.

SHERIFF

Transfer from Sheriff A3110.4850 IT Charges \$8,446.60, from Sheriff A3110.2000 Equipment \$6,947.07, from Sheriff A3110.4400 Postage \$2,809.26 to Sheriff A3110.4500 Materials and Supplies \$18,202.93.

Transfer from Sheriff A3110.4050 Training \$1,570.00, from Sheriff A3110.4100 Telephone \$4,375.91 and from Sheriff A3110.4400 Postage \$554.09 to Sheriff A3110.4805 Sheriff

Grant Other \$6,500.00

PROBATION

Transfer from Probation A3140.4100 Telephone \$306.60 to Probation A3140.4400 Postage \$208.11 and to Probation A3140.4500 Materials and Supplies \$98.49.

JAIL

Transfer from Sheriff A3110.1000 Personal Service \$30,364.05 and from Jail A3150.2000 Equipment \$28,509.26 to Jail A3150.1000 Personal Service \$58,873.31.

Transfer from Jail A3150.2000 Equipment \$19,662.82 to Jail A3150.4500 Materials and Supplies \$19,662.82.

Transfer from Jail A3150.2000 Equipment \$6,365.13 and from Jail A3150.4900 Contracts \$1,253.25 to Jail A3150.4800 Other \$7,618.38.

ALTERNATIVES TO INCARCERATION

Transfer from ATI A3157.4005 Mileage \$53.91, from ATI A3157.4100 Telephone \$1,644.07, from ATI A3157.4500 Materials and Supplies \$326.44, from ATI A3157.4800 Other \$67.92 to ATI A3157.1000 Personal Service \$2,092.34.

SDWI-TRAFFIC SAFETY GRANT

Transfer from Traffic Safety Grant A3310.2000 Equipment \$3,013.84 to Traffic Safety Grant A3310.4500 Materials and Supplies \$3,013.84.

CODE ENFORCEMENT

Transfer from Code Enforcement A3620.4900 Contracts \$269.06 to Code Enforcement A3620.4800 Other \$269.06.

EMERGENCY SERVICES

Transfer from Emergency Services A3641.4400 Postage \$1,302.90 to Emergency Services A3641.1000 Personal Service \$1,302.90.

OES HOMELAND SECURITY

Transfer from OES-Homeland Security A3642.4803 2003 Training \$297.10 to OES-Homeland Security A3642.4802 2003 Exercise \$297.10.

PUBLIC HEALTH NURSE

Transfer from PHN A4072.4400 Postage \$125.20 to PHN A4072.2000 Equipment \$125.20.

ALCOHOLISM

Transfer from Alcoholism A4250.4150 Heat and Lights \$1,102.50 to Alcoholism A4250.4500 Materials and Supplies \$464.69 and to Alcoholism A4250.4800 Other \$637.81.

MENTAL HEALTH CONTRACT-CSS

Transfer from MH-CSS A4324.4810 RSS-Reinv. \$1,968.00 to MH-CSS A4324.4800 RSS Other \$1,968.00.

PUBLIC TRANSPORTATION SERVICE

Transfer from Public Trans. Srv A5630.4810 Bus Expense-Other \$2,951.39 to Public Trans. Srv. A5630.4800 Other Adv.& Exp. \$2,951.39.

SOCIAL SERVICES

Transfer from DSS A6010.1000 Personal Service \$262,999.47 to DSS A6010.4900 Contracts \$262,999.47.

Transfer from DSS A6010.1000 Personal Service \$36,029.25 to DSS A6010.4005 Mileage \$968.85, to DSS A6010.4010 Lodging, Meals and Tolls \$7,697.56, to DSS A6010.4400 Postage \$6,873.27, to DSS A6010.4515 Car Expenses \$3,371.95, to DSS A6010.4800 Other \$4,538.77 and to DSS A6010.4910 Fees for Services \$12,578.85.

SOCIAL SERVICES RECORD MANAGEMENT

Transfer from DSS A6010.4851 IT Charges \$5,925.92 to DSS Records Management A6011.4800 Other \$5,925.92.

SOCIAL SERVICES DAY CARE

Transfer from DSS A6010.4801 Childs Advocacy Center \$18,161.21 and from DSS A6010.1000 Personal Service \$57,880.11 to DSS Day Care A6055.4800 Other \$76,041.32

SOCIAL SERVICES

Transfer from DSS Foster Care A6119.4800 Other \$448,470.09 to DSS Purchase of Services A6070.4800 Other \$40,679.88, to DSS Medical Assistance A6101.4800 Other \$34,133.62, to DSS Medical Assistance A6101.4900 Contracts \$64,786.57, to DSS Emergency Aid-Families A6108.4800 Other \$115,734.47, to DSS Family Assistance A6109.4800 Other \$140,713.17, to DSS State Training Schools A6129.4800 Other \$18,560.20, to DSS Safety Net A6140.4800 Other \$31,903.53, and to DSS Emergency Aid Adults A6142.4800 Other \$1,958.65.

DSS HEAP

Increase Rev. A4641 Energy Crisis Assistance \$836,990.86.

Increase Approp. Exp. DSS HEAP A6141.4800 Other \$836,990.86.

TOURISM ADMINISTRATION

Transfer from Tourism Matching Funds A6412.4900 Contracts \$2,143.13, from Tourism Administration A6411.4500 Materials and Supplies \$8.62, from Tourism Administration A6411.4850 IT Charges \$976.00, to Tourism Administration A6411.4800 Other \$3,127.75.

EMPIRE ZONE

Increase Rev. A3789 Empire Zone \$11,500.

Increase Approp. Exp. Empire Zone A6430.4800 Other \$11,500.

VETERANS

Transfer from Veterans A6510.4100 Telephone \$628.44 to Veterans A6510.1000 Personal Service \$628.44.

Transfer from Veterans A6510.4005 Mileage \$70.39 to Veterans A6510.4400 Postage \$70.39.

WEIGHTS AND MEASURES

Transfer from Weights and Measures A6610.1000 Personal Service \$43.61, from Weights and Measures A6610.4800 Other \$29.38, to Weights and Measures A6610.4500 Materials and Supplies \$72.99.

OFFICE FOR THE AGING

Transfer from OFA A6772.4850 IT Charges \$329.87 to OFA A6772.4990 Last Resort Funding \$329.87.

RECREATION GRANTS

Increase Rev. A3890 Snowmobile Trail Development \$8,148.24.

Increase Approp. Exp. Recreation Grants A7120.4800 Other \$8,148.24.

Transfer from Planning A8020.4010 Lodging, Meals and Tolls \$1,102.03 to Recreation Grants A7120.4800 Other \$1,102.03.

PLANNING-HAZ. MIT GRANT

Increase Rev. A4312 Haz. Mit. Grant \$15,882.71.

Increase Approp. Exp. A8021.4845 Planning Haz. Mit. Grant \$15,882.71.

SOLID WASTE

Transfer from Solid Waste A8160.4900 Contracts \$37,793.23 to Solid Waste A8160.1000 Personal Service \$9,243.99, to Solid Waste A8160.4005 Mileage \$163.27, to Solid Waste A8160.4400 Postage \$847.28, to Solid Waste A8160.4500 Materials and Supplies \$1,912.46, and to Solid Waste A8160.4901 Tipping Fee Subsidy \$25,626.23.

FORESTRY

Transfer from Forestry A8710.4100 Telephone \$500.00 to Forestry A8710.4900 Contracts \$500.00.

EMERGENCY DISASTER ASSISTANCE

Increase Federal Aid A4960 Emergency Disaster Assistance \$139,539.80.

Increase State Aid A3960 Emergency Disaster Assistance \$43,491.36.

Increase Approp. Exp. Emergency Disaster Assistance A8760.4900 Contracts \$183,031.16.

DEBT SERVICE

Transfer from IT A1680.2000 Equipment \$36,231.89, from IT A1680.4800 Other \$7,723.45 to Debt Service A9785.7600 Installment Purchase-Princ. \$43,955.34.

Transfer from IT A1680.4800 Other \$1,518.72 to Debt Service A9785.7700 Installment Purchase-Interest \$1,518.72.

SPECIAL GRANTS FUND-WIA PROGRAM

Transfer from WIA Administration CD6290.1000 Salaries \$3,157.65, from WIA Administration CD6290.4000 Contractual \$1,968.27, from WIA Administration CD6290.8000 Fringe Benefits \$1,188.16, from WIA Program CD6293.4000 Contractual \$83.41, and from TANF CD6294.8000 Contractual \$623.29 to WIA Program CD6293.1000 Salaries \$7,020.78.

Transfer from TANF CD6294.1000 Salaries \$5,509.78, from TANF CD6294.4000 Contractual \$4,050.68, and from Older Workers Program CD6300.4000 Contractual \$3,190.44 to WIA Program CD6293.8000 Fringe Benefits \$12,750.90.

OLDER WORKERS PROGRAM-TITLE V

Transfer from Title V CD6300.4000 Contractual \$12,842.54 to Title V CD6300.1000 Salaries \$12,086.22 and to Title V CD6300.8000 Fringe Benefits \$756.32.

HIGHWAY ADMINISTRATION

Transfer from Highway Administration D5010.4100 Telephone \$5,632.13 to Highway Administration D5010.1000 Personal Service \$1,862.18 and to Highway Administration D5010.4150 Heat and Lights \$3,769.95.

Transfer from Highway Administration D5010.4800 Other \$307.00 to Highway Administration D5010.4850 IT Charges \$307.00.

COUNTY ROAD CONSTRUCTION

Transfer from Rd. Constr. D5112.2111 Susq. Ave Bridge \$91,378.50 to Rd. Constr. D5112.2020 Local Bridge Repairs \$91,378.50.

HIGHWAY

Transfer from Snow and Ice D5142.4800 Other \$46,084.31, from Employee Benefits D9010.8000 Retirement \$185,027.50 to Highway Employee Benefits D9060.8000 Health Insurance \$231,111.81.

MACHINERY

Transfer from Machinery DM5130.2000 Equipment \$14,246.90 to Machinery DM5130.4800 Other \$14,246.90.

ENTERPRISE-OTSEGO MANOR

Transfer from Enterprise E6020.4100 Telephone \$9,922.80 to Enterprise E6020.4005 Mileage \$6,847.90 and to Enterprise E6020.4300 Xerox \$3,074.90.

Transfer from Enterprise E6020.4800 Other \$107,853.51 to Enterprise E6020.4500 Materials and Supplies \$52,498.51 and to Enterprise E6020.4950 Health Care Assessment \$55,355.00.

Transfer from Enterprise E9010.8000 Retirement \$172,489.14 to Enterprise E9060.8000 Health Insurance \$172,489.14.

CAPITAL PROJECT

Transfer from Capital Project HE6020.2045 Other Fees/Consultants \$270,000.00 to Capital Project HE6020.2021 New Construction \$270,000.00.

WORKERS' COMPENSATION

Transfer from Workers' Compensation S1710.4800 Other \$1,251.49 to Workers' Compensation S1710.1000 Personal Service \$1,008.80 and to Workers' Compensation S1710.4400 Postage \$242.69.

2007 TRANSFERS

PERSONNEL

Transfer from Contingent A1990.4800 Other \$1,085.70 to Personnel A1430.4054 M/C Tuition Reimb. \$1,085.70.

BOARD OF ELECTIONS

Transfer from Board of Elections A1450.2000 Equipment \$1,500.00 to Board of Elections A1450.4500 Materials and Supplies \$1,500.00.

Seconded, Durkin. Representative Feldstein moved to amend the 2007 Transfers to include the following:

PUBLIC SAFETY COMMUNICATIONS

Transfer from Department of Health A4010.4610 E911 Lease Payment \$75,400.00 to Public Safety Comm. A3020.4100 Telephone \$75,400.00.

Transfer from Department of Health A4010.4610 E911 Lease Payment \$48,359.00 and from Department of Health A4010.4855 E911 CAD Mtc. \$36,000 to Public Safety Comm. 3020.4810 Radio Mtc. & Lease \$84,359.00.

Seconded, Fournier. Total: 6,167; Ayes: 6,167. Motion carried. Roll call on amended resolution. Total: 6,167; Ayes: 6,167. Adopted as amended.

Representative Relic moved to suspend the rules and act upon late Resolution Nos. 143 - 144. Seconded, Laguna. Total: 6,167; Ayes: 6,167. Motion carried.

RESOLUTION NO. 143-2007

RESOLUTION - AUTHORIZING CHAIRMAN OF THE BOARD TO CONTRACT FOR PURCHASE OF CERTAIN SERVICES (BRIDGE REPLACEMENTS OVER WEST BRANCH OTEGO CREEK, BIN 3353890; AND OVER OTEGO CREEK, BIN 3353900)

MCCARTY, HENDERSON, HODNE

WHEREAS, bids have been requested and duly received by the Purchasing Agent for certain construction/replacement of bridges as set forth below; and

WHEREAS, the Superintendent of Highways has made a report to the Public Works Committee of this Board and has made a recommendation to this Board that the lowest responsible bid be accepted; now, therefore, be it

RESOLVED, that the Chairman of this Board of Representatives be and is hereby authorized to contract with the following firm as set forth below, in accordance with the specifications and bid heretofore received:

PROJECT: Construction/Replacement of Bridges:
CR #11 BIN 3353890 over the West Branch
Otego Creek, Town of Laurens, Otsego
County, New York; and
CR #11D BIN 3353900 over the Otego Creek,
Town of Hartwick, Otsego County, New York

BIDDER: Tioga Construction Company

333 Gros Boulevard
Herkimer, New York 13350

COST: \$1,345,355.00 (County Cost Share: \$877,484.00)

and be it further

RESOLVED, that funding for this expenditure is included in the 2007 Highway Budget under D8760.4900 and D5110.4500.

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

RESOLUTION NO. 144

RESOLUTION - IN SUPPORT OF TOWN OF NEW LISBON'S COMPREHENSIVE PLANNING EFFORT

HODNE, SCHWERD, DURKIN

WHEREAS, the Town of New Lisbon has been awarded a grant of \$32,000 from the New York State Department of State under the Quality Communities Grant Program to develop a town comprehensive plan, to be matched by \$8,000 from the Town; and

WHEREAS, in the application for this grant, the County Planning Department was identified as a co-applicant and as a support agency, offering technical assistance into the comprehensive planning process, with no financial support requested or expected from the County; and

WHEREAS, the grant is contingent on a County Board Resolution supporting the Town of New Lisbon's comprehensive planning effort and to make the County Planning Department available to provide technical support as needed; now, therefore, be it

RESOLVED, that this Board of Representatives does recognize and support the Town of New Lisbon's initiative to engage in a comprehensive planning effort; and further, supports the Town's use of the \$32,000 grant awarded to them by the New York State Department of State under the Quality Communities Grant Program, and the Town's \$8,000 match, in this planning effort; and be it further

RESOLVED, that this Board of Representatives commits the County Planning Department to offer technical support to the comprehensive planning process, with no financial support requested or expected from the County; and be it further

RESOLVED, that the Clerk of this Board is hereby directed to forward a certified copy of this resolution to the Supervisor for the Town of New Lisbon.

Seconded, Feldstein and Fournier. Roll call. Total: 6,167; Ayes: 5,672; Abstained: 495 - Powers. Adopted.

Representative Iversen moved for an executive session to discuss personnel. Seconded, Stayton. Total: 6,167; Ayes: 6,167. Motion carried.

All the general business of the Board having been transacted, the Chairman declared the meeting recessed until Wednesday, April 18, 2007 at 6:30 p.m. for a workshop on foster care and the County Board meeting to follow at 7:30 p.m.