

**REGULAR SESSION
SECOND DAY**

Wednesday, April 18, 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, Rothenberger, Laguna.

Under Privilege of the Floor, Carol Waller, Cooperstown Village Mayor, and Jeff Katz and Paul Kuhn, Cooperstown Village Trustees, addressed the County Board regarding the Baseball Hall of Fame weekend this year. Approximately 60,000 people are expected to attend the induction ceremony. It will be a major event generating a lot of sales tax, occupancy tax and tourism promotion for the county. There are many individuals and agencies joining together to prepare for the event and deal with all the issues, such as parking, toilets, emergency services, transportation, etc. Mayor Waller asked the county for \$43,400 in Bed Tax funds to operate the village trolleys at no cost to the tourists riding them that weekend. It is important to make this a pleasant and safe visit for all the tourists. Anything that the county can do will be appreciated.

Daniel Stannard from Worcester said the county should pay for foster children getting their permits. This is a rural county. A license is needed so the children can be on their own.

The following communications were read and ordered filed:

Cindy L. Reynolds, Regional Visitors Center, Oneonta - Letter addressing the concerns the Board of Representatives expressed with the Regional Visitors Center moving to South Main Street in Oneonta. Businesses move all the time. The center needs to concentrate on advertising the new location.

Harriet Babcock, East Worcester - Copy of letter and petition with sixty-one signatures of landowners from the towns of Decatur and Worcester asking the state to maintain, manage and restore Parker Creek (also called Oak Creek), a protected stream.

Claire Kepner, Secretary for the Fly Creek Historic Association – Letter stating that the Fly Creek Historic Society offers its enthusiastic support for the Town of Otsego citizens who are pressing for the retention of the historic Toddsville Bridge.

Peter J. Macris, Foothill Performing Arts Center - Letter thanking the County Board for its support over the past three years and the recent award of \$25,000.

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

Representative Relic moved to dispense with the reading of all the resolutions. Seconded, Fournier. Total: 6,167; Ayes: 5,494; Absent: 673 - Stayton, Hodne. Motion carried.

RESOLUTION NO. 145-2007

**RESOLUTION - APPOINTING DIRECTOR OF SOIL AND WATER
CONSERVATION DISTRICT**

HENDERSON, IVERSEN, STAYTON

RESOLVED, that pursuant to Section 6 of the Soil and Water Conservation District Law, the following person be and hereby is appointed Director of the Soil and Water Conservation District of the County to serve for the term and in the capacity indicated:

DARIN HICKLING
County At Large - Farmer
219 Pitts Road
Edmeston, New York 13335
Term expiring December 31, 2009
(Replacing Joyce Hickling)

Seconded, Schwerd. Oral vote. Total: 6,167; Ayes: 5,494; Absent: 673 - Stayton, Hodne. Motion carried.

RESOLUTION NO. 146-2007

**RESOLUTION - SUPPORTING RESTORATION OF STATE AID TO
LOCAL PROBATION DEPARTMENTS**

FOURNIER, FELDSTEIN, STAYTON, POWERS

WHEREAS, the New York State Executive Law 2-46, which outlines state reimbursement for probation services, states "2. State aid shall be granted to the city of New York and the respective counties outside the city of New York only to the extent of reimbursing fifty per centum of the approved expenditures incurred by the county or city in maintaining and improving local probation services."; and

WHEREAS, over the past two decades, local reimbursement for probation services has decreased from 46.5% to less than 20%; and

WHEREAS, also during this period of time, the state has increased unfunded mandates on Probation, such as: interim supervision, DNA collections, Sex Offender registration, ignition interlock, and community service for DWI; and

WHEREAS, counties has been forced to assume a greater proportion of probation costs resulting in layoffs, reduction in services and/or increasing property taxes; and

WHEREAS, counties firmly believe that effective probation services historically have proven to reduce reliance on incarceration and placements, as evidenced by the 63,000 felons and the 43,000 juveniles currently receiving services, thereby providing a substantial

savings to the state; now, therefore, be it

RESOLVED, that the County of Otsego joins the New York State Association of Counties and the New York State Council of Probation Administrators in:

1. Supporting the restoration of state aid to local probation departments to a full 50% of approved expenditures incurred by the county or City of New York in maintaining and improving local probation services;

2. Requiring that any new public safety mandate imposed pursuant to State law, regulation, or executive order that imposes additional duties upon local probation departments, or directly increases the population of offenders subject to the jurisdiction of any such department, be fully funded by the State;

and be it further

RESOLVED, that the Clerk of the Board is directed to send a certified copy of this resolution to our state representatives and NYSAC.

Seconded, entire Board. Oral vote. Total: 6,167; Ayes: 5,494; Absent: 673 - Stayton, Hodne. Adopted.

RESOLUTION NO. 147-2007

RESOLUTION – RECOGNIZING EARLE N. PETERSON

HENDERSON, IVERSEN, STAYTON

WHEREAS, Otsego County is a place of diverse landscapes and inspiring beauty that deserve to be preserved; and

WHEREAS, the Otsego Land Trust provides people with the opportunity to permanently preserve the county's rural character while maintaining privacy and ownership; and

WHEREAS, Earle N. Peterson of Cooperstown, New York, has served as President of the Otsego Land Trust for eleven years, from 1996 to 2006; and

WHEREAS, during Earle N. Peterson's tenure the number of local acres committed through a conservation easement has grown 100% from 1,360 acres to 2,779 acres; now therefore, be it

RESOLVED, that the Otsego County Board of Representatives does hereby recognize Earle N. Peterson for his true dedication and devotion to protecting and preserving the county's agricultural lands and natural landscapes for future generations to enjoy and benefit from.

Seconded, entire Board. Oral vote. Total: 6,167; Ayes: 5,494; Absent: 673 - Stayton, Hodne. Adopted.

Representative Relic moved to suspend the rules and act upon late Resolution No. 148. Seconded, Fournier. Total: 6,167; Ayes: 5,494; Absent: 673 - Stayton, Hodne. Motion carried.

RESOLUTION NO. 148-2007

RESOLUTION – AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO CONTRACT FOR PURCHASE OF CERTAIN MATERIALS, SUPPLIES AND SERVICES

MCCARTY, HENDERSON, HODNE

WHEREAS, bids have been requested and duly received by the Purchasing Agent for certain materials, supplies and services; and

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

RESOLVED, that the Otsego County Superintendent of Highways be and hereby is authorized to contract with the following firms as set forth below, in accordance with the specifications and bids heretofore received; said bid proposals being on file at the Highway Department and in the Office of the Clerk of the Board of Representatives:

GUIDERAIL & RELATED ITEMS

Bidders: Otsego Iron & Metal
Rose Avenue
PO Box 339
Oneonta, New York 13820

Town & County Bridge & Rail, Inc.
PO Box 16395
Albany, New York 12212

HEAVY STEEL, CORRUGATED & ADS CULVERT PIPE

Bidder: Otsego Iron & Metal
Rose Avenue
PO Box 339
Oneonta, New York 13820

STRUCTURAL STEEL

Bidder: Otsego Iron & Metal
Rose Avenue
PO Box 339
Oneonta, New York 13820

BRIDGE MAINTENANCE & REPAIR

Bidder: Town & County Bridge & Rail, Inc.
PO Box 16395
Albany, New York 12212

SAND, STONE & GRAVEL

Bidders: E & R Pope's Excavating
1073 County Highway 1
Mount Upton, New York 13809

David Beisler Seward Sand & Gravel
532 County Highway 58
Oneonta, New York 13820

Hanson Aggregates, Inc.
PO Box 513
Jamesville, New York 13078

Barrett Paving Materials, Inc.
PO Box 400
Washington Mills, New York 13479

Cobleskill Stone Products, Inc.
PO Box 220
Cobleskill, New York 12043

Kiser Excavating Sand & Gravel
PO Box 69
Milford, New York 13807

Stevens Excavating
15 Stevens Lane
Otego, New York 13825

Carver Stone Products
494 Western Turnpike
Altamont, New York 12009

E.L. Kukenberger
6219 State Highway 28
PO Box 163
Fly Creek, New York 13337

Parker Excavating
PO Box 634
Mount Vision, New York 13810

Clark Companies
PO Box 427
Delhi, New York 13753

Funds for these expenditures are included in the 2007 Highway Department Budget under D5110.4500, D5110.4800, D5112.2020, D5112.2040, D5112.2041, D5112.2074, D5112.2077, D5112.2079, D5112.2082, D5112.2093, D5112.2095, D5112.2096, D5112.2104, D5112.2108, D5112.2109, D5112.2115, D5112.2116.

Seconded, Laguna. Roll call. Total: 6,167; Ayes: 5,494; Absent: 673 - Stayton, Hodne. Adopted.

Representative Feldstein moved for an executive session to discuss personnel. Seconded, Powers. Total: 6,167; Ayes: 5,494; Absent: 673 - Stayton, Hodne. Motion carried.

All the general business of the Board having been transacted, the Chairman declared the meeting adjourned until Wednesday, May 2, 2007 at 10:00 a.m.