

**REGULAR SESSION  
FIRST DAY**

**Wednesday, May 7, 2008**

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, Schwerd, Stayton, Rothenberger, Harrington, Stuligross

Under privilege of the floor Dave Grodzky of Pittsfield stated that one year ago the County Board was asked to consider a resolution for a single payer healthcare system. It did not pass. Since then several people he knows have had health issues and problems with health insurance. Who benefits from these problems? It is the chemo manufacturers, the drug companies and the oil companies. This can't be the best we can do in our nation.

James Ganio, County employee, asked why there is still no CSEA contract.

Gary Washburn, County employee, asked why is it every time we have a new contract, it seems to take a whole year to get started with negotiations.

The minutes of January 2 and 16, February 6 and March 5, 2008 were approved and are on file with the Clerk of the Board.

The following communications were read and ordered filed:

James P. Powers, Chairman of the Board of Representatives – Letters appointing the following:

Betty Anne Schwerd to the Otsego County Planning Board

Terry Bliss, Catherine Rothenberger, Joyce Boyd, Frances Wright, Susan Dalesandro, Tex Seamon, Dan Maskin, Mary O'Connor, Joseph Judd, Kathie Greenblatt, Carolyn Lewis, Rob Robinson, Jack Snyder, Lynne Mebust, Kurt Terrell, Larry Hilts, Al Rubin, Stacey Michael, Terry Inkawhich and Patricia Kennedy to serve on the Otsego County Transportation Advisory Committee

Scott Fickbohm, Otsego County Soil and Water Conservation District (SWCD) – Letter stating that SWCD has procured \$50,000 in outside funding for a study of Canadarago Lake, which will reduce the share for the local partners, and asking the county to consider contributing towards a "State of the Lake Report."

Lorraine Cortes-Vazquez, Secretary of State – Letter announcing the county's successful application for funding under the Shared Municipal Services Incentives Program in the amount of \$304,290 to contract with an engineering firm to design an Emergency Services Telecommunications System.

Nationwide Mutual Insurance Company, as subrogee of Paul Femano, versus County of Otsego – Notice of claim for property damages to a vehicle caused by a large pothole on I-88. Amount stated is \$1,255.

Joel C. Young versus County of Otsego – Notice of claim for injuries caused by actions of Correctional Officers at the Otsego County Jail. No amount is stated.

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

County of Otsego Industrial Development Agency – Proposed amendments to COIDA's by-laws.

Montgomery – Otsego – Schoharie Solid Waste Management Authority – 2007 Annual Report and 2007 Financial Statements

Otsego County Treasurer – 2007 Annual Financial Report Update Document

Under special presentations Terry Bliss, County Planning Director, introduced Bob Augenster, Executive Director of Southern Tier East Regional Planning Development Board (STERPDB). Mr. Augenster gave an update of the various projects STERPDB is involved with. He stated that STERPDB is an Appalachian Local Development District and is currently in the solicitation process for projects for funding. They are also conducting a sewer and water district inventory, have done a regional telecommunications inventory, are working toward holding a telecommunications summit in June or July to focus on last mile access, and are working with counties to update census addresses for the 2010 census. STERPDB tries to identify areas of common interest and concern for the region. They continually look at ways to offer their services, primarily through contacts with local planning and economic development agencies.

Scott Fickbohm of the Otsego County Soil and Water Conservation District (SWCD) updated the County Board on Canadarago Lake improvements. He gave a brief history of the problems leading up to the proposed hydrology study, which is estimated to cost \$80,000 and will determine the benefits of dredging a sand bar and repairing the dam. SWCD has received outside funding of \$50,000 for the study so that the county's share has been decreased from \$20,000 to \$7,500. However, more money will be necessary in the future to take the next step, which is the preparation of a State of the Lake Report and a Lake Management Plan to help provide rationale and backup for implementing projects and help in acquiring future grant funds. There is a meeting scheduled for June 5, 2008 to discuss concerns of all the partners and to discuss using the cost savings for the preparation of a State of the Lake Report. There is no cost estimate for this report at this time.

Terry Bliss, County Planning Director, stated that the county is moving forward with improving telecommunications and transportation in the county and is now looking into performing a housing study. The state recently awarded a \$25,000 grant to the county to conduct a housing study. This grant requires a local match of \$20,000, which is included in the 2008 County Budget. Mr. Bliss stated that no action is required today, but he will be going to the Intergovernmental Affairs Committee and the Administration Committee for a resolution approving the grant and the funding. He said that there have been many human services agencies involved in the process because there are certain people that are finding it difficult to find decent, affordable housing in the county. The proposed housing study will assist agencies in applying for state and federal grants. The project cost is estimated to be \$50,000: \$25,000 from state funding, \$20,000 from county funds, \$2,500 from ORHA and \$2,500 from the Rural Housing Coalition.

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

The Chairman declared a short break.

The County Board reconvened.

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

## **RESOLUTION NO. 142-2008**

### **RESOLUTION – AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO CONTRACT FOR THE OUTSOURCING OF THE HIGHWAY PARTS ROOM**

#### **DUBBEN, RELIC, MURPHY**

WHEREAS, a request for proposals has been issued and a proposal has been duly received by the Purchasing Agent for the outsourcing of the Highway parts room; 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 proposal of Genuine Parts Company (hereinafter referred to as GPC) be accepted and approved; and

WHEREAS, said proposal is on file at the Highway Department and in the Office of the Clerk of the Board of Representatives; and

WHEREAS, in summary, the primary benefits of this plan being that GPC agrees to supply all personnel to run the Highway Department parts room, the salary being included in the operating cost of GPC; a guarantee is to be provided that 80% of the time the part needed will be in stock and on the shelf to meet the immediate needs of the Department, and if not, the part(s) will be delivered the following business day; GPC representing that based on the numerous municipalities it presently serves, the cost savings for the County is to be +/-12% on these purchased parts in addition to thousands of dollars in soft costs saved from Highway Department employees no longer having to pick up parts and process vendor claims; now, therefore, be it

RESOLVED, that the Otsego County Superintendent of Highways be and hereby is authorized to contract with the following firm as set forth below, in accordance with the proposal heretofore received:

#### **OUTSOURCING OF HIGHWAY PARTS ROOM**

Bidder:           Genuine Parts Company - Eastern Division Office  
                      Mike Kelleher, Division Vice President  
                      1260 Newfield Street  
                      Middletown, Connecticut 06457

and be it further

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

RESOLVED, that the funds for this expenditure are included in the 2008 Highway Budget under DM5130.2000, DM5130.4540, DM5130.4500 and D5110.4818.

Seconded, Fournier and Stuligross. Representative Dubben moved to delete the word "guaranteed" from the proposed contract. Seconded, McCarty. Roll call on amendment. Total: 6,167; Ayes: 1,127 – Dubben, McCarty, Harrington; Noes: 5,040. Motion lost. Roll call on resolution as presented. Total: 6,167; Ayes: 4,838; Noes: 1,329 – Lindberg, Dubben, McCarty. Adopted as presented.

### **RESOLUTION NO. 164-20080507**

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

#### **HARRINGTON, DUBBEN, STAYTON, LINDBERG**

RESOLVED, that the Chairman of this Board be and hereby is authorized to execute a contract with Sodexho 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. Sodexho 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 \$708,885.00 for the period February 1, 2008 to January 31, 2009; \$59,073.75 payable monthly;
3. The above guaranteed rate includes a financial cap on Retail and Catering functions of \$28,000.00 and \$4,000.00 respectively;

and be it further

RESOLVED, that the funding for the above contract is included in the 2008 Otsego Manor Infirmary - Enterprise Budget (6020) at line 4525-E Food.

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

### **RESOLUTION NO. 165-20080507**

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

**DUBBEN, RELIC, MURPHY**

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:

**SHOTCRETE & BRIDGE DECK SEALING**

Bidder: Town & Country Bridge & Rail  
PO Box 16395  
Albany, New York 12212

**COLD-IN-PLACE RECYCLING ASPHALT BASE STABILIZATION**

Bidder: Bell & Flynn, Inc.  
Bunkerhill Avenue  
Stratham, New Hampshire 03885

**HOT-IN-PLACE RECYCLING**

Bidder: Highway Rehab. Corp.  
2258 Route 22  
Brewster, NY 10509

RESOLVED, that funds for these expenditures are included in the 2008 Highway Budget under D5110.4500, D5110.4570, D5110.4572, D5110.4800, D5112.2020, D5112.2096, D5112.2104, D5113.2040, D5113.2077, D5113.2104, D5113.2109, D5113.2116, D5113.2117, D5113.2118, D5113.2119, D5113.2120, D5113.2121.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 5,164; Noes: 377 – McCarty; Abstained: 626 – Fournier. Adopted.

**RESOLUTION NO. 166-20080507**

**RESOLUTION - AUTHORIZING CHAIRMAN  
OF THE BOARD TO CONTRACT WITH  
BASSETT HEALTHCARE FOR MEDICAL SERVICES  
AT THE COUNTY CORRECTIONAL FACILITY**

**FOURNIER, HARRINGTON, CLARK, STAYTON**

WHEREAS, there is a need for medical services at the County's Correctional Facility; and

WHEREAS, Bassett Healthcare has submitted a proposal to the County for said services; now, therefore, be it

RESOLVED, that the Chairman of this Board be and hereby is authorized to enter into a contract with Bassett Healthcare at a cost of \$39,000.00 for the period January 1, 2008 through December 31, 2008 for the following:

1. A physician in the employ of Bassett Healthcare to supervise Hospital's provision of specified medical care pursuant to Section 7010.1 of Title 9, Subtitle AA, Chapter I of the Official Compilation of Codes, Rules and Regulations of the State of New York.
2. The Hospital's Physician will provide on-site services at the Otsego County Jail once weekly and will review the nurse's activities and medical record documentation to meet all jail inmate population needs that can be addressed on an outpatient basis.
3. The Hospital's Physician will write prescriptions as medically necessary, but will not store drugs nor dispense drugs to inmates.
4. Hospital will provide laboratory and radiology services and inpatient and outpatient services as ordered by Physician, to be billed at the Hospital's usual rate and to be paid by County within 30 days of receipt of invoices.

and be it further

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

RESOLVED, that the funding for this contract is included in the 2008 Jail Budget (3150) at line 4900-A Contracts.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 5,882; Abstained: 285 – Stayton. Adopted.

**RESOLUTION NO. 167-20080507**

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

**CLARK, SCHWERD**

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

WHEREAS, the County is empowered to receive Federal Child Care and Development Block Grant funds in an amount up to \$74,601.00 from the State of New York for the purpose of this Agreement; and

WHEREAS, the County desires to contract with Catholic Charities of Delaware and Otsego Counties for the performance of said services; now, therefore, be it

RESOLVED, that the Commissioner of the Department of Social Services, on behalf of the County of Otsego, is hereby authorized to execute a contract with Catholic Charities of Delaware and Otsego Counties for the purpose of registration and inspection of Family Day Care Providers and School-Age Child Care Programs for the period January 1, 2008 to December 31, 2008, not to exceed \$71,150.00 for the term of the contract; and be it further

RESOLVED, that the funding for this contract is included in the 2008 Social Services Administration Budget (6070) at line 4900-A Contracted Expenses and is 100% state reimbursable; and be it further

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

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

#### **RESOLUTION NO. 168-20080507**

#### **RESOLUTION – AUTHORIZING AGREEMENT WITH ERNST & YOUNG FOR CONSULTING SERVICES IN CONSIDERING PRESENT AND ALTERNATIVE MEDICAL BENEFITS PROGRAMS FOR THE COUNTY**

#### **RELIC, SCHWERD, JOHNSON**

WHEREAS, the County of Otsego desires to contract with Ernst & Young, LLP for the purpose of performing certain services in relation to a review, analysis and consultation regarding employee benefits of the County; and

WHEREAS, the Ernst & Young, LLP is willing to perform such services; said services being professional in nature and not requiring public bidding; now, therefore, be it

RESOLVED, that the Chairman of the Board of Representatives is authorized to execute a contract with Ernst and Young, LLP, 1285 Avenue of the Americas, New York, New York 10019, to provide consultant services regarding existing and alternative medical benefits programs for the County, at such times and in such manner as previously approved in writing by the Treasurer, to be at a cost not to exceed \$50,945.00; the contract to provide for services to be rendered from January 1, 2008 to December 31, 2008 and at the billed rates of:

Senior Consultant/Actuary	\$465 - \$550 per hour
Benefit Consultant	\$350 - \$390 per hour
Staff Technician	\$180 - \$230 per hour

the contract to contain such other terms and conditions as deemed in the best interests of the County; and be it further

RESOLVED, that the funds for this contract are included in the 2008 General Government Support Budget (1989) at line 4900-A Contracts.

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

**RESOLUTION NO. 169-20080507**

**RESOLUTION – AUTHORIZING CHAIRMAN OF THE BOARD  
TO CONTRACT FOR THE ROOF REPLACEMENT  
AT THE MEADOWS OFFICE COMPLEX**

**DUBBEN, RELIC, MURPHY**

WHEREAS, bids have been requested and duly received by the Purchasing Agent for roof replacement at the Meadows Office Complex, 140 County Highway 33W, Cooperstown, New York; and

WHEREAS, the Director of Building Services 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 the Board of Representatives be and hereby is authorized to contract with the following firm as set forth below, in accordance with the specifications and bid heretofore received:

ITEM:	Roof Replacement of the Otsego County Meadows Office Complex - Northeast Corner 140 County Highway 33W Cooperstown, New York 13326	
BIDDER:	American Roofing & Sheet Metal Inc. 943 U.S. Highway Route 20 PO Box 252 West Winfield, New York 13491	
COST:	General Requirements	\$ 18,000.00
	Removals & Demolition	\$ 40,000.00
	Gypsum Sheeting	\$ 25,000.00
	Rough Carpentry	\$ 7,000.00
	Insulation	\$ 71,000.00
	EPDM Membrane	\$ 40,000.00
	Sheet Metal Flashing/Trim	\$ <u>18,420.00</u>

TOTAL BASE BID PRICE                    \$219,420.00

and be it further

RESOLVED, that the funding for this contract is included in the 2008 Meadows Building Budget (1630) at line 2510-A Roof Replacement.

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

**RESOLUTION NO. 170-20080507**

**RESOLUTION - AMENDING RESOLUTION NO. 235-2007 -  
AUTHORIZING LOAN FROM OTSEGO COUNTY  
MICRO-ENTERPRISE LOAN PROGRAM**

**RELIC, SCHWERD, JOHNSON**

WHEREAS, Otsego County received a 2003 Micro-Enterprise Grant from the New York State Small Cities Community Development Block Grant (CDBG) to assist Otsego County Small Businesses; and

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

WHEREAS, Resolution No. 235-2007 authorized the Chairman of the Board to enter into a Loan and Development Agreement and other appropriate legal documents which would effectuate a \$39,000 loan to The River Street Deli/Robert Chiappisi for a term of seven (7) years at an annual interest rate of four percent (4%); and

WHEREAS, the parties are ready to sign the loan documents, and Robert Chiappisi wishes to change his business name from The River Street Deli/Robert Chiappisi to The Lower Deck/Robert Chiappisi; now, therefore, be it

RESOLVED, that Resolution No. 235-2007 is amended, and the Chairman of the Board is authorized to enter into a Loan and Development Agreement and other appropriate legal documents which will effectuate a \$39,000 loan to The Lower Deck/Robert Chiappisi for a term of seven (7) years at an annual interest rate of four percent (4%); and be it further

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

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

**RESOLUTION NO. 171-20080507**

**RESOLUTION – APPROVING APPOINTMENT OF MEMBERS TO  
THE WORKFORCE INVESTMENT BOARD FOR CHENANGO,  
DELAWARE AND OTSEGO COUNTIES**

**SCHWERD, CLARK, LINDBERG**

RESOLVED, that the following appointments be and are hereby approved for the  
Chenango, Delaware, Otsego Workforce Investment Board:

JONATHAN DOKUCHITZ  
Marketing Specialist  
Custom Electronics  
87 Browne Street  
Oneonta, New York 13820  
Term expiring June 30, 2010

MARIA DESIMONE  
Human Resources Manager  
Corning Inc.  
275 River Street  
Oneonta, New York 13820  
Term expiring June 30, 2009

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

**RESOLUTION NO. 172-20080507**

**RESOLUTION - APPOINTING INDIVIDUALS TO SERVE  
ON ALCOHOL SUBCOMMITTEE OF THE OTSEGO  
COUNTY COMMUNITY SERVICES BOARD**

**SCHWERD, CLARK, LINDBERG**

RESOLVED, that pursuant to Section 41.11 of the Mental Hygiene Law, the  
following individuals be and hereby are appointed to serve on the Alcohol Subcommittee of  
the Otsego County Community Services Board for the terms indicated:

JEANINE VELAN  
145 West Main Street  
Stamford, New York 12167  
Term expiring December 31, 2011

BENJAMIN FRIEDEL  
400 County Highway 58  
Oneonta, New York 13820  
Term expiring December 31, 2011

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

**RESOLUTION NO. 173-20080507**

**RESOLUTION - APPOINTING INDIVIDUALS TO SERVE  
ON MRDD SUBCOMMITTEE OF THE OTSEGO COUNTY  
COMMUNITY SERVICES BOARD**

**SCHWERD, CLARK, LINDBERG**

RESOLVED, that pursuant to Section 41.11 of the Mental Hygiene Law, the following individuals be and hereby are appointed to serve on the MRDD Subcommittee of the Otsego County Community Services Board for the term indicated:

DAVID BREESE  
Broome Developmental Services  
Otsego Regional Center  
28 Hill Street – Suite 212  
Oneonta, New York 13820  
Term expiring December 31, 2011

JULIE ANDREWS  
109 Gardnertown Road  
Mt. Vision, New York 13810  
Term expiring December 31, 2011

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

**RESOLUTION NO. 174-20080507**

**RESOLUTION – APPOINTING HIPAA OFFICER**

**SCHWERD, CLARK, LINDBERG**

WHEREAS, this Board has appointed HIPAA Officers for various County departments/units; and

WHEREAS, it is necessary from time to time to amend the designated officer for certain departments/units; now, therefore, be it

RESOLVED, that the following person be and hereby is appointed as Health Insurance Portability and Accountability Act (HIPAA) Officer for her respective County department/unit:

Nicole Gerace  
(Replacing Gay Merrill)

Chemical Dependencies Clinic

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

**RESOLUTION NO. 175-20080507**

**RESOLUTION - AMENDING MILEAGE  
REIMBURSEMENT (DRIVING) POLICY**

**RELIC, SCHWERD, JOHNSON**

WHEREAS, Resolution No. 157 of 1990 established a Mileage Reimbursement (Driving) Policy for all department heads and employees of Otsego County; and

WHEREAS, there have been certain amendments to said policy; and

WHEREAS, it is now necessary to add additional sections to said policy regarding the reimbursement of mileage for advisory board members and volunteers; now, therefore, be it

RESOLVED, that Otsego County's Mileage Reimbursement (Driving) Policy is hereby amended to read as follows, effective May 7, 2008:

**MILEAGE REIMBURSEMENT (DRIVING) POLICY  
OTSEGO COUNTY, NEW YORK**

1. This policy is based on several fundamental principles:
  - a. All employees and department heads of the County are expected to bear the expense of travel between home and office - Cooperstown or Oneonta during regular working hours.
  - b. To the extent possible and practicable, itineraries must be arranged to facilitate departure from and return to the office by close of business, using the most direct routing possible.
  - c. For all planned field trips, a trip schedule must be submitted and approved by the employee's immediate Supervisor. This schedule must list client's name, location and telephone number (if possible) so that the employee may be reached in emergency situations.
  - d. Certain field duty requirements will mitigate against the concept of departing from and/or returning to the office. These instances will be treated as authorized exceptions to the principle stated in Paragraph 1(b) above, and are described in Paragraph 2(b) below.
2. Mileage will be reimbursed at the current IRS rate under the following criteria:
  - a. All official travel from the office to one or more official places of business and return to the office.
  - b. All official travel from the home to an official place of business and the appointment

times does not facilitate first reporting to the office. Mileage will be reimbursed for the distance from home to the official place of business, which is in excess of the distance between home and the office.

- c. All official travel from an official place of business to the home and the appointment time does not facilitate reporting to the office after the visit. Mileage will be reimbursed for the distance from the official place of business to home, which is in excess of the distance between home and the office.
  - d. For members of the Board of Representatives only, except for the Chairman of the Board and/or his or her designee, mileage will be reimbursed only for attendance at regularly and specially called meetings and hearings of the Board of Representatives, at regular and standing and special committee meetings of the County Board to which a County Representative has been appointed, to regular advisory board/committee meetings to which a County Representative has been appointed by the County Board or the Chairman of the Board, to special meetings sponsored by county Board committees and advisory board/committees to which a County Representative has been appointed and meetings pertaining to committee related business for committees to which a County Representative has been appointed.
3. An exception to the above policy is made for those who are subject to after hours and weekend/holiday on-call requirements. In such cases, travel will be reimbursed for home - business - home mileage.
  4. All advisory board/committee members may be reimbursed for mileage to all advisory board/committee meetings at the current IRS rate, contingent upon funds being available in the appropriate budget for this expense.
  5. Upon approval of the Parent Committee, volunteers/interns may claim mileage reimbursement at the current IRS rate or a lower rate set by the Parent Committee. Mileage reimbursement may be claimed for travel to or from a county related meeting/conference/training or other county related function. The Parent Committee may from time to time defer these approvals of volunteer/intern mileage claims to the Department Head of the particular volunteers/interns; all such deferred approvals to be decided in accord with the Policy herein.
  6. Claiming procedures will remain essentially unchanged:
    - a. Each person claiming reimbursement for travel will complete the travel expense voucher and statement of automobile travel and submit to the department head or supervisor or, in the case of departments, the Auditor.
    - b. Travel vouchers **MUST** be submitted by the employee to their appropriate supervisor or department head or, in case of department heads, **AT LEAST NO LATER THAN THE CLOSE OF BUSINESS OF THE FIFTH WORKING DAY** following the last day of each calendar quarter (March 31, June 30, September 30, and December 31).

Those individuals who submit their travel vouchers after this date will experience significant delays in payment and may be subject to progressive discipline.

- b. Supervisor/department head/Auditor will validate the claims and provide them to the department head/Auditor.
- c. Reimbursement will normally be made following approval by the department head and the County Auditor.
- d. Places of appointment should be described in sufficient detail on the statement of travel so that mileage claimed will not be questioned. Be specific.

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

## **RESOLUTION NO. 176-20080507**

### **RESOLUTION - AMENDING OTSEGO COUNTY PURCHASING POLICY AND PROCEDURES**

#### **RELIC, SCHWERD, JOHNSON**

WHEREAS, the Otsego County Purchasing Policy and Procedures Manual was adopted by Resolution No. 287 of 1992 and last amended by Resolution No. 149 of 2006; and

WHEREAS, it is necessary to update and revise this manual from time to time; now, therefore, be it

RESOLVED, that the following sections of the Otsego County Purchasing Policy and Procedures Manual, and all related policies, are hereby amended to read:

#### PURCHASING POLICY

Section 6 . All contracts and purchases of \$5,000 or more require prior parent committee approval. All contracts and purchases in excess of \$20,000 shall be awarded by resolution on the Board of Representatives. Recommendation for the awards of all such contracts shall be submitted to the Board of Representatives by the appropriate committee.

#### PURCHASING PROCEDURES

##### Section 18. REQUIRED APPROVALS

(2). Any purchase of equipment costing \$5,000 or more must have PRIOR written approval from the parent committee or be duly recorded in the committee minutes.

(8). Membership dues will be paid by the County for full-time County employees and part-time department heads. Other part-time County employees will only have membership dues paid if the organization is directly related to the office (i.e. NYS District Attorneys Association dues being paid for the Assistant District Attorneys, but not the American Bar Association dues). Prior parent committee approval is required for any annual membership dues exceeding \$5,000.

and be it further

RESOLVED, said complete and amended Otsego County Purchasing Policy and Procedures Manual is on file with the Clerk of the Board of Representatives.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 2,612 – Relic, Lindberg, Dubben, Johnson, Schwerd, Harrington; Noes: 3,555 – Powers, Clark, Murphy, Fournier, McCarty, Stayton, Rothenberger, Stuligross. Resolution lost.

**RESOLUTION NO. 177-20080507**

**RESOLUTION - DESIGNATING MAY AS OLDER  
AMERICANS MONTH AND MAY 11-17, 2008  
AS HOMES FOR THE AGING WEEK**

**SCHWERD, CLARK, LINDBERG**

WHEREAS, Otsego County recognizes the life and vitality of its older citizens, who have made this a great nation; and

WHEREAS, Otsego County recognizes the social and economic benefits derived from our older citizens, their families and other caregivers; and

WHEREAS, Otsego County operates the Office for the Aging, which, is celebrating over 30 years dedicated to enabling Otsego County's older residents to maintain their independence with dignity in their own homes and communities while encouraging each to determine their own destiny in a positive and productive manner; and

WHEREAS, Otsego County provides excellent care through its own nursing home, Otsego Manor; and recognizes the care provided by privately owned nursing homes and adult homes within Otsego County; now, therefore, be it

RESOLVED, that Otsego County designates May as Older Americans Month; and be it further

RESOLVED, that Otsego County designates May 11-17, 2008 as Homes for the Aging Week.

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

**RESOLUTION NO. 178-20080507**

**RESOLUTION - PROCLAIMING MAY AS  
MENTAL HEALTH AWARENESS MONTH**

**SCHWERD, CLARK, LINDBERG**

WHEREAS, mental health is critical for the well-being and vitality of our families, businesses and communities; and

WHEREAS, about 54 million Americans are affected by mental illness; and

WHEREAS, about one in four adults suffers from a diagnosable mental disorder in a given year; and

WHEREAS, one in five children suffers from a diagnosable mental or emotional disorder, and one in ten has a serious disorder which, if untreated, can lead to school failure, addiction and even suicide; and

WHEREAS, suicide is now the third leading cause of death among young New Yorkers, ages 15-24; and

WHEREAS, nationally an average of one suicide among the elderly every 90 minutes; and

WHEREAS, early recognition and treatment of these problems vastly increase the likelihood of restored health; now, therefore, be it

RESOLVED, the Otsego County Board of Representatives does hereby proclaim that May 2008 is Mental Health Awareness Month in Otsego County. We also call upon all citizens, parents, governmental agencies, public and private institutions, businesses, to support our efforts to provide adequate mental health care to all citizens.

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

#### **RESOLUTION NO. 179-20080507**

#### **RESOLUTION – DESIGNATING THE MONTH OF MAY 2008 AS FOSTER FAMILY RECOGNITION MONTH**

#### **CLARK, SCHWERD**

WHEREAS, Otsego County currently has 28 foster families providing care to a countless number of children in each year; and

WHEREAS, the decision, determination and loving care of these foster families have helped many children and families through crisis and provided security and opportunities for growth and normal development while children are separated from their families, and

WHEREAS, foster families have successfully met the needs of troubled, difficult teens and averted the need for much more costly residential care; and

WHEREAS, the Otsego County Board of Representatives wishes to express its sincere appreciation, on behalf of the residents of Otsego County, to all Otsego County foster families for their invaluable contribution to the community and County and to honor them for their dedication and loving care of dependent, neglected and abused children; now, therefore, be it

RESOLVED, that the Otsego County Board of Representatives, in appreciation of all

Otsego County foster families, hereby proclaims the month of May 2008 as Foster Family Recognition Month in Otsego County.

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

**RESOLUTION NO. 180-20080507**

**RESOLUTION - PROCLAIMING THE WEEK OF  
MAY 18 - 24, 2008 AS EMERGENCY MEDICAL  
SERVICES WEEK**

**FOURNIER, HARRINGTON, CLARK, STAYTON**

WHEREAS, emergency medical services is a vital public service; and

WHEREAS, the members of emergency medical services teams are ready to provide life saving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, emergency medical services providers have traditionally served as the safety net of America's health care system; and

WHEREAS, emergency medical services teams consist of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators, and others; and

WHEREAS, approximately two-thirds of all emergency medical services providers are volunteers; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, Americans benefit daily from the knowledge and skills of these highly trained individuals; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week; and

WHEREAS, injury prevention and the appropriate use of the EMS system will help reduce national health care costs; now, therefore, be it

RESOLVED, that the Otsego County Board of Representatives, in recognition of this event, does hereby proclaim the week of May 18 - 24, 2008 as

**EMERGENCY MEDICAL SERVICES WEEK**

and encourages the community to observe this week with appropriate programs, ceremonies and activities.

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

**RESOLUTION NO. 181-20080507**

**RESOLUTION - AUTHORIZING SUPERINTENDENT OF HIGHWAYS  
TO PURCHASE MOTOR VEHICLES UNDER STATE CONTRACT**

**DUBBEN, RELIC, MURPHY**

RESOLVED, that the Superintendent of Highways be and is hereby authorized to purchase the following motor vehicles under New York State Contract #PC62886:

ITEM: Two (2) 2008 Ford Super Duty XL F-250,  
Crew Cab, 4x2 (W20)

COST: \$36,482.00 (\$18,241.00 each)

VENDOR: Van Bortel Ford, Inc.  
7325 Route 96  
Victor, New York 14564

and be it further

RESOLVED, that the funding for this purchase is included in the 2008 Highway Budget under DM5130.2000, DM5130.4800 and DM5130.4500.

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 4,980; Noes: 1,187 – Dubben, Johnson, McCarty. Adopted.

**RESOLUTION NO. 182-20080507**

**RESOLUTION - ADOPTING RULES OF ORDER AS  
AMENDED IN 2008**

**RELIC, SCHWERD, JOHNSON**

WHEREAS, the Rules of Order of the Otsego County Board of Representatives was last amended by Resolution No. 118 of 2007; and

WHEREAS, this Board desires to make additional amendments to its Rules of Order; now, therefore, be it

RESOLVED, that the Rules of Order of the Otsego County Board of Representatives, as amended in 2008, be and hereby is adopted, effective May 7, 2008; said amended Rules of Order now on file with the Clerk of the Board.

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

**RESOLUTION NO. 183-20080507**

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

**RELIC, SCHWERD, JOHNSON**

RESOLVED, that the following position is hereby created in Otsego Manor, effective  
April 6, 2008:

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

and be it further

RESOLVED, that the funding for this position is included in the 2008 Infirmery  
Enterprise Budget (6020) at line 1000-E Personal Service and is reimbursable as follows:  
Federal 50%, State 40%, and County 10%; 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, Lindberg. Roll call vote. Total: 6,167; Ayes: 6,167. Adopted.

**RESOLUTION NO. 184-20080507**

**RESOLUTION - ABOLISHING POSITION IN OTSEGO MANOR  
(ACTIVITIES AIDE)**

**HARRINGTON, DUBBEN, STAYTON, LINDBERG**

RESOLVED, that the following position in Otsego Manor is abolished, effective  
May 7, 2008:

Activities Aide, Grade 03E, full-time

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

**RESOLUTION NO. 185-20080507**

**RESOLUTION - AMENDING RESOLUTION NO. 318-2006 -  
REVISING SALARY FOR SUPERVISING COMMUNITY  
HEALTH NURSE AT OTSEGO MANOR**

**RELIC, SCHWERD, JOHNSON**

WHEREAS, Resolution No. 318-2006 created a full-time position at Otsego Manor of Supervising Community Health Nurse, Grade 21J, at a salary range of \$42,463.00 to \$49,913.00 (increment \$1,490), based on 35 hours per week; and

WHEREAS, this position was filled on March 26, 2008; and

WHEREAS, the resolution must be amended to reflect a salary based on 40 hours per week for this position; now, therefore, be it

RESOLVED, that Resolution No. 318-2006 is hereby amended, and the salary for a full-time Supervising Community Health Nurse, Grade 21J, is amended to reflect a salary based on 40 hours per week as follows:

\$49,536.24 - \$58,227.10 (\$1,738.172)

and be it further

RESOLVED, that the funding for this position is included in the 2008 Infirmiry Enterprise Budget (6020) at line 1000-E Personal Service and consists of 50% federal funds, 40% state funds and 10% County 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: 6,167. Adopted.

**RESOLUTION NO. 186-20080507**

**RESOLUTION – CREATING POSITIONS IN SHERIFF'S  
DEPARTMENT (GUN SAFETY OFFICER & COOK)**

**RELIC, SCHWERD, JOHNSON**

RESOLVED, that the following positions be and hereby are created in the Sheriff's Department, effective May 8, 2007:

One (1) part-time position of Gun Safety Officer, Grade 13, not to exceed 60 hours annually, at a rate of \$14.6049 per hour; funding is included

in the 2008 Sheriff's Budget (3110) at line 1000-A  
Personal Service;

Two (2) part-time positions of Cook, Grade 07V,  
at an hourly rate of \$10.4529; funding is included  
in the 2008 Jail Budget (3150) at line 1000-A  
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, Lindberg. Roll call vote. Total: 6,167; Ayes: 6,167. Adopted.

**RESOLUTION NO. 187-20080507**

**RESOLUTION - CREATING POSITIONS  
IN BOARD OF ELECTIONS  
(TECHNICIAN/ELECTION SPECIALISTS)**

**RELIC, SCHWERD, JOHNSON**

RESOLVED, that the following positions be and the same are hereby created in the Board of Elections, effective June 2, 2008:

One (1) position of Technician/Election Specialist (Republican),  
\$26,054.00 annually

One (1) position of Technician/Election Specialist (Democratic),  
\$26,054.00 annually

and be it further

RESOLVED, that the funding for these positions is included in the 2008 Elections Budget (1450) at line 1000-A Personal Service; 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 and Stuligross. Roll call vote. Total: 6,167; Ayes: 5,451; Noes: 716 – Johnson, Rothenberger. Adopted.

**RESOLUTION NO. 188-20080507**

**RESOLUTION - TRANSFERRING FUNDS  
IN VARIOUS DEPARTMENTS (2008)**

**RELIC, SCHWERD, JOHNSON**

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

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

RESOLVED, that the following transfers be and the same are hereby authorized, and the 2008 budget be and it is hereby amended accordingly, pursuant to Section 363 of the County Law:

<b>2008 TRANSFERS</b>				
	<b>DEPARTMENT</b>	<b>ACCOUNT NAME</b>	<b>ACCOUNT CODE</b>	<b>AMOUNT</b>
<b>A - GENERAL FUND</b>				
FROM:	District Attorney	Grand Jury Stenographer/Transcripts	1165-4716-A	-2,500.00
TO:	<b>District Attorney</b>	<b>Extraditions</b>	<b>1165-4714-A</b>	<b>2,500.00</b>
FROM:	District Attorney	Materials & Supplies	1165-4500-A	-500.00
TO:	<b>District Attorney</b>	<b>Lodging, Meals, Tolls, Etc</b>	<b>1165-4010-A</b>	<b>500.00</b>
FROM:	Board of Elections	Materials & Supplies	1450-4500-A	-1,380.00
TO:	<b>Board of Elections</b>	<b>Equipment</b>	<b>1450-2000-A</b>	<b>1,380.00</b>
FROM:	Meadows Building	Roof Replacement	1630-2510-A	-20,000.00
TO:	<b>Co Building-Old Jail</b>	<b>Other</b>	<b>1623-4800-A</b>	<b>20,000.00</b>
FROM:	DSS Records Mgmt	IT Other/Software	6011-4835-A	-6,000.00
TO:	<b>Social Services Admin</b>	<b>Internet Charges</b>	<b>6010-4852-A</b>	<b>6,000.00</b>
<b>2008 BUDGET MODIFICATIONS</b>				
<b>A - GENERAL FUND</b>				
Increase:	State Aid-General	Code Enf Records Mgmt Grant	0000-3062-A	47,022.00
Increase:	Code Enforcement	Personal Service	3620-1000-A	35,956.00
Increase:	Code Enforcement	Equipment	3620-2000-A	11,066.00
Increase:	Federal Aid-Public Hlth	Immun Action Plan	0000-4410-A	6,671.00
Increase:	Public Health Nursing	Personal Service	4072-1000-A	6,671.00

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

Representative Relic moved to suspend the rules and act upon late Resolution Nos.

189 - 192. Seconded, Stuligross. Oral vote. Total: 6,167; Ayes: 6,167. Motion carried.

**RESOLUTION NO. 189-20080507**

**RESOLUTION - AMENDING RESOLUTION NO. 363-2007  
(MANAGERIAL/CONFIDENTIAL SALARIES)**

**RELIC, SCHWERD, JOHNSON**

RESOLVED, that Resolution No. 363-2007, establishing salaries for Managerial/Confidential employees for the year 2008, be and is hereby amended as follows, effective immediately:

Increase salary of Deputy Co. Treasurer (1) to \$40,000.00  
Decrease salary of Deputy Co. Treasurer (2) to \$3,000.00

and be it further

RESOLVED, that the funding for these positions is included in the 2008 County Treasurer's Budget (1325) at line 1000-A Personal Service; and be it further

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

Seconded, Lindberg. Roll call vote. Total: 6,167; Ayes: 2,777 – Relic, Powers, Lindberg, Dubben, Johnson, Schwerd; Noes: 3,390 – Clark, Murphy, Fournier, McCarty, Stayton, Rothenberger, Harrington, Stuligross. Resolution lost.

**RESOLUTION NO. 190-20080507**

**RESOLUTION - CREATING POSITIONS IN  
OTSEGO MANOR  
(UNIVERSAL WORKERS II)**

**RELIC, SCHWERD, JOHNSON**

RESOLVED, that the following positions are hereby created in Otsego Manor, effective May 18, 2008:

Universal Worker II, full-time, Grade 06Z, \$10.6571 - \$12.4766  
(\$0.3639)

Universal Worker II, part-time, Grade 06Z, \$10.6571 per hour

and be it further

RESOLVED, that the funding for these positions is included in the 2008 Infirmary Enterprise Budget (6020) at line 1000-E Personal Service and is reimbursable as follows: Federal 50%, State 40%, and County 10%; 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, Lindberg. Roll call vote. Total: 6,167; Ayes: 6,167. Adopted.

**RESOLUTION NO. 191-20080507**

**RESOLUTION - ABOLISHING POSITIONS IN OTSEGO MANOR  
(UNIVERSAL AIDES)**

**HARRINGTON, DUBBEN, STAYTON, LINDBERG**

RESOLVED, that the following positions in Otsego Manor are abolished, effective May 18, 2008:

Universal Aide, Grade 03Z, full-time  
Universal Aide, Grade 03Z, part-time

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

**RESOLUTION NO. 192-20080507**

**RESOLUTION - AUTHORIZING CHAIRMAN OF THE BOARD TO  
APPROVE CHANGE ORDERS FOR THE CONVERSION OF THE  
ANNEX BUILDING TO COURT FACILITIES**

**DUBBEN, RELIC, MURPHY**

WHEREAS, this Board has heretofore authorized the conversion of the County-owned Annex Building to New York State Unified Court System specifications for new Court Facilities; and

WHEREAS, the State, through the Unified Court System, has requested the installation of eight (8) ballistic windows in the chambers wing of the Court Annex Building; said request being attached hereto; and

WHEREAS, this change order has been presented to the Public Works Committee, who has approved this request; now, therefore, be it

RESOLVED, that the Chairman of the Board be and hereby is authorized to approve the following change order, subject to the receipt of a supporting recommendation from the

architect and project manager for this project:

CHANGE ORDER: Installation of eight (8) ballistic windows  
for installation in the chambers wing of  
the Court Annex Building

CONTRACTOR: ConMas, Incorporated

AMOUNT: \$44,770.42

and be it further

RESOLVED, that the funding for this change order is included in the 2008 Annex Building Budget (1626) at line 4905-A Annex Renovations; said cost to be reimbursed in full by the State in accordance with the letter dated May 5, 2008 from the Unified Court System.

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

Under Special Order of the Day, Representative Murphy informed the County Board that DEC is proposing to rewrite its regulations regarding the ban on open burning. The proposal will ban open burning statewide, including towns with a population under 20,000.

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

All the general business of the Board having been transacted, the Chairman declared the meeting adjourned until Wednesday, June 4, 2008 at 10:00 a.m.