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

Frazier, Farwell, Clark, Stammel, Kennedy, Oberacker, Bliss, McCarty, Koutnik, Martini, Lapin, Shannon.

Under Privilege of the Floor, Maria Ajello, Otsego County employee, congratulated the County on the completion of the CSEA contract noting that there will be well deserved raises for everyone. Mrs. Ajello discussed ethics vs. money noting that in her case, money won over ethics and compassion. Mrs. Ajello asked that her home be returned to her, that the County do the right thing instead of doing what they have the right to do, and stated that helping others comes first.

Russ Ahrens, Otsego County Employee, asked that the County do a resolution to return Maria Ajello’s home and land. Mr. Ahrens asked where the ethics are in this County, noting that there is lack of progress in this County, and questioned where we are headed. Mr. Ahrens asked that the Board do the right thing.

Joy Sanders, from the hamlet of Welcome, stated that she is here on behalf of the Otsego County Veterans to thank Jack Henson for all he did, to state how grateful she is for the VA van and the good drivers, and stated she feels lucky to be able to go to Albany Med for care. Ms. Sanders asked that the County keep doing what they are doing and more for the Veterans.

The minutes of April 4, 2018 were approved.

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

March 2018 Monthly Report of Alternatives to Incarceration Program Services rendered by Catholic Charities of Delaware and Otsego Counties

Board Chair Bliss stated that unless there were objections, he would like to take up Resolution No. 164-20180502 out of order which was already pulled from the consent agenda. Hearing no objections, Board Chair Bliss asked for a motion to take up Resolution No. 164-20180502 out of order. Representative Clark moved to take up Resolution No. 164-20180502 out of order. Seconded, Kennedy. Roll call vote. Total: 6,228; Ayes: 5,351; Absent: 390- Marietta; Vacant: 487-District 10. Motion carried.
RESOLUTION NO. 164-20180502

RESOLUTION – APPOINTING DANIEL G. WILBER TO FILL VACANCY IN THE OFFICE OF REPRESENTATIVES FOR DISTRICT 10

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

WHEREAS, the office of representative for District 10 is vacant by operation of law because, while the oath of office was taken by the elected representative, it was not filed within 30 days of taking office; and

WHEREAS, Daniel G. Wilber was duly elected by the residents of District 10 on November 7, 2017; and

WHEREAS, pursuant to Local Law No. 4 of 1976 the vacancy may be filled by the Board of Representatives; now, therefore, be it

RESOLVED, that Daniel G. Wilber is hereby appointed as County Representative for District 10 to serve until December 31, 2018.


The Clerk of the Board noted for the record that District #10 is now present.

Representative Wilber apologized to his district for this oversight and for the distraction. Representative Wilber thanked his colleagues and stated that he appreciates their grace.

Under Special Presentations, Susan Lettis and Susan Matt from the Otsego County Community Services Board discussed the following including but not limited to: the purpose of the NYS Mental Hygiene Law- Article 41, LGU- Local Government Unit, Local Services Plan and the goals, what the Community Services Board can do, list of Otsego County Behavioral Health providers, 2018 funding that comes through Otsego County, prevalence data on addictions and mental health, and the challenges ahead including health care reform, value based payments, and regional networks.

Lauren Loucks, SUNY Oneonta Intern with the Personnel Department gave a presentation on the M/C Salary Study results including but not limited to: the process which included reaching out to 26 counties with 19 responses, the data collection including minimum/maximum salaries, hourly rates, and hours worked, and a health insurance graph-discussion on contribution rates throughout the different counties.
The reports of the Standing Committees were given and ordered filed.

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

Representative Kennedy gave a report on the Landbank and Tourism committees.

Representative Lapin gave a report on the Technology & Strategic Planning Committee.

Representative Clark moved to dispense with the reading of all reports and resolutions. Seconded, Koutnik. Total: 6,228; Ayes: 5,838; Absent: 390-Marietta. Motion carried.

The Administration Committee offered the following report for approval:

**MORTGAGE TAX DISTRIBUTION - 2018**

The Administration Committee presents the following report of Mortgage Tax Distribution made in accordance with reports of the County Clerk and County Treasurer and in compliance with the provisions of law. The committee has reconciled the distribution of Mortgage Tax from October 1, 2017 through March 31, 2018 as follows:

<table>
<thead>
<tr>
<th>Tax District</th>
<th>Amount Allocated To Tax District</th>
<th>Amount Apportioned To Villages</th>
<th>Amount Apportioned To City and Towns</th>
</tr>
</thead>
<tbody>
<tr>
<td>Oneonta City</td>
<td>50,984.39</td>
<td></td>
<td>50,984.39</td>
</tr>
<tr>
<td>Burlington</td>
<td>6,305.40</td>
<td></td>
<td>6,305.40</td>
</tr>
<tr>
<td>Butternuts</td>
<td>4,266.35</td>
<td>334.28</td>
<td>3,932.07</td>
</tr>
<tr>
<td>Cherry Valley</td>
<td>5,474.98</td>
<td>762.47</td>
<td>4,712.51</td>
</tr>
<tr>
<td>Decatur</td>
<td>0.00</td>
<td></td>
<td>0.00</td>
</tr>
<tr>
<td>Edmeston</td>
<td>8,624.20</td>
<td></td>
<td>8,624.20</td>
</tr>
<tr>
<td>Exeter</td>
<td>6,518.88</td>
<td></td>
<td>6,518.88</td>
</tr>
<tr>
<td>Hartwick</td>
<td>20,581.61</td>
<td></td>
<td>20,581.61</td>
</tr>
<tr>
<td>Laurens</td>
<td>10,283.07</td>
<td>281.05</td>
<td>10,002.02</td>
</tr>
<tr>
<td>Maryland</td>
<td>12,696.68</td>
<td></td>
<td>12,696.68</td>
</tr>
<tr>
<td>Middlefield</td>
<td>23,102.48</td>
<td>1,289.46</td>
<td>21,813.02</td>
</tr>
<tr>
<td>Milford</td>
<td>19,118.23</td>
<td>732.78</td>
<td>18,385.45</td>
</tr>
<tr>
<td>Morris</td>
<td>12,143.08</td>
<td>1,580.89</td>
<td>10,562.19</td>
</tr>
<tr>
<td>New Lisbon</td>
<td>4,792.70</td>
<td></td>
<td>4,792.70</td>
</tr>
<tr>
<td>Oneonta Town</td>
<td>54,316.35</td>
<td></td>
<td>54,316.35</td>
</tr>
<tr>
<td>Otsego</td>
<td>22,323.35</td>
<td>3,265.94</td>
<td>19,057.41</td>
</tr>
<tr>
<td>Otsego</td>
<td>47,432.56</td>
<td>9,730.51</td>
<td>37,702.05</td>
</tr>
<tr>
<td>Pittsfield</td>
<td>6,764.30</td>
<td></td>
<td>6,764.30</td>
</tr>
<tr>
<td>Plainfield</td>
<td>7,804.17</td>
<td></td>
<td>7,804.17</td>
</tr>
</tbody>
</table>
The Administration Committee offers the following resolution and moves its adoption:

RESOLVED, that this Board issues its warrant to the County Treasurer for the distribution of the amount in his hands in accordance with the foregoing report.

Representative Kennedy moved to adopt the foregoing report as presented. Seconded, Wilber. Total: 6,228; Ayes: 5,838; Absent: 390-Marietta. Adopted.

Board Chair Bliss asked if any representative wished to remove a resolution(s) from the consent agenda so it can be acted upon separately.

Representative Clark removed Resolution No. 163 and 164, and Representative Shannon removed Resolution No. 165.

Board Chair Bliss called for action on the consent agenda, excluding Resolution Nos. 163, 164, and 165. Representative Koutnik moved to act upon the consent agenda, Resolution Nos. 148-162, 166-167.

RESOLUTION NO. 148-20180502

RESOLUTION - AUTHORIZING CHAIR OF THE BOARD TO ENTER INTO AGREEMENTS FOR PROFESSIONAL ENGINEERING SERVICES FOR VARIOUS COUNTY ROADS AND BRIDGES FOR THE YEAR 2018

OBERACKER, MCCARTY, WILBER, FARWELL, LAPIN

WHEREAS, Otsego County receives certain funds from New York State for highway purposes and, as a condition of receipt of said funds, the County is required to use engineering firms from a list provided by New York State; and

WHEREAS, Otsego County proposes to enter into contracts on an as needed basis with those firms that provide services in the geographic area, as
RESOLVED, that the Chair of this Board be and hereby is authorized to contract on an as needed basis with the following engineering firms to render professional engineering services for various County roads and bridges during the year 2018, in accordance with the hourly rate schedules authorized by New York State and which are on file in the Office of the Clerk of the Board:

1. AECOM
   40 British American Boulevard
   Latham, New York 12110

2. Barton & Loguidice
   443 Electronics Parkway
   Liverpool, New York 13088

3. C&S Engineers, Inc.
   499 Col. Eileen Collins Blvd.
   Syracuse, NY 13212

4. Spectra Engineering, PC
   19 British American Boulevard
   Latham, New York 12110

5. Shumaker Consulting Engineering & Land Surveying, PC
   143 Court Street
   Binghamton, NY 13901

6. Delta Engineers, P.C.
   184 Court Street
   Binghamton, New York 13901

7. Foit - Albert Associates
   435 New Karmer Road
   #13
   Albany, New York 12205

8. WSP – SELL
   1 Columbia Circle
   Albany, NY 12203

9. McManus Engineering Group, LLC
   189 Cemetary Road
   #203
and be it further

RESOLVED, that said contract shall go through the procurement process with the Purchasing Agent and said bid results shall be discussed with the Superintendent of Highways as well as the Public Works Committee; and be it further

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

RESOLVED, that the funds for these contracts are provided in the 2018 Highway Budget (5112-D) at line 2020 Local Bridge Repairs.

RESOLUTION NO. 149-20180502

RESOLUTION – APPROVING SUPERINTENDENT OF HIGHWAYS TO CONTRACT FOR REPAIRS FOR THE BRIDGE CR #35 PROJECT

OBERACKER, MCCARTY, WILBER, FARWELL, LAPIN

WHEREAS, the Otsego County 2018 Adopted Budget was approved by the Otsego County Board of Representative on December 6, 2017; and

WHEREAS, the Highway Department budgeted an amount of $2,084,250.00 for various Capital Maintenance projects; and
WHEREAS, of said budget, it is the desire of the Highway Department to use up to $400,000.00 for necessary repairs to Bridge CR #35; and

WHEREAS, the vendor for this purchase will be selected after the proper procurement process and analysis of the County’s Purchasing Agent, and after review of said analysis and approval by the Department Head and by the Parent Committee; now, therefore, be it

RESOLVED, that the Superintendent of Highways is hereby approved to move forward with the Bridge CR #35 project at a cost not to exceed $400,000.00; and be it further

RESOLVED, that the vendor for this purchase shall be selected after the proper procurement process and analysis of the Purchasing Agent, and after review of said analysis and approval by the Department Head and Public Works Committee; and be it further

RESOLVED, that the funding for this expenditure is included in the 2018 CHIPS Budget (5113-D) at line 2121 Capital Maintenance.

RESOLUTION NO. 150-20180502

RESOLUTION - AUTHORIZING CONTRACT WITH TRIAD RECYCLING AND ENERGY CORP. FOR MATTRESS RECYCLING SERVICES

MCCARTY, KENNEDY, KOUTNIK, LAPIN, FARWELL

WHEREAS, there is a need for mattress recycling services; and

WHEREAS, a Request for Proposal # 18-OTS-005 was offered by the Purchasing Agent for these services; and

WHEREAS, the analysis of the proposals received was prepared by the County’s Purchasing Agent, and upon review of the same, the proposal of Triad Recycling & Energy Corp was approved by the Planning Director, Solid Waste and Environmental Concerns and Administration Committees; now, therefore, be it

RESOLVED, that the Chair of this Board is authorized to enter into an agreement with Triad Recycling & Energy Corp, 3755 River Road, Tonawanda, NY 14150 to provide mattress recycling services at a cost not to exceed $14.00 per mattress and $1050 per trailer switch out; and be it further
RESOLVED, that said contract shall contain such terms and conditions as are in the best interests of the County; and be it further

RESOLVED, that the funding for this purchase is included in the 2018 Solid Waste Budget (8160-A) at line 4900 Contracts with funding to be provided through charges for disposal of mattresses at the transfer station.

RESOLUTION NO. 151-20180502

RESOLUTION – AUTHORIZING CHAIR OF THE BOARD TO AMEND THE CONTRACT WITH BIRNIE BUS SERVICES, INC. TO INCLUDE THE CONTINUATION OF PUBLIC TRANSPORTATION ON ROUTE #12

KENNEDY, OBERACKER, MARIETTA, FARWELL, SHANNON

WHEREAS, Otsego County and its public transportation provider, Birnie Bus Services Inc. have previously entered into a contract to coordinate public transportation services; and

WHEREAS, Birnie Bus Services has now agreed to take on Route #12 for continued services to that area for through December 31, 2018 at an additional cost not to exceed $66,172.00; now, therefore, be it

RESOLVED, that the Chair of this Board is authorized to amend the contract with Birnie Bus, Inc., 284 Otis Street, Rome, NY 13441, to include the continuation of Route #12 through December 31, 2018; and be it further

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

RESOLVED, that the County’s share will be allocated through State Transportation Operating Assistance (STOA) and New York State Department of Transportation 5311 operating funding and is included in the 2018 Public Transportation Service Budget (5630-A) at line 4900 Contracts.

RESOLUTION NO. 152-20180502

RESOLUTION - APPOINTING MEMBERS TO SERVE ON ADDICTIONS SUBCOMMITTEE OF THE OTSEGO COUNTY COMMUNITY SERVICES BOARD
RESOLVED, that pursuant to Section 41.11 of the Mental Hygiene Law, the following persons are appointed to serve on the Addictions Subcommittee of the Otsego County Community Services Board for the term indicated:

**APPOINTMENT**

RYAN ALSHEIMER  
1735 Southside Drive  
Oneonta, NY 13820  
Term to expire on December 31, 2021

JAMES ANDERSON, PhD  
Bassett Medical Center  
1 Atwell Drive  
Cooperstown, NY 13326  
Term to expire on December 31, 2021

REBECCA HARRINGTON  
SUNY Oneonta  
CHW-125  
108 Ravine Parkway  
Oneonta, NY 13820  
Term to expire on December 31, 2021

RESOLUTION NO. 153-20180502

RESOLUTION - APPOINTING A MEMBER TO SERVE ON DEVELOPMENTAL DISABILITIES SUBCOMMITTEE OF THE OTSEGO COUNTY COMMUNITY SERVICES BOARD

RESOLVED, that pursuant to Section 41.11 of the Mental Hygiene Law, the following person is appointed to serve on the Developmental Disabilities Subcommittee of the Otsego County Community Services Board for the term indicated:

**APPOINTMENT**

LUCINDA LEVENE  
27 Susquehanna Ave.  
Cooperstown, NY 13326  
Term to expire on December 31, 2021
RESOLUTION NO. 154-20180502

RESOLUTION – RESIGNATION OF MEMBER WHO SERVED ON MENTAL HEALTH SUBCOMMITTEE OF THE OTSEGO COUNTY COMMUNITY SERVICES BOARD

STAMMEL, CLARK, MARTINI, SHANNON, LAPIN

RESOLVED, that pursuant to Section 41.11 of the Mental Hygiene Law, the following person is resigning from Mental Health Subcommittee of the Otsego County Community Services Board as indicated:

RESIGNATION

JACK HENSON
Veteran’s Affairs Officer
197 Main Street
Cooperstown, NY 13326
Effective March 31, 2018

RESOLUTION NO. 155-20180502

RESOLUTION – APPOINTING MEMBER TO THE ALTERNATIVES TO INCARCERATION ADVISORY BOARD

FRAZIER, WILBER, STAMMEL, FARWELL, OBERACKER

RESOLVED, that the following individual is hereby appointed to serve as a member on the Alternatives to Incarceration Advisory Board effective immediately:

KEVIN JAMES
Crime Victim
PO Box 1272
Oneonta, NY 13820
(replaces Katherine Stuligross)

RESOLUTION NO. 156-20180502

RESOLUTION – APPROVING ADDITIONS TO CERTIFIED AGRICULTURAL
DISTRICTS WITHIN OTSEGO COUNTY

MCCARTY, KENNEDY, KOUTNIK, LAPIN, FARWELL

WHEREAS, Section 303-b of the New York State Agriculture and Markets Law provides for the inclusion of viable agricultural land within a certified agricultural district prior to the county established review period; and

WHEREAS, the Otsego County Board of Representatives established the month of January as the period in which landowners may petition Otsego County for inclusion of parcels of viable agricultural land within certified agricultural districts; and

WHEREAS, Otsego County received requests from two (2) landowners for inclusion of approximately 62.64 acres of viable agricultural land within certified agricultural districts; and

WHEREAS, the Otsego County Agricultural and Farmland Protection Board (AFPB) reviewed these requests and recommended that the following parcels, which consist predominantly of viable agricultural land, should be included in the County’s certified agricultural districts:

<table>
<thead>
<tr>
<th>Tax ID</th>
<th>Acreage</th>
<th>Owner</th>
<th>Town</th>
<th>Agricultural District</th>
</tr>
</thead>
<tbody>
<tr>
<td>232.00-1-20.04</td>
<td>26.1</td>
<td>Mario &amp; Pam Correale</td>
<td>Worcester</td>
<td>2</td>
</tr>
<tr>
<td>193.00-2-20.00</td>
<td>36.54</td>
<td>Bruce Harrison</td>
<td>Milford</td>
<td>4</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>62.64</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Now, therefore, be it

RESOLVED, that the Otsego County Board of Representatives does hereby approve the approximately 62.64 acres of land as listed above to be included in the respective Otsego County Agricultural Districts.

RESOLUTION NO. 157-20180502

RESOLUTION – FUNDING POSITION IN THE E-911 COMMUNICATIONS DEPARTMENT (DISPATCHER #7)
RESOLVED, that the following position is now funded in the E-911 Communications Department, effective May 3, 2018:

Dispatcher (#7), Grade 10D, $32,217 - $37,607 (1,078)

and be it further

RESOLVED, that the funding for this position is included in the 2018 Public Safety Communications budget (3020-A) at line 1000 Personal Service with an estimated reimbursement rate of 100% State costs; and be it further

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

RESOLUTION NO. 158-20180502

RESOLUTION – AWARDING BID TO VARIOUS COMPANIES AND APPROVING SUPERINTENDENT OF HIGHWAYS TO PURCHASE SAND, STONE, GRAVEL AND TRUCKING

WHEREAS, the Highway Department has a need for stone, sand, gravel and trucking; and

WHEREAS, the County’s Purchasing Agent requested bids (#8911) for said items; and

WHEREAS, the Purchasing Agent, Superintendent of Highways, and the Public Works Committee reviewed the bids submitted, and recommend that the contract be awarded, as per bid specifications on file with the Purchasing Agent, to the following companies:

1. E&R Pope Excavating  
   1073 County Highway 1  
   Mt. Upton, NY 13809

2. Stevens Excavating  
   15 Stevens Lane  
   Otego, NY 13825

3. Barrett Paving Materials  
   4530 Wetzel Road
Liverpool, NY 13090

4. Parker Excavating & Gravel Co.
   PO Box 634
   Mt. Vision, NY 13810

5. Cobleskill Stone Products
   PO Box 20
   Cobleskill, NY 12043

6. Clark Co
   411155 NY-10
   Delhi, NY 13753

7. Kiser Sand & Gravel
   PO Box 69
   Milford, NY 13807

8. Hanson Aggregates
   15620 Collections Ctr Dr
   Chicago, IL 60693

9. Burrells Excavating
   6146 County Highway 32
   Norwich, NY 13815

10. Seward Sand & Gravel
    532 County Highway 58
    Oneonta, NY 13820

11. Kukenberger Sand & Gravel, LLC
    595 County Highway 26
    Fly Creek, NY 13337

12. Tri City Highway
    111 ½ Bevier Street
    Binghamton, NY 13904

now, therefore, be it

RESOLVED, that the bid is awarded to the companies as listed above for
the purchase of stone, sand, gravel and trucking as per bid specifications; and
be it further

RESOLVED that the Chair of this Board is authorized to contract with them
for the County of Otsego, at a total cost not to exceed amounts as allowed in
the adopted budget and as approved by the Otsego County Treasurer; and be it further

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

RESOLVED, that the funds for this expenditure shall be included in the following budgets for 2018:

- Maintenance Budget (5110-D) at line 4570 Asphalt/Stone/Sand/Oil
- County Snow and Ice (5142-D) at line 4940 Snow and Ice Contracts
- CHIPS (5113-D) at line 2104 Culvert Replacement
- CHIPS (5113-D) at line 2121 Capital Maintenance

RESOLUTION NO. 159-20180502

RESOLUTION –DESIGNATING ERIK SCRIVENER, SENIOR PLANNER FOR OTSEGO COUNTY PLANNING DEPARTMENT, AS THE LABOR COMPLIANCE OFFICER FOR THE PROJECT CDBG 868PF28-17

KENNEDY, OBERACKER, MARIETTA, FARWELL, SHANNON

WHEREAS, Otsego County submitted an application to the New York State Office of Community Renewal (OCR) for a grant under Title I of the Federal Housing and Community Development Act of 1974 (Public law 93-383) as amended, through the New York Community Development Block Grant Program (CDBG) in connection with certain development project to be undertaken by the County (Project Name: Otsego County “Tiny Home” Project); and

WHEREAS, CDBG #868PF28-17 has been awarded to the County, which shall be used by the County in accordance with 24 CFR Part 570, Subpart I, and in accordance with the County’s application for said CDBG funding, specifically with respect to the “Tiny Home” Project; and

WHEREAS, Otsego has the capacity and financial resources to undertake the project; and

WHEREAS, Resolution No. 99-20180307 allowed Otsego County to enter into a sub-recipient agreement with the non profit A Tiny Home For Good to provide for certain deliverables associated with the project and complete by using CDBG funds in the amount of Three Hundred Thousand Dollars ($300,000), that were awarded the County by OCR; and

WHEREAS, it is necessary under the grant administration requirements of
the CDBG Funding to assign a Labor Compliance Officer; now, therefore, be it

RESOLVED, that the Labor Compliance Officer for the CDBG Project #868PF28-17 is Erik Scrivener, Senior Planner-Otsego County Planning Department.

RESOLUTION NO. 160-20180502

RESOLUTION - PROCLAIMING MAY 2018 AS MENTAL HEALTH AWARENESS MONTH

STAMMEL, CLARK, MARTINI, SHANNON, LAPIN

WHEREAS, mental health is essential to everyone’s overall health and well-being, and many Americans experience times of difficulty and stress in their lives; and

WHEREAS, prevention is an effective way to reduce the burden of mental health conditions, and a strong body of research supports specific tools that all Americans can use to better handle challenges, and protect their health and well-being; and

WHEREAS, mental health conditions are real and prevalent in our nation, and with effective treatment, those individuals with mental health conditions can recover and lead full productive lives; and

WHEREAS, each business, school, government agency, healthcare provider, organization and citizen shares the burden of mental health problems and has a responsibility to promote mental wellness and support prevention efforts; now, therefore, be it

RESOLVED, the Otsego County Board of Representatives hereby proclaims that May 2018 is MENTAL HEALTH AWARENESS MONTH in Otsego County. We also call upon all citizens, parents, governmental agencies, public and private institutions, businesses and schools in Otsego County to recommit our community to increasing awareness and understanding of mental health, the steps our citizens can take to protect their mental health, and the need for appropriate and accessible services for all people with mental health conditions.

RESOLUTION NO. 161-20180502
RESOLUTION-DESIGNATING MAY 2018
AS OLDER AMERICANS MONTH

STAMMEL, CLARK, MARTINI, SHANNON, LAPIN

WHEREAS, Otsego County includes countless older Americans who enrich and strengthen our community; and

WHEREAS, Otsego County is committed to engaging and supporting older adults, their families, and caregivers; and

WHEREAS, Otsego County acknowledges the importance of taking part in activities that promote physical, mental, and emotional well-being, no matter one’s age; and

WHEREAS, Otsego County can enrich the lives of individuals of every age by promoting home and community-based services that support independent living; involving older adults in community planning, events, and other activities; and providing opportunities for older adults to work, volunteer, learn, lead, and mentor; now therefore, be it

RESOLVED, we of Otsego County do hereby proclaim May 2018 to be Older Americans Month. We urge every resident to take time during this month to recognize older adults and the people who serve them as vital parts of our community.

RESOLUTION NO. 162-20180502

RESOLUTION – DESIGNATING THE MONTH OF MAY 2018
AS FOSTER FAMILY RECOGNITION MONTH

KOUTNIK, KENNEDY, CLARK, LAPIN, MARTINI

WHEREAS, Otsego County currently has 21 foster families providing care to many children each year; and

WHEREAS, the dedication, determination and loving care of these foster families have helped many children and their families through crisis while providing security and opportunities for growth and development during the time that 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 in providing a stable loving home for children placed in their care; 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 2018 as FOSTER FAMILY RECOGNITION Month in Otsego County.

RESOLUTION NO. 166-20180502

RESOLUTION – CREATING, FUNDING AND FILLING A TEMPORARY POSITION IN THE TREASURER’S DEPARTMENT
(TEMPORARY ACCOUNTANT)

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

WHEREAS, the Treasurer’s Department has a need to create, fund, and fill a position for a Temporary Accountant for a period of up to 6 months; and

WHEREAS, the Administration Committee of this Board approved creating, funding, and filling a Temporary Accountant position; now, therefore, be it

RESOLVED, that the following position created, funded, and approved for filling in the Treasurer’s Department, effective May 1, 2018:

Temporary Accountant (#1), Grade 17N, $ 22.9792 per hour

and be it further

RESOLVED, that the funding for this position is included in the 2018 County Treasurer Department Budget (1325-A) 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.

RESOLUTION NO. 167-20180502

RESOLUTION – TRANSFERRING FUNDS IN VARIOUS DEPARTMENTS FOR 2017 AND 2018
KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

WHEREAS, it appears that it will require funds to complete the years 2017 and 2018 in certain items of the Otsego County Budget; and

WHEREAS, there are unexpended balances in other items of the 2017 and 2018 budget years; now, therefore, be it

RESOLVED, that the following transfers be and the same are hereby authorized, and the 2017 and 2018 budgets be and are hereby amended accordingly, pursuant to Section 363 of the County Law:

<table>
<thead>
<tr>
<th>2017 CD FUND Budget Transfers</th>
</tr>
</thead>
<tbody>
<tr>
<td>FROM: WIA PROGRAM FRINGE BENEFITS 6293-8000-CD (6,149.55)</td>
</tr>
<tr>
<td>TO: TANF PROGRAM FRINGE BENEFITS 6294-8000-CD 6,149.55</td>
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<table>
<thead>
<tr>
<th>2017 CG Fund Budget Modifications</th>
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<tbody>
<tr>
<td>Increase: CDBG Grants MICRO-ENTERPRISE GRANT 8673-4800-CG 24,646.97</td>
</tr>
<tr>
<td>Increase: CDBG Grants MICRO ENTERPRISE LOAN REPAY 0000-2171-CG 7,859.93</td>
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<tr>
<td>Increase: CDBG Grants REPAY CUSTOM ELECTRONICS LOAN 0000-2173-CG 16,787.04</td>
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| Increase: CDBG Grants CDBG #868PF23-14 8687-4802-CG 392,782.66 |
| Increase: Federal Grants CDBG #868PF23-14 0000-4923-CG 392,782.66 |

| Increase: CDBG Grants CDBG #868SB847-15 8687-4804-CG 1,053.45 |
| Increase: Federal Grants CDBG #868SB847-15 0000-4925-CG 1,053.45 |

| Increase: CDBG Grants CDBG# 868ME36-15 8687-4805-CG 197,323.50 |
| Increase: Federal Grants CDBG# 868ME36-15 0000-4926-CG 197,323.50 |

| Increase: CDBG Grants CDBG #868PF50-15 8687-4806-CG 392,334.60 |
| Increase: Federal Grants CDBG #868PF50-15 0000-4927-CG 392,334.60 |

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<thead>
<tr>
<th>2017 D FUND Budget Transfers</th>
</tr>
</thead>
<tbody>
<tr>
<td>FROM: HIGHWAY ADMIN Heat and Lights 5010-4150-D (2,406.85)</td>
</tr>
<tr>
<td>TO: HIGHWAY ADMIN TRAINING 5010-4050-D 250.00</td>
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<tr>
<td>TO: HIGHWAY ADMIN TELEPHONE 5010-4100-D 1,554.23</td>
</tr>
<tr>
<td>TO: HIGHWAY ADMIN POSTAGE &amp; UPS 5010-4400-D 56.98</td>
</tr>
<tr>
<td>TO:</td>
</tr>
<tr>
<td>------------------</td>
</tr>
<tr>
<td>HIGHWAY ADMIN</td>
</tr>
<tr>
<td>OTHER</td>
</tr>
<tr>
<td>RENTALS</td>
</tr>
<tr>
<td>CHIPS</td>
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<tr>
<td>CAPITAL MAINT</td>
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<tr>
<td>MAINTENANCE MAT. &amp; SUPPLIES</td>
</tr>
<tr>
<td>OTHER</td>
</tr>
<tr>
<td>EMPLOYEE BENEFITS RETIREMENT</td>
</tr>
<tr>
<td>EMPLOYEE BENEFITS SOCIAL SECURITY</td>
</tr>
<tr>
<td>EMPLOYEE BENEFITS UNEMPLOYMENT INS</td>
</tr>
<tr>
<td>MACHINERY EQUIPMENT</td>
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<tr>
<td>MACHINERY MAT. &amp; SUPPLIES</td>
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<tr>
<td>MACHINERY PPE &amp; WORK APPAREL</td>
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<tr>
<td>MACHINERY FUEL</td>
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<tr>
<td>MACHINERY RETIREMENT</td>
</tr>
<tr>
<td>MACHINERY PERSONAL SERVICE</td>
</tr>
<tr>
<td>MACHINERY PARTS</td>
</tr>
<tr>
<td>MACHINERY MAINTENANCE AND REPAIRS</td>
</tr>
<tr>
<td>MACHINERY SOCIAL SECURITY</td>
</tr>
<tr>
<td>MACHINERY INSTALLMENT PURCHASE - PRINC</td>
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<tr>
<td>MACHINERY INSTALLMENT PURCHASE - INTEREST</td>
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<tr>
<td>MANOR HEALTH INS. - OTSEGO CO</td>
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<tr>
<td>MANOR SOFTWARE, SOFTWARE MAINT. &amp; UPGRADES</td>
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<tr>
<td>MANOR OTHER</td>
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<td>MANOR UNEMPLOYMENT INSURANCE</td>
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<td>MANOR APPROPRIATED FUND BALANCE</td>
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**2017 DM FUND Budget Transfers**

**DM- MACHINERY FUND**

**2017 E FUND BUDGET TRANSFERS AND MODIFICATIONS**

**INCREASE: MANOR**

**APPROPRIATED FUND BALANCE** | 0000-0599-E | 133,927.21
| INCREASE: MANOR | INTEREST ON DEPOSITS | 0000-2401-E | 2.18 |
| INCREASE: MANOR | REF PRIOR YEARS EXP | 0000-2701-E | 2,223.85 |
| INCREASE: MANOR | MISCELLANEOUS REV | 0000-2770-E | 91.57 |
| INCREASE: MANOR | OTHER | 6020-4800-E | 3,517.06 |
| INCREASE: MANOR | CONTRACTS | 6020-4900-E | 24,124.75 |
| INCREASE: MANOR | AMORTIZATION OF PREPAID BOND INTEREST | 9710-7701-E | 108,603.00 |

**2017 S FUND Budget Transfers**

| FROM: WORKERS COMP | PERSONAL SERVICE | 1710-1000-S | (5,809.14) |
| FROM: WORKERS COMP | PHYSICALS | 1710-4000-S | (14,751.00) |
| FROM: WORKERS COMP | INVESTIGATIVE SERVICES | 1710-4001-S | (1,000.00) |
| FROM: WORKERS COMP | MILEAGE | 1710-4005-S | (314.79) |
| FROM: WORKERS COMP | TELEPHONE | 1710-4100-S | (213.81) |
| FROM: WORKERS COMP | POSTAGE & UPS | 1710-4400-S | (3,000.00) |
| FROM: WORKERS COMP | MAT. & SUPPLIES | 1710-4500-S | (500.00) |
| FROM: WORKERS COMP | WORKERS COMP REIMB | 1710-4705-S | (40,935.87) |
| FROM: WORKERS COMP | OTHER | 1710-4800-S | (11,572.42) |
| FROM: WORKERS COMP | RETIREMENT | 9010-8000-S | (2,980.00) |
| FROM: WORKERS COMP | SOCIAL SECURITY | 9030-8000-S | (8.75) |
| TO: WORKERS COMP | WORKERS COMP PAYMENTS | 1720-4706-S | 81,085.78 |

**2017 S FUND Budget Modifications**

| INCREASE: WORKERS COMP | INSURANCE RECOVERIES | 0000-2300-S | 43,345.71 |
| INCREASE: WORKERS COMP | APPROPRIATED FUND BALANCE | 0000-0599-S | 131,559.69 |
| INCREASE: WORKERS COMP | WORKERS COMP PAYMENTS | 1720-4706-S | 174,905.40 |

**2018 Budget Transfers**

**A - GENERAL FUND**

| FROM: CODE ENFORCEMENT | VEHICLE REPAIR | 3620-4515-A | 1,000.00 |
| TO: CODE ENFORCEMENT | LODGING, MEALS, ETC | 3620-4010-A | 1,000.00 |

| FROM: CHILD ADVOCACY CENTER | CONTACTS | 3700-4900-A | 2,500.00 |
| TO: CHILD ADVOCACY CENTER | MATERIALS & SUPPLIES | 3700-4500-A | 2,500.00 |

**2018 Budget Modifications**

**A - GENERAL FUND**
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<thead>
<tr>
<th>INCREASE:</th>
<th>PUBLIC TRANSPORTATION SERVICE</th>
<th>OPERATING</th>
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<th>66,172.00</th>
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<td>CONTRACTS</td>
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<td>INCREASE:</td>
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<td>DONATIONS/PHN</td>
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<td>1,800.00</td>
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<tr>
<td>INCREASE:</td>
<td>DEPARTMENT OF HEALTH</td>
<td>OTHER</td>
<td>4010-4800-A</td>
<td>1,800.00</td>
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<tr>
<td>INCREASE:</td>
<td>OES-HOMELAND SECURITY</td>
<td>SHSP FY16</td>
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<td>33,861.20</td>
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<tr>
<td>INCREASE:</td>
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<td>SHSP FY16</td>
<td>3642-4805-A</td>
<td>33,861.20</td>
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### 2018 Budget Transfers

#### A- GENERAL FUND

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<tr>
<th>FROM:</th>
<th>ADDICTION RECOVERY SERVICES</th>
<th>IT EQUIPMENT/HARDWARE</th>
<th>4250-2335-A</th>
<th>(3,600.00)</th>
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</thead>
<tbody>
<tr>
<td>TO:</td>
<td>INFORMATION TECHNOLOGY</td>
<td>IT EQUIPMENT/HARDWARE</td>
<td>1680-2335-A</td>
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</table>

<table>
<thead>
<tr>
<th>FROM:</th>
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<th>IT MATERIALS AND SUPPLIES</th>
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<th>(1,000.00)</th>
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</thead>
<tbody>
<tr>
<td>TO:</td>
<td>INFORMATION TECHNOLOGY</td>
<td>IT MATERIALS AND SUPPLIES</td>
<td>1680-4535-A</td>
<td>1,000.00</td>
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<table>
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<tr>
<th>FROM:</th>
<th>ADDICTION RECOVERY SERVICES</th>
<th>IT COPIER LEASE</th>
<th>4250-4635-A</th>
<th>(1,300.00)</th>
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<tbody>
<tr>
<td>TO:</td>
<td>INFORMATION TECHNOLOGY</td>
<td>IT COPIER LEASE</td>
<td>1680-4635-A</td>
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</table>

<table>
<thead>
<tr>
<th>FROM:</th>
<th>BOARD OF ELECTIONS</th>
<th>IT EQUIPMENT/HARDWARE</th>
<th>1450-2335-A</th>
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<tr>
<td>TO:</td>
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<td>IT EQUIPMENT/HARDWARE</td>
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<td>2,150.00</td>
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<table>
<thead>
<tr>
<th>FROM:</th>
<th>BOARD OF ELECTIONS</th>
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<th>1450-4535-A</th>
<th>(2,200.00)</th>
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<tbody>
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<td>IT MATERIALS AND SUPPLIES</td>
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<tbody>
<tr>
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<td>INFORMATION TECHNOLOGY</td>
<td>IT MATERIALS AND SUPPLIES</td>
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<p>| FROM: | CHILD ADVOCACY CENTER | IT MATERIALS AND SUPPLIES | 3700-4535-A | (300.00) |</p>
<table>
<thead>
<tr>
<th>FROM:</th>
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<th>Department</th>
<th>Code or Number</th>
<th>Amount</th>
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<td>Information Technology</td>
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<td>Clerk of the Board</td>
<td>Information Technology</td>
<td>IT Materials and Supplies</td>
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<tr>
<td>Code Enforcement</td>
<td>Information Technology</td>
<td>IT Materials and Supplies</td>
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<td>700.00</td>
</tr>
<tr>
<td>Code Enforcement</td>
<td>Information Technology</td>
<td>IT Other/Software</td>
<td>3620-4835-A</td>
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<tr>
<td>Community Services</td>
<td>Information Technology</td>
<td>IT Equipment/Hardware</td>
<td>4310-2335-A</td>
<td>13,500.00</td>
</tr>
<tr>
<td>Community Services</td>
<td>Information Technology</td>
<td>IT Materials and Supplies</td>
<td>4310-4535-A</td>
<td>2,500.00</td>
</tr>
<tr>
<td>County Clerk</td>
<td>Information Technology</td>
<td>IT Materials and Supplies</td>
<td>1410-4535-A</td>
<td>1,600.00</td>
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<tr>
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<td>IT Materials and Supplies</td>
<td>4010-4535-A</td>
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<tr>
<td>Department of Health</td>
<td>Information Technology</td>
<td>IT Materials and Supplies</td>
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<td>Department of Social</td>
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<td>IT Materials and Supplies</td>
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(All amounts are for estimates or contracts.)
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<th>TO:</th>
<th>DESCRIPTION</th>
<th>ACCOUNT</th>
<th>AMOUNT</th>
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<tbody>
<tr>
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<td>INFORMATION TECHNOLOGY</td>
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<td>IT MATERIALS AND SUPPLIES</td>
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<td>(2,500.00)</td>
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<td>(14,000.00)</td>
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<td>FROM:</td>
<td>TO:</td>
<td>DESCRIPTION</td>
<td>ACCOUNT</td>
<td>AMOUNT</td>
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<td>HIGHWAY AND MAINTENANCE</td>
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<td>1680-2335-A</td>
<td>1,310.11</td>
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</tbody>
</table>
RESOLUTION NO. 163-20180502

RESOLUTION – ADOPTING BUDGET TRANSFER/MODIFICATION POLICY FOR THE OFFICE OF THE TREASURER IN OTSEGO COUNTY

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

WHEREAS, the County Treasurer having presented a policy limiting the need for certain budget transfers and modifications under $2,000.00 to the Administration Committee; and

WHEREAS, this Policy would allow Department Heads to submit requests for said budget transfers and/or modifications with justification directly to the County Treasurer for written approval; and

WHEREAS, said requests would be accepted by the County Treasurer only after written approval by Parent Committee; and

WHEREAS, budget transfers and/or modifications made in aggregate over the calendar year in excess of $15,000 within each major code must have prior written approval from the Administration Committee and be duly recorded in the committee minutes and a resolution of the Board of Representatives; and

WHEREAS, said requests for budget transfers/modifications of under $2,000.00 and approved by Parent Committee in writing would not necessitate Board resolution; and

WHEREAS, any budget transfer and/or modification of $2,000.00 or more would continue to require both Parent Committee and Administration Committee approvals as well as Board resolution; now, therefore, be it

RESOLVED, that the Otsego County Budget Transfer/Modification Policy as presented by the County Treasurer is hereby adopted as follows:

BUDGET TRANSFER MODIFICATION POLICY

A written budget transfer/modification request, on a form to be provided by the County Treasurer with justification, shall be sent to the County Treasurer for account verification PRIOR to submitting the request to the Parent Committee utilizing the following procedure:
1. The Department Head shall submit his/her request for budget transfers/modifications, with written justification, to his/her Parent Committee.

   (1) Any budget transfer or modification of up to $2,000 must have PRIOR written approval from the Parent Committee and be duly recorded in the committee minutes.

   (2) Any budget transfer or modification of $2,000 or more must also have PRIOR written approval from the Administration Committee and be duly recorded in the committee minutes and a resolution of the Board of Representatives.

   (3) Budget transfers or modifications made in aggregate over the calendar year in excess of $15,000 within each major code must have PRIOR written approval from the Administration Committee and be duly recorded in the committee minutes and a resolution of the Board of Representatives.

2. If the Parent Committee makes any changes to the original request or denies the request, the Department Head shall notify the County Treasurer in writing.

3. If the transfer/modification request is $2,000 or more, the Department Head may personally appear before Administration Committee to present his/her written request with justification. If requested by the Department Head, the County Treasurer will present the request on the Department Head’s behalf.

   and be it further

   RESOLVED, that this Local Policy shall be effective immediately upon adoption by the Otsego County Board of Representatives and a copy of this resolution shall be provided to the Otsego County Treasurer and the Auditor.


RESOLUTION NO. 165-20180503

RESOLUTION – REQUESTING PASSAGE OF BILL TO ALLOW A
LATE FILING OF OATH OF OFFICE

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

WHEREAS, current state law generally provides that the oath of office for public officials must be taken and filed within thirty days after commencement of the term of office; and

WHEREAS, on occasion there are situations where public officials do not execute and file the document within the time period, triggering a vacancy in the position to which they were elected and such an occasion has occurred in Otsego County with respect to the duly elected County Representative for District 10; and

WHEREAS, such a situation occurred in Oswego County recently where several members of the County legislature did not file the oaths within the required time and state legislation was passed in order to permit these otherwise duly elected officials to serve; and

WHEREAS, such legislation is needed now in order to fulfill the choice on November 7, 2017 of the voters for County Representative for District 10; now, therefore, be it

RESOLVED, the Otsego County Board of Representatives hereby requests that NYS legislation be passed allowing county officials elected on November 7, 2017 who currently occupy the office which he or she was elected but who failed to take or file his or her respective oath of office within the statutorily prescribed period to continue to serve in such capacity and for the full term to which he or she was elected upon the taking and filing of oaths of office consistent with section 402 of the county law and filed within 30 calendar days after the effective date of this act. Such officials that take and file their oaths of office under this act shall be deemed to have been continuously serving in office since the beginning of the term to which they were elected; and be it further

RESOLVED, that such legislation be made effective as soon as possible.


Board Chair declared a break.

Representative Clark moved for an executive session to discuss contract negotiations. Seconded, Kennedy. Total: 6,228; Ayes: 5,838; Absent: 390-
Marietta. Motion carried.

The Board reconvened.

Representative Lapin moved for approval to come out of executive session. Seconded, Wilber. Total: 6,228; Ayes: 5,838; Absent: 390- Marietta. Motion carried.

LOCAL LAW NO. D of 2018

A LOCAL LAW TO AMEND THE LOCAL LAW NO. 4 of 2018 TO ESTABLISH ENERGIZE NY BENEFIT FINANCING PROGRAM FOR OTSEGO COUNTY, NEW YORK

Be it enacted by Otsego County as follows:

Section 1. Legislative findings, intent and purpose, authority.

A. It is the policy of Otsego County and the State of New York to achieve energy efficiency and renewable energy goals, reduce greenhouse gas emissions, mitigate the effect of global climate change, and advance a clean energy economy. Otsego County finds that it can fulfill this policy by providing property assessed clean energy financing to property owners for the installation of renewable energy systems and energy efficiency measures. This Local Law establishes a program that will allow the Energy Improvement Corporation (“EIC”), a local development corporation, acting on behalf of Otsego County pursuant to the municipal agreement to be entered into between Otsego County and EIC pursuant to Article 5-G of the New York General Municipal Law (the “Municipal Agreement”), to make funds available to qualified property owners that will be repaid by such property owners through charges on the real properties benefited by such funds, thereby fulfilling the purposes of this local law and fulfilling an important public purpose.

B. Otsego County is authorized to implement this Energize NY Benefit Financing Program pursuant to the Municipal Home Rule Law and Article 5-L of the New York General Municipal Law.

C. This Local Law shall be known and may be cited as the “Energize NY Benefit Financing Program Law of Otsego County”.

Section 2. Definitions
For purposes of this Local Law, and unless otherwise expressly stated or unless the context requires, the following terms shall have the meanings indicated:

**Authority** – The New York State Energy Research and Development Authority, as defined by subdivision two of section eighteen hundred fifty-one of the Public Authorities Law, or its successor

**EIC** – the Energy Improvement Corporation, a local development corporation, duly organized under section fourteen hundred eleven of the Not-For-Profit Corporation Law, authorized hereby on behalf of Otsego County to implement the Energize NY Benefit Financing Program by providing funds to qualified property owners (as defined in this Local Law) and providing for repayment of such funds from monies collected by County Treasurer and to be levied on the real property and collected in the same manner and same form as Otsego County taxes.

**Energy Audit** – A formal evaluation or “assessment” of the energy consumption of a permanent building or structural improvement to real property, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of identifying appropriate energy efficiency improvements that could be made to the property.

**Energy Efficiency Improvement** – Any renovation or retrofitting of a commercial building to reduce energy consumption, such as window and door replacement, lighting, caulking, weatherstripping, air sealing, insulation, and heating and cooling system upgrades, and similar improvements, determined to be cost-effective pursuant to criteria established by the Authority, not including lighting measures or appliances that are not permanently fixed to real property.

**Qualified Property Owner** – An owner of real property located within the boundaries of Otsego County that is determined to be eligible to participate in the Energize NY Benefit Financing Program under the procedures for eligibility set forth under this Local Law.

**Renewable Energy System** – An energy generating system for the generation of electric or thermal energy, to be used primarily at such commercial property, [except when the Qualified Property Owner is a commercial entity in which case the system may be used for other properties in addition to the subject property,] by means of solar thermal, solar photovoltaic, wind, geothermal, anaerobic digester gas-to-electricity systems, fuel cell technologies, or other renewable energy technology approved by the Authority not including the combustion or pyrolysis of solid waste.

**Renewable Energy System Feasibility Study** – A written study, conducted by a contractor certified by the Authority, or certified by a certifying entity approved
by the Authority, for the purpose of determining the feasibility of installing a renewable energy system.

Section 3. Establishment of an Energize NY Benefit Financing Program

A. An Energize NY Benefit Financing Program is hereby established by Otsego County whereby EIC acting on its behalf [pursuant to the Municipal Agreement,] may provide funds to Qualified Property Owners in accordance with the procedures set forth under this Local Law, to finance the acquisition, construction and installation of Renewable Energy Systems and Energy Efficiency Improvements and the verification of the installation of such systems and improvements.

B. For funds provided to a Qualified Property Owner which is a commercial entity, not-for-profit organization, or entity other than an individual, EIC shall have the authority to impose requirements on the maximum amount of funds to be provided, which may consider factors including but not limited to the property value, projected savings, project cost, and existing indebtedness secured by such property.

C. For financings made to a Qualified Property Owner who is an individual, the funds provided shall not exceed the lesser of: [(i)] ten percent of the appraised value of the real property where the Renewable Energy Systems and/or Energy Efficiency Improvements will be located, or [(ii)] the actual cost of installing the Renewable Energy Systems and/or Energy Efficiency Improvements, including the costs of necessary equipment, materials, and labor and the cost of verification of such systems and improvements.

Section 4. Procedures for eligibility

A. Any property owner in Otsego County may submit application to EIC on such forms as have been prepared by EIC and made available to property owners on the website of EIC and at the Otsego County offices, located at 197 Main Street, Cooperstown NY 13326.

B. Every application submitted by a commercial property owner shall be reviewed by EIC acting on behalf of Otsego County, which shall make a positive or negative determination on such application based upon the criteria for making a financing enumerated in subsection A of section 5 of this Local Law. EIC may also request further information from the property owner where necessary to aid in its determination.

C. If a positive determination on an application is made by EIC acting on behalf of Otsego County, the commercial property owner shall be deemed a
Qualified Property Owner and shall be eligible to participate in the Energize NY Benefit Financing Program in accordance with the procedure set forth under section 6 of this Local Law; provided that in no case shall a property owner that has received funds from another municipal corporation for the acquisition, construction and installation of Energy Efficiency Improvements and/or Renewable Energy Systems be deemed a Qualified Property Owner.

Section 5. Application criteria

A. Upon the submission of an application, EIC acting on behalf of Otsego County, shall make a positive or negative determination on such application based upon the following criteria for the making of a financing:

A. The proposed Energy Efficiency Improvements and/or Renewable Energy Systems are determined to be cost effective [based on the guidelines issued] by the Authority;

A. The proposed Energy Efficiency Improvements and/or Renewable Energy Systems will generate an estimated annual cost savings greater than the annual charge payments;

B. [The property owner may not be in bankruptcy and the property may not constitute property subject to any pending bankruptcy proceeding;

C. The amount financed under the Energize NY Benefit Financing Program shall be repaid over a term not to exceed the weighted average of the useful life of Renewable Energy Systems and Energy Efficiency Improvements to be installed on the property as determined by EIC;]

D. Sufficient funds are available from EIC to provide financing to the property owner;

E. The commercial property owner is current in payments on any existing mortgage;

F. The commercial property owner is current in payments on any existing real property taxes and has been current on real property taxes for the previous three years; and

G. Such additional criteria, not inconsistent with the criteria set forth above, as Otsego County, or EIC acting on its behalf, may set from time to time.

Section 6. Opt-in, Energize NY Finance Agreement
A. A Qualified Property Owner may participate in the Energize NY Benefit Financing Program through the execution of an Energize NY Finance Agreement made by and between the Qualified Property Owner and EIC, acting on the behalf of Otsego County [(the “Energize NY Finance Agreement”)].

B. Upon execution of the Energize NY Finance Agreement, the Qualified Property Owner shall be eligible to receive funds from EIC acting on behalf of Otsego County, for the acquisition, construction, and installation of qualifying Renewable Energy Systems and Energy Efficiency Improvements; provided the requirements of section 7 of this Local Law have been met.

C. The Energize NY Finance Agreement shall include the terms and conditions of repayment set forth under Section 8 of this Local Law.

**Section 7. Energy audit, renewable energy system feasibility study**

A. No funds shall be made available for Energy Efficiency Improvements unless determined to be appropriate through an Energy Audit as defined in Section 2.

B. No funds shall be made available for a Renewable Energy System unless determined to be feasible through a Renewable Energy System Feasibility Study as defined in Section 2.

C. The cost of such Energy Audit and/or Renewable Energy System Feasibility Study shall be borne solely by the property owner but may be included in the financed amount if the work is approved.

**Section 8. Terms and conditions of repayment**

The Energize NY Finance Agreement between the Qualified Property Owner and EIC acting on behalf of Otsego County, shall set forth the terms and conditions of repayment in accordance with the following:

A. The principal amount of the funds paid to the Qualified Property Owner hereunder, together with the interest thereon, shall be paid by the property owner as a charge on their Otsego County tax bill and shall be levied and collected at the same time and in the same manner Otsego County property taxes, provided that such charge shall be separately listed on the tax bill. Otsego County, shall make payment to EIC or its designee in the amount of all such separately listed charges within 30 days of the Otsego County tax due date [date the payment is due to be made to Otsego County].
B. The term of such repayment shall be determined at the time the Energize NY Finance Agreement is executed by the property owner and EIC, provided that in no case shall the term exceed the weighted average of the useful life of the systems and improvements as determined by EIC acting on behalf of Otsego County.

C. The rate of interest for the charge shall be fixed by EIC acting on behalf of Otsego County at the time the Energize NY Finance Agreement is executed by the property owner and EIC.

D. The charge shall constitute a lien upon the real property benefited by the Energize NY Benefit Financing Program [as set forth in Article 5-L of the General Municipal Law] and shall run with the land. A transferee of title to the benefited real property shall be required to pay any future installments, including interest thereon.

Section 9. Verification and report

A. EIC shall be responsible for verifying and reporting to Otsego County on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by such Program.

B. Otsego County shall verify and report on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by the Energize NY Benefit Financing Program in such form and manner as the Authority may establish.

Section 10. This local law shall take effect upon filing with the Secretary of State.

Offered by the Solid Waste and Environmental Concerns Committee

** Additions have been noted in brackets and bold font. Deletions have strikethroughs **

Seconded, Wilber. Local Law laid over under the rules for a Public Hearing on Wednesday, June 6th, 2018 at 9:55 a.m.

In the absence of any objections, late Resolution A-F were presented and acted upon in accordance with the Rules of Order and numbered Resolution Nos.168-173.

RESOLUTION NO. 168-20180502
RESOLUTION – AUTHORIZING 2018-2022 CONTRACT WITH CIVIL SERVICE EMPLOYEES ASSOCIATION

FRAZIER, OBERACKER, KOUTNIK

RESOLVED, the County of Otsego ("County"), and the Civil Service Employees Association, Inc., Local 1000 AFSCME, AFL-CIO, Otsego County Unit # 8100-00 Otsego County Local 839 ("CSEA") have been conducting negotiations and a tentative successor agreement was proposed by all parties between the County and CSEA which covered the period of January 1, 2018 to December 31, 2022; and

WHEREAS, this Board has been notified that the CSEA’s members have voted in favor of ratification of the successor agreement on April 25, 2018; and

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

RESOLVED, that this Board hereby ratifies the terms of the successor agreement for January 1, 2018 to December 31, 2022, a copy of which is on file with the Clerk of the Board, to which reference is made as if the terms were fully set forth in this Resolution, and authorizes the Board’s Chair to execute the successor agreement on behalf of the County; and be it further

RESOLVED, that the following budget transfer be and hereby is authorized and the 2018 budget be and it is hereby amended accordingly, pursuant to Section 363 of the County Law: Transfer up to $280,000.00 from Contingency 1990-4800-A to the appropriate Personal Service Budget (1000) lines.


RESOLUTION NO. 169-20180502

RESOLUTION - APPOINTING PROBATION DIRECTOR II

KENNEDY. OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

RESOLVED, that Richard Cain be and hereby is appointed Probation Director II, effective June 4, 2018, or as soon thereafter as he is available for appointment at an annual salary of $69,000.00; and be it further

RESOLVED, that the Probation Director II shall be entitled to receive from the County reimbursement for all necessary expenses incidental to the
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 the Personal Officer; and be it further

RESOLVED, that the funding for this position is included in the 2018 Probation Budget (3140-A) at line 1000 Personal Service.


RESOLUTION NO. 170-20180502

RESOLUTION – AMENDING RESOLUTION 361-20171206 - AUTHORIZING THE CHAIR TO ESTABLISH 2018 TIP FEE AND RATE SCHEDULE FOR THE ONEONTA AND COOPERSTOWN TRANSFER STATIONS

MCCARTY, KENNEDY, KOUTNIK, LAPIN, FARWELL

WHEREAS, Resolution 361-20171206 authorized the Chair of the Board to establish 2018 tip fee and rate schedule for the Oneonta and Cooperstown transfer stations; and

WHEREAS, it is now necessary to amend Resolution 361-20171206 to allow the stations to charge for commercial deliveries of recyclables due to a change in the cost of disposal of recyclables for the transfer stations; now, therefore, be it

RESOLVED, that Resolution 361-20171206 is hereby amended to reflect the change in the rates as outlined below, effective June 1, 2018 through December 31, 2018:

<table>
<thead>
<tr>
<th>Description</th>
<th>Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Municipal Solid Waste</td>
<td>$68.00 per ton</td>
</tr>
<tr>
<td>Construction/Demolition</td>
<td>$68.00 per ton</td>
</tr>
<tr>
<td>Commercial deliveries of recyclables</td>
<td>$55.00 per ton, rate subject to change based on market rate</td>
</tr>
<tr>
<td>Scaled MSW Minimum Fee</td>
<td>$20.00 up to 590 lbs</td>
</tr>
<tr>
<td>MSW Bag Fee</td>
<td>$3.00 per bag</td>
</tr>
<tr>
<td>Appliances with Freon</td>
<td>$25.00 per item</td>
</tr>
<tr>
<td>Appliances/Other White Goods</td>
<td></td>
</tr>
<tr>
<td>Non-freon</td>
<td>$5.00 per item</td>
</tr>
<tr>
<td>Auto Tires (off rim)</td>
<td>$5.00 per tire</td>
</tr>
<tr>
<td>Truck Tires (off rim)</td>
<td>$10.00 per tire</td>
</tr>
<tr>
<td>Tires in MSW</td>
<td>$25.00 per tire</td>
</tr>
</tbody>
</table>
Mattresses $25.00 per item (effective 9/1/16)
Box Spring Unit $25.00 per item (effective 9/1/16)
MSW with Recyclables (greater than 25% of load) $99.00 per ton
Scale – Certified Weight $5.00 per transaction
Return Check Charge $25.00 per incident

Electronics from Non-County Residents $10.00 per item including, Televisions CRT’s and Flatscreens 19” and under, Monitors, Printers, Copiers,
$20.00 per item for televisions 20” and up


RESOLUTION NO. 171-20180502

RESOLUTION – APPROVING SEQRA NEGATIVE DECLARATION FOR THE MORRIS TOWER SITE

FRAZIER, STAMMEL, FARWELL, OBERACKER

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

WHEREAS, by Resolution No. 343-20171206, the County of Otsego declared itself Lead Agency for the SEQRA review in accordance with the requirements of Part 617 of Title 6 of the New York Code of Rules and Regulations of the State of New York and classified this action as a Type I Action; and

WHEREAS, presently there is a project underway that comes under SEQRA regulations, namely

AW Solutions, Inc. is proposing the construction of a 220-foot tall self-support communications tower with an overall height of 231 feet, the placement of associated equipment within a 50-foot by 80-foot fenced compound within an overall 100-foot by 100-foot lease area, and installation of a 30-foot wide access/utility easement with a 12-foot wide gravel access road that extends approximately 350 south connecting with
Bourne Hill Road;  

And  

WHEREAS, it is the responsibility of the County, as Lead Agency for this proposed project, to make a determination of significance pursuant to Part 617 of the implementing regulations per Article 8 (State Environmental Quality Review Act) of the environmental Conservation Law; and  

WHEREAS, the Type 1 Action requires a coordinated review and the New York State Division of Homeland Security & Emergency Services (DHSES), and the Dormitory Authority of the State of New York (DASNY) have been identified as Involved Agencies, and  

WHEREAS, two or more involved agencies must agree upon a lead agency within 30 calendar days of receiving Part 1 of the Full Environmental Assessment Form, and  

WHEREAS, DASNY has signed a waiver relinquishing lead agency and DHSES has indicated the agency does not want to assume the role of lead agency but will instead await the expiration of the 30 calendar days, and  

WHEREAS, the Public Safety and Legal Affairs committee has reviewed and considered the EAF, including all the factors that may have a substantial impact, and finds that the action will not result in any significant adverse environmental impact and recommends that the County sign the EAF and submit a negative declaration on May 23, 2018 after the expiration for coordinated review; now, therefore, be it  

RESOLVED, that Otsego County, acting through the Board of Representatives, as the Lead Agency, pursuant to the State Environmental Quality Review Act, after reviewing the appropriate environmental assessment statements and any additional investigation, determines that the Emergency Services Telecommunications System project, namely, the Morris Tower as described above, will not result in any significant adverse environmental impact; and be it further  

RESOLVED, unless DHSES timely notifies the County that it wishes to participate in the process, that the Chair of this Board is hereby authorized and directed to sign and submit a Negative Declaration on May 23, 2018, and to file the same as prescribed by the law; the Negative Declaration being in form as filed with the Clerk of the Board.  

RESOLUTION NO. 172-20180502

RESOLUTION – APPROVING SEQRA NEGATIVE DECLARATION FOR THE ROSEBOOM TOWER SITE

FRAZIER, STAMMEL, FARWELL, OBERACKER

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

WHEREAS, by Resolution No. 343-20171206, the County of Otsego declared itself Lead Agency for the SEQRA review in accordance with the requirements of Part 617 of Title 6 of the New York Code of Rules and Regulations of the State of New York and classified this action as a Type I Action; and

WHEREAS, presently there is a project underway that comes under SEQRA regulations, namely

AW Solutions, Inc. is proposing the construction of a 220-foot tall self-support communications tower with an overall height of 231 feet, the placement of associated equipment within a 100-foot by 100-foot lease area, and installation of a 30-foot wide access/utility easement that extends south connecting with County Road 34;

And

WHEREAS, it is the responsibility of the County, as Lead Agency for this proposed project, to make a determination of significance pursuant to Part 617 of the implementing regulations per Article 8 (State Environmental Quality Review Act) of the environmental Conservation Law; and

WHEREAS, the Type 1 Action requires a coordinated review and the New York State Division of Homeland Security & Emergency Services (DHSES), and the Dormitory Authority of the State of New York (DASNY) have been identified as Involved Agencies, and

WHEREAS, two or more involved agencies must agree upon a lead agency within 30 calendar days of receiving Part 1 of the Full Environmental Assessment Form, and

WHEREAS, DASNY has signed a waiver relinquishing lead agency and DHSES has indicated the agency does not want to assume the role of lead
agency but will instead await the expiration of the 30 calendar days, and

WHEREAS, the Public Safety and Legal Affairs committee has reviewed and considered the EAF, including all the factors that may have a substantial impact, and finds that the action will not result in any significant adverse environmental impact and recommends that the County sign the EAF and submit a negative declaration on May 23, 2018 after the expiration for coordinated review; now, therefore, be it

RESOLVED, that Otsego County, acting through the Board of Representatives, as the Lead Agency, pursuant to the State Environmental Quality Review Act, after reviewing the appropriate environmental assessment statements and any additional investigation, determines that the Emergency Services Telecommunications System project, namely, the Roseboom Tower as described above, will not result in any significant adverse environmental impact; and be it further

RESOLVED, unless DHSES timely notifies the County that it wishes to participate in the process, that the Chair of this Board is hereby authorized and directed to sign and submit a Negative Declaration on May 23, 2018 and to file the same as prescribed by the law; the Negative Declaration being in form as filed with the Clerk of the Board.


RESOLUTION NO. 173-20180502

RESOLUTION – APPROVING SEQRA NEGATIVE DECLARATION FOR THE NEW LISBON TOWER SITE

FRAZIER, STAMMEL, FARWELL, OBERACKER

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

WHEREAS, by Resolution No. 343-20171206, the County of Otsego declared itself Lead Agency for the SEQRA review in accordance with the requirements of Part 617 of Title 6 of the New York Code of Rules and Regulations of the State of New York and classified this action as a Type I Action; and

WHEREAS, presently there is a project underway that comes under SEQRA regulations, namely
AW Solutions, Inc. is proposing the construction of a 220-foot tall self-support communications tower with an overall height of 231 feet, the placement of associated equipment within a 100-foot by 100-foot lease area, and installation of a 30-foot wide access/utility easement that extends east connecting with County Road 16;

and

WHEREAS, it is the responsibility of the County, as Lead Agency for this proposed project, to make a determination of significance pursuant to Part 617 of the implementing regulations per Article 8 (State Environmental Quality Review Act) of the environmental Conservation Law; and

WHEREAS, the Public Safety and Legal Affairs committee has reviewed and considered the EAF, including all the factors that may have a substantial impact, and finds that the action will not result in any significant adverse environmental impact and recommends that the County sign the EAF and submit a negative declaration; now, therefore, be it

RESOLVED, that Otsego County, acting through the Board of Representatives, as the Lead Agency, pursuant to the State Environmental Quality Review Act, after reviewing the appropriate environmental assessment statements and any additional investigation, determines that the Emergency Services Telecommunications System project, namely, the New Lisbon Tower as described above, will not result in any significant adverse environmental impact; and be it further

RESOLVED, that the Chair of this Board is hereby authorized and directed to sign and submit a Negative Declaration and to file the same as prescribed by the law; the Negative Declaration being in form as filed with the Clerk of the Board.


Board Chair Bliss introduced the following late resolution from the floor to be acted upon in accordance to the Rules of Order.

RESOLUTION NO. 174-20180502
RESOLUTION OF APPRECIATION FOR JACK HENSON
WHEREAS, Jack Henson has served as the Veterans Affairs’ Director of Otsego County since January, 2011; and

WHEREAS, the Otsego County Veterans Affairs’ Office assists veterans, military service personnel and their dependents in obtaining benefits to which they are entitled to under law; and

WHEREAS, the Otsego County Veterans Affairs’ Office, under the leadership of Jack Henson, strives to make a difference in the lives of those who have served our great country; now, therefore, be it

RESOLVED, that the Otsego County Board of Representatives does hereby commend Jack Henson for his outstanding dedication in serving his country as well as Otsego County veterans and military service personnel and their dependents and wishes him well in his retirement and future endeavors.


Representative Stammel introduced the following late resolution from the floor to be acted upon in accordance to the Rules of Order.

RESOLUTION NO. 175-20180502

RESOLUTION – DECLARING MAY 2018 AS COMMUNITY ACTION MONTH

ANDREW STAMMEL

WHEREAS, Community Action connects individuals and families to approaches that help them succeed and promotes community-wide solutions to challenges throughout our cities, suburbs, and rural areas; and

WHEREAS, Community Action builds and promotes economic stability as an essential aspect of enabling and enhancing stronger communities, which in turn promotes self-sufficiency, ensuring that all Americans are able to live in dignity; and

WHEREAS, Community Action connects millions of children and families to greater opportunity, transforming their lives and making our communities — and our nation— stronger; and
WHEREAS, Community Action supports citizens in all communities in Otsego County through services offered by Opportunities for Otsego that create pathways to prosperity by connecting families to emergency resources, affordable housing, education, food and nutrition, family support, and energy assistance; and

WHEREAS, Opportunities for Otsego will continue to implement cost-effective and innovative programs that create a greater chance at success for everyone; will continue to focus on a broader range of community challenges to ignite economic growth and ensure all families can benefit; and will continue to be a voice for the disenfranchised; and

WHEREAS, Opportunities for Otsego will seek continued collaborations with Otsego County to initiate conversations and implement strategies to conquer poverty and improve the lives of the impoverished; now, therefore, be it

RESOLVED, that the Otsego County Board of Representatives, does hereby proclaim May 2018 as COMMUNITY ACTION MONTH in recognition of the hard work and dedication of Opportunities for Otsego, Inc.


Under unfinished business, Board Chair Bliss reminded the Board of the need to get an early start on the budget process.

Representative Frazier moved for an executive session under rule 47 1F to discuss the medical, financial, credit or employment history of a particular person or corporation or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. Seconded, Clark. Total: 6,228; Ayes: 5,838; Absent: 390-Marietta. Motion carried.

The Board reconvened.

Representative Frazier moved to come out of executive session. Seconded, Koutnik. Total: 6,228; Ayes: 5,838; Absent: 390- Marietta. Motion carried.

Representative Frazier moved for approval to remove Ros Devlin from paid administrative leave to unpaid leave effective today. Seconded, Stammel. Total: 6,228; Ayes: 5,838; Absent: 390- Marietta. Motion carried.
All the general business of the Board having been transacted, the Board Chair declared the meeting adjourned until Wednesday, June 6th, 2018 at 10:00 a.m.