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

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

Representative Frazier entered the meeting.

Under Privilege of the Floor, Ed Dawyot, New Lisbon, NY stated that he is concerned with the County Highway leaving debris in the road after using the mower on County Highway 16 and not removing it for several days as well as unnecessarily cutting down a tree that had been there for 75 years. Mr. Dawyot doesn’t believe haulers should be charged per ton for recyclables but that the tipping fee should be altered to offset recycling costs, and that having a County Manager is an extra cost and tax burden.

Nicole Dillingham, Springfield Center, NY, Otsego 2000, stated that since the last Board meeting there has been another serious XNG truck rollover accident in the Town of Exeter noting that this is a very serious problem that is looming over our County. Ms. Dillingham stated that we need to protect the safety and health of our residents; these trucks should not be on these rural roads, an alternate route on the interstate would only take 5 additional minutes. Ms. Dillingham distributed materials to the Board including a draft resolution in support of diverting the trucks.

Patricia Szarpa, Executive Director of the Otsego Land Trust, stated that the Otsego Land Trust protects lands and clean water for future generations noting that the recent XNG truck rollover was only 100 ft to the south of their property which is too close for comfort. Ms. Szarpa stated that these roads are not meant for these trucks, the sides of the road are dangerous and this needs to be taken seriously, and asked for the County’s help and assistance.

Marcia Hoag, Pittsfield, NY, stated that she is here for Brian Harrington whose property is slated for auction noting she has concerns with the way it was handled. Ms. Hoag sited Resolutions that allowed people to pay back taxes up to the day of the auction and asked that the Board follow their own resolutions and allow Mr. Harrington to make full payment before the auction.

Joann Gardner, Hartwick, NY stated that XNG trucks go by her residence, there is a lot more incidents than what we are aware of noting that one of the trucks passed 5 vehicles on a blind curve, and asked that we be proactive and stop this now before someone is killed.

Maria Ajello, Otsego County employee stated that she has been fighting this County for 4 years, went to the Treasurer 40 days before the tax auction to
pay, has been asking, begging, pleading, no one wants to help her, would like an ethical review of the process, and would like to pay her back taxes, penalties, fees and get on with her life. Mrs. Ajello stated that the XNG trucks travel at unreasonable speeds and there is no need for a County Manager.

Kathy Shimberg, Mt. Vision, NY states that she lives on State Highway 205 and more than 40 XNG trucks go past daily, the roads are not wide enough, there are no shoulders, the trucks travel at higher speeds at night in all kinds of weather, and they are scary and a danger.

Keith Schue, Otsego 2000, stated that the XNG trucks are indeed not your grandfather’s propane truck, the pressure in the trucks is two times more than the pipeline itself, the compressor station in Manheim is not doing what was originally planned, they have added extra equipment, they are not delivering gas locally, and they somehow circumvented the legal process. Mr. Schue stated that it is particularly dangerous for the trucks to travel around Canadarago Lake, stated that we have an authority and obligation to do something, and urged the Board to take a stand and contact the Attorney General’s Office.

Russ Ahrens, Otsego County Employee, thanked the people that came out to talk about the XNG trucks noting it has been a concern. Mr. Ahrens stated that the Board should stop talking and do something about a County Manager, Senator Seward sent a letter in regards to Maria Ajello’s home and it was ignored, there is embezzlement in this County, the County needs to be cleaned up, rescission is the word, and asked that Maria Ajello be allowed to pay back taxes and have the title of her property returned to her.

Julie Huntsman, Fly Creek, NY stated that the XNG trucks are scary, drive too fast, drivers are tired and in a hurry, its easy to say we can’t do anything, this is non-partisan and about the safety, asked that the Board support the draft resolution, contact the Attorney General, and asked that the Board look at the odds of something happening.

The minutes of July 5, 2018 were approved.

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

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

Under Special Presentations, Mark Watts from the Chemung County Soil and Water District gave a presentation on the following including but not limited to: Chemung County is a flood prone area, the 1/3 Stream Program: went from 1995-2011, the county, town, and individual each paid a 3rd for projects, current Stream bank Program began in 2011 includes shared equipment, by-in from the towns, towns pay $1 per person, there is an engineer on staff, complete projects such as road ditch stabilization and box culverts, work collaboratively with DEC and NYS DOT on projects. Mr. Watts noted this has been a great program with
shared equipment and cost savings for everyone including Yates, Schuyler, Chemung, and Steuben Counties.

Erik Scrivener, Senior Planner from the Otsego County Planning Department gave a presentation on the Otsego County Shared Services Plan 2018 including but not limited to the following: CWSSI- County Wide Shared Services Initiative- generates property tax savings by enabling collaboration between local governments, it expands on the Governor’s commitment to reduce property taxes, includes 57 counties in NY (excluding NYC counties), a panel will be set up which will include the Mayor of each city or village and the supervisor of each town of Otsego County to include 35 members, the goal of the Shared Services Panel- develop a plan to identify, propose, and implement new actions to save taxpayers money through shared services (cannot be existing agreements), the draft plan will be available on the County’s website for review, the benefits- plans that create actual and demonstrable savings may be eligible for a one time match of the net savings resulting from the actions, savings are calculated over the entire calendar year 2019, the next steps are to review draft plan, provide written comments to the Planning Department by 8/17, a meeting is scheduled for 8/21/18 at 7:00 p.m. Meadows Classroom A, the vote is scheduled for 9/6/18 at 7:00 p.m. Meadows Classroom A- a majority of the 35 member shared services panel needs to meet to approve or disapprove of the plan. Plan Project Summaries include: Highway Asset Management Program, Municipal Accounting Software, County/Municipal Email Share, Public Safety Records Management Software, Shared Public Works Equipment Agreement, and Otsego County Stream Management Program.

Board Chair declared a break.

The Board reconvened.

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

Under the Administration Committee Report, Tolga Morawski from the Landbank gave updates and answered questions.

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

Representative Marietta gave a report on the Otsego Now Board meeting.

Representative Wilber moved to dispense with the reading of all resolutions. Seconded, Koutnik. Total: 6,228; Ayes: 6,228. Motion carried.

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 Kennedy removed Resolution No. 211, Representative Clark removed Resolution No. 212 and 213, Representative Shannon removed Resolution No. 214, and Representative Martini removed Resolution No. 218.

Board Chair Bliss called for action on the consent agenda, excluding Resolution Nos. 211, 212, 213, 214, and 218. Representative Koutnik moved to act upon the consent agenda, Resolution Nos. 206-210, 215-217, 219.

RESOLUTION NO. 206-20180801

RESOLUTION – AWARDING FUEL OIL, LOW SULFUR DIESEL FUEL, KEROSENE, PROPANE AND PROPANE STATION CONTRACTS FOR COUNTY OF OTSEGO

OBERACKER, MCCARTY, WILBER, FARWELL, LAPIN

WHEREAS, the Otsego County through its Purchasing Agent, advertised for sealed bids for supplying No. 2 fuel oil, low sulfur diesel fuel, kerosene, propane and propane station to the County in accordance with specifications prepared and advertised to proposed bidders (Bid #8610 and Bid #8611); and

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

RESOLVED, that the Chair of the Board is hereby authorized to enter into contracts to purchase No. 2 fuel oil, low sulfur diesel fuel, kerosene, propane and propane station from the following firms for the period January 1, 2018 through December 31, 2018 inclusive, and that said contracts shall be in accordance with bid specifications, as well as contain such other terms and provisions as are in the best interests of the County of Otsego:

| Item: No. 2 Fuel Oil (Tanker Load/6,500 gallons minimum) | Cost: $1.8090 Fixed Price/Gal. |
| BIDDER: Reinhardt Corp. 3919 State Hwy. 23, Box B W. Oneonta, NY 13861 |

No. 2 Fuel Oil (Regular Delivery Truck) $1.9290 Fixed Price/Gal.
BIDDER: Reinhardt Corp.
3919 State Hwy. 23, Box B
W. Oneonta, NY 13861

Item: Ultra Low Sulfur Diesel Fuel (Tanker Load/6,500 gallons minimum)
Cost: $1.8949 Fixed Price/Gal.

BIDDER: Reinhardt Corp.
3919 State Hwy. 23, Box B
W. Oneonta, NY 13861

Ultra Low Sulfur Diesel Fuel (Regular Delivery Truck)
$2.0149 Fixed Price/Gal.

BIDDER: Reinhardt Corp.
3919 State Hwy. 23, Box B
W. Oneonta, NY 13861

Item: Kerosene for Mixture Purposes in Winter Blends
Cost: $2.2590 Fixed Price/Gal.

BIDDER: Reinhardt Corp.
3919 State Hwy. 23, Box B
W. Oneonta, NY 13861

Item: Dyed Kerosene (Regular Delivery Truck / Delivered as needed)
Cost: $2.3790 Fixed Price/Gal.

BIDDER: Reinhardt Corp.
3919 State Hwy. 23, Box B
W. Oneonta, NY 13861

Item: Propane Station and Propane
Cost: $1.1470 Fixed Price/Gal.

BIDDER: Mirabito Energy Products
The Metrocenter – 49 Court Street
PO Box 5306
Binghamton, NY 13902
and be it further

RESOLVED, that the funding for these contracts is included in the various 2018 County Building Budgets and Highway Budgets at line 4150 Heat and Lights and 4560 Fuel.

RESOLUTION NO. 207-20180801

RESOLUTION – APPOINTING PERSONNEL OFFICER

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

RESOLVED, that Penney Gentile, 20 Nelson Avenue, Cooperstown, NY, be and hereby is reappointed Personnel Officer for the County of Otsego pursuant to Section 15(b) of the Civil Service Law of the State of New York for a six-year term, effective August 6, 2018, at an annual salary of $58,207; and be it further

RESOLVED, that the Personnel Officer shall be entitled to receive from the County reimbursement for all necessary expenses incidental to the transaction of County business; and be it further

RESOLVED, that the funds for this position are included in the 2018 Personnel Budget (1430-A) at line 1000 Personal Service and will be contained in similar budget lines for subsequent years.

RESOLUTION NO. 208-20180801

RESOLUTION – APPOINTING DIRECTOR OF REAL PROPERTY TAX SERVICES

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

WHEREAS, Henry J. Schecher will be retiring effective July 31, 2018, as Director of Real Property Tax Service under NYS&L Retirement System, and

WHEREAS, it is his desire to continue in that position following retirement; now, therefore be it

RESOLVED, that Henry J. Schecher be and hereby is re-appointed as Director of Real Property Tax Services effective August 2, 2018, for the balance of the term ending September 30, 2019, at an annual salary previously established for said position; and be it further
RESOLVED, that the Director of Real Property Tax Services shall be entitled to receive from the County reimbursement for all necessary expenses incidental to the transaction of County business; and be it further

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

RESOLVED, that the funding for this position is included in the 2018 Real Property Tax Services Budget (1355-A) at line 1000 Personal Service.

RESOLUTION NO. 209-20180801

RESOLUTION – CREATING A POSITION IN THE CODE ENFORCEMENT OFFICE (CLERK #1)

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

RESOLVED, that the following position is created in the Code Enforcement Office, effective August 1, 2018:

*Clerk (#1), Grade 5C, $24,690 - $29,040 ($870)*

and be it further

RESOLVED, the funding for this position is included in the 2018 Safety Insp – Code Enforcement Budget (3620-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. 210-20180801

RESOLUTION – ABOLISHING A CERTAIN POSITION IN THE CODE ENFORCEMENT OFFICE (KEYBOARD SPECIALIST #1)

FRAZIER, WILBER, STAMMEL, FARWELL, OBERACKER
WHEREAS, a certain position in the Code Enforcement Office is not being utilized and it is necessary to amend the current budget to reflect same so that the funds still available for this position can be used for other purposes; now therefore be it

RESOLVED, that the following position in the Code Enforcement Office be abolished effective August 1, 2018:

**Keyboard Specialist (#1), Grade 5H, $24,690 - $29,040 ($870)**

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.

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RESOLUTION NO. 215-20180801

RESOLUTION – CREATING A POSITION IN THE TREASURER’S OFFICE (JR. ACCOUNTANT #1)

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

RESOLVED, that the following position is created in the Treasurer’s Office, effective August 1, 2018:

**Jr. Accountant (#1), Grade 13K, $34,946 - $41,296 ($1,270)**

and be it further

RESOLVED, the funding for this position is included in the 2018 County Treasurer 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.

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RESOLUTION NO. 216-20180801
RESOLUTION – CREATING A TEMPORARY POSITION IN
THE TREASURER’S DEPARTMENT
(INTERN)
KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

RESOLVED, that the following temporary position is created in the
Treasurer’s Department, effective August 1, 2018:

Intern, to be paid a stipend not to exceed $2,500

and be it further

RESOLVED, the funding for this temporary position is included in the 2018
County Treasurer 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. 217-20180801
RESOLUTION – TRANSFERRING FUNDS IN
VARIOUS DEPARTMENTS
(2018)
KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

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

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

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

<table>
<thead>
<tr>
<th>2018 Budget Transfers</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
</tr>
<tr>
<td>A - GENERAL FUND</td>
</tr>
<tr>
<td></td>
</tr>
<tr>
<td>FROM: 242 Main St/Oneonta Misc Renovations 1622-2500-A 35,000.00</td>
</tr>
<tr>
<td>TO: Public Safety Building Heat &amp; Lights 1629-4150-A 35,000.00</td>
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</table>
## 2018 Budget Modifications

<table>
<thead>
<tr>
<th>A - GENERAL FUND</th>
<th>Increase:</th>
<th>Caregiver Respite</th>
<th>0000-3451-A</th>
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<tr>
<td>Increase:</td>
<td>OFA</td>
<td>Training</td>
<td>6772-4050-A</td>
<td>2,050.00</td>
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<tr>
<td>Increase:</td>
<td>Planning</td>
<td>Cleaner Greener Grant</td>
<td>0000-3902-A</td>
<td>5,000.00</td>
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<tr>
<td>Increase:</td>
<td>Planning</td>
<td>Vehicle Lease</td>
<td>8020-4625-A</td>
<td>5,000.00</td>
</tr>
</tbody>
</table>

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**RESOLUTION NO. 219-20180801**

**RESOLUTION – APPROVING THE HIGHWAY DEPARTMENT TO PURCHASE A BOOM MOWER**

**OBERACKER, MCCARTY, WILBER, FARWELL, LAPIN**

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

WHEREAS, the Highway Department budgeted an amount not to exceed $1,286,000.00 for the purchase of Equipment; and

WHEREAS, pursuant to the County’s policy, the County’s Purchasing Agent shall undertake to procure said goods or services and provide an analysis of compliant vendors to the Department Head; and

WHEREAS, after review of the analysis the Department Head is authorized, subject to the purchasing policy and applicable law, to select the vendors and proceed with the purchases as long as the amount to be spent is within the amount authorized by this resolution; now, therefore, be it

RESOLVED, that the Superintendent of Highway is hereby authorized to purchase a new boom mower at a cost not to exceed $54,265.00; and be it further

RESOLVED, that the vendor for this purchase shall be selected after the completion of the procurement process by the Purchasing Agent, and review of the analysis of compliant vendors to be provided by the Purchasing Agent; and be it further

RESOLVED, that the selection of the vendor shall be made by the Department Head in compliance with this resolution, the County’s Purchasing Policy and applicable law; and be it further
RESOLVED, that the funding for this expenditure is included in the 2018 Machinery Fund Budget (5130-DM) at line 2000 Equipment.

Seconded, Wilber. Roll call vote on consent agenda. Total: 6,228; Ayes: 6,228. Adopted.

RESOLUTION NO. 211-20180801 (original)

RESOLUTION – APPROVAL OF GRANT APPLICATION BY OTSEGO COUNTY CONSERVATION ASSOCIATION REGARDING BILDERBECK STATE FOREST, ARNOLD LAKE STATE FOREST, BASSWOOD POND STATE FOREST AND GLIMMERGLASS SWAMP SANCTUARY

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

WHEREAS, the Otsego County Conservation Association is applying to the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) for a grant under the Environmental Protection Fund for a park project known as “Otsego County Trail Enhancement Project: Enhancing Recreational Opportunities in Rural Otsego County” to be located in Harry Bilderbeck State Forest, a site located and managed within the territorial jurisdiction of this Board, and Arnold Lake State Forest, Basswood Pond State Forest, and Glimmerglass Swamp Sanctuary within the territorial jurisdiction of this Board; and

WHEREAS, as a requirement under the rules of this program, not-for-profit corporations must obtain the "approval/endorsement of the governing body of the municipality in which the project will be located"; now, therefore, be it

RESOLVED, that the Board of Representatives for the County of Otsego hereby does approve and support the application of the Otsego County Conservation Association for a grant under the Environmental Protection Fund for a park project known as “Otsego County Trail Enhancement Project: Enhancing Recreational Opportunities in Rural Otsego County” and located within this community at the sites described above.

Seconded, Clark. Representative Wilber moved to amend Resolution No. 211-20180801 by changing Bilderbeck State Forest to Bilderbeck County Forest in the title and paragraph 1. Seconded, Clark. Oral vote on motion to amend. Total: 6,228; Ayes: 5,880; Abstained: 348- Lapin. Motion carried.

RESOLUTION NO. 211-20180801 (amended)
RESOLUTION – APPROVAL OF GRANT APPLICATION BY OTSEGO COUNTY CONSERVATION ASSOCIATION REGARDING BILDERBECK COUNTY FOREST, ARNOLD LAKE STATE FOREST, BASSWOOD POND STATE FOREST AND GLIMMERGLASS SWAMP SANCTUARY

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

WHEREAS, the Otsego County Conservation Association is applying to the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) for a grant under the Environmental Protection Fund for a park project known as “Otsego County Trail Enhancement Project: Enhancing Recreational Opportunities in Rural Otsego County” to be located in Harry Bilderbeck County Forest, a site located and managed within the territorial jurisdiction of this Board, and Arnold Lake State Forest, Basswood Pond State Forest, and Glimmerglass Swamp Sanctuary within the territorial jurisdiction of this Board; and

WHEREAS, as a requirement under the rules of this program, not-for-profit corporations must obtain the "approval/endorsement of the governing body of the municipality in which the project will be located"; now, therefore, be it

RESOLVED, that the Board of Representatives for the County of Otsego hereby does approve and support the application of the Otsego County Conservation Association for a grant under the Environmental Protection Fund for a park project known as “Otsego County Trail Enhancement Project: Enhancing Recreational Opportunities in Rural Otsego County” and located within this community at the sites described above.


RESOLUTION NO. 212-20180801

RESOLUTION – CREATING TWO POSITIONS IN THE SHERIFF’S DEPARTMENT (CORRECTIONS NURSE #1 & #2)

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

RESOLVED, that the following positions are created in the Sheriff’s Department, effective August 12, 2018:

Corrections Nurse (#1), Grade 18R, $55,840 - $66,305 ($2,093)

Corrections Nurse (#2), Grade 18R, $55,840 - $66,305 ($2,093)
and be it further

RESOLVED, the funding for these positions is included in the 2018 Jail Budget (3150-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.

Seconded, Martini. Roll call vote. Total: 6,228; Ayes: 5,674; Abstained: 554- Clark. Adopted.

RESOLUTION NO. 213-20180801

RESOLUTION – ABOLISHING TWO POSITIONS IN THE SHERIFF’S DEPARTMENT
(REGISTERED PROFESSIONAL NURSE #1 & #4)

FRAZIER, WILBER, STAMMEL, FARWELL, OBERACKER

WHEREAS, certain positions in the Sheriff’s Department are not being utilized and it is necessary to amend the current budget to reflect same so that the funds still available for these positions can be used for other purposes; now therefore be it

RESOLVED, that the following positions in the Sheriff’s Department be abolished effective August 12, 2018:

Professional Registered Nurse (#1), Grade 13Z, $43,975 - $51,405 ($1,486)
Professional Registered Nurse (#4), Grade 13Z, $43,975 - $51,405 ($1,486)

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. 214-20180801 (original)
RESOLUTION - SUPPORTING THE ENACTMENT OF STATE TAX REFORMS TO ENSURE INTERNET FAIRNESS AND TAX CONFORMITY

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

WHEREAS, by virtue of a recent U.S. Supreme Court ruling states may now require the collection of sales taxes for online sales without a physical presence in the state by the vendor or retailer; and

WHEREAS, action is needed by the Governor and the New York State Legislature to modernize New York’s state tax laws to conform to the current marketplace and to level the competitive playing field for New York-based retailers and vendors because the current law provides an advantage to out of state business at the expense of New York based businesses; and

WHEREAS, although sales tax currently is not collected at point of purchase by some retailers, the purchasers ultimately pay for the loss of revenue in the form of higher property taxes; and

WHEREAS, comprehensive and thoughtful action is needed to protect the state’s authority to act before federal legislation is undertaken to undermine the state’s authority to do so; and

WHEREAS, purchases made over the internet continue to grow at a much faster rate than at brick and mortar retail stores; now, therefore, be it

RESOLVED, that Otsego County joins the New York State Association of Counties and other counties in calling on the Governor and New York State Legislature to update the State’s sales tax laws to enforce the collection of sales taxes on out of state vendors and to enact comprehensive reforms to ensure internet fairness and tax conformity and to support of our local businesses.

Seconded, Lapin. Representative Shannon moved to amend Resolution No. 214-20180801 by adding Whereas, sales tax is a significant source of Otsego County revenue and provides funding for services that are not state or federally reimbursed. Seconded, Koutnik. Oral Vote on motion to amend. Total: 6,228; Ayes: 6,228. Motion carried.

RESOLUTION NO. 214-20180801 (amended)

RESOLUTION - SUPPORTING THE ENACTMENT OF STATE TAX REFORMS TO ENSURE INTERNET FAIRNESS AND TAX CONFORMITY
WHEREAS, by virtue of a recent U.S. Supreme Court ruling states may now require the collection of sales taxes for online sales without a physical presence in the state by the vendor or retailer; and

WHEREAS, action is needed by the Governor and the New York State Legislature to modernize New York’s state tax laws to conform to the current marketplace and to level the competitive playing field for New York-based retailers and vendors because the current law provides an advantage to out of state business at the expense of New York based businesses; and

WHEREAS, although sales tax currently is not collected at point of purchase by some retailers, the purchasers ultimately pay for the loss of revenue in the form of higher property taxes; and

WHEREAS, comprehensive and thoughtful action is needed to protect the state’s authority to act before federal legislation is undertaken to undermine the state’s authority to do so; and

WHEREAS, purchases made over the internet continue to grow at a much faster rate than at brick and mortar retail stores;

WHEREAS, sales tax is a significant source of Otsego County revenue and provides funding for services that are not state or federally reimbursed; now, therefore, be it

RESOLVED, that Otsego County joins the New York State Association of Counties and other counties in calling on the Governor and New York State Legislature to update the State’s sales tax laws to enforce the collection of sales taxes on out of state vendors and to enact comprehensive reforms to ensure internet fairness and tax conformity and to support of our local businesses.

Oral vote on Resolution 214-20180801 as amended. Total: 6,228; Ayes: 6,228. Adopted.

RESOLUTION NO. 218-20180801 (original)

RESOLUTION – AUTHORIZING THE RELEASE OF PROGRAM INCOME FUNDS TO VARIOUS COUNTY PROJECTS

WHEREAS, the County received a 2004 Economic development grant
from the New York State Small Cities Community Development Block Grant (CDBG) to assist Otsego County’s small businesses; and

WHEREAS, Otsego County’s Revolving Loan Fund Program II was established per the grant agreement from the repayments of loans authorized by the Block Grant; and

WHEREAS, on March 29, 2018, the NYS Department of Housing and Community renewal released a notice of policy change regarding the retention of CDBG program income by current and past recipients of the CDBG Program administered by New York State since the start of Program Year 2000; and

WHEREAS, Under the CDBG Program income rules at 24 CFR 570.489c, the State can choose to allow recipients to retain and reuse the program income subject to all CDBG requirements, or to require it to be returned to the State and reallocated under the State’s Method of Distribution; and

WHEREAS, the State will require all past and present local recipients of the State’s CDBG Program income (since the year 2000) to return any uncommitted program income in their possession on March 31, 2019, or received after that date; and

WHEREAS, Otsego County, as a recipient of CDBG funds “Small Cities Program” is considered a “non-entitlement” county with a population of less than 200,000 and has received funding directly as certified by the State as of May 31, 2018 in the amount of $638,704.60 in program income; and

WHEREAS, the Intergovernmental Affairs Committee along with Otsego Now and the County Planning Department have identified county projects that are eligible CDBG activities that demonstrate a National Objective and meet CDBG program requirements; now, therefore, be it

RESOLVED, that Otsego County is hereby authorized to execute the following program activities using CDBG program income:

$85,000 – Community Center for on-site training and laundry services for the CDBG Public Facility Project 868PF28-17 “Tiny Homes”.
$50,000 – Feasibility study for consideration of a distribution center in the Town of Maryland
$50,000 – “Farm Restore” Housing Rehabilitation for low moderate income (LMI) households with an emphasis on assisting farmers in residential repairs to their owner occupied homes.
$200,000 – Micro-Enterprise grant program for LMI businesses with a focus on Agriculture
$100,000 – Coditum Educational Program through a partnership with ONC
BOCES to sponsor students to train in coding.

$100,000 – Transfer of funds to the City of Oneonta to assist the ARC ReUse program in purchasing an adjacent building to the existing site for expansion of their recycling reuse program.

and be it further

RESOLVED, that the City of Oneonta through resolution dated July 17, 2018, approved acceptance of $100,000 from the County to release to the ARC Otsego for the purpose of acquiring additional space for the ReUse Program; and be it further

RESOLVED, that each funded activity must meet one of the three National Objectives: Benefit Low Moderate Income (LMI) persons, aid in the prevention or elimination of slums or blight, or meet community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community and other financial resources are not available to meet such needs; and be it further

RESOLVED, that the funding for the projects will be distributed from the Revolving Loan Program, 8695-4900-CG; Micro Enterprise 8673-4800-CG and the 8671-4820-CG.

Seconded, Koutnik. Representative Marietta moved to amend Resolution No. 218-20180801 to change the language under the 1st Resolved under Coditum Educational Program - remove with ONC Boces and change it to with Otsego Now and remove in the Town of Maryland under the $50,000 Feasibility study and change to on the I-88 corridor. Seconded, Martini. Roll call vote on motion to amend. Total: 6,228; Ayes: 6,228. Motion carried.

RESOLUTION NO. 218-20180801 (amended)

RESOLUTION – AUTHORIZING THE RELEASE OF PROGRAM INCOME FUNDS TO VARIOUS COUNTY PROJECTS

KENNEDY, OBERACKER, MARIETTA, FARWELL, SHANNON

WHEREAS, the County received a 2004 Economic development grant from the New York State Small Cities Community Development Block Grant (CDBG) to assist Otsego County’s small businesses; and

WHEREAS, Otsego County’s Revolving Loan Fund Program II was established per the grant agreement from the repayments of loans authorized by the Block Grant; and
WHEREAS, on March 29, 2018, the NYS Department of Housing and Community renewal released a notice of policy change regarding the retention of CDBG program income by current and past recipients of the CDBG Program administered by New York State since the start of Program Year 2000; and

WHEREAS, Under the CDBG Program income rules at 24 CFR 570.489c, the State can choose to allow recipients to retain and reuse the program income subject to all CDBG requirements, or to require it to be returned to the State and reallocated under the State’s Method of Distribution; and

WHEREAS, the State will require all past and present local recipients of the State’s CDBG Program income (since the year 2000) to return any uncommitted program income in their possession on March 31, 2019, or received after that date; and

WHEREAS, Otsego County, as a recipient of CDBG funds “Small Cities Program” is considered a “non-entitlement” county with a population of less than 200,000 and has received funding directly as certified by the State as of May 31, 2018 in the amount of $638,704.60 in program income; and

WHEREAS, the Intergovernmental Affairs Committee along with Otsego Now and the County Planning Department have identified county projects that are eligible CDBG activities that demonstrate a National Objective and meet CDBG program requirements; now, therefore, be it

RESOLVED, that Otsego County is hereby authorized to execute the following program activities using CDBG program income:
$85,000 – Community Center for on-site training and laundry services for the CDBG Public Facility Project 868PF28-17 “Tiny Homes”.
$50,000 – Feasibility study for consideration of a distribution center on the I-88 Corridor
$50,000 – “Farm Restore” Housing Rehabilitation for low moderate income (LMI) households with an emphasis on assisting farmers in residential repairs to their owner occupied homes.
$200,000 – Micro-Enterprise grant program for LMI businesses with a focus on Agriculture
$100,000 – Coditium Educational Program through a partnership with Otsego Now to sponsor students to train in coding.
$100,000 – Transfer of funds to the City of Oneonta to assist the ARC ReUse program in purchasing an adjacent building to the existing site for expansion of their recycling reuse program.

and be it further

RESOLVED, that the City of Oneonta through resolution dated July 17,
2018, approved acceptance of $100,000 from the County to release to the ARC Otsego for the purpose of acquiring additional space for the ReUse Program; and be it further

RESOLVED, that each funded activity must meet one of the three National Objectives: Benefit Low Moderate Income (LMI) persons, aid in the prevention or elimination of slums or blight, or meet community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community and other financial resources are not available to meet such needs; and be it further

RESOLVED, that the funding for the projects will be distributed from the Revolving Loan Program, 8695-4900-CG; Micro Enterprise 8673-4800-CG and the 8671-4820-CG.

Roll call vote on Resolution No. 218-20180801 as amended. Total: 6,228; Ayes: 6,228. Adopted.

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

RESOLUTION NO. 220-20180801

RESOLUTION - APPOINTING PROBATION DIRECTOR II

FRAZIER, WILBER, STAMMEL, FARWELL, OBERACKER

RESOLVED, that Daniel Naughton be and hereby is appointed Probation Director II, effective August 1, 2018, at an annual salary of $67,000.00; 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 transaction of County business; 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 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.

Seconded, Clark, Wilber. Roll call vote. Total: 6,228; Ayes: 6,228. Adopted.
Representative Koutnik motioned to adjourn. Seconded, Lapin. Total: 6,228; Ayes: 6,228. Motion carried.

All the general business of the Board having been transacted, the Board Chair declared the meeting adjourned until Wednesday, September 5, 2018 at 10:00 a.m.