REGULAR SESSION
FIRST DAY

Wednesday, October 2, 2019

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, Marietta, McCarty, Wilber, Koutnik, Martini, Lapin and Shannon.

The Board Chair announced a presentation by the Cornell Cooperative Extension 4-H Program. Patti Zellmer, Program Leader, introduced Ambassadors, Hazel Lippitt, Tanner Griffin, Hanna Austin and Beth and Jon Bartlett. They all spoke about their 4-H groups and volunteer work. The main topic was the importance of honey bees. In conclusion, Board Chair Bliss presented a Proclamation proclaiming October 6th–12th, 2019 as National 4-H Week in Otsego County and thanked them for the presentation.

Under Privilege of the Floor, Ed Dawyot, from the Town of New Lisbon stated that copper was a good germ killer and wonders why we get rid of things that did good. Mr. Dawyot suggested that the County appoint from in-house if and when it comes time for a County Manager as it’s what you learn on the job that makes that person beneficial.

Maria Ajello, an Otsego County employee, referenced a resolution about authorizing the sale of County owned property that requires a review and a full Board vote and the same needs to happen for her property that was sold at a prior tax sale. Ms. Ajello requested, in writing, documentation as to the severity of the asbestos disturbance and what measures have been taken for asbestos abatement for the renovations on the third floor of the County Office Building. Ms. Ajello submitted her request to the Clerk of the Board.

Russ Ahrens, an Otsego County resident, commented about the asbestos issue at the County Building. Mr. Ahrens believes a County Manager would be a good change. He stated that he and Ms. Ajello will continue to come to every Board meeting until her property is returned and made right.

The minutes of September 4, 2019 were approved.

Under Special Presentations, Assemblyman John Salka urged representatives to send in their “wish list” as the legislative session will begin in January. Assemblyman John Salka discussed the following including but not limited to:
- NYS in 5-7 billion dollar deficit as revenue is decreasing due to businesses and people leaving NYS
- NYS borrows for operational costs
- Debt Cap last year of 4 billion dollars
- Money for deficit to come from taxpayers
- Remote office hours in Otsego County
- Welcomes thoughts and concerns from communities and County representatives
- The Farm Bill and Farm Labor Chapter Reviews
- EMS Crisis and the Dual Signature Bill in the future
- Paper Bag Fee and restrictions
- Criminal Justice Reform Bill needing amendments
- Sales Tax

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

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

Representative Koutnik moved to dispense with the reading of all reports and resolutions. Seconded, Martini. Total: 6,228; Ayes: 5,741; Absent: 487 - Wilber. Motion carried.

The Board Chair declared a break.

The Board reconvened.

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 Oberacker removed Resolution No. 238, Representative Shannon removed Resolution No. 251 and Representative Farwell removed Resolution No. 253.

Board Chair Bliss called for action on the consent agenda, excluding Resolution Nos. 238, 251 and 253. Representative Koutnik, moved to act upon the consent agenda, Resolution Nos. 239-250, 252, 254-255.

RESOLUTION NO. 239-20191002

RESOLUTION - AUTHORIZING THE CHAIR OF THE BOARD TO CONTRACT WITH FINGER LAKES COMMUNICATIONS INC. FOR BACKUP AND REDUNDANCY TO THE AVTEC RADIO SYSTEM
WHEREAS, it has been determined that a need exists to purchase a PTP wireless link to provide backup and redundancy to the E-911 radio system in the event of failure; and

WHEREAS, the Purchasing Agent was consulted and the proposal of Finger Lakes Communications was approved by the Director of E911 Communications, Public Safety and Legal Affairs and Administration Committees; now, therefore be it

RESOLVED, that the Chair of this Board is authorized to enter into a contract with Finger Lakes Communications, Inc., 305 Clark Street, Auburn, NY 13021 for equipment and installation associated with a PTP Wireless link that will provide backup and redundancy to the AVTEC radio system in the event of failure at a cost not to exceed $33,372.50; 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 2019 Public Safety Communications Budget (3020-A) at line 4905 SICG Grant utilizing 100% State funds.

RESOLUTION NO. 240-20191002

RESOLUTION – AUTHORIZING THE CHAIR OF THE BOARD TO CONTRACT WITH KUKENBERGER SAND AND GRAVEL AND SEWARD SAND AND GRAVEL FOR THE PURCHASE OF ROAD SAND

WHEREAS, the Otsego County 2019 Adopted Budget was approved by the Otsego County Board of Representatives on December 5, 2018; and

WHEREAS, the Highway Department budgeted for various Capital Maintenance projects; and

WHEREAS, the Highway Department proposes to use a portion of said funds for road sand; and

WHEREAS, the County's Purchasing Agent was consulted and bid OTGOV-003-19 was offered and accepted by way of Resolution No. 137-20190403 and
Kukenberger Sand & Gravel, LLC and Seward Sand & Gravel were amongst the vendors approved for this purchase; now, therefore, be it

RESOLVED, that the Chair of the Board be and hereby is authorized to contract with Kukenberger Sand & Gravel, LLC, 595 County Highway 26, Fly Creek, NY 13337, for the purchase of road sand at a cost not to exceed $30,000; and be it further

RESOLVED, that the Chair of the Board be and hereby is authorized to contract with Seward Sand and Gravel, 532 County Highway 58, Oneonta, NY 13820, for the purchase of road sand at a cost not to exceed $80,000; and be it further

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

RESOLVED, that the funding for these goods are included in the 2019 County Snow and Ice budget (5142-D) at line 4555 Sand and Salt utilizing 100% local funds.

RESOLUTION NO. 241-20191002

RESOLUTION – AWARDING THE BID AND AUTHORIZING THE CHAIR OF THE BOARD TO CONTRACT WITH COBLESKILL STONE PRODUCTS FOR THE PURCHASE OF HOT MIX ASPHALT FOR THE GILBERTSVILLE SALT SHED PAVING PROJECT

OBERACKER, MCCARTY, WILBER, FARWELL, LAPIN

WHEREAS, the Otsego County 2019 Adopted Budget was approved by the Otsego County Board of Representatives on December 5, 2018; and

WHEREAS, the Highway Department budgeted for various CHIPS projects; and

WHEREAS, the Highway Department proposes to use a portion of said funds for hot mix asphalt for paving at the site of the Gilbertsville salt shed; and

WHEREAS, the County’s Purchasing Agent requested bids (#8696) and after review by the Superintendent of Highways and the Public Works and Administration Committees the bid was awarded for the purchase of hot mix asphalt for various projects to: Cobleskill Stone Products at a cost not to exceed $75,000 for the period of May 18, 2019 through May 17, 2020; now, therefore, be it
RESOLVED, that the Chair of the Board be and hereby is authorized to contract with Cobleskill Stone Products, PO Box 20, Cobleskill, NY 12043 for the purchase of hot mix asphalt for paving at the site of the Gilbertsville salt shed at a cost not to exceed $75,000 for the period of May 18, 2019 through May 17, 2020; and be it further

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

RESOLVED, that the funding for these goods are included in the 2019 CHIPS Budget (5113-D) at line 2121 Capital Maint and in similar budget lines for subsequent years utilizing 100% State funds.

RESOLUTION NO. 242-20191002
RESOLUTION – AUTHORIZING THE CHAIR OF THE BOARD TO CONTRACT WITH REVOLUTION SOLAR FOR GROUND MOUNTED SOLAR ARRAY FOR THE AGENCY HOUSING PROJECT

MCCARTY, KENNEDY, KOUTNIK, LAPIN, FARWELL

WHEREAS, Otsego County was awarded a grant through the NYSERDA Clean Energy Communities Grant program to install ground mounted solar array to offset electricity use at the Agency Housing (Tiny Homes) project; and

WHEREAS, the Purchasing Agent issued Bid Request Number #19-OTS-007 for the installation of ground mounted solar array for the Agency Housing project; and

WHEREAS, the proposal of Revolution Solar was approved by the Director of Planning, Solid Waste and Environmental Concerns, and Administration Committees; now, therefore, be it

RESOLVED, that the Chair of the Board be and hereby is authorized to contract with Revolution Solar, 709 County Highway 33, Cooperstown, NY 13326 in an amount not to exceed $87,000 to install a ground mounted solar array system to offset electricity usage at the Agency Housing (Tiny Homes) project with the contract commencing on October 2019 and running through June 2021; and be it further

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

RESOLVED, that the funding for this purchase is included in the 2019 Solid
Waste & Recycling Prgm Budget (8160-A) at line 4900 Contracts and in similar budget lines for subsequent years with estimated reimbursement of 100% State funds.

RESOLUTION NO. 243-20191002

RESOLUTION – AUTHORIZING THE COMMISSIONER OF SOCIAL SERVICES TO CONTRACT WITH OPPORTUNITIES FOR OTSEGO TO PROVIDE NON-RESIDENTIAL DOMESTIC VIOLENCE SERVICES TO TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF) ELIGIBLES

KOUTNIK, CLARK, LAPIN, MARTINI, FRAZIER

WHEREAS, the County has been awarded $25,000 in TANF SERVICES funds to support non-residential domestic violence services to Temporary Assistance to Needy Families (TANF) eligible households; and

WHEREAS, the County desires to contract with Opportunities for Otsego for the provision of services; now, therefore, be it

RESOLVED, that the Commissioner of the Department of Social Services, on behalf of the County of Otsego, is hereby authorized to contract with Opportunities for Otsego for the term April 1, 2019 to March 31, 2020; and that the contract shall include the following terms:

1. In no event shall the Department of Social Services’ liability exceed the amount of $25,000.
2. The contract shall contain such other and further conditions as are in the best interest of the county of Otsego.

and be it further

RESOLVED, that the funding for this contract is included in the 2019 Social Services Administration Budget (6010-A) at line 4900 Contracts and consists of 100% Federal funds.

RESOLUTION NO. 244-20191002

RESOLUTION – AMENDING RESOLUTION NO. 139-20190403 – AUTHORIZING THE CHAIR OF THE BOARD TO CONTRACT FOR RENOVATIONS TO THE PUBLIC SAFETY BUILDING (JAIL) DORMITORIES

OBERACKER, MCARTY, WILBER, FARWELL, LAPIN
WHEREAS, Resolution 139-20190403 authorized the Chair of the Board to enter into contracts for general construction, plumbing, mechanical, and electrical work in connection with renovations for the Public Safety Building (Jail) dormitories; and

WHEREAS, there is a need to increase funding in each category to cover additional expenses; and

WHEREAS, the Public Works and Administration Committees have approved the increase in cost; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to enter into separate contracts with the following firms as set forth below, in accordance with the specifications and bids heretofore received, for renovations associated with the Public Safety Building (Jail) dormitories:

**Contract No. 1 - General Construction**
Murnane Building Contractors, Inc.
15 Wood Road
Whitesboro, NY 13492
Original Contract Sum: $726,700
Increase: $110,100
Total amended contract sum: $836,800

**Contract No. 2 - Plumbing**
A. Treffeisen & Sons, LLC
204 Round House Road
Oneonta, New York 13820
Original Contract Sum: $266,600
Increase: $30,269
Total amended contract sum: $296,869

**Contract No. 3 - Mechanical**
J & K Plumbing & Heating Co., Inc.
24 Thorp Street
Binghamton, NY 13905
Original Contract Sum: $229,000
Increase: $8,731
Total amended contract sum: $237,731

**Contract No. 4 - Electrical**
A. Treffeisen & Sons, LLC
204 Round House Road
Oneonta, New York 13820
Original Contract Sum: $123,600
Increase: $5,000
Total amended contract sum: $128,600

TOTAL PROJECT COST = $1,500,000

and be it further

RESOLVED, that each contract shall contain additional terms and provisions that are in the best interests of the County; and be it further

RESOLVED, that the funds for these contracts are included in the 2019 Jail Budget (3150-H) at line 2000 Jail, Equip & Cap Outlay utilizing 100% local funds.

RESOLUTION NO. 245-20191002

RESOLUTION – APPOINTING A CERTIFYING OFFICER FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT NO. 868HR330-19

KENNEDY, OBERACKER, MARIETTA, FARWELL, SHANNON

WHEREAS, Otsego County was awarded a $700,000 from New York State Small Cities Community Development Block Grant for housing rehabilitation projects (CDBG Project No. 868HR330-19); and

WHEREAS, all grant recipients must designate a Certifying Officer to serve as the responsible entity for environmental reviews; now, therefore, be it

RESOLVED, that Karen Sullivan, Director, Otsego County Planning Department, is hereby authorized to serve as Certifying Officer for CDBG Project No. 868HR330-19.

RESOLUTION NO. 246-20191002

RESOLUTION – CREATING A POSITION IN ADDICTION RECOVERY SERVICES (ACCOUNT CLERK TYPIST#3)

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

RESOLVED, that the following position is created and authorized to be filled in Addiction Recovery Services, effective October 6, 2019:
and be it further

RESOLVED, the funding for this position is included in the 2019 Addiction Recovery Budget (4250-A) at line 1000 Personal Service with estimated reimbursement rates of 100% State; 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. 247-20191002

RESOLUTION – CREATING A POSITION IN COMMUNITY SERVICES (ACCOUNT CLERK#1)

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

RESOLVED, that the following position is created and authorized to be filled in Community Services, effective October 6, 2019:

Account Clerk (#1), Grade 6A, $26,410 - $31,080 ($934)

and be it further

RESOLVED, the funding for this position is included in the 2019 Mental Health Budget (4310-A) at line 1000 Personal Service with estimated reimbursement rates of 100% State; 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. 248-20191002

RESOLUTION – FILLING A POSITION ABOVE BASE SALARY IN THE SHERIFF’S DEPARTMENT (CORRECTION NURSE #1)

FRAZIER, WILBER, STAMMEL, FARWELL, OBERACKER

WHEREAS, the Sheriff’s Department desires to hire for a position above base
level salary; and

WHEREAS, both the Public Safety and Legal Affairs Committee and the Administration Committee of this Board approved filling the position above base level salary; now, therefore, be it

RESOLVED, that the following position, previously created, is approved for filling in the Sheriff’s Department effective October 2, 2019:

**Corrections Nurse (#1), Grade 18R, $57,236 - $67,966 ($2,146)**

*to be filled at step 2 ($59,382)*

and be it further

RESOLVED, that the funding for this position is included in the 2019 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.

RESOLUTION NO. 249-20191002

RESOLUTION – ABOLISHING A POSITION IN ADDICTION RECOVERY SERVICES (ACCOUNT CLERK #1)

STAMMEL, CLARK, MARTINI, SHANNON, LAPIN

WHEREAS, a certain position in Addiction Recovery Services is not being utilized and it is necessary to amend the 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 Addiction Recovery Services be abolished effective October 6, 2019:

**Account Clerk (#1), Grade 6, $26,400 - $31,080 ($934)**

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. 250-20191002

RESOLUTION – ABOLISHING A POSITION IN COMMUNITY SERVICES
(ACCOUNT CLERK TYPIST#1)

STAMMEL, CLARK, MARTINI, SHANNON, LAPIN

WHEREAS, a certain position in Community Services is not being utilized and it is necessary to amend the 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 Community Services be abolished effective October 6, 2019:

Account Clerk Typist (#3), Grade 7A, $27,566 - $32,451 ($977)

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. 252-20191002

RESOLUTION - PROCLAIMING OCTOBER 6 - 12, 2019 AS CORNELL COOPERATIVE EXTENSION NATIONAL 4-H WEEK IN OTSEGO COUNTY

STAMMEL, CLARK, MARTINI, SHANNON, LAPIN

WHEREAS, Cornell Cooperative Extension of Schoharie and Otsego Counties enables people to improve their lives and communities through partnerships that put experience and research knowledge to work; and

WHEREAS, 4-H is the nation’s largest youth development organization with over six million participants; and

WHEREAS, 4-H has connected youth and communities with the innovative research and resources from Cornell University and our nation’s 110 land-grant universities and institutions for more than 100 years; and

WHEREAS, the Otsego County 4-H Program serves 314 youth and 146 volunteers in 30 community clubs as part of New York State’s 170,000 youth
members and 14,400 adult volunteers; and

WHEREAS, 4-H embraces the four pillars of positive youth development: civil engagement, agriculture, healthy living, and STEM science, technology, engineering, and math; and gives youth the opportunity to learn through hands-on experiences; and

WHEREAS, 4-H develops youth through principles of the five C’s of positive youth development, including competence, confidence, connection, character, and caring, all leading to contribution to community, and

WHEREAS, children, youth, and adults are encouraged to seek opportunities to learn by doing individual and collaborative projects through the Otsego County 4-H Program; now, therefore, be it

RESOLVED, that the Otsego County Board of Representatives hereby designates the week of October 6 -12, 2019 as NATIONAL 4-H WEEK in Otsego County.

RESOLUTION NO. 254-20191002

RESOLUTION – AMENDING RESOLUTION NO. #336-20181205 – AUTHORIZING THE CHAIR TO ESTABLISH 2019 TIP FEE AND RATE SCHEDULE FOR THE ONEONTA AND COOPERSTOWN TRANSFER STATIONS

MCCARTY, KENNEDY, KOUTNIK, LAPIN, FARWELL

WHEREAS, Resolution #336-20181205 established the 2019 tip fee and rate schedule for the Oneonta and Cooperstown Transfer Stations; and

WHEREAS, there is a need to include charges for TV’s, monitors, and commercial electronics; now, therefore, be it

RESOLVED, that the Official Otsego County Tip Fee beginning January 1, 2019 through December 31, 2019 shall be $80.00 per ton and that the rates, fees and surcharges, (“Rate Schedule”) are as follows for 2019:

<table>
<thead>
<tr>
<th>Description</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Tip Fee- In County Waste</td>
<td>$80/ton</td>
</tr>
<tr>
<td>Scale Minimum Fee – (up to 500 lbs)</td>
<td>$20/ton</td>
</tr>
<tr>
<td>Recycling-Commercial Haulers</td>
<td>$55/ton</td>
</tr>
<tr>
<td>Per Bag Fee- Up to 30 gallon bag/container</td>
<td>$4.00/bag</td>
</tr>
<tr>
<td>Freon Removal</td>
<td>$28.00</td>
</tr>
<tr>
<td>Bulk White Goods</td>
<td>$28.00</td>
</tr>
</tbody>
</table>
Auto Tires $6.00/tire
Truck Tires $15.00/tire
Tires mixed in MSW $30.00
Tires by the Ton $240.00
Mattress/box springs $25.00/unit

**Effective November 1, 2019**

**Electronics** $12 per item

( Including televisions, monitors, and commercial electronics)

Certified Weight Charge $5.00
Returned Check Charge $30.00

RESOLUTION NO. 255-20191002

RESOLUTION – TRANSFERRING FUNDS IN VARIOUS DEPARTMENTS FOR 2019

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

WHEREAS, it appears that it will require funds to complete the year 2019 in certain items of the Otsego County Budget; and

WHEREAS, there are unexpended balances in other items of the 2019 budget years; now, therefore, be it

RESOLVED, that the following transfers be and the same are hereby authorized, and the 2019 budget be and are hereby amended accordingly, pursuant to Section 363 of the County Law:

<table>
<thead>
<tr>
<th>2019 Budget Transfers</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>A - GENERAL FUND</strong></td>
<td></td>
</tr>
<tr>
<td><strong>FROM:</strong> Sheriff Equipment 3110-2000-A</td>
<td>$6,778.68</td>
</tr>
<tr>
<td><strong>TO:</strong> Jail Equipment 3150-2000-A</td>
<td>$6,778.68</td>
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<tr>
<td><strong>FROM:</strong> Sheriff Homeland Security Grant 3110-4810-A</td>
<td>$36,000.00</td>
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<tr>
<td><strong>TO:</strong> Jail Inmate Boarding 3150-4896-A</td>
<td>$36,000.00</td>
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<tr>
<td><strong>FROM:</strong> Contingent Contingent 1990-4800-A</td>
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<tr>
<td><strong>TO:</strong> Jail Inmate Boarding 3150-4896-A</td>
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<tr>
<td><strong>FROM:</strong> Contingent Contingent 1990-4800-A</td>
<td>$250,000.00</td>
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<tr>
<td><strong>TO:</strong> Interfund Transfers Interfund Transfer 9501-9000-A</td>
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D - Highway
<table>
<thead>
<tr>
<th>FROM:</th>
<th>Highway</th>
<th>Centerline/Edgeline Painting</th>
<th>5112-2092-D</th>
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<tbody>
<tr>
<td>TO:</td>
<td>Highway</td>
<td>Salt and Sand</td>
<td>5142-4555-D</td>
<td>5,000.00</td>
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<thead>
<tr>
<th>FROM:</th>
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<th>Stockpile Patch Material</th>
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<tbody>
<tr>
<td>TO:</td>
<td>Highway</td>
<td>Salt and Sand</td>
<td>5142-4555-D</td>
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<tr>
<th>FROM:</th>
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<th>Crack Sealing</th>
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<tbody>
<tr>
<td>TO:</td>
<td>Highway</td>
<td>Salt and Sand</td>
<td>5142-4555-D</td>
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<td>TO:</td>
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<td>Salt and Sand</td>
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<td>TO:</td>
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<td>Capital Maint</td>
<td>5113-2121-D</td>
<td>300,000.00</td>
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### 2019 Budget Modifications

#### A - GENERAL FUND

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<th>Increase:</th>
<th>Board of Elections</th>
<th>Appropriated Fund Balance</th>
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<td>Equipment</td>
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<table>
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#### D-HIGHWAY

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Seconded, Lapin. Roll call vote on Consent Agenda. Total: 6,228; Ayes:
WHEREAS, the Otsego County 2019 Adopted Budget was approved by the Otsego County Board of Representative on December 5, 2018; and

WHEREAS, Building Services budgeted an amount of $95,000 for renovation projects at the County office building in Cooperstown; and

WHEREAS, of said budget, it is the desire of Building Services to use up to $92,000 for necessary roof recoating; 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 Chair of the Board is hereby authorized to enter into a contract with a vendor for roof recoating at the County office building at a cost not to exceed $92,000; 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 said contract 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 funding for this expenditure is included in the 2019 Cooperstown Office Building Budget (1325-A) at line 4905 Renovations utilizing 100% local funds.

Seconded, Koutnik. Representative Martini moved to amend Resolution No. 238-20191002 to change budget code from 1325-A to 1625-A. Seconded, Marietta. Oral vote on motion to amend. Total: 6,228; Ayes: 6,228. Motion carried.
RESOLUTION NO. 238-20191002 (amended)

RESOLUTION – AUTHORIZING THE CHAIR OF THE BOARD TO ENTER INTO A CONTRACT FOR ROOF RECOATING AT THE COUNTY OFFICE BUILDING

OBERACKER, MCCARTY, WILBER, FARWELL, LAPIN

WHEREAS, the Otsego County 2019 Adopted Budget was approved by the Otsego County Board of Representative on December 5, 2018; and

WHEREAS, Building Services budgeted an amount of $95,000 for renovation projects at the County office building in Cooperstown; and

WHEREAS, of said budget, it is the desire of Building Services to use up to $92,000 for necessary roof recoating; 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 Chair of the Board is hereby authorized to enter into a contract with a vendor for roof recoating at the County office building at a cost not to exceed $92,000; 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 said contract 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 funding for this expenditure is included in the 2019 Cooperstown Office Building Budget (1625-A) at line 4905 Renovations utilizing 100% local funds.

Roll Call vote on Resolution No. 238-20191002 as amended. Total: 6,228; Ayes: 6,228. Adopted.

RESOLUTION NO. 251-20191002 (original)
RESOLUTION – AMENDING RESOLUTION NO. 218-20190807 – ADOPTING THE OTSEGO COUNTY POLICY FOR EVALUATING NON-ELECTED EMPLOYEES

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

WHEREAS, Resolution No. 218-20190807 adopted the Otsego County Policy for Evaluating Non-Elected Employees; and

WHEREAS, the Administration Committees desires to amend such policy; now, therefore, be it

RESOLVED, that the Otsego County Board of Representatives hereby approves and adopts the Otsego County Policy for Evaluating Non-Elected Employees, annexed to this resolution, effective March 6, 2019:

POLICY FOR EVALUATING NON-ELECTED EMPLOYEES IN OTSEGO COUNTY

Every new employee will be evaluated within approximately six (6) months and as needed or appropriate thereafter following appointment, for general discussion and review of employee’s overall progress. New Department Heads will meet with his/her parent committee chair and the Personnel Officer for this evaluation. After permanent appointment, all employees will be evaluated at least every two (2) years, or more often if needed.

All employees will receive a self-evaluation form prior to their scheduled evaluation. This form will be filled out by the employee and brought to his or her evaluation meeting. The evaluator will fill out a form for each employee being evaluated and have that form completed for the evaluation meeting. Evaluation forms are available on the County Intranet under Forms<Personnel.

Each employee’s performance will be reviewed to assess areas of strengths and weaknesses. Areas for improvement, goals, objectives and standards will be established. Additional performance evaluations may occur.

Department Head evaluations will be completed by parent committee chair in consultation with committee members. As part of the performance evaluation process, subordinate employees may be invited to submit written comments.

All written performance evaluation forms are required to be submitted to the Personnel Department where they will be placed in the respective employee’s personnel file.
Effective: March 6, 2019 (Resolution No. 251-20191002 (amended)

RESOLUTION – AMENDING RESOLUTION NO. 218-20190807 – ADOPTING THE OTSEGO COUNTY POLICY FOR EVALUATING NON-ELECTED EMPLOYEES

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

WHEREAS, Resolution No. 218-20190807 adopted the Otsego County Policy for Evaluating Non-Elected Employees; and

WHEREAS, the Administration Committees desires to amend such policy; now, therefore, be it

RESOLVED, that the Otsego County Board of Representatives hereby approves and adopts the Otsego County Policy for Evaluating Non-Elected Employees, annexed to this resolution, effective March 6, 2019:

POLICY FOR EVALUATING NON-ELECTED EMPLOYEES IN OTSEGO COUNTY

Every new employee will be evaluated within approximately six (6) months and as needed or appropriate thereafter following appointment, for general discussion and review of employee’s overall progress. **New Department Heads will meet with the respective parent committee and the Personnel Officer for this evaluation.** After permanent appointment, all employees will be evaluated at least every two (2) years, or more often if needed.

All employees will receive a self-evaluation form prior to their scheduled
evaluation. This form will be filled out by the employee and brought to his or her evaluation meeting. The evaluator will fill out a form for each employee being evaluated and have that form completed for the evaluation meeting. Evaluation forms are available on the County Intranet under Forms<Personnel.

Each employee’s performance will be reviewed to assess areas of strengths and weaknesses. Areas for improvement, goals, objectives and standards will be established. Additional performance evaluations may occur.

Department Head evaluations will be completed by parent committee chair in consultation with committee members. As part of the performance evaluation process, subordinate employees may be invited to submit written comments.

All written performance evaluation forms are required to be submitted to the Personnel Department where they will be placed in the respective employee’s personnel file.

Effective: March 6, 2019 (Resolution No. of 2019)

Replaced: Policy for the Evaluation of Managerial/Confidential Employees in Otsego County and Policy for the Evaluation of Non-Managerial/Confidential Employees in Otsego County

Roll Call vote on Resolution No. 251-20191002 as amended. Total: 6,228; Ayes: 6,228. Adopted.

RESOLUTION NO. 253-20191002

RESOLUTION – PROCLAIMING THE MONTH OF OCTOBER 2019 AS DOMESTIC VIOLENCE AWARENESS MONTH IN OTSEGO COUNTY

KOUTNIK, CLARK, LAPIN, MARTINI, FRAZIER

WHEREAS, domestic violence, which had historically been merely a family secret and an unspeakable act within that family to be covered up, is and should continue to be acknowledged as a crime in Otsego County; and

WHEREAS, even though one in three women and children are subjects of such abuse, this group alone cannot count as the only targets of domestic
violence; may our County not forget the elderly, men and disabled persons, which are also counted among the victims; and

WHEREAS, domestic violence carries over into a victim’s place of work and our schools for youth victims and affects people from all economic backgrounds. The presence of such behavior affects the entire County of Otsego, robbing citizens of peace in their own sanctuary, where homes should be a place of tranquility and security and schools should be a place of learning not tarnished by violence and fear; and

WHEREAS, through building bridges with community partners, local law enforcement, the Department of Social Services, Family and Criminal Courts and various organizations, we have been able to collaborate and offer services to assist with the numerous needs for all victims; and

WHEREAS, the personal safety of all people is a top priority and concern for the Violence Intervention Program at Opportunities for Otsego, Inc., County and State leadership, the general public, policy makers, community and religious leaders, and public servants; now, therefore, be it

RESOLVED, the Otsego County Board of Representatives hereby proclaims the month of October 2019 as DOMESTIC VIOLENCE AWARENESS MONTH in the County of Otsego and encourages all citizens to actively participate in the scheduled activities and programs sponsored by the Opportunities for Otsego Violence Intervention Program to work toward the elimination of personal and institutional violence.

Seconded, Wilber.

Representative Farwell read aloud with emphasis Resolution No. 253-20191002.

Roll call vote on Resolution No. 253-20191002. Total: 6,228; Ayes: 6,228. Adopted.

The Board Chair welcomed Congressman Delgado. Congressman Delgado addressed topics on broadband, energy, opioid crisis and housing. Congressman Delgado discussed the following including but not limited to:

- Broadband – the lack of broadband in Otsego County and how it affects families, students and the community
- Energy – the need to create “Green Job” opportunities since people want to live in Upstate New York
• Opioid Crisis – attitude change is a necessary part of the solution and stop stigmatizing
• Housing – the need of “Workforce Housing” (affordable housing) and building a community for the future
• Paper Bag Fees – Local, State and Federal, the political climate needs to be in sync

RESOLUTION NO. 256-20191002 (original)

RESOLUTION - AUTHORIZING THE SALE OF COUNTY OWNED PROPERTY AT 12-14 ROSE AVENUE IN THE CITY OF ONEONTA AND AUTHORIZING CHAIR TO EXECUTE REQUIRED DOCUMENTS

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

WHEREAS, by virtue of a judgment obtained in an in rem tax proceeding and deed dated July 11, 2017 from the Otsego County Treasurer to the County of Otsego, the County owns property located in the City of Oneonta, 12-14 Rose Ave, Tax Map No. 300.7-4-35 and 300.7-4-36 and consisting of approximately .45 acres combined; and

WHEREAS, said property was offered for public sealed bid by the Otsego County Treasurer’s Office with the bid of Victor Garrido being reviewed and approved by the Administration Committee; now, therefore, be it

RESOLVED, pursuant to Real Property Tax Law section 1166 the County has the right of sale with respect to said real property; and be it further

RESOLVED, that the County, having offered the property for sale by online auction, approves and accepts the bid of Victor Garrido in the amount of $20,000 for the purchase of .45 acres of the real property located at 12-14 Rose Ave., City of Oneonta, NY; and be it further

RESOLVED, that the Chair of the Board is authorized to sign a deed and other documents necessary to complete the transfer of all right, title and interest in said real property to Victor Garrido.

Seconded, Martini. Representative Kennedy moved to amend Resolution No. 256-20191002 to add an additional address of 10 Rose Ave. in title, in the first whereas and in the second resolved. Seconded, Oberacker. Oral vote on motion to amend. Total: 6,228; Ayes: 6,228. Motion carried.

RESOLUTION NO. 256-20191002 (amended)
RESOLUTION - AUTHORIZING THE SALE OF COUNTY OWNED PROPERTY AT 10 ROSE AVENUE AND 12-14 ROSE AVENUE IN THE CITY OF ONEONTA AND AUTHORIZING CHAIR TO EXECUTE REQUIRED DOCUMENTS

KENNEDY, OBERACKER, FRAZIER, KOUTNIK, STAMMEL, MCCARTY

WHEREAS, by virtue of a judgment obtained in an in rem tax proceeding and deed dated July 11, 2017 from the Otsego County Treasurer to the County of Otsego, the County owns property located in the City of Oneonta, 10 Rose Ave. and 12-14 Rose Ave, Tax Map No. 300.7-4-35 and 300.7-4-36 and consisting of approximately .45 acres combined; and

WHEREAS, said property was offered for public sealed bid by the Otsego County Treasurer's Office with the bid of Victor Garrido being reviewed and approved by the Administration Committee; now, therefore, be it

RESOLVED, pursuant to Real Property Tax Law section 1166 the County has the right of sale with respect to said real property; and be it further

RESOLVED, that the County, having offered the property for sale by online auction, approves and accepts the bid of Victor Garrido in the amount of $20,000 for the purchase of .45 acres of the real property located at 10 Rose Ave. and 12-14 Rose Ave., City of Oneonta, NY; and be it further

RESOLVED, that the Chair of the Board is authorized to sign a deed and other documents necessary to complete the transfer of all right, title and interest in said real property to Victor Garrido.

2/3 Roll call vote on Resolution No. 256-20191002 as amended. Total: 6,228; Ayes: 6,228. Adopted.

In the absence of any objections, late Resolutions A was presented and acted upon in accordance with the Rules of Order and numbered Resolution No. 257.

RESOLUTION NO. 257-20191002

RESOLUTION - AUTHORIZING THE CHAIR OF THE BOARD TO CONTRACT WITH BILL CLAUDY CONTRACTING FOR REPAIRS TO THE CORNISH HILL TOWER SHELTER

FRAZIER, WILBER, STAMMEL, FARWELL, OBERACKER
WHEREAS, it has been determined that a need exists to make repairs to the shelter located at the Cornish Hill Tower Site due to water damage from a leaking roof; and

WHEREAS, the Purchasing Agent was consulted and the proposal of Bill Claudy Contracting was approved by the Director of E911 Communications, Public Safety and Legal Affairs and Administration Committees; now, therefore be it

RESOLVED, that the Chair of this Board is authorized to enter into a contract with Bill Claudy Contracting, PO Box 239, Hartwick, NY 13348 for repairs to the Cornish Hill Tower shelter at a cost not to exceed $27,940; 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 2019 Public Safety Communications Budget (3020-A) at line 4810 Communication and Radio MTC utilizing 100% local funds.

Seconded, Clark. Roll call vote. Total: 6,228; Ayes: 6,228. Adopted.

Representative Wilber introduced a late resolution from the floor “CALLING ON THE NEW YORK STATE PAROLE BOARD TO DENY THE PAROLE FOR DAVID DART, THE CONVICTED MURDERER OF MILFORD RESIDENT GILLIAN GIBBONS” and make a motion.

Seconded, Clark.

RESOLUTION NO. 258-20191002 (original)

RESOLUTION - CALLING ON THE NEW YORK STATE PAROLE BOARD TO DENY THE PAROLE FOR DAVID DART, THE CONVICTED MURDERER OF MILFORD RESIDENT GILLIAN GIBBONS

DANIEL WILBER

WHEREAS, on September 12, 1989, David Dart brutally murdered Milford resident Gillian Gibbons in a parking garage in the City of Oneonta by stabbing her multiple times with a large survival knife; and

WHEREAS, Gillian’s body was found, lifeless and with wounds consistent with a brutal and vicious attack; and

23
WHEREAS, David Dart was convicted and sentenced to 25 years to life for Gillian’s murder and is currently serving said sentence in the Fishkill Correctional Facility; and

WHEREAS, at the time of his conviction David Dart threatened Gillian’s family and has failed to ever show remorse; and

WHEREAS, David Dart is now being considered for parole and has a parole hearing scheduled for November 4, 2019; and

WHEREAS, David Dart has been denied release on multiple occasions; and

WHEREAS, the family and friends of Gillian Gibbons can receive no relief from a lifetime of pain, suffering, and loss; and

WHEREAS, Otsego County State Senator James Seward has Co-Sponsored legislation to support crime victims and their families; and

WHEREAS, said legislation would extend the time between parole hearings from every two years to five years for violent offenders; and

WHEREAS, acts of traumatic violence take a toll on a family and forcing individuals to relive horrendous crimes like murder every two years is cruel and extreme; now, therefore, be it

RESOLVED, that the Otsego County Board of Representatives in the memory and in honor of Gillian join with her family, friends, and members of our community in calling on the New York State Parole Board to deny the release, conditional or otherwise of David Dart back into society and particularly into our community; and be it further

RESOLVED the Otsego County Board of Representatives supports bill S4354 co-sponsored by Senator James Seward and calls for the New York State Senate and New York State Assembly to vote on and pass this bill into law during their next legislative session; and be it further

RESOLVED that a copy of this resolution be sent to Governor Andrew M. Cuomo, Senator James Seward, and Assemblypersons Brian Miller, Christopher Tague, John Salka and Clifford Crouch.

The Board Chair declared a break.

The Board reconvened.
Representative Stammel moved to amend Resolution No. 258-20191002 to add in the first resolved, after New York State Parole Board: , after following its established procedure and exercising due diligence, . Seconded, Wilber. Oral vote on motion to amend. Total: 6,228; Ayes: 6,228. Motion carried.

RESOLUTION NO. 258-20191002 (amended)

RESOLUTION - CALLING ON THE NEW YORK STATE PAROLE BOARD TO DENY THE PAROLE FOR DAVID DART, THE CONVICTED MURDERER OF MILFORD RESIDENT GILLIAN GIBBONS

DANIEL WILBER

WHEREAS, on September 12, 1989, David Dart brutally murdered Milford resident Gillian Gibbons in a parking garage in the City of Oneonta by stabbing her multiple times with a large survival knife; and

WHEREAS, Gillian’s body was found, lifeless and with wounds consistent with a brutal and vicious attack; and

WHEREAS, David Dart was convicted and sentenced to 25 years to life for Gillian’s murder and is currently serving said sentence in the Fishkill Correctional Facility; and

WHEREAS, at the time of his conviction David Dart threatened Gillian’s family and has failed to ever show remorse; and

WHEREAS, David Dart is now being considered for parole and has a parole hearing scheduled for November 4, 2019; and

WHEREAS, David Dart has been denied release on multiple occasions; and

WHEREAS, the family and friends of Gillian Gibbons can receive no relief from a lifetime of pain, suffering, and loss; and

WHEREAS, Otsego County State Senator James Seward has Co-Sponsored legislation to support crime victims and their families; and

WHEREAS, said legislation would extend the time between parole hearings from every two years to five years for violent offenders; and

WHEREAS, acts of traumatic violence take a toll on a family and forcing
individuals to relive horrendous crimes like murder every two years is cruel and extreme; now, therefore, be it

RESOLVED, that the Otsego County Board of Representatives in the memory and in honor of Gillian join with her family, friends, and members of our community in calling on the New York State Parole Board, after following its established procedure and exercising due diligence, to deny the release, conditional or otherwise of David Dart back into society and particularly into our community; and be it further

RESOLVED the Otsego County Board of Representatives supports bill S4354 co-sponsored by Senator James Seward and calls for the New York State Senate and New York State Assembly to vote on and pass this bill into law during their next legislative session; and be it further

RESOLVED that a copy of this resolution be sent to Governor Andrew M. Cuomo, Senator James Seward, and Assemblypersons Brian Miller, Christopher Tague, John Salka and Clifford Crouch.


All the general business of the Board having been transacted, the Board Chair declared the meeting adjourned until Wednesday, November 6th, 2019 at 10:00 am.