

AGENDA SESSION
November 12, 2008 5:00 p.m.

Vice-Chairman A. Johnson called the meeting to order.

Roll call was taken. PRESENT – Patricia Southworth, Alan Grattidge, Anita Daly, Richard Lucia, Mary Ann Johnson, George J. Hargrave, Richard Rowland, Arthur M. Wright, Mindy Wormuth, Paul Sausville, Thomas Richardson, Frank Thompson, Willard H. Peck, Richard C. Hunter, Sr., Thomas N. Wood, III, Matthew E. Veitch, Shawn P. Connelly, John Lawler, Arthur J. Johnson – 19. ABSENT - Philip C. Barrett, Preston L. Jenkins, Jr., Jean Raymond, Joanne Dittes Yepsen – 4.

On a motion by Mr. Hargrave, seconded by Mr. Lucia, the minutes of the meeting of October 15, 2008 were approved unanimously.

Mr. Wickerham, County Administrator, reviewed the following Agenda items:

SOCIAL PROGRAMS

Authorizing the Chairman to enter into an agreement with Northway Process Service at a cost of \$30 per service and \$.40 per mile. (Bob Christopher, Social Services Commissioner)

Mr. Wickerham said this is to serve summonses for DSS for outside of the County and not to exceed \$11,000 per year.

EQUALIZATION AND ASSESSMENT

Accepting a tender offer in the Town of Milton for \$2,887.23 for parcel #203.5-1-52. (Sam Pitcheralle, County Treasurer)

LEGISLATIVE AND RESEARCH

Endorsing the Go21 mission of building a stronger economy, reducing highway congestion, improving air quality, and improving quality of life by advocating for increased use of freight rail transportation and supporting federal investment tax incentives to increase freight rail hauling capacity. (Mark Rider, County Attorney)

Mr. Wickerham said this is important for the facility coming into the Mechanicville/Halfmoon/Stillwater area.

PERSONNEL

Authorizing the Chairman to enter into a renewal contract with Girvin and Ferlazzo at a cost annually of \$10,000 plus \$185 per hour for appearances in court or before PERB. (Bill Baker, Personnel Director)

PUBLIC HEALTH

Increasing the private pay rate at Maplewood Manor to \$245 per day plus the State Cash Assessment. (Diane Brown, Nursing Home Administrator)

Mr. Wickerham said this is a 4.2% increase.

ECONOMIC DEVELOPMENT

Setting December 3rd at 5:00 p.m. in the County Chambers as the date, time and place for a public hearing on empire zone inclusion for The Foundry, Inc. (Mark Rider, County Attorney)

BUILDINGS AND GROUNDS

Authorizing the Chairman to enter into agreements with Integrys Energy Services for electricity at a cost negotiated by the Municipal Electric and Gas Alliance. (Joe Ritchey, Commissioner of Public Works)

Authorizing the Chairman to enter into agreements with Hess Corporation for natural gas at a cost negotiated by the Municipal Electric and Gas Alliance. (Joe Ritchey, Commissioner of Public Works)

Mr. Wickerham stated this is an anticipated 4% - 8% savings through 12/31/09 for electricity and 12/31/10 for gas.

Authorizing the Chairman to enter into a lease agreement with the Saratoga Soaring Association in the amount of \$2,925 annually for 45,000 sq. ft. of land area from 1/1/09 – 12/31/27. (Joe Ritchey, Commissioner of Public Works)

Authorizing the Chairman to enter into a \$30,942.33 lease agreement with Saratoga Springs for the Supreme Court Law Library for a five (5) year term with an annual increase of 3%. (Joe Ritchey, Commissioner of Public Works)

Authorizing the Chairman to enter into a renewal agreement for lease of space for Alcoholism Services with 254-258 Church Street Associates for \$87,780 annually from 1/1/09-12/31/13 with increases only on the operational building expenses. (Joe Ritchey, Commissioner of Public Works)

Mr. Wickerham stated \$52,500 is the base amount and one-third operational costs.

Authorizing the Chairman to enter into a five (5) year agreement with the NYS Office of Court Administration to accept 100% reimbursement for cleaning services and 25% of preventative maintenance work done by the County. (Joe Ritchey, Commissioner of Public Works)

Mr. Wickerham stated this is a revenue contract for us. He said \$285,000 is anticipated in 2009.

Authorizing the Chairman to enter into a contract with Heritage Springs Waterworks, Inc. to provide water at the County Airport at a quarterly rate of \$88.72 for the first 9,000 gallons and \$3.80 per thousand gallons thereafter. (Joe Ritchey, Commissioner of Public Works)

Mr. Wickerham said we will provide the contract, and all bills will go to and be paid by North American.

PUBLIC SAFETY

Authorizing the Chairman to enter into a contract with Susan Hayes at a cost of \$100 per autopsy to assist the coroner. (John DeMartino, County Coroner)

Authorizing the Chairman to enter into contracts with Dr. Jack Paston at a rate of \$650 per autopsy, \$25 per death certificate, \$75 per scene investigation and with Forensic Medical Services at a rate of \$800 per autopsy, \$25 per death certificate, \$75 per scene investigation, effective January 1, 2009. (John DeMartino, County Coroner)

Authorizing the Chairman to enter into an agreement with Capital Digitronics to perform repair and maintenance work on the Public Safety Radio System at an annual cost of \$71,550. (Paul Lent, Emergency Services Director)

Mr. Wickerham said we solicited six RFP's with one response. As we bring on new equipment, this cost will go down.

Authorizing the Chairman to enter into an agreement with Bombard Excavation of Middle Grove to construct a roadway for the Fraker Mountain Radio Site at a cost of \$191,000. (Paul Lent, Emergency Services Director)

Mr. Wickerham stated six bids were received.

LAW AND FINANCE

Authorizing levy for unpaid 2008 Sacandaga Lake maintenance assessments, Albany Engineering Corp. \$108,838.84. (Mark Rider, County Attorney)

Mr. Wickerham said their payment schedule does not allow them to pay on time, therefore, it is relieved.

Setting December 3, 2008 at 5:30 p.m. in the Saratoga County Board Rooms as the time and place for the public hearing on the 2009 budget. (David Wickerham, County Administrator)

Adopting the 2009 County Budget. (David Wickerham, County Administrator) (TO BE TABLED)

Appropriating amounts finally set forth in the 2009 County Budget. (David Wickerham, County Administrator) (TO BE TABLED)

Mr. Lawler said if any Supervisor would like to receive the minutes of the Water Authority meetings, just let him know.

Mrs. Plummer announced the Board photos will be taken on Tuesday between 3:00 and 4:00 p.m. We will begin with Committee photos with the full group at the end, she said.

Vice-Chairman Johnson stated the Budget Workshop will be held on Friday at 2:00 p.m.

On a motion by Mr. Hargrave, seconded by Mr. Thompson, the meeting was adjourned.

Respectfully submitted,

Elaine M. Sodemann

REGULAR SESSION
 TUESDAY, NOVEMBER 18, 2008
 AT 4:00 P.M., E.S.T.

Board called to order by Chairman Hargrave.

Roll call was taken. PRESENT – Patricia Southworth, Alan Grattidge, Philip C. Barrett, Anita Daly, Richard Lucia, Mary Ann Johnson, Jean Raymond, George J. Hargrave, Richard Rowland, Arthur M. Wright, Mindy Wormuth, Paul Sausville, Thomas Richardson, Frank Thompson, Preston L. Jenkins, Jr., Willard H. Peck, Richard C. Hunter, Sr., Thomas N. Wood, III, Matthew E. Veitch, Joanne Dittes Yepsen, Shawn P. Connelly, Arthur J. Johnson – 22. ABSENT - John Lawler – 1.

The invocation was given by Tom Wood, Chaplain.

On a motion by Mr. Thompson, seconded by Mr. Lucia, the minutes of the meeting of October 21, 2008 were approved unanimously.

The Clerk presented the following:

Copy of the General Project Plan of the Empire State Development Corporation for the D.C. Sports Capital Project in Saratoga County (Mechanicville, NY).

Received and filed.

Thank you note from the Village of Ballston Spa’s Family Fun Day Committee for the Board’s sponsorship of their 15th Annual Family Fun Day that was held on June 29, 2008.

Received and filed.

Thank you note from William L. McBride, American Legion Commander for Saratoga County, for the US Army Field Band and Soldiers’ Chorus concert that the Board sponsored on September 20th at SPAC.

Received and filed.

REPORTS:

REPORT NO. 6-08

MORTGAGE TAX REPORT

To the Honorable Board of Supervisors of Saratoga County:

The following is a report of the Mortgage Tax collected and to be distributed to Cities, Towns and Villages; and the County Treasurer is hereby authorized and directed to pay such amounts.

Amount in the hands of the County Treasurer for distribution in County after adjustments, deduction of expenses and payments of State's share is \$4,187,839.12 distributed to Cities, Towns and Villages as follows:

Ballston	\$161,986.20
Ballston Spa (Ball)	5,729.54
Milton	280,310.88
Ballston Spa (Milton)	34,743.49
Charlton	68,319.50
Clifton Park	736,397.41
Corinth	57,068.96
Village of Corinth	16,777.50
Day	22,463.75
Edinburg	31,502.38

Galway	56,441.05
Village of Galway	971.38
Greenfield	137,256.70
Hadley	19,834.16
Halfmoon	444,444.07
Malta	303,579.26
Village of Round Lake	5,627.43
City of Mechanicville	42,574.19
Moreau	146,180.54
Vill. of So. Glens Falls	16,706.22
Northumberland	91,424.80
Providence	32,572.26
Saratoga	61,697.95
Village of Schuylerville	4,787.80
Village of Victory	1,697.69
City of Sara. Spgs.	663,388.19
Stillwater	102,966.07
Village of Stillwater	6,990.33
Waterford	98,034.00
Village of Waterford	5,305.69
Wilton	530,059.73

TOTAL \$4,187,839.12

Barbara J. Plummer, Clerk,
Board of Supervisors, Saratoga County, New York

On a motion by Mr. Lucia, seconded by Mrs. Johnson, Report No. 6 was approved by a unanimous vote.

REPORT OF COUNTY CLERK:

Kathy Marchione, Saratoga County Clerk, stated the following:

“This year, 2008, is the 300th Anniversary of the signing of the original Kayaderosseras Patent so we believed it would be a fitting time to restore the 1812 Kayaderosseras Patent map that we have in the County Clerks office.

“The Kayaderosseras Patent is the largest and most important land-grant made in colonial times for land which lay within the bounds of what is now Saratoga County. This patent signed by Queen Anne of England on November 2, 1708 transferred 406, 404 acres of land. It is interesting to note that the original 1708 Kayaderosseras Patent Charter is on display behind glass behind the Chairman of the Board in these chambers.

“The 1812 Kayaderosseras Patent map in front of you was drawn by hand in pen and ink, with hand applied water color features for use as a surveyors map. The map is drawn on separate sections which have been overlapped and glued. Before completion of the restoration, the map had many tears and was discolored from UV light exposure and air. It was stained and had tide marks from water exposure. It has now been restored and has been conservation framed to include ultraviolet filter lens glass.

“The second part of our Archives Week Project was the restoration of a 1786 deed which was written on sheepskin. This deed was selected for restoration because of its condition as well as it is believed to be the oldest original deed in Saratoga County’s possession. Part of the restoration process consisted of scanning and digitizing the deed onto a CD and a printed true copy of the back side was made. Both the original deed and the true copy of the back of the deed were then carefully stitched onto acid free foam core to hold it stable for the framing and has been conservation framed to include ultraviolet filter lens glass.

“There are some interesting and somewhat unbelievable stories about the 13 key players in this patent and those stories and these historical documents will be the basis for a presentation that we have put together to share with Saratoga County residents.

“Here is just one of the many stories we’ve researched about the patent:

“Lord Cornbury (Edward Hyde) – the Governor of New York State was Queen Anne’s cousin and one of her favorite companions. He was well known as a scoundrel. He was described as a young man of slender abilities, loose principles and violent temper. He was said to be treacherous. He gained a reputation as the “worst governor Britain ever imposed on an American Colony. He supposedly took bribes, plundered the public treasury and is said to have spent half of his time dressed in women’s clothes. He and other government officials of the time recommended the 13 original signers be granted the land of the patent. He was recalled from New York to England in 1708 and was immediately thrown into prison.

“So as you can see, these historical documents will make for a very interesting presentation.

“We have made copies of both of these documents to use for presentation purposes. These original documents, however, will be returned to the county clerk’s temperature controlled, fire rated vault where they will be protected for generations to come. “I’d like to thank the Board of Supervisors for the funds provided in my 2008 budget for this very worthwhile project.

“Special thanks to Kate Jeanson, Deputy County Clerk; Lynda Bryan, Records Management Coordinator; County Historian, Kristina Saddlemire; Don Carpenter, Lyn Calvin, John Cromie and H. K. (Bud) Adams whom have been so helpful with our research in facilitating this project.”

On a motion by Mr. Peck, seconded by Mr. Hunter, Resolution Nos. 226 and 227 were tabled by a unanimous vote.

On a motion by Mr. Richardson, seconded by Mr. Sausville, Resolution Nos. 208 through 228 were adopted by a unanimous vote, with the exception of Resolution Nos. 226 and 227.

RESOLUTION 208 - 08

Introduced by Supervisors Wormuth, Daly, Jenkins, Lucia, Richardson, Veitch and Wright

AUTHORIZING PROCESS SERVICE CONTRACT WITH RICHARD GRICE DBA NORTHWAY PROCESS SERVICE

WHEREAS, Bids were solicited for the service of process and Richard Grice dba Northway Process Service of Ballston Spa, New York, was the lowest bidder; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an Agreement with Richard Grice dba Northway Process Service of Ballston Spa, New York to provide service of process at a cost of \$30 per service plus 40 cents per mile, \$30 plus out of state server's charge for out of state and \$15 per failed attempt, the form and substance of said Agreement subject to approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: Funds are included in the budget. Total service costs are approximately \$11,000 per year.

RESOLUTION 209 - 08

Introduced by Supervisors Sausville, Grattidge, M. Johnson, Richardson, Rowland, Wormuth and Yepsen

SUPPORTING INCREASED FREIGHT RAIL HAULING CAPACITY

WHEREAS, state and federal transportation officials and others project the United States freight volumes will increase by more than 67 percent over twenty years; and

WHEREAS, the nation's highways are already stretched to capacity; and

WHEREAS, the efficient movement of goods is directly related to the strength of a nation's economy and its citizens' quality of life; and

WHEREAS, public policies promoting increased investments in freight rail infrastructure would result in increased freight rail hauling capacity; and

WHEREAS, expansion of freight rail hauling capacity would yield impressive public benefits by relieving worsening congestion, reducing highway costs, providing a critical intermodal link to international trade, and improving air quality and fuel efficiency; and

WHEREAS, relatively modest public investments in freight rail infrastructure would yield an impressive return on investments in the form of savings to motorists, businesses, and taxpayers; and

WHEREAS, bi-partisan legislation was recently introduced in Congress that would create tax incentives to increase investment in freight rail infrastructure; and

WHEREAS, this legislation is the type of proposal that the American Association of State Highway and Transportation Officials says is needed to accommodate increasing freight volumes and realize the public benefits that come from shipping more freight by rail; and

WHEREAS, Congress is considering proposals that would re-regulate freight railroads and these proposals would turn back the clock on the successes of deregulation, devastating the railroads and freight transportation in this country; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors endorses the mission of Go21, of building a stronger economy, reducing highway congestion, improving air quality, using tax dollars more efficiently, and improving quality of life by advocating for increased use of freight rail transportation; and be it further

RESOLVED, that the Saratoga County Board of Supervisors endorses federal investment tax incentives to increase freight rail hauling capacity and opposes any effort to re-regulate freight railroads.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 210 - 08

Introduced by Supervisors Peck, Daly, A. Johnson, Lucia, Richardson, Rowland and Wood

AUTHORIZING LABOR RELATIONS AGREEMENT WITH GIRVIN AND FERLAZZO, PC

WHEREAS, Resolution 231-04 authorized the current contract with Girvin and Ferlazzo, P.C. for professional legal services in labor relations; and

WHEREAS, Personnel Officer Baker recommends renewal of the contract of Girvin and Ferlazzo, P.C.; now, therefore, be it

RESOLVED, that the Chairman of the Board execute an agreement with Girvin and Ferlazzo, P.C. for its professional legal services in comprehensive labor relations and representation for, and on behalf of, the County from January 1, 2009 through December 31, 2011 at a basic annual cost of \$10,000 plus such additional services as are hereafter requested by the Chairman at an hourly rate not exceeding \$185 for the contract years, the form and content thereof being subject to the approvals of the Contract Administrator and the County Attorney.

BUDGET IMPACT STATEMENT: None. Funds are included in the 2009 budget.

RESOLUTION 211 - 08

Introduced by Supervisors Lucia, Connelly, Sausville, Southworth, Wood, Wright and Yepsen

ESTABLISHING PRIVATE PAY RATE FOR MAPLEWOOD MANOR

WHEREAS, Resolution 214 of 2007 last increased the private pay rate for residents of Maplewood Manor to accommodate the increased costs of medical goods and services; and

WHEREAS, it is necessary to increase the private pay rate of residents at Maplewood Manor due to the increased costs of medical goods and services; now, therefore, be it

RESOLVED, that, effective January 1, 2009, this Board establishes the private pay rate for residents at Maplewood Manor at \$245 per day for the cost of medical goods, services and care, together with an additional charge in an amount equal to the New York State assessment tax on revenues received from residents at Maplewood Manor.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 212 - 08

Introduced by Supervisors Daly, Connelly, A. Johnson, Peck, Richardson, Veitch and Wormuth

INTRODUCING LOCAL LAW IDENTIFIED AS INTRODUCTORY NO. 4, PRINT NO. 1 OF 2008 APPROVING THE ALLOCATION OF ZONE LANDS FOR THE PROPOSED EXPANSION OF AMD FAB TECHNOLOGIES US, INC. MANUFACTURING PROJECT AS A REGIONALLY SIGNIFICANT PROJECT OF THE SARATOGA COUNTY EMPIRE ZONE

WHEREAS, The Saratoga County Empire Zone Administrative Board and the Economic Development Committee have recommended amendments to the present boundaries of the Saratoga County Empire Zone to allocate zone lands for the proposed expansion of AMD Fab Technologies US, Inc. manufacturing project; now, therefore, be it

RESOLVED, that a proposed Local Law, identified as Introductory No. 4, Print No. 1, of 2008, entitled "A LOCAL LAW APPROVING THE ALLOCATION OF ZONE LANDS FOR THE PROPOSED EXPANSION OF AMD FAB TECHNOLOGIES US, INC. MANUFACTURING PROJECT AS A REGIONALLY SIGNIFICANT PROJECT OF THE SARATOGA COUNTY EMPIRE ZONE ", is hereby introduced before the Saratoga County Board of Supervisors, and the Board of Supervisors shall hold a Public Hearing on December 3, 2008 at 5:00 p.m. in the Meeting Room of the Saratoga County Board of Supervisors at 40 McMaster Street, Ballston Spa, New York 12020, on the matter of the adoption of such

proposed Local Law, and the Clerk of this Board of Supervisors be and she hereby is directed to give notice of such Public Hearing in the manner prescribed by law.

RESOLVED, that this Board of Supervisors declares itself to be lead agency to conduct environmental impact review under the State Environmental Quality Review Act; and be it

RESOLVED, that the Clerk of this Board give notice of such public hearing in the manner prescribed by law.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 213 - 08

Introduced by Supervisors Hunter, Jenkins, M. Johnson, Raymond, Rowland, Sausville and Southworth

AUTHORIZING CONTRACT WITH INTEGRYS ENERGY SERVICES OF NEW YORK, INC. FOR ELECTRICITY

WHEREAS, The County of Tompkins and other municipalities authorized the Municipal Electric and Gas Alliance ("MEGA") to solicit bids for electricity on their behalf; and

WHEREAS, The County of Tompkins has awarded a contract for electricity to Integrys Energy Services of New York, Inc.; and

WHEREAS, Section 408-a of the County Law authorizes a County to include in any purchase contract awarded to the lowest responsible bidder authorization permitting any other political subdivision in the State to participate; and

WHEREAS, In November 7, 2007, the County of Tompkins, pursuant to Section 408-a, authorized all other political subdivisions in the State to participate in the contract; now, therefore, be it

RESOLVED, That the Chair of the Board is authorized to execute an agreement and any and all other documents necessary to participate in the Municipal Electric and Gas Alliance and to purchase electricity from Integrys Energy Services of New York, Inc. 3556 Lake Shore Road, Buffalo, New York on the terms and at the prices offered to Tompkins County and other participants in the Municipal Electric and Gas Alliance, the form and substance of said agreement and/or documents are subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: The County expects savings of 4% to 8% annually based on the aggregate purchase of this energy source.

RESOLUTION 214 - 08

Introduced by Supervisors Hunter, Jenkins, M. Johnson, Raymond, Rowland, Sausville and Southworth

AUTHORIZING CONTRACT WITH HESS CORPORATION FOR GAS

WHEREAS, The County of Tompkins and other municipalities authorized the Municipal Electric and Gas Alliance ("MEGA") to solicit bids for natural gas on their behalf; and

WHEREAS, The County of Tompkins has awarded a contract for natural gas to Hess Corporation; and

WHEREAS, Section 408-a of the County Law authorizes a County to include in any purchase contract awarded to the lowest responsible bidder authorization permitting any other political subdivision in the State to participate; and

WHEREAS, In November 7, 2007, the County of Tompkins, pursuant to Section 408-a, authorized all other political subdivisions in the State to participate in the contract; now, therefore, be it

RESOLVED, That the Chair of the Board is authorized to execute an agreement and any and all other documents necessary to participate in the Municipal Electric and Gas Alliance and to purchase natural gas from Hess Corporation of Woodbridge, New Jersey on the terms and at the prices offered to Tompkins County and other participants in the Municipal Electric and Gas Alliance, the form and substance of said agreement and/or documents are subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: The County expects savings of 4% to 8% annually based on the aggregate purchase of this energy source.

RESOLUTION 215 - 08

Introduced by Supervisors Hunter, Jenkins, M. Johnson, Raymond, Rowland, Sausville and Southworth

AUTHORIZING A LEASE WITH SARATOGA SOARING ASSOCIATION FOR HANGAR AND TIE DOWN AREA AT COUNTY AIRPORT

WHEREAS, the Saratoga Soaring Association has leased space at the Saratoga County Airport since 2002, and its lease ends on December 31, 2008; and

WHEREAS, the Soaring Association wishes to continue to lease space for tying down its members' gliders and a hangar in which to store its tow plane and glider; and

WHEREAS, the proposed leased premises are in conformance with the Airport Master Plan; and

WHEREAS, our Buildings and Grounds Committee recommends leasing a 45,000 square foot area at the County Airport to the Soaring Association; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a lease agreement with the Saratoga Soaring Association for a tie down area and hangar and associated uses at the Saratoga County Airport for a term of January 1, 2009 - December 31, 2027 at an initial amount of \$2,925 for the year January 1, 2009 – December 31, 2009, and annual increases equal to the increase in the Consumer Price Index (CPI), the form and content of such lease subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: The annual increase will be based on the Consumer Price Index not to exceed 5%.

RESOLUTION 216 - 08

Introduced by Supervisors Hunter, Jenkins, M. Johnson, Raymond, Rowland, Sausville and Suothworth

AUTHORIZING 5-YEAR LEASE WITH CITY OF SARATOGA SPRINGS FOR SUPREME COURT LAW LIBRARY

WHEREAS, Judiciary Law §816 obligates the County to maintain a Supreme Court Library within the City of Saratoga Springs ; and

WHEREAS, Resolution 20 - 2004 authorized the current lease of library facilities expiring December 31, 2008; and

WHEREAS, the City of Saratoga Springs has offered to renew the lease through December 31, 2013 on similar terms; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors is hereby authorized and directed to execute a lease with the City of Saratoga Springs for its provision of 2403 square feet of space on the third floor of City Hall for use as a State Supreme Court Library for the period: January 1, 2009 - December 31, 2013 at the following annual rentals:

2009	\$30,942.23
2010	\$31,870.50
2011	\$32,826.62
2012	\$33,811.42
2013	\$34,825.76;

and, be it further

RESOLVED, that said lease shall also provide that the County of Saratoga shall have the right to terminate the lease subject to its provision of prior notice of at least six (6) months; and, be it further

RESOLVED, that all other terms and conditions of said lease shall be identical to the existing lease.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 217 - 08

Introduced by Supervisors Hunter, Jenkins, M. Johnson, Raymond, Rowland, Sausville and Southworth

AUTHORIZING A LEASE FOR A COUNTY MENTAL HEALTH FACILITY

WHEREAS, Resolution 19 - 04 authorized a renewal of a lease with 254-258 Church Street Associates, LLC for a Mental Health facility; and

WHEREAS, a renewal of the lease for the Mental Health Facility in Saratoga Springs is appropriate and essential to continue the satisfactory provision of services at the site; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a renewal lease agreement for the Mental Health Facility in Saratoga Springs known as the Alcoholism Services Clinic from the 254-258 Church Street Associates, LLC for the term January 1, 2009 through December 31, 2013 at a base rental of \$52,500, per year plus 33¹/₃% of the annual operational building expenses, with an initial rental of \$87,780.00 for the period January 1, 2009 through December 31, 2009, the form and content subject to the approvals of the Contract Administrator and the County Attorney.

BUDGET IMPACT STATEMENT: The base lease amount of \$52,500 will not change only the operational costs are subject to the annual increase stipulation.

RESOLUTION 218 - 08

Introduced by Supervisors Hunter, Jenkins, M. Johnson, Raymond, Rowland, Sausville and Southworth

AUTHORIZING THE CHAIR TO ENTER INTO AN AGREEMENT WITH OFFICE OF COURT ADMINISTRATION FOR THE CLEANING OF COURT FACILITIES

WHEREAS, Chapter 686 of the laws of 1996 requires the State of New York to contract with Saratoga County for the cleaning of court facilities, as well as minor and emergency repairs thereof; and

WHEREAS, it is necessary to enter into a contract with the New York State Unified Court System for the supplying of cleaning services and minor and emergency repairs to the court facilities in Saratoga County, by County personnel; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized and directed to execute an agreement with the New York State Unified Court System for the provision of cleaning and minor and emergency repairs of the court facilities in Saratoga County, by Saratoga County personnel, its form and content being subject to the approval of the Contract Administrator and the County Attorney.

BUDGET IMPACT STATEMENT: None. The anticipated revenue for 2009 is \$285,000.

RESOLUTION 219 - 08

Introduced by Supervisors Hunter, Jenkins, M. Johnson, Raymond, Rowland, Sausville and Southworth

AUTHORIZING A WATER SUPPLY CONTRACT FOR THE COUNTY AIRPORT WITH HERITAGE WATER WORKS CO. INC.

WHEREAS, federal and state grants have enabled Saratoga County to construct a water main to supply public water to the Saratoga County Airport; and

WHEREAS, Heritage Springs Water Works Co., Inc. will be the supplier of the water, and a contract is needed to provide for the connection, operation and maintenance of the main and for the cost of the water; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a contract with Heritage Springs Water Works Co. Inc. for the connection, operation and maintenance of a water main and for the supply of water to the Saratoga County airport at an initial rate of \$88.72 for the first 9000 gallons and \$3.80 per 1000 gallons

thereafter per quarter with a minimum annual charge of \$354.88, the form and substance of such contract subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: No budget impact. The Fixed Based Operator will pay all water costs pursuant to their lease.

RESOLUTION 220 - 08

Introduced by Supervisors Thompson, Grattidge, Jenkins, Lawler, Veitch, Wormuth and Yepsen

AUTHORIZING CHAIRMAN TO ENTER INTO A CONTRACT WITH SUSAN HAYES TO ASSIST DOCTOR IN PERFORMING AUTOPSIES

WHEREAS, the County of Saratoga has need for the services of a forensic pathologist for autopsies and other services pursuant to the direction of the County Coroners and District Attorney; and

WHEREAS, it is necessary for the doctor to have an assistant while performing autopsies; now, therefore, be it

RESOLVED, that the Chairman of this Board of Supervisors be and he hereby is authorized to execute a contract with Susan Hayes to assist the doctor during autopsy procedures at a cost of \$100 per autopsy effective immediately the form and content of such contract being subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: None. This increase can be accommodated within the 2009 budget.

RESOLUTION 221 - 08

Introduced by Supervisors Thompson, Grattidge, Jenkins, Lawler, Veitch, Wormuth and Yepsen

AUTHORIZING CHAIRMAN TO ENTER INTO A CONTRACT WITH DR. JACK PASTON, M.D. TO PERFORM AUTOPSIES

WHEREAS, the County of Saratoga has need for the services of a forensic pathologist for autopsies and other services pursuant to the direction of the County Coroners and District Attorney; now, therefore, be it

RESOLVED, that the Chairman of this Board of Supervisors be and he hereby is authorized and directed to execute a contract with Dr. Jack Paston to perform forensic autopsies for Saratoga County at a rate of \$650 per autopsy, \$25 per death certificate, \$75 per scene investigation and with Forensic Medical Services at a rate of \$800 per autopsy, \$25 per death certificate and \$75 per scene investigation, effective January 1, 2009 the form and content of such contract being subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: None. This increase can be accommodated within the 2009 budget.

RESOLUTION 222 - 08

Introduced by Supervisors Thompson, Grattidge, Jenkins, Lawler, Veitch, Wormuth and Yepsen

AUTHORIZING AN AGREEMENT WITH CAPITAL DIGITRONICS, INC. TO PERFORM REPAIR AND MAINTENANCE WORK ON THE PUBLIC SAFETY RADIO SYSTEM

WHEREAS, our Public Safety Committee and Purchasing Coordinator have solicited proposals for repair and maintenance work on the Public Safety Radio System; and

WHEREAS, our Public Safety Committee has recommended that the bid of Capital Digitronics, Inc., the low bidder, be accepted; now, therefore, be it

RESOLVED, that the Chairman of the Board execute a contract with Capital Digitronics, Inc. of 264 Bradford Street, Albany, NY 12208 to provide repair and maintenance work on the Public Safety Radio System for a total cost not to exceed \$71,550, the form and content thereof being subject to the approvals of the County Attorney and Contract Administrator.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 223 - 08

Introduced by Supervisors Thompson, Grattidge, Jenkins, Lawler, Veitch, Wormuth and Yepsen

AUTHORIZING AN AGREEMENT WITH BOMBARD EXCAVATING CORPORATION TO CONSTRUCT A ROADWAY AT THE FRAKER MOUNTAIN RADIO SITE

WHEREAS, proposals were submitted for the construction of a roadway at the Fraker Mountain Radio Site and Bombard Excavating Corporation was the lowest bid; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a contract with Bombard Excavating Corporation of Middle Grove, New York for the construction of a roadway at the Fraker Mountain Radio Site for a sum not to exceed \$191,000.00, the form and substance of the contract subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: None. Funds are available in the Radio System Capital Fund.

RESOLUTION 224 - 08

Introduced by Supervisors A. Johnson, Daly, Grattidge, Hunter, Peck, Thompson and Wood

AUTHORIZING LEVY FOR UNPAID 2008 SACANDAGA LAKE MAINTENANCE ASSESSMENTS

WHEREAS, pursuant to Section 15-2125 of the Environmental Conservation Law of the State of New York, and acts amendatory thereof, the Board of Hudson River – Black River Regulating District did, on the 9th day of June 2008, make an estimate of and fix and determine an amount sufficient to pay the annual expense of the maintenance and operation of Great Sacandaga Lake (formerly Sacandaga Reservoir), for a period of one (1) year, and the said annual cost having been by said Board duly apportioned among the public corporations and real estate benefited according to the benefits derived there from respectively; and

WHEREAS, it has been duly determined that the total amount of the cost of the maintenance and operation of said Lake for the year 2008 shall be assessed and levied on each public corporation and each parcel of real estate benefited, and the Board of Hudson River – Black River Regulating District, successor under Chapter 855 of Laws of 1959 to Board of Hudson River Regulating District, prepared a statement duly verified under the seal of said District and caused a copy thereof to be filed with the County Clerk effected or containing any real estate which is benefited, showing the locality, name of owner, proportionate cost total amount assessed for the year 2008, which statement contains the amount to be levied and collected in the County of Saratoga, namely:

<u>LOCATED IN</u>	<u>NAME OF OWNER</u>	<u>PROPORTION OF COST</u>	<u>ANNUAL PAYMENT TO BE ASSESSED & COLLECTED FOR YEAR 2008 INCLUDES 1% SERVICE FEE</u>
Town of Halfmoon	Albany Engineering Corp.	0.02424	\$108,838.84

now, therefore, be it

RESOLVED, that the foregoing assessment for 2008 be levied and assessed against the parcel and property rights of the above named owners in accordance with the description thereof upon the assessment books of the above named County, and the said assessment be included in the assessment tax roll of said County, and the officer charged with that duty be, and hereby is authorized and directed to extend said tax in said County as herein stated, and the County collector or other officer charged with the duty of collecting taxes be, and he hereby is, authorized and directed to collect said taxes as extended for the year 2008, as general taxes are collected.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 225 - 08

Introduced by Supervisors A. Johnson, Daly, Grattidge, Hunter, Peck, Thompson and Wood

SETTING DECEMBER 3, 2008 FOR PUBLIC HEARING ON REVISED TENTATIVE 2009 SARATOGA COUNTY BUDGET

WHEREAS, the Budget Officer timely submitted the tentative 2009 Budget on October 28, 2008 to this Board; and

WHEREAS, pursuant to Local Law 1-50, our Law and Finance Committee has reviewed and revised the tentative Budget; and

WHEREAS, on November 14, 2008 the entire Board reviewed that revised Budget; and

WHEREAS, County Law Section 359 requires the conduct of a public hearing on the revised tentative budget before its adoption; now, therefore, be it

RESOLVED, that this Board of Supervisors shall hold a public hearing on the revised tentative 2009 Saratoga County Budget on December 3, 2008, at 5:30 P.M. at the Saratoga County Board of Supervisors Chambers, 40 McMaster Street, Ballston Spa, New York 12020; and, be it further

RESOLVED, that the Clerk of this Board give the required notice of this hearing by publication in The Saratogian, The Ballston Journal, The Daily Gazette, The Times Union and The Post Star.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 226 – 08 (TABLED)

Introduced by Supervisors A. Johnson, Daly, Grattidge, Hunter, Peck, Thompson and Wood

ADOPTING 2009 SARATOGA COUNTY BUDGET

BE IT RESOLVED, that the tentative 2009 Saratoga County Budget, submitted by the Budget Officer on October 28, 2008 with amendments, if any, be, and the same hereby is, adopted.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 227 – 08 (TABLED)

Introduced by Supervisors A. Johnson, Daly, Grattidge, Hunter, Peck, Thompson and Wood

APPROPRIATING AMOUNTS FINALLY SET FORTH IN 2009 SARATOGA COUNTY BUDGET

WHEREAS, Resolution 226 of 2008 adopts, with certain amendments, the revised tentative 2009 Budget previously submitted by the Budget Officer; now, therefore, be it

RESOLVED, that the several amounts specified in the tentative 2009 Saratoga County Budget in the column entitled "Law and Finance Recommendations", with amendments, if any, be inserted by the Clerk of

this Board in the column entitled "Adopted", and that the total amounts as listed under each department heading be carried into the column entitled "Total"; and, be it further

RESOLVED, that, effective January 1, 2009, these total amounts are appropriated for the objects and purposes specified in the now-adopted 2009 Budget for the County of Saratoga.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 228 - 08

Introduced by Supervisors M. Johnson, Hunter, Connelly, Raymond, Rowland, Southworth and Thompson

AUTHORIZING CONVEYANCE OF TAX-ACQUIRED LANDS

WHEREAS, Unpaid taxes resulted in the County's acquisition of certain lands in various towns, and

WHEREAS, The former owner has requested the pre-auction conveyance of one of the said parcels in consideration of his payment of an amount equal to the unpaid taxes, penalties, interests and charges; and

WHEREAS, Our Equalization and Assessment Committee recommends approval of this request; now, therefore, be it

RESOLVED, That the Chair of the Board of Supervisors convey by quitclaim deed to the following party, the lands set opposite his name, upon payment of the indicated amounts, which include penalties, interest and charges,

<u>CONVEY TO:</u>	<u>YEAR</u>	<u>TOWN</u>	<u>S/B/L</u>	<u>AMOUNT</u>
The Heirs of Richard D. Bordeau: Rick Bordeau, Robin Ginn, Richard Bordeau, Jr., Ronald Bordeau and Randy Bordeau c/o Ronald Bordeau 493 Maple Avenue Ballston Spa, NY 12020	2005	Milton	203.5-1-52	\$2,887.23

BUDGET IMPACT STATEMENT: This offer includes all appropriate penalties and interest.

Mrs. Plummer requested everyone to get their toys in for the Toys for Tots program.

Mrs. Plummer stated there is one employee in the Sheriff's Department who is in Iraq, and we will be sending boxes to him.

Mr. Lucia mentioned he received a nice card from Lucy Pistoia, from Corinth, thanking the Board for the Army Field Band Concert that was held at SPAC.

On a motion by Ms. Wormuth, seconded by Mr. Lucia, the meeting was adjourned to December 3rd at 5:15 p.m.

Barbara J. Plummer, Clerk