

AGENDA

January 12, 2011 5:00 p.m.

Vice Chairman Thompson called the meeting to order.

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, John Collyer, Thomas N. Wood, III, Matthew E. Veitch, Joanne Dittes Yepsen, Edward D. Kinowski, John Lawler, Arthur J. Johnson 23. ABSENT – 0.

Spencer Hellwig, County Administrator reviewed the following items:

ECONOMIC DEVELOPMENT

Authorizing Chair to enter into renewal agreement with Cornell Cooperative Extension to manage the MS4 Storm Water Management Program at a cost not to exceed \$50,000. (Jason Kemper, Director of Planning)

Mr. Hellwig said this is a renewal of an agreement with Cornell Cooperative Extension to manage the County's MS4 Stormwater Management Program with a cost not to exceed \$50,000 which is the same amount that we paid last year for that contract.

PERSONNEL

Amending the 2011 Compensation Schedule to incorporate changes approved by the Personnel Committee resulting from the early retirement incentive and related staffing. (Jack Kalinkewicz, Director of Personnel)

Mr. Hellwig said under Personnel there will be an amendment to the Compensation Schedule related to early retirement incentive including abolishment's, reclassifications' and grade changes.

PUBLIC HEALTH

Amending the 2011 budget to accept \$23,019 in American Recovery and Reinvestment Act funding to cover training and equipment costs related to Public Health's use of the State's Early Intervention web based network. (Lori Stiles, Acting Public Health Director)

Mr. Hellwig said this is for the Public Health Department to amend the budget to appropriate \$23,019 in Federal Stimulus money to cover various costs and training for the department to transfer over the state web based early intervention information.

Amending the 2011 Budget to accept an additional \$14,419 in State Aid for Transitional Services Association, Inc. for office furnishings and equipment and increasing their 2010 contract by the same amount. (Hans Lehr, Acting Director of Mental Health)

Amending the 2011 Budget to accept an additional \$14,284 in State Aid for the Alcohol and Substance Abuse Prevention Council, Inc. for office furnishings and equipment and increasing their 2010 contract by the same amount. (Hans Lehr, Acting Director of Mental Health)

Amending the 2011 Budget to accept an additional \$6,436 in State Aid for the Franklin Community Center, Inc. for office furnishings and equipment and increasing the 2010 contract by the same amount. (Hans Lehr, Acting Director of Mental Health)

Mr. Hellwig said these three resolutions for the Mental Health Department to provide pass through funding for agencies involved in various mental health services which include non-personnel costs, computers, desks, small office equipment, etc. Those purchases were made in 2010 will have to amend their 2010 contracts and 2011 budget to make those payments.

BUILDINGS & GROUNDS

Amending the 2011 Budget to re-appropriate \$165,289 in expenses and revenues to complete obstruction removal, berm construction and the purchase of avigation easements at the Saratoga County Airport. (Joe Ritchey, Commissioner of Public Works)

Mr. Hellwig said this reappropriation of \$165,289 is work at the County Airport including pending litigation with avigation easements and the construction of a berm for visual and noise reduction in addition to one other item which includes planting and seeding the areas where the trees were removed under a \$700,000 federal grant.

Amending Resolution #221-10 to authorize payment for up to 40% of building expenses including taxes, water and sewer fees, lawn care, snow removal, garbage pickup and pest control in an amount not to exceed \$10,000 annually. (Joe Ritchey, Commissioner of Public Works)

Mr. Hellwig said we will be amending Resolution #221 of 2010 which is a lease agreement with Fred McNearly for property in Geysers Crest for Friendship House for treatment of mental health. That initial resolution did not include authorization for various building expenses. Those expenses will not exceed \$10,000 on an annual basis.

EQUALIZATION & ASSESSMENT

Authorizing the County Auditor to approve tax corrections and refunds less than \$2,500. (Brian O'Connor, Auditor)

Mr. Hellwig said this is a housekeeping resolution which will allow the County Auditor to pay tax corrections up to \$2,500.

PUBLIC SAFETY

Authorizing the collection of a \$25.00 fee from DWI and DWAI offenders ordered by the Court to attend a DWI Victim Impact Panel as part of their case disposition. (Wes Carr, Youth Bureau Director)

Mr. Hellwig said this will allow the County to create a \$25 fee for the DWI offender to pay for the Victim Impact Panel.

Amending the 2011 Budget to re-appropriate \$40,525 in expenses and revenues for the Homeland Security Companion Animal Grant. (Dan Butler, Animal Shelter Supervisor)

Authorizing the transfer of \$55,000 of funds from the Animal Shelter Trust Fund and amending the budget in relation thereto. (Dan Butler, Animal Shelter Supervisor)

Mr. Hellwig said these two are for the Animal Shelter. The first one is to Reappropriate Homeland Security Grant funding. And the second is to transfer money out of Dan's Trust Fund to purchase various items for the shelter.

Amending the 2011 Budget to re-appropriate \$597,512 in Homeland Security funding for the Emergency Services Department to purchase various equipment, training services and supplies. (Paul Lent, Director of Emergency Services)

Mr. Hellwig said this final item under Public Safety will be to Reappropriate \$597,000 for equipment and training that was approved under three separate Homeland Security Grants dated 2007 to 2009.

PUBLIC WORKS

Re-appropriating \$3,623,654 in expenses and revenues under Public Works for engineering and construction costs related to six bridge projects and one County road project. (Joe Ritchey, Commissioner of Public Works)

Mr. Hellwig said finally there will be one resolution out of Public Works to Reappropriate \$3.6 million in revenue and expenses for Capital Projects that weren't completed last year but will be continued in 2011. He said those are all the items for next week.

Vice Chairman Thompson asked if there was any other business to come before this Board. With there being none, on a motion by Tom Richardson, seconded by Preston Jenkins the meeting was adjourned.

Respectfully Submitted,

Pamela Hargrave, Clerk of the Board

REGULAR SESSION
Tuesday, January 18, 2011
AT 4:00 P.M., E.S.T.

Board meeting called to order by Chairman Wood and thanked all the Supervisors who made the special effort to come to the meeting and driving here and arriving here safely.

Roll call was taken. PRESENT – Patricia Southworth, Alan Grattidge, Philip C. Barrett, Anita Daly, George J. Hargrave, Richard Rowland, Arthur M. Wright, Mindy Wormuth, Paul Sausville, Frank Thompson, Willard H. Peck, John Collyer, Thomas N. Wood, III, Matthew E. Veitch, Joanne Dittes Yepsen, John Lawler, Arthur J. Johnson 23. ABSENT – Richard Lucia, Mary Ann Johnson, Jean Raymond, Thomas Richardson, Edward D. Kinowski, Preston L. Jenkins, Jr. – 6.

The invocation was given by Patti Southworth, Chaplain.

The Clerk presented the following:

Correspondence from Stephen Dorsey, Saratoga County Attorney, appointing the following Assistant County Attorney's, 1/1/11 – 12/31/11: Richard Kupferman, First Assistant; Hugh Burke, Karen D'Andrea, Robert Wilcox & Mary Beth Hynes.

Received and filed.

Correspondence from John Ciulla, Saratoga County Public Defender, appointing the following Assistant Public Defenders, 1/1/11 – 12/31/11: Oscar Schreiber, First Assistant; Andrew Blumenburg, John DeLong, Diane Turo and Van Zwisohn.

Received and filed.

Correspondence from Sam Pitcherale, County Treasurer, appointing two Deputy Treasurers: Cynthia Baker as Deputy Treasurer of Revenues and D'arcy Plummer as Deputy Treasurer of Disbursements.

Received and filed.

Correspondence from Kathy Marchione, County Clerk, appointing two Deputy County Clerk's: LoAnn Sanders and Kathy Jeanson.

Received and filed.

Copy of a resolution adopted by the Sullivan County Legislature "Imploring the New York State Legislature to Enact Substantive Reform of the Real Property Tax Law Section Governing Tax Exempt Criteria."

Referred to Supervisor Veitch and the County Administrator.

Saratoga County Board of Supervisors:

We would like to take this opportunity to thank you for your continued support of the Saratoga County Children's Christmas Program. This year, with your help, we assisted nearly four hundred children with gifts and clothing. Without your support and generosity this would not be possible. It is truly a joy to help those less fortunate. Thank you so much for your caring and concern. Your assistance is truly appreciated.

Sincerely,

Reed Lehan, Supervisor
Adult & Family Services

Thank you. That was absopositutely cleverly, astutely, ultra-supersweetly, totally, completely, extraordinarily, really, surely, verily, super-duper, tried and true wonderfully kind of you. Thanks so much. Dear Board – Thank you so much for my retirement gift & to those who came to the party. It has been a rewarding 28 years and I will miss you very much. Have a great New Year!

Sincerely,
Elaine Sodemann

Dear Board Members,
Due to a previously scheduled appointment, I was unable to attend the special presentation at the December 21st Board Meeting. I would like to thank you for the certificate and clock. I truly appreciate the gesture.

Sincerely,
Karen Manhey
Mail Clerk

REPORTS:

2010 Annual Report from the Veterans Service Agency.

Received and filed.

2010 Annual Report of the Saratoga County Corporate Compliance Committee.

Received and filed.

Chairman Wood said that he would like to give an update on the Local Law discussion and says that when we held the public hearing on the local law amending the compensation schedule by adding a cost of living increase a number of concerns were identified in the proposed law. He said that today's resolutions do not include amending the compensation schedule in any of the resolutions that will be presented. We have had conversations with Art Johnson the head of our Personnel Committee as well as Spencer Hellwig and Stephen Dorsey and the decision regarding this proposal is that it will go back to Law and Finance actually it will go back to Personnel first and it will completely start over again and go back to Personnel and work its way through Law and Finance and then ultimately make its way to another public hearing. All members of the Board will have copies of this well in advance of another public hearing so the Board will have full opportunity for comments.

Mr. Hellwig said to clarify, the resolution Tom is referring to has to do with officials that are serving terms. There is a second resolution that is included today which relates to changes in positions based on the early retirement incentive. There is one of the two Local Laws which had public hearings last week that is included in this packet. The one that was discussed at the last meeting in terms of various topics that were covered by the law is being pulled so it can go back through the various committees next month.

Chairman Wood asked if any supervisor had any questions on the action we are taking relative to the Compensation Schedule the one that involved adding the cost of living increase. Chairman Wood acknowledged Supervisor Wormuth. Mrs. Wormuth asked if both of the laws were held as separate public hearings. Chairman Wood said that two public hearings were held. One was on the Codification of Laws and was totally separate. The one that is being done today was not part of the public hearing. That was changing of the grade levels of certain positions where the Personnel Committee had abolished certain positions and created other positions. Mrs. Wormuth just wanted to be sure that the public hearing that was held separated the two things that is being discussed and wondered if there were two separate hearings. Mr. Hellwig said that the

resolution that is included today was not part of that public hearing. The public hearing only related to the terms of employees that were covered by terms.

Mr. Thompson asked if this was for just three employees. Chairman Wood stated that it was not. There were three employees that their salaries were not initially presented correctly and other issues arose as a result of the decision. Mr. Thompson asked if the \$600 was a raise for 2010. Chairman Wood said that was correct. Mr. Thompson said that if someone started here January 1st why are they getting it. Chairman Wood said he didn't believe they were that that was for only those employed in 2010. Chairman Wood said that these issues are the reasons why it is being sent back to Personnel for a complete review of that and to be sure the right persons are on. Chairman Wood asked Supervisor Johnson to comment. Mr. Johnson said the local law had to do with a select group of individual that were mid-term. The other positions on the resolution went through the normal process of Personnel through Law and Finance. Mr. Johnson said the local law will go back to Personnel for review then put it through to Law and Finance then ultimately schedule another public hearing with the correct information. Chairman Wood acknowledged Supervisor Lawler.

Mr. Lawler asked if the agenda should be moved along and have a discussion later on or should the discussion be now. Chairman Wood said he thought the resolutions should be brought out and then ask for a separate vote if the one that is being referred to in the packet. Mr. Lawler stated that he had a couple of simple questions. Chairman Wood stated that if they were simple questions he should ask them now. Mr. Lawler said that as he understands it the \$600 bonus is applicable to all employees that were part of the union contract. He said that the union employees get this \$600 and that it has been the County's policy over these many past years to mirror the union settlement on behalf of the management employees. He stated that what the Board is basically doing is simply extending that \$600 bonus to the management employees a few of which may have been left off of the list because we didn't know who they were or the positions didn't exist the way they exist now. He said that as he understands it the Board isn't doing anything differently than the Board has done in the past in terms of taking a bonus that has been part of the contract settlement and then simply applying it to the management. Chairman Wood stated that that would be a very correct assumption and a very clear way of presenting what it is that was intended. Mr. Johnson said that in December the Board actually passed the \$600 bonus for the management other than this particular group. For that reason, Dave Wickerham was not on the last group of people that were subject to the public hearing. He was in the group that was adopted by resolution last month. The Local Law was for those positions that were mid-term. Chairman Wood acknowledged Mr. Peck.

Mr. Peck said that for clarification for the press here, he stated that the \$600 was not really a bonus that all the management and confidential employees were at a zero wage increase so part of the negotiated settlement was to take 2010 in lieu of having the wages increased by 1, 2 or 3% and give the \$600 one time payment. Mr. Lawler thanked Mr. Peck for his more accurate description.

Chairman Wood asked if there were any requests for separate votes. Mr. Thompson said not a separate vote but that he had a couple of questions on Resolution No. 12. He said that the resolution creates a Deputy Commissioner of Public Works at Grade 21 and that the resolution abolishes Deputy Commissioner of Highway at Grade 19. He asked why the position went up two grades. Mr. Johnson said the Committee eliminated the one position which was Commissioner of Buildings which was Rick Gardner's position and the committee created the Deputy Commissioner under Joe Ritchey at Grade 21 which is an upgrade for the person taking that position. Mr. Thompson stated that what he was getting at is that all the other positions on that resolutions were dropped grades and that one went up. Mr. Johnson said that was a new position and that the appropriate grade level was given for that position. He also stated that the drop in Mental Health is because there is a drop in how big that department is and a lot has changed there. The feeling of the committee was that the program had dropped so the positions should drop as well. Mr. Thompson asked if someone had done a work study or a salary study on this. Mr. Rowland asked to interject and reply to Mr. Thompson. Chairman Wood allowed this. Mr. Rowland stated that one of the things that was discussed was that this was a more accurate description of the job duties. The job duties had changed somewhat in that position and it's to more reflect the duties of the person in that position. The Committee eliminated duties that they may or may not have had. Mr. Thompson said that the recycling coordinator had been abolished and asked if the County has a solid waste plan in effect. Mr. Thompson said the solid waste plan expired December 31st of 2010. Mr. Rowland said the Solid Waste Plan was going to be handled by the Department of Public Works through the staff and positions that are there. Mr. Thompson said then all the permits are in. Mr. Rowland said it was his understanding that all the permits are in.

Mr. Thompson asked if that pertained to the landfill too. Mr. Rowland said he believed so. Chairman Wood asked Mr. Speziale representing Public Works to respond. Mr. Speziale said that as far as the Solid Waste Plan, they had just received noticed from DEC that the plan needs to be renewed and the department is in the process of starting that and that it should be done by March. Mr. Thompson asked if the plan had to be re-written. Mr. Speziale said that the Department will take the old plan and modify it as necessary. Mr. Thompson asked where the County stood on the landfill permits. Mr. Speziale said he did not know.

On a motion by Mr. Grattidge, seconded by Ms. Wormuth, Resolution Nos. 11 through 24 were adopted by a unanimous vote.

RESOLUTION 11 - 11

Introduced by Daly, Barrett, A. Johnson, Kinowski, Lawler, Richardson and Sausville

AUTHORIZING CHAIR TO ENTER INTO A CONTRACT WITH COOPERATIVE EXTENSION TO MANAGE THE MS4 STORM WATER MANAGEMENT PROGRAM

WHEREAS, the Environmental Conservation Law and the Regulations of the Department of Environmental Conservation impose requirements on Saratoga County and its cities, towns and villages for management of storm water; and

WHEREAS, it is beneficial for the County to maintain an MS4 Storm Water Management Program to assist the municipalities in complying with the regulations regarding storm water management; and

WHEREAS, a contract with Cooperative Extension is needed to administer the MS4 Storm Water Management Program; now, therefore, be it

RESOLVED, that the Chair of the Board execute an agreement with Cooperative Extension of Ballston Spa, NY for its services in administering the MS4 Storm Water Management Program at an annual cost not to exceed \$50,000, the form and content thereof being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 12 - 11

Introduced by Supervisors A. Johnson, Peck, Collyer, Daly, Hargrave, Richardson and Rowland

AMENDING THE 2011 COMPENSATION SCHEDULE

BE IT RESOLVED, that the 2011 Saratoga County Compensation Schedule is amended as follows:

GENERAL SERVICES:

Abolish: Director of General Services/Contract Administrator

Create: Director of Purchasing – Grade 16

DATA PROCESSING:

Abolish: Assistant Director of Data Processing

Create: Director of Data Processing – Grade 18

DPW:

Create: Deputy Commissioner of Public Works – Grade 21

Abolish: Deputy Commissioner of Highway – Grade 19

Create: 1 Engineering Technician

Abolish: Recycling Coordinator

MENTAL HEALTH:

Change Grade of Director of Mental Health from 24 to 21

Change Grade of Deputy Director of Mental Health from 21 to 19
 Change Supervising Social Worker to Sr. Staff Social Worker
 (Creating 1 Sr. Staff Social Worker and reducing Supervisor to 2)

JTPA:

Name Change to WIA

DISTRICT ATTORNEY:

Amend Assistant D.A. no benefits from (1) to (2) no budget change

BUDGET IMPACT STATEMENT: The Compensation Plan changes will result in approximately \$200,000 in savings.

RESOLUTION 13 - 11

Introduced by Supervisors Wright, Daly, Kinowski, Lucia, Raymond, Richardson and Southworth

ACCEPTING \$23,019 FROM THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) FOR EXPENSES RELATED TO PUBLIC HEALTH'S USE OF THE STATE'S EARLY INTERVENTION WEB BASED NETWORK AND AMENDING THE 2011 BUDGET

WHEREAS, New York State is offering \$23,019 from the American Recovery and Reinvestment Act to cover training expenses, equipment and office supplies relative to the Public Health's use of the State's Early Intervention web based network; now, therefore, be it;

RESOLVED, that the Chair of the Board is authorized to execute any and all applications, agreements and other documents necessary to accept \$23,019 from the American Recovery and Reinvestment Act to cover training expenses, equipment and offices supplies relative to Public Health's use of the State's Early Intervention web based network; and, be it further

RESOLVED, that the 2011 Saratoga County Budget is amended as follows:

PUBLIC HEALTH

Appropriations:

Increase Acct.: #1-40-403-7001	Mileage	\$ 200
Increase Acct.: #1-40-403-8190	Professional Fees	\$15,195
Increase Acct.: #1-40-403-8533	Phone Costs	\$ 5,400
Increase Acct.: #1-40-403-8550.I	Office Supplies	\$ 2,024
Increase Acct.: #1-40-403-8560	Printing	<u>\$ 200</u>
		\$23,019

Revenues:

Increase Acct.: #1-40-4483 Early Intervention	\$23,019
---	----------

BUDGET IMPACT STATEMENT: None. 100% Federal Aid.

RESOLUTION 14 - 11

Introduced by Supervisors Wright, Daly, Kinowski, Lucia, Raymond, Richardson and Southworth

AMENDING MENTAL HEALTH CONTRACTS AND 2011 BUDGET TO ACCEPT ADDITIONAL STATE FUNDS

WHEREAS, Resolution 28-96, as amended by Resolution 41-97, authorized ongoing contracts for mental health services, subject to annual appropriations, with various agencies; and

WHEREAS, additional funds from the New York State Office of Alcoholism and Substance Abuse Services, are available to reimburse the Transitional Services Association, Inc. and Franklin Community Center, Inc. for computers, office equipment and furniture purchased in 2010; and

WHEREAS, an amendment to the 2010 contract with the following agencies and the 2011 Budget is necessary to accept these funds; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an amended contract with the following agencies to provide for the indicated increase in funding for their services:

<u>ORGANIZATION</u>	<u>INCREASE</u>	<u>TOTAL</u>	<u>REVISED FUNDING LINE</u>
Transitional Services Association, Inc.	\$14,419	\$1,638,652	NYS OMH (CSS) - \$118,841 NYS OMH (CSS-Psycho-Social Cons. Pos.) - \$8,748 NYS OMH (ICM Adult Sr. Dollars) - \$70,124 NYS OMH (ICM Adult & C/Y Mngr Costs) - \$28,520 NYS OMH (ICM C/Y Sr. Dollars) - \$27,232 NYS OMH (Supported Housing)-\$257,674 NYS OMH (Supported Case Mngt) - \$118,848 NYS OMH (Reinvestment) - \$621,639 NYS OMH (Kendra's Law) - \$33,824 NYS OMH (New Initiatives) - \$119,592 NYS OASAS - \$233,610
Franklin Community Center, Inc.	\$ 6,436	\$48,963	NYS OASAS - \$48,963

and be it further

RESOLVED, that the 2011 County Budget is amended as follows:

MENTAL HEALTH:

Appropriations:

Increase Acct. #1-43-443-8726.013 (Trns SrASA) \$14,419

Increase Acct. #1-43-443-8735.013 (Franklin Comm. Center) \$ 6,436

Revenues:

Increase Acct. #1-43-3489 (SA-OASAS) \$14,419

Increase Acct. #1-43-3477 (SA OASAS Franklin Comm. Center) \$ 6,436

and, be it further

RESOLVED, that the form and content of such contracts being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 15 - 11

Introduced by Supervisors Wright, Daly, Kinowski, Lucia, Raymond, Richardson and Southworth

AMENDING MENTAL HEALTH 2011 BUDGET

WHEREAS, Resolution 28-96, as amended by Resolution 41-97, authorized ongoing contracts for mental health services, subject to annual appropriations, with various agencies; and

WHEREAS, additional funds from the New York State Office of Alcoholism and Substance Abuse Services (OASAS) are available to reimburse the Alcohol Substance Abuse Prevention Council of Saratoga, Inc. for computers; office equipment and furniture purchased in 2010; and

WHEREAS, an amendment to the 2011 budget is needed to accept these funds; now, therefore, be it RESOLVED, that the 2011 Saratoga County Budget be and is hereby amended as follows:

MENTAL HEALTH

Appropriations:

Increase Acct.: #1-43-443-8738.013 ASAPP ASA \$14,284

Revenues:

Increase Acct.: #1-43-4488 Alcohol Abuse Program Fed \$14,284

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 16 - 11

Introduced by Supervisors Rowland, Hargrave, Jenkins, M. Johnson, Raymond, Thompson and Wright

AMENDING THE 2011 BUDGET TO REAPPROPRIATE UNSPENT FUNDS RELATING TO SARATOGA COUNTY AIRPORT AND PROJECTS

WHEREAS, unexpended 2010 funds for multi year projects in the amounts of \$165,289 for easement acquisition, off-site obstruction removal, and berm construction projects at the County Airport need to be reappropriated to the 2011 budget; now, therefore, be it

RESOLVED, that the 2011 Saratoga County Budget is amended as follows:

DEPARTMENT OF PUBLIC WORKS/BUILDINGS:

Appropriations:

Increase Acct.: #1-50-513-7091 Land Acquisition \$ 7,221

Increase Acct.: #1-50-513-7092 Infrastructure \$158,068

\$165,289

Revenues:

Increase Acct.: #1-50-3592 State Aid \$ 3,327

Increase Acct.: #1-50-4592 Federal Aid \$126,414

Increase Acct.: #1-0599.M Fund Balance \$ 35,548

\$165,289

BUDGET IMPACT STATEMENT: The local share of this reappropriation is \$35,548 and will be taken from fund balance.

RESOLUTION 17 - 11

Introduced by Supervisors Rowland, Hargrave, Jenkins, M. Johnson, Raymond, Thompson and Wright

AMENDING RESOLUTION 221-10 REGARDING THE LEASE OF PREMISES FOR MENTAL HEALTH OUTPATIENT PROGRAMS

WHEREAS, Resolution 221-10 authorized a lease of Friendship House at 433A Geyser Road in the Town of Milton, New York, for its use in the outpatient program of Saratoga County Mental Center for a period of three years; and

WHEREAS, Resolution 221-10 mistakenly stated that the commencement date of the term of said lease was January 1, 2010; and

WHEREAS, Resolution 221-10 inadvertently omitted from the stated rental costs of said lease that the County was obligated to pay its proportionate 40% share of the premises' expenses for Town, County and

School taxes, lawn maintenance, snow removal, community water and sewer user fees, garbage pick-up and pest control payable semi-annually in January and July of each calendar year; and

WHEREAS, Resolution 221-10 therefore needs to be amended to incorporate these corrections; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to execute all documents and agreements necessary to enter a lease with Frederick J. McNeary for the premises known as 433A Geysers Road in the Town of Milton for the County's use by the outpatient program of the Saratoga County Mental Health Center at a cost of \$2,750 per month for three years commencing on January 1, 2011, and at a cost of \$3,000 per month for an additional two years, plus a proportionate 40% share of the premises' expenses for Town, County, and School taxes, lawn maintenance, snow removal, community water and sewer user fees, garbage pick-up and pest control payable semi-annually in January and July of each calendar year, the form and content of the lease being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: Our annual portion of these costs is not expected to exceed \$10,000 and is available within the Mental Health Department budget.

RESOLUTION 18 - 11

Introduced by Supervisors Raymond, Hargrave, Kinowski, Lawler, Lucia, Southworth and Thompson

AUTHORIZING COUNTY AUDITOR TO APPROVE TAX REFUNDS AND CORRECTIONS NOT TO EXCEED \$2,500

WHEREAS, Real Property Tax Law §554 and §556 authorize delegation to the County Auditor of legislative duties relative to the correction and refund of certain taxes; now, therefore, be it

RESOLVED, that, upon the joint recommendations of the Director of the Real Property Tax Service Agency and the County Treasurer, the County Auditor is authorized pursuant to §556 of the Real Property Tax Law to approve for payment tax bill refunds in amounts not to exceed \$2,500, and be it further

RESOLVED, that the County Auditor is authorized pursuant to §554 of the Real Property Tax Law to approve corrections of errors on tax rolls in amounts not to exceed \$2,500, and be it further

RESOLVED, that the County Auditor shall report to the Equalization and Assessment Committee all refunds and corrections made pursuant to the authority delegated by this Resolution.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 19 - 11

Introduced by Supervisors Wormuth, Barrett, Grattidge, Hargrave, Jenkins, Kinowski and Veitch

AUTHORIZING AN ADMINISTRATIVE FEE TO INDIVIDUALS REQUIRED TO ATTEND STOP-DWI PROGRAM VICTIM IMPACT PANELS

WHEREAS, Vehicle and Traffic Law §1197 authorizes establishment of county special traffic options programs for driving while intoxicated (STOP-DWI) to reduce drug-related and alcohol-related traffic injuries and fatalities; and

WHEREAS, Resolution 103-10 authorized renewal and implementation of our local STOP-DWI program; and

WHEREAS, the Saratoga County STOP-DWI Program, in conjunction with the Saratoga County Youth Bureau, operates a victim impact program pursuant to NYS Vehicle and Traffic Law §1193(l)(f), which program is commonly referred to as a Victim Impact Panel; and

WHEREAS, courts in Saratoga County with jurisdiction over alcohol or drug related driving offenses may require a defendant convicted of an alcohol or drug related offense to attend an educational presentation concerning the impact of operating a motor vehicle while under the influence of alcohol or drugs pursuant to authority granted by Vehicle and Traffic Law §1193(l)(f); and

WHEREAS, in the year 2010, eleven Victim Impact Panels were held in Saratoga County with a total attendance of 851 offenders; and

WHEREAS, there are significant administrative costs in organizing and conducting these Victim Impact Panels; and

WHEREAS, it would be appropriate for each individual who is required to attend meetings of the Saratoga County STOP-DWI Victim Impact Panel to pay an administrative fee to offset the expenses of sponsoring said Victim Impact Panels; now, therefore, be it

RESOLVED, that each individual who is required to attend a meeting of the Saratoga County STOP-DWI Victim Impact Panel shall pay to the Saratoga County STOP-DWI Program, by money order only, payable to the Saratoga County Treasurer, an administrative fee in the amount of twenty-five (\$25.00) dollars to offset the administrative expenses of the Victim Impact Panel; and it is further

RESOLVED, that the administrative fee imposed by this Resolution shall be collected effective May 1, 2011.

BUDGET IMPACT STATEMENT: These fees will be used to cover costs associated with sponsoring the Victim Impact Panels.

RESOLUTION 20 - 11

Introduced by Supervisors Wormuth, Barrett, Grattidge, Hargrave, Jenkins, Kinowski and Veitch

AMENDING THE 2011 BUDGET TO REAPPROPRIATE UNSPENT FUNDS FOR HOMELAND SECURITY COMPANION ANIMAL SHELTER GRANT

WHEREAS, Resolution 209-09 authorized acceptance of a Companion Animal Shelter Grant from US Homeland Security; and

WHEREAS, Resolution 27-10 reappropriated unexpended funds from said grant to the 2010 budget; and

WHEREAS, unexpended 2010 funds from such grant in the amount of \$40,525, authorized to purchase a trailer to facilitate the rescue and treatment of animals which are the victims of man-made or natural disasters, need to be reappropriated to the 2011 budget; now, therefore, be it

RESOLVED, that the 2011 County Budget is amended as follows:

ANIMAL SHELTER:

Appropriations:

Increase Acct.: #1-35-000-7080 Other Equip	\$18,050
Increase Acct.: #1-35-000-8150 Training	\$ 7,000
Increase Acct.: #1-35-000-8190 Other Prof. Services	\$ 5,500
Increase Acct.: #1-35-000-8200 Dept. Supplies	<u>\$ 9,975</u>
	<u>\$40,525</u>

Revenues

Increase Acct.: #1-35-3306 Homeland Security	\$40,525
--	----------

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 21 - 11

Introduced by Supervisors Wormuth, Barrett, Grattidge, Hargrave, Jenkins, Kinowski and Veitch

AUTHORIZING TRANSFER OF FUNDS FROM THE ANIMAL SHELTER TRUST TTA57A FUND AND AMENDING THE BUDGET IN RELATION THERETO

WHEREAS, Resolution 147-07 of this Board established the Animal Shelter Trust Fund to receive funds received from donors as gifts for the benefit and use of the Saratoga County Animal Shelter; and

WHEREAS, the staff of the Animal Shelter wish to retain the professional services of technicians to spay and neuter animals on-site prior to adoption, pay for the treatment of animals in need of veterinary services at area veterinary hospitals, and purchase outside exercise yards and animal related items such as collars and leashes for the shelter; and

WHEREAS, the purchase of these items and services are appropriate uses of funds from the Animal Shelter Trust Fund; now, therefore, be it

RESOLVED, that the Saratoga County Treasurer is hereby authorized to disperse a sum not to exceed \$55,000 from the Animal Shelter Trust Fund for the provision of on-site spaying and neutering services, the treatment of animals at area veterinary hospitals, and the purchase of outside exercise yards and animal related items for the shelter and be it further

RESOLVED, that the 2011 Saratoga County Budget is amended as follows:

ANIMAL SHELTER:

Appropriations:

Increase Acct. #1-35-000-8190 Other Professional Services	\$35,000
Increase Acct. #1-35-000-8343 Dr. Fees	\$ 5,000
Increase Acct. #1-35-000-7080 Other Equipment	\$10,000
Increase Acct. #1-35-000-8232 Animal Supplies	<u>\$ 5,000</u>
	\$55,000

Revenues:

Increase Acct. #1-35-1554 Donations	\$55,000
-------------------------------------	----------

BUDGET IMPACT STATEMENT: This transfer will leave a balance of \$251,958 in the Trust Fund account.

RESOLUTION 22 - 11

Introduced by Supervisors Wormuth, Barrett, Grattidge, Hargrave, Jenkins, Kinowski and Veitch

AMENDING THE 2011 COUNTY BUDGET TO APPROPRIATE \$597,512 IN REVENUES AND EXPENSES UNDER EMERGENCY SERVICES

WHEREAS, unexpended funds in the 2010 budget for Emergency Services in the amount of \$597,512 authorized for the purchase of homeland security equipment, training services and supplies need to be reappropriated to the 2011 budget; now, therefore be it

RESOLVED, that the 2011 Saratoga County Budget is amended as follows:

EMERGENCY SERVICES:

Appropriations:

Increase Acct.: #1-36-363-7033 Personal Computer	\$ 17,273
Increase Acct.: #1-36-363-7051 Communications Equip.	\$142,501
Increase Acct.: #1-36-363-7080 Other Equip.	\$233,441
Increase Acct.: #1-36-363-8150 Training Services	\$ 72,000
Increase Acct.: #1-36-363-8519 Personal Safety Equip.	\$122,000
Increase Acct.: #1-36-363-8520 Software	\$ 8,497
Increase Acct.: #1-36-363-8533 Telephone	<u>\$ 1,600</u>
	\$597,312

Revenues:

Increase Acct.: #1-36-3306 Homeland Security Grant	\$597,312
--	-----------

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 23 - 11

Introduced by Supervisors Grattidge, Barrett, Jenkins, A. Johnson, M. Johnson, Southworth and Wormuth

AMENDING THE 2011 BUDGET TO REAPPROPRIATE UNSPENT FUNDS FOR DEPARTMENT OF PUBLIC WORKS CAPITAL PROJECTS

WHEREAS, unexpended 2010 funds in the amount of \$3,623,654, authorized for our Department of Public Works for engineering, construction and/or reconstruction of Stewarts Dam Bridge in the Town of Hadley, Northline Road Bridge in the Town of Malta, Central Avenue Bridge in the City of Mechanicville, North Shore Road Bridge in the Town of Hadley, South Shore Road Bridge in the Town of Hadley, and County Route 13 in the Town of Providence need to be reappropriated to the 2011 budget; now, therefore, be it

RESOLVED, that the 2011 Saratoga County Budget is amended as follows:

DEPARTMENT OF PUBLIC WORKS

Appropriations:

Increase Acct. #2-50-510-7502 Contracted Highway Services	\$2,683,000
Increase Acct. #2-50-510-8130 Architects Engineers	\$ 862,654
Increase Acct. #2-50-510-8251 Highway Supplies	<u>\$ 78,000</u>
	\$3,623,654

Revenues:

Increase Acct. #2-50-3590 State Aid	\$ 57,391
Increase Acct. #2-50-4590 Federal Aid	\$2,737,294
Increase Acct. #1-0599.M Fund Balance	<u>\$ 828,969</u>
	\$3,623,654

BUDGET IMPACT STATEMENT: The Local share of these projects is \$828,969.

RESOLUTION 24 - 11

Introduced by Supervisors Thompson, Daly, Grattidge, Peck, Sausville, Veitch and Wormuth

ADOPTING A LOCAL LAW IDENTIFIED AS INTRODUCTORY NO. 5, PRINT NO. 1 OF 2010 TO PROVIDE FOR THE CODIFICATION OF THE LOCAL LAWS OF SARATOGA COUNTY INTO A CODE TO BE DESIGNATED THE "CODE OF SARATOGA COUNTY"

WHEREAS, Resolution 233-10 introduced and presented proposed Local Law identified as Introductory No. 5, Print No. 1 of 2010 to this Board of Supervisors and scheduled a public hearing thereon for January 12, 2011 at 4:45 P.M. in the Meeting Room of the Saratoga County Board of Supervisors, 40 McMaster Street, Ballston Spa, New York; and

WHEREAS, notice of that public hearing was duly published and posted as required by law; and

WHEREAS, the scheduled public hearing was held and all persons appearing or desiring to be heard have been heard by this Board; now, therefore, be it

RESOLVED, that this Board of Supervisors, on this 18th day of January, 2011 hereby adopts a Local Law identified as Introductory No. 5, Print No. 1 of 2010 as set forth in annexed Schedule A.

BUDGET IMPACT STATEMENT: No budget impact.

SCHEDULE A

INTRODUCTORY NO. 5 OF 2010
PRINT NO. 1

COUNTY OF SARATOGA

LOCAL LAW 1 - 2011

A LOCAL LAW TO PROVIDE FOR THE CODIFICATION OF THE LOCAL LAWS OF SARATOGA COUNTY INTO A CODE TO BE DESIGNATED THE "CODE OF SARATOGA COUNTY"

BE IT ENACTED, by the Board of Supervisors of the County of Saratoga, as follows:

ARTICLE I

Adoption of Code

Section 1-1. Legislative intent.

In accordance with Subdivision 3 of § 20 of the Municipal Home Rule Law, the local laws of Saratoga County, as codified by General Code, and consisting of Chapters 1 through 325, together with an Appendix, shall be known collectively as the "Code of Saratoga County," hereafter termed the "Code." Wherever reference is made in any of the local laws contained in the "Code of Saratoga County" to any other local law appearing in said Code, such reference shall be changed to the appropriate chapter title, chapter number, article number or section number where such legislation appears in the Code, as if such local law had been formally amended to so read.

Section 1-2. Continuation of existing provisions.

The provisions of the Code, insofar as they are substantively the same as those of local laws in force immediately prior to the enactment of the Code by this local law, are intended as a continuation of such local laws and not as new enactments, and the effectiveness of such provisions shall date from the date of adoption of the prior local law. All such provisions are hereby continued in full force and effect and are hereby reaffirmed as to their adoption by the Board of Supervisors of Saratoga County, and it is the intention of said Board of Supervisors that each such provision contained within the Code is hereby reaffirmed as it appears in said Code. Only such provisions of former local laws as are omitted from this Code shall be deemed repealed or abrogated by the provisions of § 1-3 below.

Section 1-3. Inconsistent local laws repealed.

All local laws or parts of local laws inconsistent with the provisions contained in the Code adopted by this local law are hereby repealed; provided, however, that such repeal shall only be to the extent of such inconsistency, and any valid legislation of Saratoga County which is not in conflict with the provisions of the Code shall be deemed to remain in full force and effect

Section 1-4. Enactments saved from repeal; matters not affected.

The repeal of local laws provided for in § 1-3 of this local law shall not affect the following classes of local laws, rights and obligations, which are hereby expressly saved from repeal:

A. Any right or liability established, accrued or incurred under any legislative provision of Saratoga County prior to the effective date of this local law or any action or proceeding brought for the enforcement of such right or liability.

B. Any offense or act committed or done before the effective date of this local law in violation of any legislative provision of Saratoga County or any penalty, punishment or forfeiture which may result there from.

C. Any prosecution, indictment, action, suit or other proceeding pending or any judgment rendered prior to the effective date of this local law brought pursuant to any legislative provision of Saratoga County.

D. Any agreement entered into or any franchise, license, right, easement or privilege heretofore granted or conferred by Saratoga County.

E. Any local law of Saratoga County providing for the laying out, opening, altering, widening, relocating, straightening, establishing grade, changing name, improvement, acceptance or vacation of any right-of-way, easement, street, road, highway, park or other public place within Saratoga County or any portion thereof.

F. Any local law of Saratoga County appropriating money or transferring funds, promising or guaranteeing the payment of money or authorizing the issuance and delivery of any bond of Saratoga County or other instruments or evidence of the Countys indebtedness.

G. Local laws authorizing the purchase, sale, lease or transfer of property or any lawful contract, agreement or obligation.

H. The levy or imposition of special assessments or charges.

I. The annexation or dedication of property.

J. Any local law relating to salaries and compensation.

K. Any local law amending a Zoning Map.

L. Any local law relating to or establishing a pension plan or pension fund for County employees.

M. Any local law or portion of a local law establishing a specific fee amount for any license, permit or service obtained from the County.

N. Any local law adopted subsequent to August 20, 2010.

Section 1-5. Severability.

If any clause, sentence, paragraph, section, article, chapter or part of this local law or of any local law included in this Code now or through supplementation shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, section, article, chapter or part thereof directly involved in the controversy in which such judgment shall have been rendered. If any provision of this Code or the application thereof to any person or circumstances is held invalid, the remainder of this Code and the application of such provision to other persons or circumstances shall not be affected thereby.

Section 1-6. Copy of Code on file.

A copy of the Code has been filed in the office of the Clerk of the Board of Supervisors and shall remain there for use and examination by the public until final action is taken on this local law, and, if this local law shall be adopted, such copy shall be certified to by the Clerk of the Board of Supervisors by impressing thereon the Seal of Saratoga County, and such certified copy shall remain on file in the office of said Clerk to be made available to persons desiring to examine the same during all times while said Code is in effect. The enactment and publication of this local law, coupled with the availability of a copy of the Code for inspection by the public, shall be deemed, held and considered to be due and legal publication of all provisions of the Code for all purposes.

Section 1-7. Amendments to Code.

Any and all additions, deletions, amendments or supplements to any of the local laws known collectively as the "Code of Saratoga County" or any new local laws, when enacted or adopted in such form as to indicate the intention of the County Board of Supervisors to be a part thereof, shall be deemed to be incorporated into such Code so that reference to the Code shall be understood and intended to include such additions, deletions, amendments or supplements. Whenever such additions, deletions, amendments or supplements to the Code shall be enacted or adopted, they shall thereafter be inserted in the Code as amendments and supplements thereto. Nothing contained in this local law shall affect the status of any local law contained herein, and such local laws may be amended, deleted or changed from time to time as the County Board of Supervisors deems desirable.

Section 1-8. Code book to be kept up-to-date.

It shall be the duty of the Clerk of the Board of Supervisors to keep up-to-date the certified copy of the Code of Saratoga County required to be filed in the office of the Clerk for use by the public. All changes in said Code and all local laws adopted by the County Board of Supervisors subsequent to the enactment of this local law in such form as to indicate the intention of said County Board of Supervisors to be a part of said Code shall, when finally enacted or adopted, be included therein by temporary attachment of copies of such changes or local laws until such changes or local laws are included as supplements to said Code.

Section 1-9. Sale of Code; supplementation.

Copies of the Code, or any chapter or portion of it, may be purchased from the Clerk of the Board of Supervisors, or an authorized agent of the Clerk, upon the payment of a fee to be set by resolution of the County Board of Supervisors. The Clerk may also arrange for procedures for the periodic supplementation of the Code.

Section 1-10. Penalties for tampering with Code.

Any person who alters or tampers with the Code of Saratoga County in any manner whatsoever which will cause the legislation of Saratoga County to be misrepresented thereby, or who violates any other provision of this local law, shall be guilty of an offense and shall, upon conviction thereof, be subject to a fine of not more than \$250 or imprisonment for a term of not more than 15 days, or both.

Section 1-11. Changes in previously adopted legislation; new provisions.

A. In compiling and preparing the local laws for publication as the Code of Saratoga County, no changes in the meaning or intent of such local laws have been made, except as provided for in Subsection B hereof. Certain grammatical changes and other minor, nonsubstantive changes were made in one or more of said pieces of legislation. It is the intention of the County Board of Supervisors that all such changes be adopted as part of the Code as if the local laws had been previously formally amended to read as such.

B. In addition, the amendments and/or additions as set forth in Schedule A attached hereto and made a part hereof are made herewith, to become effective upon the effective date of this local law. (Chapter and section number references are to the local laws as they have been renumbered and appear in the Code.)

Section 1-12. Incorporation of provisions into Code.

The provisions of this local law are hereby made Article I of Chapter 1 of the Code of Saratoga County, such local law to be titled "General Provisions, Article I, Adoption of Code," and the sections of this local law shall be numbered § 1-1 to 1-13, inclusive.

Section 1-13. When effective.

This local law shall take effect immediately upon filing with the Secretary of State of the State of New York.

On a motion by Mr. Peck, seconded by Mr. Barrett, the appointments were approved unanimously.

CHAIRMANS' APPOINTMENTS

Land Preservation Committee

Philip	Barrett	Chair	
Art	Johnson		12/31/2011
Bill	Peck		12/31/2011
Paul	Sausville		12/31/2011
Jason	Kemper		12/31/2011
Tom	Lewis		12/31/2011
Joseph	Grasso		12/31/2011

Ad Hoc Trails Committee

Ed	Kinowski	Chair	12/31/2011
Matthew	Veitch		12/31/2011
Arthur	Wright		12/31/2011
Mindy	Wormuth		12/31/2011
Tom	Richardson		12/31/2011
Devin	DalPos		12/31/2011
Larry	Gordon		12/31/2011

County Technology Committee

Matthew	Veitch	Chair	12/31/2011
Jean	Raymond		12/31/2011
Phil	Barrett		12/31/2011
Anita	Daly		12/31/2011
Patti	Southworth		12/31/2011
Spencer	Hellwig		12/31/2011
Jason	Kemper		12/31/2011
Jack	Lawler		12/31/2011
Bob	Kingsbury		12/31/2011

Inter County

Mo	Wright		12/31/2011
----	--------	--	------------

Public Health Professional Advisory
Committee

Christie	Britton-Hare		12/31/2011
----------	--------------	--	------------

Chairman Wood announced that if any of the Supervisors would like to attend the NYSAC Conference which is scheduled for February 7th to the 9th and has not signed up with Pam, please do so at your very first convenience.

Chairman Wood also announced that the Deceased Veterans Program that was originally scheduled for this afternoon at the request of the family reschedule to Monday, the 24th at 2:30pm. That is a very special program that there are 5 WWII Veterans from the Town of Wilton that will be recognized at that program.

On a motion by Mr. Grattidge, seconded by Mr. Collyer, the meeting was adjourned.

Pamela Hargrave, Clerk