

Agenda Session
November 14, 2012 5:00 p.m.

Vice Chairman Grattidge called the meeting to order.

Roll call was taken. PRESENT –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, Daniel Lewza, Willard H. Peck, John Collyer, Thomas N. Wood III, Matthew E. Veitch, Joanne Dittes Yepsen, Edward D. Kinowski, John Lawler, Arthur Johnson 21. ABSENT – Preston L. Jenkins, Jr., Patricia Southworth 2.

On a motion by Mr. Hargrave, seconded by Mr. Wright the minutes of the October 10, 2012 meeting were unanimously approved.

Mr. Hellwig reviewed the following:

Equalization & Assessment

There will be two resolutions. The first is going to be declaring four properties worthless. These have been reviewed by the County Attorney and are consistent with the policy's that are guided by E&A's review. The second is a tax bill credit that is being driven by an incorrectly assessed parcel.

- * Declaring parcels in the Towns of Charlton, Halfmoon and Malta and a parcel in the Village of Stillwater worthless in accordance with the Equalization & Assessment Committee Policy and canceling past, present and prospective taxes in the respective amounts of \$5,141.51, \$801.72, \$5,896.35 and \$2,237.53.
- * Authorizing a credit to a tax bill in the Town of Saratoga (\$4,294.68).

Buildings & Grounds

There are two resolutions. The first one is accepting funding for their share of airport funding for the Master Plan update. The second item is the introduction of a local law to authorize a ten year lease for the Mental Health Clinic.

- * Authorizing acceptance of a State Airport Grant in the amount of \$18,069 from the New York State Department of Transportation for the Saratoga County Airport Master Plan update.
- * Introducing a Local Law stating lease terms for the Saratoga County Mental Health Center and setting December 12, 2012 at 4:40 p.m. in the County Board Rooms as the date, time and place for a public hearing in relation thereto.

Economic Development

There will be one resolution which is authorization for a catering contract to provide meals and snacks for the 2013 Planning Conference.

- * Authorizing the Chairman to enter into an agreement with Panza's Restaurant to provide food and beverage services for the 2013 Planning Conference in an amount not to exceed \$20,000.

Public Health

There will be three resolutions. The first one being authorization to establish the Local Development Corporation to facilitate the eventual sale of Maplewood. The second item is for authorization to accept \$180,000 in State funding for a PILOT program to provide outreach services for veterans residing in Saratoga County suffering from Post Traumatic Stress Disorder. The next item is an annual update to the Public Health's manual. One of the updates relates to the Home Health Aides and the Personal Care Aides and the other is for the provision of Palliative care.

- * Authorizing the establishment of a Local Development Corporation and the scheduling of a public hearing to consider the disposition of certain real estate and related improvements and equipment known as Maplewood Manor Nursing Home.

- * Authorizing the Chairman to enter into agreements with the Saratoga County Veterans Service Agency to accept \$180,000 in New York State Office of Mental Health funding to implement a peer-to-peer support program for Saratoga County veterans who experience post-traumatic stress symptoms.
- * Amending the Policies and Procedures Manual of the Public Health Nursing Service to include a Home Care Registry Policy and a Palliative Care Policy.

Personnel & Insurance

There will be three resolutions and the first one is a contract with Sedgewick which has the contract for third party administrative services for self insurance and workers compensation. It was discovered that a portion of administrative and software costs were left out of the original contract/resolution. The original contract of \$23,000 a month will be replaced with the figure \$23,245. The second item has to do with the Health Insurance renewal. There was an advisory committee that worked with the consultant Benetech who completed an RFP and obtained quotes. Empire Blue Cross was recommended for the medical and prescription coverage's while Blue Shield of NENY will retain the dental insurance coverage's. This move will save the County over \$400,000 per year.

- * Authorizing an amendment to Resolution No. 141-12 to increase renewal contract total by \$18,000 for third party administrative services of the County's Self Insurance Program.
- * Authorizing the Chairman to enter into an agreement with Empire Blue Cross for medical and prescription drug health insurance coverage for county employees and retirees.
- * Authorizing the Chairman to enter into an agreement with Blue Shield of Northeastern NY for dental insurance coverage for county employees.

Public Safety

There will be three resolutions. The first item is to accept \$168,000 Homeland Security State Aid which will be used to purchase emergency services equipment. The second resolution will also be using Homeland Security money to purchase a new propane training simulator and to provide a retrofit of an existing vessel. The third resolution is for authorization for a maintenance service contract with Motorola. This contract simply preserves the pricing Motorola has given to the County.

- * Authorizing the Chairman to enter into an agreement with NYS Office of Homeland Security to accept \$168,000 in Homeland Security Funding.
- * Authorizing the Chairman to enter into an agreement with BullEx, Inc. to furnish a car fire training prep and a retrofit of the existing pressure vessel tank at a cost of \$89,675.
- * Authorizing the Chairman to enter into a maintenance service agreement with Motorola to preserve pricing options without committing to a formal contract for these services.

Social Programs

There will be two resolutions. The first is a housekeeping one and is for Aging's Implementation Plan which is required by the State and Federal Government and will also give authorization for subcontracts for that plan. The second is to enter into a contract with Prestige Services to provide meals on wheels. The rate has increased to \$6.20 from \$4.68.

- * Authorizing the Chairman to enter into contracts with all agencies involved in providing services for the 2013 Office for the Aging Implementation Plan.
- * Authorizing the Chairman to enter into agreements with Prestige Services, Inc. to provide for the Elderly Nutrition Program from January 1, 2013 through December 31, 2016 at a cost of \$6.20 per meal in 2013 with an annual increase to be determined by the August Consumer Price Index.

Law & Finance

The first three resolutions are from the Sewer District. The first is for authorization to purchase land from the landfill property and will be used for the Sewer District's northern treatment plant. The second item is for a contract with Crisafulli for HVAC work who were the low bidders. The third resolution is for authorization to proceed with the eminent domain proceedings with regards to the capital project around Saratoga Lake. The next four items on the agenda are all related to the 2013 budget. The first one is adopting the 2013 County Budget. This resolution will be tabled next week until the public hearing can be held and ultimately brought off the table to be voted on at a special meeting in December. The same goes for the second item which allows

expenses for the specific purposes. The next item sets the public hearing for the budget. And the final resolution is the approval of the tax bill flyer.

- * Authorizing the sale of 15.73 acres of real property in the Town of Northumberland to the Saratoga County Sewer District at a price of \$98,580.
- * Authorizing the Chairman to enter into an agreement for the upgrade of Saratoga Lake sewer lines and construction of a new sewer line in the Town of Halfmoon as follows: HVAC, Crisafulli Brothers, \$170,000.
- * Authorizing the Saratoga County Sewer District initiate eminent domain proceedings seeking easement interests on 14 parcels of real property in relation to the upgrade of Saratoga Lake sewer lines.
- * Adopting the 2013 Saratoga County Budget. (TO BE TABLED)
- * Appropriating amounts finally set forth in the 2013 Saratoga County Budget. (TO BE TABLED)
- * Setting December 3, 2012 at 5:30pm in the County Board Rooms as the date, time and place for the Public Hearing on the revised Tentative 2013 Saratoga County Budget.
- * Approving the 2013 tax bill flyer, pursuant to Local Law #1 of 2012 establishing Truth in Taxation.

On a motion by Mr. Collyer, seconded by Mr. Sausville, the agenda was unanimously adopted as recited by the County Administrator.

Mrs. Daly told the Board about the next Capital Resource Corporation meeting which will be held on November 27, 2012 at 3:30pm in the County meeting rooms and invited all supervisors to attend. She also spoke on an educational initiative hosted by Globalfoundries and congratulated Mechanicville School District and the Saratoga Springs High Schools for their projects. Mr. Grattidge said this was an enlightening experience.

Ms. Raymond announced that the long awaited opening of the Batchlerville Bridge is scheduled to take place on Monday, November 26th, 2012 with a tentative time of 11:00am. She said once she has the time firmed up everyone will receive either a phone call or an e-mail. (UPDATE: This has been cancelled.)

Vice Chairman Grattidge reminded everyone about the Budget Workshop scheduled for Thursday, November 15, 2012 at 3pm in the Board Rooms.

On a motion by Mr. Sausville, seconded by Mr. Wood, the meeting was unanimously adjourned.

Respectfully submitted,

Pamela A. Hargrave, Clerk

REGULAR SESSION

November 20, 2012

AT 4:00 P.M., E.S.T.

Board called to order by Chairman Wood.

Roll call was taken. PRESENT – Patricia Southworth, Alan Grattidge, Philip C. Barrett, Anita Daly, Richard Lucia, Mary Ann Johnson, George J. Hargrave, Richard Rowland, Arthur M. Wright, Mindy Wormuth, Paul Sausville, Daniel Lewza, 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 – 21. ABSENT – Jean Raymond, Thomas Richardson – 2.

The invocation was given by Patricia Southworth, Chaplain.

PRESENTATION OF SARATOGA CASINO AND RACEWAY FOUNDATION GRANTS

Chairman Wood said that again this year the Saratoga Casino and Raceway Foundation is pleased to present their annual community awards. The Foundation is composed of five (5) members. In addition to myself I would ask that the following foundation members come forward to assist me in presenting the awards: Supervisor John Collyer, Chairman of the Racing Committee; Mayor Scott Johnson, Mayor of the City of Saratoga Springs; Skip Carlson, President & Manager of the Saratoga Casino and Raceway; and, Barry Segel, President of the Saratoga Harness Horseperson's Association. Mr. Collyer and Mr. Carlson joined Chairman Wood. I also want to recognize and thank our county attorney Steve Dorsey for his guidance to the foundation and Diane Armer, Confidential Secretary to the county attorney for her extensive work in keeping detailed records and sharing information with all foundation members. Since 2005 the Saratoga Casino and Raceway and the Saratoga Harness Horsepersons Association have been very generous and community minded. Each year they donate over 30,000 to the foundation to award to worthy organizations. Again this year the foundation had a challenging job. We received 47 applications totaling over \$50,000 for very deserving and appropriate projects. Unfortunately we had only \$27,582 to distribute. We reviewed the applications and after extensive deliberation made our decisions. 22 organizations will be receiving awards. As I call each organization, I would as that a representative come forward to receive the award and remain in the front for a group picture following all presentations.

- Alcohol and Substance Abuse Prevention Council - \$3,000
- Catholic Charities of SWW - \$1,000
- The Children's' Museum of Saratoga - \$750
- Cornell Cooperative Extension - \$2,500
- Domestic Violence & Rape Crisis Services of Saratoga County - \$2,500
- Franklin Community Center, Inc. - \$2,000
- Gliding Stars - \$500
- Helping Hands School - \$750
- Jake's Help from Heaven - \$500
- Junior Achievement of Northeastern New York, Inc. - \$1,000
- Mechanicville Area Community Services Center, Inc. - \$1,250
- Rebuilding Together Saratoga County, Inc. - \$1,500
- Regional Food Bank of Northeastern New York - \$1,000
- Round Lake Library - \$600
- Saratoga Center for the Family - \$1,000
- Saratoga County Children's' Committee - \$500
- Saratoga Reads, Inc. - \$1,000
- Saratoga Sponsor a Scholar - \$1,000
- The Saratoga Springs History Museum - \$1,000
- Senior Citizens Center of Saratoga Springs - \$1,500
- Shelters of Saratoga - \$2,232
- Stillwater Senior Socializing Program - \$500

Chairman Wood thanked all the organizations for applying and for the outstanding work that you do. We encourage everyone to apply again next year and ask that those that received awards keep us informed about the progress that they have made and how the award helped them achieve their goals.

PRESENTATION TO LYN MURPHY

Chairman Wood and Supervisor Mindy Wormuth congratulated Lyn Murphy, Assistant District Attorney, for her award from the Domestic Violence and Rape Crisis Services of Saratoga County for her outstanding work in protecting victims of domestic violence from their abusers. Ms. Murphy was presented a proclamation. She thanked the Board for taking the time and it means the world to her.

PUBLIC INPUT

Dorothy Tyler, Town of Northumberland, Re: Maplewood Manor – She said she was there representing her mother who is a resident at Maplewood, the employees and the newly formed CASM group. She spoke of her disapproval of the closure of a wing and of unanswered questions. She said the CASM group has come up with a list of questions which they request the Board answer. She said Maplewood should not be given to the higher bidder as the residents and the employees won't be treated the same.

Nick Berardi, Saratoga County Employee, Re: Maplewood Manor – He said he is representing the members of the residents' association and the residents of Maplewood. He read the letter.

Susan Blowers, Saratoga County Employee, Re: Maplewood Manor – Ms. Blowers said she wished this would be the County that would say no to selling Maplewood. She said we need to stay a County owned nursing home and take care of our own. She urged the Board not to give up on "your own". She asked where the elderly will go when private owners won't accept them. She said many supervisors put their own relatives in Maplewood knowing they will get good care.

Susan Belanger, Town of Wilton, Re: Maplewood Manor – She said her mother and mother-in-law are residents of Maplewood and is here to be sure they continue to get the care they receive now. She provided statistics from reports she researched.

Stephen Mitchell, Town of Malta, Re: Maplewood Manor – Mr. Mitchell said he is an employee of Maplewood Manor and said he is concerned about his future at Maplewood as well as his family member's future who is a resident there. He said Maplewood is a needed service for the county and may not make a profit but doesn't know of any county department that does. He said the trend across the state is to sell their nursing homes. He challenged the county to buck this practice and keep Maplewood under County control.

Patricia Nugent, League of Women Voters, Town of Stillwater, Re: Maplewood Manor – She said she knows this is a difficult decision to make and said the League does not have an official position on this. She urged the Board to give more opportunity to the public to have a voice in decisions, make meeting times at a time when more public can attend, and have more open meetings. She gave results of a national study the league did.

Barbara Brower, City of Saratoga Springs, Re: Maplewood Manor – She said she is a social worker at Maplewood and has worked there over 20 years. She said she is surprised that the Board is considering turning over it over to an LDC after some of them choosing it for their own relative. She said Delaware County did this and the Federal Government threatened to shut it down because of deficiencies. She spoke of what was happening Fulton County after it had sold. She said voting for an LDC will mean the county will lose control and urged the Board to vote no.

Brian O'Grady, Blue Shield of Northeastern NY. Re: Insurance Bid – Mr. O'Grady asked the Board to table the insurance resolution until more information can be obtained by the County. He said the County is making a mistake by accepting the other insurance bid.

Barbara Thomas, Town of Milton, Re: Maplewood Manor – Ms. Thomas said she is not in any way looking to go to a nursing home but admits no one believes they will end up in one. She said there is a social and moral obligation to provide that service to the County. She said she heard that a 20% tax increase would need to be implemented in order for Maplewood to stay County owned. That amounts to \$50 per \$100,000 in assessed

value. She said she would be willing to pay that, at least short term. She believes the County is rushing into the decision to create an LDC.

Clifford Ammon, City of Saratoga Springs, Re: Maplewood Manor – He said he brought a comparison of private and public nursing home ownership. He is shocked that the County is considering selling Maplewood Manor and didn't believe it at first. He asked the board to re-assess their commitment to the citizens of Saratoga County, conduct public hearings, and listen to the residents.

Tino Liggero, Saratoga Springs, Re: Maplewood Manor – Mr. Liggerio said he was at the public hearing last November and told the Board there was grant money out there to go after. He said CASM was thought up to help the County get the revenue needed to help Maplewood Manor grow. He gave the Board a few options they could implement to help the revenue side. He spoke of his mother's stay and her care there.

Scott Tatro, Town of Ballston, Re: Sustainable & Planned Development – Mr. Tatro cautioned the Board on the Greener Sustainability Plan that was presented at last month's Board meeting. He said there is more to it than meets the eye and that it is not a good plan. He wanted to be sure each Board Member is fully informed on this plan.

Brandon Meyers, Town of Saratoga, Re: Maplewood Manor – Mr. Meyers supports the County's decision to go ahead with the LDC and the privatization of Maplewood Manor. He said this is not the County's fault but the State Mandates are what are to blame as well as reimbursement rates and Medicaid.

Kathy Garrison, CSEA Capital Region President, Re: LDC Resolution – She said today is a very sad day for the County and the residents as the Board will probably vote for the LDC. She said the decision was made behind close doors with no transparency. She said no respect has been given to the employees or the residents of Maplewood. She said what would you tell your own constituents that they are not worthy. Well maybe a different form of government would have a different answer. She threatened the Board that they will remember next November the members of the "caucus".

On a motion by Mr. Hargrave, seconded by Mr. Lucia, the minutes of the October 16, 2012 meeting were unanimously approved.

The Clerk presented the following:

Letter from the New York State Department of Health notifying the County that it has reviewed the Plan of Correction for Public Health Nursing Services' Recertification and determined that the Plan is acceptable.

Received and filed.

Letter from the New York State Office of Children & Family Services acknowledging receipt of Saratoga County's Resource Allocation Plan(RAP) and Youth Bureau Narrative for 2012.

Received and filed.

Letter from the Office of the State Comptroller acknowledging receipt of the Extension of Boundaries of the Saratoga County Sewer District No. 1.

Received and filed.

Letter from the New York State Department of State confirming the filing of the Capital Resource Corporation's Corporation papers.

Received and filed.

Resolution from Chenango County calling for the Governor and State Legislature to compensate counties for State-Mandated District Attorney's Salaries.

Copy to Supervisor Sausville and the County Administrator.

Letter from Sue Blowers, 7352 Bills Road, Middle Grove, NY offering alternatives to the sale of Maplewood Manor.

Copy to all Supervisors and the County Administrator.

Letter from Ms. Lillian Bills resident of Maplewood Manor opposing the sale of Maplewood Manor.

Copy to all Supervisors and the County Administrator.

Letter from the members of the Saratoga Springs Senior Advisory Committee urging the Board to consider exploring alternate sources of revenue before selling Maplewood Manor.

Copy to all Supervisors and the County Administrator.

Thank you letter from the Schuylerville United Methodist Church for their donation in memory of Mrs. Eleanor Wood.

Received and filed.

Letter from Michael Richau employee of Maplewood Manor encouraging the Board to reconsider the sale of Maplewood Manor and formation of an LDC.

Copy to all Supervisors and the County Administrator.

Mortgage Tax Report

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 4,327,963.08 distributed to Cities, Towns and Villages as follows:

Ballston	\$ 239,797.11
Ballston Spa (Ball)	\$ 8,354.83
Milton	\$ 307,487.44
Ballston Spa (Milton)	\$ 37,144.50
Charlton	\$ 72,869.89
Clifton Park	\$ 842,211.28
Corinth	\$ 30,395.16
Corinth (Village)	\$ 13,501.02
Day	\$ 23,382.61
Edinburg	\$ 20,954.78
Galway	\$ 64,060.23
Galway (Village)	\$ 1,051.34
Greenfield	\$ 105,443.26
Hadley	\$ 11,115.15
Halfmoon	\$ 552,360.52
Malta	\$ 300,501.01
Round Lake (Village)	\$ 5,775.22
Mechanicville	\$ 22,686.95
Moreau	\$ 162,760.52
So. Glens Falls (Village)	\$ 18,558.57
Northumberland	\$ 60,635.32
Providence	\$ 23,288.85
Saratoga	\$ 54,707.42

Schuylerville (Village)	\$ 4,077.23
Victory (Village)	\$ 1,462.45
Saratoga Springs	\$ 668,298.97
Stillwater	\$ 127,972.22
Stillwater (Village)	\$ 8,486.82
Waterford	\$ 88,865.17
Waterford (Village)	\$ 4,476.63
Wilton	\$ 445,550.61
TOTAL	\$4,327,963.08

On a motion by Mr. Hargrave, seconded by Mr. Rowland, the report was unanimously approved.

Mr. Lawler commented on Resolution No. 240 which authorizes the circulation of a tax bill flyer. The purpose of this flyer is to give the residents of Saratoga County some insight as to where their tax dollars are going. The total for NYS unfunded mandates for 2013 is \$63,837,520 and this is money that Saratoga County is required to pay the State for various services. The entire amount of property tax that is collected by the County is \$51,577,684 in Saratoga County in 2013. This means the money we have to send to Albany exceeds the tax bill by \$12, 259,836. He said it was worthwhile to put some numbers to the term unfunded mandates so people have a clearer vision of just how devastating unfunded mandates really are.

On a motion by Mr. Hargrave, seconded by Mr. Rowland, Resolutions 223 through 245, with the exception of Resolutions 226, 241 and 242, were adopted by the following vote: AYES: Alan Grattidge, Philip C. Barrett, Anita Daly, Richard Lucia, Mary Ann Johnson, George J. Hargrave, Richard Rowland, Arthur M. Wright, Mindy Wormuth, Paul Sausville, Daniel Lewza, 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. NOES (which includes those absent): Patricia Southworth (9,776), ABSENT: Jean Raymond (1,214), Thomas Richardson (5,196).

RESOLUTION 223 - 12

Introduced by Supervisors Rowland, Barrett, Hargrave, Jenkins, Lewza, Lucia and Wright

AUTHORIZING ACCEPTANCE OF A GRANT OFFER FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) TO UPDATE THE SARATOGA COUNTY AIRPORT MASTER PLAN; PIN #1902.47

WHEREAS, pursuant to Resolution 206-12 this Board authorized an agreement with McFarland Johnson, Inc. for engineering services in the preparation of an Airport Master Plan Update for the Saratoga County Airport; and

WHEREAS, the NYSDOT has offered a matching grant to federal grant 3-36-0004-27-12 for services associated with the updating of the Saratoga County Airport Master Plan (the "Project"); and

WHEREAS, the County of Saratoga desires to advance the Project by committing funds for the local match, the funding shares being federal (FAA): \$342,000; State \$19,000; Local \$19,000; and Total \$380,000; and

WHEREAS, if the County of Saratoga and/or the FAA notifies the NYSDOT that the County has requested and received an increase in Federal funding for the Project based on increased eligible costs, the State share noted above shall be increased proportionately up to a maximum increase of 15% of the NYSDOT grant amount, for a maximum State share payable of \$21,850; and

NOW, THEREFORE, the Saratoga County Board of Supervisors does hereby

RESOLVE, that the Board hereby approves the above subject Project; and it is hereby further

RESOLVED, that the Chair of the Board of Supervisors be and is hereby authorized to execute all necessary Agreements on behalf of the County of Saratoga with NYSDOT in connection with the Project and funding for the Project, such Agreements being subject to the approval of the County Attorney as to form and content; and it is further

RESOLVED, that a Certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. The 5% County share for this project is available in the 2012 budget.

RESOLUTION 224 - 12

Introduced by Supervisors Rowland, Barrett, Hargrave, Jenkins, Lewza, Lucia and Wright

INTRODUCING A PROPOSED LOCAL LAW IDENTIFIED AS INTRODUCTORY NO. 3, PRINT NO. 1 OF 2012, AUTHORIZING THE LEASING OF REAL PROPERTY FROM SARATOGA PRIME PROPERTIES, LLC FOR A TERM OF TEN YEARS, AND SETTING A DATE FOR A PUBLIC HEARING THEREON

WHEREAS, Resolution 207-12 authorized the County to enter into a lease with Saratoga Prime Properties, LLC for the lease of the premises located at 135 South Broadway, in the City of Saratoga Springs, for a term of five years for the use and operation of the Saratoga County Mental Health Center; and

WHEREAS, the building on the premises is a former automobile dealership, and requires extensive renovations to make it suitable for use as office space and treatment facilities by the Mental Health Center; and

WHEREAS, Saratoga Prime Properties, LLC originally proposed a ten year lease for the property, with the option to renew for two additional five year periods, in order to provide it with the financial security needed to undertake and pay for the extensive renovations required to the property; and

WHEREAS, County Law §215 restricts counties to leasing private property for county purposes for terms not exceeding five years; and

WHEREAS, the County cannot agree to provide the financial assurances requested by Saratoga Prime Properties, LLC to guarantee payment of the property's renovation costs 6 – 10 years from now; and

WHEREAS, New York State Comptroller's Opinion 68-857 authorizes a county, to enter into a lease of private property for county purposes for a term in excess of five years by adoption of a local law authorizing the county to do so; and

WHEREAS, our Buildings and Grounds Committee has stated its support for leasing the premises at 135 South Broadway, Saratoga Springs, for county purposes for a period of ten years; now, therefore, be it

RESOLVED, that a proposed Local Law, identified as Introductory No. 3, Print No.1 of 2012, entitled "A LOCAL LAW AUTHORIZING THE LEASING OF REAL PROPERTY OF SARATOGA PRIME PROPERTIES, LLC LOCATED AT 135 SOUTH BROADWAY, IN THE CITY OF SARATOGA SPRINGS, FOR A TERM OF TEN YEARS", is hereby introduced before this Saratoga County Board of Supervisors, and this Board of Supervisors shall hold a Public Hearing thereon on December 12, 2012 at 4:40 p.m. at 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 Local Law, and the Clerk of this Board of Supervisors is hereby directed to give notice of such Public Hearing in the manner prescribed by law.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 225 - 12

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

AUTHORIZING AN AGREEMENT WITH PANZA'S RESTAURANT AND CATERING TO PROVIDE CATERING SERVICES FOR THE 2013 PLANNING CONFERENCE

WHEREAS, the Saratoga County Planning Department is sponsoring its annual Planning Conference for people involved in the municipal planning process on January 30, 2013 at the Saratoga Springs City Center; and

WHEREAS, a contract is necessary for catering services to be provided to conference participants; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors is authorized to execute an agreement with Panza's Restaurant and Catering to provide catering services at a cost not to exceed \$20,000, with the form and substance of said agreement being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. The cost of these services will be fully covered by registration and sponsorship fees.

On a motion by Preston Jenkins, seconded by Patricia Southworth a request was made for a separate vote on Resolution No. 226. Mr. Jenkins said his years of financial experience, he sees the LDC will be borrowing

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money to pay for current operating expenses which he thinks is obscene when it comes to financial planning. He thinks this will not be good for taxpayers if this sale does not go through. He said he can not support that. He said he is not attacking anyone on the Health Committee that has made this decision, he just has a problem with the financing issue.

Mrs. Southworth said she agrees with Supervisor Jenkins. She said with one of the people on this Board with experience in the health care field she said she has serious questions with regards to care of the residents. She said the best option is for families to take care of families but when that can't happen people rely on nursing homes. These facilities are for those who can't take care of themselves, not the ones that won't. The deficiencies at the nursing home are minimal compared to others. With this facility being so close to a school district she has serious concerns how the facility would be run and what would happen if the facility closed in the future. She asked that consideration be given to her community in the future of this building.

Ms. Yepsen said she can't really add much to what has already been said. This is an issue that is very personal and financial. She said she hopes the ideas that were given during the public comment period are given consideration.

Mr. Lewza said he completely agrees with Supervisor Jenkins and Southworth. He has a concern with the \$6M that is being borrowed by the LDC and what will happen in 2014 with regards to the financing. He quoted the comptroller's opinion on LDC's. He said we need to go back and make flat cuts across the board in every department to try to balance the budget. He said the public should not be required to support another layer of shadow government.

Mr. Peck said he went into this process with an open mind. He likes to take votes head on. He said to be honest he was not in favor of the LDC. But, as he looked at it he said this was a good way to finance an ongoing operation until it can be transitioned. He offered his services to be on this board so it transitions in safe manner and he takes offense to some of the comments made today. The LDC will be made up with five Supervisors and two citizens from Saratoga County and he volunteered to be on it because it is a public service to the County to make sure it is done in a proper way as it goes forward. He said what needs to happen is reimbursement rates need to change. He said we care about the seniors and what we need to do is make sure the facility stays open. He said he needs to do what's best for the County and for the seniors. He said we are going forward with this in and it will be in an open way.

On a motion by Mr. Kinowski, seconded by Mr. Wright, Resolution No. 226 was adopted by the following vote: AYES (149,438): Alan Grattidge (4,133), Philip C. Barrett (18,352.5), Anita Daly (18,352.5), George J. Hargrave (3,545), Richard Rowland (7,775), Arthur M. Wright (1,214), Mindy Wormuth (21,535), Paul Sausville (14,675), Willard H. Peck (5,087), John Collyer (1,995), Thomas N. Wood, III (5,674), Matthew E. Veitch (13,293), Edward D. Kinowski (8,287), John Lawler (8,423), Arthur J. Johnson (16,173). NOES (70,169) (which includes those absent): Patricia Southworth (9,776), Richard Lucia (6,531), Mary Ann Johnson (856), Preston L. Jenkins, Jr. (14,728), Daniel Lewza (18,575), Joanne Dittes Yepsen (13,293). ABSENT: Jean Raymond (1,214), Thomas Richardson (5,196).

RESOLUTION 226 - 12

Introduced by Supervisors Wright, Grattidge, Kinowski, Raymond, Southworth, Veitch and Yepsen

AUTHORIZING THE FORMATION OF THE MAPLEWOOD MANOR LOCAL DEVELOPMENT CORPORATION AND SETTING A PUBLIC HEARING PURSUANT TO THE NOT-FOR-PROFIT CORPORATION LAW TO CONSIDER THE DISPOSITION OF CERTAIN REAL ESTATE AND RELATED IMPROVEMENTS AND EQUIPMENT KNOWN AS MAPLEWOOD MANOR NURSING HOME

WHEREAS, the County of Saratoga (the "County") has the responsibility and burden to promote the health, safety and general welfare of the residents of the County by, among other things, preventing

unemployment and economic deterioration, increasing and maintaining employment opportunities, and attracting and sustaining economically sound commerce; and

WHEREAS, the County owns and operates the Maplewood Manor Nursing Home, a 277-bed nursing facility located in the Village of Ballston Spa, New York (the "Facility", being more particularly described as an approximately 15.49 acre parcel of real property identified as Tax Parcel No. 216.00-3-9, and located at 149 Ballston Avenue, Ballston Spa, New York 12020, including all buildings, improvements and operational equipment and personal property located thereon, and two adjoining parcels of real property, to wit: Tax Parcel #216.48-3-3.1 consisting of 1.01 acres in the Village of Ballston Spa, and Tax Parcel #216.56-1-4 consisting of .09 acres in the Town of Ballston); and

WHEREAS, the County has examined the operations at the Facility in order to determine the feasibility of continuing its operation as a County-owned nursing facility, including, but not limited to, business impediments unique to municipalities that include year over year operational deficits, rising municipal labor and employee benefit costs, the unreliability of continued intergovernmental transfer ("IGT") payments, and the cost of providing for major Facility equipment and infrastructure improvements and/or reconstruction, among other impediments; and

WHEREAS, the County desires to ensure the continued operation of the Facility as well as maintaining the Facility's 277 licensed beds, and therefore the County desires to initiate the disposition of the Facility to a responsible private entity to facilitate redevelopment of the facility to provide improved services in a modern, efficient, and economically stable setting; and

WHEREAS, Section 1411 of the Not-For-Profit Corporation Law ("N-PCL") of the State of New York (collectively, the "LDC Act") authorizes the establishment of not-for-profit local development corporations operated exclusively for the charitable or public purposes of relieving and reducing unemployment, promoting and providing for additional and maximum employment, bettering and maintaining job opportunities, instructing or training individuals to improve or develop their capabilities for such jobs, and lessening the burdens of government and acting in the public interest; and

WHEREAS, pursuant to Section 1411(d) of LDC Act, the legislative body of a county may by resolution determine that certain real property of the County not required for use by the County may be sold or leased to a not-for-profit local development corporation for purposes that include lessening the burdens of government and acting in the public interest; and

WHEREAS, Section 1411(d)(2) of the LDC Act further provides that following a public hearing conducted in accordance with N-PCL Section 1411 (d)(3) and (4), the sale or lease of specifically described real property may be undertaken on such terms as may be agreed upon by the County and a local development corporation, without appraisal or public bidding; and

WHEREAS, in furtherance of the public purposes set forth above, the County desires to (i) authorize the establishment of Maplewood Manor Local Development Corporation (the "Corporation") pursuant to and in accordance with the proposed Certificate of Incorporation attached hereto as **Exhibit A**; and (ii) authorize the scheduling and conduct of a public hearing to be held in accordance with the LDC Act in furtherance of the County's consideration of the disposition of the Facility to the Corporation (the "Disposition").

NOW, THEREFORE, BE IT RESOLVED BY THE SARATOGA COUNTY BOARD OF SUPERVISORS AS FOLLOWS:

Section 1. The County hereby authorizes the establishment of Maplewood Manor Local Development Corporation pursuant to the Local Development Corporation Act to undertake and manage the disposition of the facility to a responsible private entity. The Chairman of the Board of Supervisors is hereby authorized to execute and cause the filing of a Certificate of Incorporation in substantially the form attached hereto as **Exhibit A**, with such changes and modifications as may be authorized by the Chair of the Board in consultation with the County Attorney.

Section 2. The County hereby authorizes the scheduling, notice and conduct of a public hearing pursuant to the LDC Act to consider the proposed Disposition, such hearing to be held in the County Board of Supervisors Chambers at 5:15 p.m. on January 9, 2013, at 40 McMaster Street, Ballston Spa, New York 12020.

Section 3. The Clerk of the Board of Supervisors is hereby directed to give notice of such Public Hearing in the manner prescribed by law.

Section 4. This resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No budget impact.

EXHIBIT A: FORM OF CERTIFICATE OF INCORPORATION
CERTIFICATE OF INCORPORATION OF
MAPLEWOOD MANOR LOCAL DEVELOPMENT CORPORATION

A Not-For-Profit Local Development Corporation under Section 1411 of the Not-For-Profit Corporation Law of the State of New York

THE UNDERSIGNED, being over the age of eighteen years, for the purpose of forming a not-for-profit local development corporation pursuant to Section 1411 of the Not-For-Profit Corporation Law of the State of New York, hereby certifies as follows:

FIRST: The name of the corporation shall be: Maplewood Manor Local Development Corporation.

SECOND: The corporation will be a corporation as defined in subparagraph (a)(5) of Section 102 of the Not-For-Profit Corporation Law of the State of New York and, as provided in Section 1411 of the Not-For-Profit Corporation Law, will be a Type C Corporation as defined in Section 201 of the Not-For-Profit Corporation Law. The corporation is a public instrumentality of, but separate and apart from, the County of Saratoga, New York.

THIRD: The purposes for which the corporation is to be formed and operated are exclusively for charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, to relieve and reduce unemployment, promote and provide for additional and maximum employment, improve and maintain job opportunities, and lessen the burden of government and act in the public interest. In furtherance of said purposes, the corporation's powers shall include:

(a) To foster the creation, retention and expansion of jobs and economic opportunities for the benefit of the County of Saratoga, New York State and local economies; and

(b) To construct, acquire, rehabilitate and improve for use by others, facilities in the territory in which its operations are principally to be conducted, to assist financially in such construction, acquisition, rehabilitation and improvement, to maintain and/or lease such facilities on its behalf or for others in such territory; to disseminate information and furnish advice, technical assistance and liaison with federal, state and local authorities with respect thereto;

(c) To acquire by purchase, lease, gift, bequest, devise or otherwise real or personal property or interests therein;

(d) To apply for loans and borrow money without limit as to amount; to make, draw, accept, endorse, execute and issue negotiable bonds, debentures, notes and other obligations therefor;

(e) To sell, lease, mortgage or otherwise dispose of or encumber any such facilities or any of its real or personal property or any interest therein upon such terms as it may determine;

(f) To enter into covenants and agreements and to comply with all the terms, conditions and provisions thereof, and otherwise to carry out its corporate purposes and to foster and encourage the location or expansion of facilities and related businesses in the territory in which the operations of the corporation are principally to be conducted;

(g) To apply for and make grants and loans and to execute any and all documents necessary in connection therewith;

(h) To do any other act or thing incidental to or connected with the foregoing purposes or in advancement thereof, but not for the pecuniary profit or financial gain of its members, directors, officers or any private person.

(i) In general, to perform any and all acts and things, and exercise any and all powers which may now or hereafter be lawful for the corporation to do or exercise under and pursuant to the laws of the State of New York for the purpose of accomplishing any of the foregoing purposes of the corporation.

FOURTH: The corporation's mission and public objective, which the corporation's purposes will achieve, include, but are not limited to, the lessening of the burdens of government by undertaking and promoting economic development initiatives in the Saratoga County, New York area that will include real estate leasing,

acquisition, development and management, real estate project finance, and other community-based economic development activities permissible under the Not-For-Profit Corporation Law.

FIFTH: The operations of the corporation will be principally conducted within the territory of Saratoga County, New York and surrounding communities.

SIXTH: Pursuant to the requirements of Section 1411(e) of the Not-For-Profit Corporation Law:

(a) All income and earnings of the corporation shall be used exclusively for its corporate purposes with the intent being that all income and earnings will be expended or deposited in appropriate reserves for corporate purposes; to the extent not so used, the income and earnings will accrue and be paid to the Job Development Authority to the extent required by Section 1411 of the Not-for-Profit Corporation Law.

(b) The property of the corporation is irrevocably dedicated to its corporate purposes. No part of the income or earnings of the corporation shall inure to the benefit or profit of, nor shall any distribution of its property or assets be made to, any member, director or officer of the corporation, or private person, corporate or individual, or to any other private interest, except that the corporation may repay loans made to it and may repay contributions (other than dues) made to it to the extent that any such contribution may not be allowable as a deduction in computing taxable income under the Internal Revenue Code of 1986, as amended.

(c) If the corporation accepts a mortgage loan or loans from the New York Job Development Authority, the corporation shall be dissolved in accordance with the provisions of paragraph (g) of Section 1411 of the Not-For-Profit Corporation Law upon the repayment or other discharge in full by the corporation of all such loans.

SEVENTH:(a) The corporation shall not attempt to influence legislation by propaganda or otherwise, or participate in or intervene, directly or indirectly, in any political campaign on behalf of or in opposition to any candidate for public office.

(b) The corporation shall not engage in any activities not permitted to be carried on by an organization exempt from federal income taxation pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder.

EIGHTH: In the event of the dissolution of the corporation or the winding up of its affairs, the Board of Directors shall, after paying or making provision for the payment of all debts and liabilities of the corporation of whatsoever kind or nature, distribute all of the remaining assets and property of the corporation to the County of Saratoga for furtherance of the purposes set forth in Section 1411 of the Not-for-Profit Corporation Law. Any of such assets not so disposed of shall be disposed of by order of the Supreme Court of the State of New York pursuant to Section 1008 of the Not-For-Profit Corporation Law.

NINTH: The office of the corporation shall be located in Saratoga County, New York.

TENTH: The offices of the corporation shall be functionally separate from those of the County of Saratoga or any of its affiliated entities (collectively, the "County Entities") (although such office may be in a facility leased from the County of Saratoga or any of its affiliates on arms-length terms). The corporation at all times shall:

(a) maintain separate accounting records and other corporate records from those of the County Entities;

(b) not divert the corporation's funds to any other person or for other than the use of the corporation and not commingle any of the corporation's assets with those of the County Entities;

(c) pay any employee, consultant or agent of the corporation, or any other operating expense incurred by the corporation, from the assets of the corporation and not from the assets of any of the County Entities;

(d) maintain its own deposit account or accounts, separate from those of the County Entities, with commercial banking institutions and/or trust companies;

(e) to the extent that the corporation contracts or does business with vendors or service providers where the goods and services provided are partially for the benefit of any other person, the costs incurred in so doing shall be fairly allocated to or among the corporation and such persons for whose benefit the goods and services are provided, and the corporation and each such person shall bear its fair share of such costs;

(f) conduct its business in its own name and conduct all material transactions between the corporation and the County Entities only on an arm's-length basis;

(g) observe all necessary, appropriate and customary corporate formalities, including, but not limited to, holding all regular and special members' and directors' meetings appropriate to authorize all corporate action, keeping separate and accurate minutes of such meetings, passing all resolutions or consents necessary to authorize actions taken or to be taken, and maintaining accurate and separate books, records, and

accounts, including, but not limited to, intercompany transaction accounts. Regular members' and directors' meetings shall be held at least annually;

(h) ensure that decisions with respect to its business and daily operations shall be independently made by the corporation (although the officer making any particular decision also may be an employee, officer or director of the County Entities);

(i) act solely in its own corporate name and through its own authorized officers and agents, and use its own stationery;

(j) other than as expressly provided herein, pay all expenses, indebtedness and other obligations incurred by it;

(k) not enter into any guaranty, or otherwise become liable, with respect to any obligation of the County Entities;

(l) cause any financial reports required of the corporation to be prepared in accordance with generally accepted accounting principles and be audited annually and be issued separately from, although they may be consolidated with, any reports prepared for any member of the County Entities; and

(m) ensure that at all times it is adequately capitalized to engage in the transactions contemplated herein.

ELEVENTH: The County of Saratoga, acting by and through its Board of Supervisors, shall be the sole Member of the corporation.

TWELFTH: The corporation shall be managed by a Board of Directors consisting of seven (7) Directors, each appointed by and serving at the pleasure of the Saratoga County Board of Supervisors. The initial Directors shall serve for a term ending December 31, 2015. Subsequent appointments of Directors by the Saratoga County Board of Supervisors shall be made for a term of two (2) years ending in such case on December 31 of the last year of each such term, and such Directors may be removed by the Saratoga County Board of Supervisors without cause at any time for any reason. Vacancies occurring on the Board of Directors other than by expiration of terms of office shall be filled by appointment by the Saratoga County Board of Supervisors for the remainder of the unexpired terms. Any subsequent increase or decrease in the size of the Board of Directors will require the approval of the Member and the affirmative vote of a majority of the Directors.

THIRTEENTH: The names and addresses of the initial Directors of the corporation are as follows:

Name	Address
Willard H. Peck	40 McMaster Street, Ballston Spa, New York 12020
Edward D. Kinowski	40 McMaster Street, Ballston Spa, New York 12020
Thomas J. Richardson	40 McMaster Street, Ballston Spa, New York 12020
Thomas N. Wood, III	40 McMaster Street, Ballston Spa, New York 12020
Arthur M. Wright	40 McMaster Street, Ballston Spa, New York 12020
Helen Endres	40 McMaster Street, Ballston Spa, New York 12020
David Meager	40 McMaster Street, Ballston Spa, New York 12020

FOURTEENTH: The corporation shall indemnify each Member, each Director, each officer, and, to the extent authorized by the Board of Directors, each other person authorized to act for the corporation or on its behalf, to the full extent to which indemnification is permitted under the Not-For-Profit Corporation Law.

FIFTEENTH: The Secretary of State of the State of New York is designated as agent of the corporation upon whom process against it may be served. The post office address to which the Secretary of State shall mail a copy of any process against the corporation served upon him is as follows: Maplewood Manor Local Development Corporation, 40 McMaster Street, Ballston Spa, New York 12020.

SIXTEENTH: The By-laws of the corporation may be adopted, amended or repealed by a majority of the Directors of the corporation.

SEVENTEENTH: The corporation will not do any of the following:

(a) Without the affirmative vote of all Members of the corporation and the affirmative vote of a majority of the Directors, increase or decrease the number of Members of the corporation or increase or decrease the number of Directors of the corporation.

(b) Without the affirmative vote of a majority of the Directors of the corporation and all of the corporation's members, (i) dissolve or liquidate, in whole or in part, or institute proceedings to be adjudicated bankrupt or insolvent, (ii) consent to the institution of bankruptcy or insolvency proceedings against it, (iii) file a petition seeking or consenting to reorganization or relief under any applicable federal or state law relating to bankruptcy or insolvency, (iv) consent to the appointment of a receiver, liquidator, assignee, trustee,

sequestrator or other similar official of the corporation or a substantial part of its property, (v) make a general assignment for the benefit of creditors, (vi) admit in writing its inability to pay its debts generally as they become due or (vii) take any corporate action in furtherance of the actions set forth in clauses (i) through (vi) of this paragraph.

(c) Without the affirmative vote of all of the Directors of the corporation and all of the corporation's members, merge or consolidate with any other corporation, company or entity or, except to the extent contemplated by paragraph THIRD hereof, sell all or substantially all of its assets or acquire all or substantially all of the assets or capital stock or other ownership interest of any other corporation, company or entity.

EIGHTEENTH: The corporation shall be deemed a public body (as such term is defined in the Open Meetings Law of the State of New York) and, as such, each meeting of the Board of Directors of the corporation will be conducted in the manner prescribed by the Open Meetings Law. The Directors will not receive compensation for services provided to or on behalf of the corporation.

IN WITNESS WHEREOF, this certificate has been subscribed this ___ day of November, 2012.

Thomas N. Wood, III, Chairman
Saratoga County Board of Supervisors
40 McMaster Street, Ballston Spa, New York 12020

CERTIFICATE OF INCORPORATION OF MAPLEWOOD MANOR LOCAL DEVELOPMENT CORPORATION

(Under Section 1411 of the Not-For-Profit Corporation Law of the State of New York)

RESOLUTION 227 - 12

Introduced by Supervisors Grattidge, Daly, Rowland, Sausville, Veitch, Wormuth and Wright

AUTHORIZING THE EXECUTION OF NECESSARY AGREEMENTS TO ACCEPT \$180,000 IN STATE OFFICE OF MENTAL HEALTH FUNDING TO IMPLEMENT A PEER-TO-PEER SUPPORT PROGRAM FOR SARATOGA COUNTY VETERANS

WHEREAS, as a result of a New York State Senate initiative, a Special Legislative Grant has been made available to Saratoga County through the New York State Office of Mental Health (OMH) funding in the amount of \$180,000 for the implementation of a pilot program using peer-to-peer counseling methods to assist Saratoga County veterans suffering from post-traumatic stress disorder; and

WHEREAS, if received, said funds would need to be received by the Saratoga County Office of Mental Health while the peer-to-peer counseling program would be administered by the Saratoga County Veterans' Services Agency; and

WHEREAS, the acceptance of this funding requires our approval; now, therefore, be it

RESOLVED, that the Chair of the Board, the Director of the County Mental Health Center and the Director of the County Veterans' Services Agency are hereby authorized to execute any and all agreements and documents necessary to apply for, accept and administer New York State Office of Mental Health funding in the amount of \$180,000 for the implementation of a pilot peer-to-peer counseling program by the Saratoga County Veterans' Services Agency to assist Saratoga County veterans suffering from post-traumatic stress disorder; and be it further

RESOLVED, that the form and content of all such agreements and documents shall be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. 100% State aid.

RESOLUTION 228 - 12

Introduced by Supervisors Wright, Grattidge, Kinowski, Raymond, Southworth, Veitch and Yepsen

RES11-10-12

APPROVING CHANGES TO PUBLIC HEALTH'S POLICIES AND PROCEDURES MANUAL

WHEREAS, the Director of Public Health has proposed changes and new procedures for the Nursing Service's Policies and Procedures Manual; and

WHEREAS, the Service's Professional Advisory Committee has reviewed and approved these changes; now, therefore, be it

RESOLVED, that the Policies and Procedures Manual of our Public Health Nursing Service, as last amended by Resolution 139-11, is hereby amended to include the following changes:

SUMMARY OF CHANGES

<u>Page</u>	<u>Policy #</u>	
14.4	To be	Palliative Care Policy – To provide guidelines for the provision determined of Palliative Care Information to patients who receive services from the Certified Home Health Agency (CHHA) program.
43.5	To be	Home Care Registry – To provide a procedure for registering home determined health aides with the New York State Department of Health to facilitate movement of aides between agencies, and to record required trainings.

and be it further

RESOLVED, that the Director of Public Health make any appropriate incidental revisions in the procedures.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 229 - 12

Introduced by Supervisor A. Johnson, Collyer, Daly, Grattidge, M. Johnson, Kinowski and Peck

AMENDING RESOLUTION 141-12 TO INCREASE THE AUTHORIZED CONTRACT AMOUNT BY \$18,000 FOR ADMINISTRATIVE SERVICES FOR THE COUNTY'S SELF INSURANCE PROGRAM

WHEREAS, Resolution 141-12 authorized a renewal agreement with Sedgwick Claims Management Services, Inc. to provide administrative services for the County's Self-Insurance Program for a term of two years from July 1, 2012 through June 30, 2014 at an annual cost not to exceed \$260,940; and

WHEREAS, the stated contract amount of \$260,940 inadvertently omitted two additional fees that Sedgwick is requesting be included in its contract, to wit: an annual \$10,000 administrative fee and an annual Risk Management Information Services fee of \$8,000 for a software package and support services; and

WHEREAS, our Personal and Insurance Committee and the County Director of Personnel have recommended that Resolution 141-12 be amended to increase said authorized contract amount by \$18,000 to \$278,940; now, therefore, be it

RESOLVED, that Resolution 141-12 of this Board of Supervisors is hereby amended to increase the authorized contract amount with Sedgwick Claims Management Services, Inc. by \$18,000 to \$278,940 to cover administrative, software package and support service fees omitted from the previously authorized contract amount of \$260,940.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 230 - 12

Introduced by Supervisor A. Johnson, Collyer, Daly, Grattidge, M. Johnson, Kinowski and Peck

AUTHORIZING A HEALTH INSURANCE CONTRACT WITH EMPIRE BLUE CROSS

RES11-10-12

WHEREAS, Saratoga County solicited proposals for medical and prescription drug health insurance coverage for County employees and retirees for 2013; and

WHEREAS, our Personnel and Insurance Committee recommends acceptance of the proposal of Empire Blue Cross, the lowest bidder on the contract; now, therefore, be it

RESOLVED, that the Chair of the Board execute a contract with Empire Blue Cross for the provision of medical and prescription health care insurance for County employees and retirees through December 31, 2013 at a cost not to exceed \$24,346,621, the form and content thereof being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: Funds are available within the tentative 2013 budget.

RESOLUTION 231 - 12

Introduced by Supervisor A. Johnson, Collyer, Daly, Grattidge, M. Johnson, Kinowski and Peck

AUTHORIZING A DENTAL HEALTH INSURANCE CONTRACT WITH BLUE SHIELD OF NORTHEASTERN NEW YORK, INC.

WHEREAS, Saratoga County has offered dental health insurance coverage for County employees with Blue Shield of Northeastern New York, Inc. (Blue Shield); and

WHEREAS, Blue Shield has proposed a contract renewal for 2013; and

WHEREAS, the County's experience with Blue Shield has been satisfactory; and

WHEREAS, our Personnel and Insurance Committee recommends acceptance of the proposed contract with Blue Shield of Northeastern New York, Inc.; now, therefore, be it

RESOLVED, that the Chair of the Board execute a contract with Blue Shield of Northeastern New York, Inc for the provision of dental health care insurance for County employees through December 31, 2013 at a cost not to exceed \$719,688, the form and content thereof being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: Funds are available within the Tentative 2013 budget.

RESOLUTION 232 - 12

Introduced by Supervisors Peck, Jenkins, Lawler, Lucia, Southworth, Veitch and Wormuth

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF HOMELAND SECURITY TO ACCEPT A 2012 HOMELAND SECURITY GRANT

WHEREAS, 2012 funds are available from the New York State Office of Homeland Security for a State Homeland Security Program (SHSP) Grant in the amount of \$168,000; and

WHEREAS, said funds are available for the purchase of various emergency response and other homeland security equipment, including but not limited to, personnel protective equipment, Emergency Operations Center equipment, cyano kit replacements, field guides for emergency action plans and SCUBA equipment support; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute all agreements and documents necessary to apply for and accept a New York State Homeland Security State Homeland Security Program (SHSP) grant in the amount of \$168,000, the form and content of said documents and agreements being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 233 - 12

RES11-10-12

Introduced by Supervisors Peck, Jenkins, Lawler, Lucia, Southworth, Veitch and Wormuth

AUTHORIZING AN AGREEMENT WITH BULLEX, INC. FOR THE PURCHASE OF FIRE TRAINING EQUIPMENT AND UPGRADES TO EXISTING TRAINING EQUIPMENT

WHEREAS, the Saratoga County Office of Emergency Services desires to purchase a Propane Training Simulator and to upgrade existing fire training equipment for the Saratoga County Fire Training Center with State grant monies, which equipment and upgrades shall include the purchase of a car fire prop and related equipment, and the retrofit of an existing pressure vessel tank; and

WHEREAS, the Saratoga County Office of Emergency Services has solicited and entertained competitive bids for the purchase of the Propane Training Simulator, and related equipment, and the proposed upgrades to the existing fire training equipment; and

WHEREAS, our Public Safety Committee and the Saratoga County Fire Coordinator have recommended that a contract for said fire training equipment and equipment upgrades be awarded to BullEx, Inc. the lowest bidder on the contact; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to sign an agreement with BullEx, Inc. of Albany, New York, for the purchase of a Propane Training Simulator, to include a car fire prop and a retrofit of an existing pressure vessel tank, for the Saratoga County Fire Training Center, at a cost not to exceed \$89,675, with the form and content of such agreement to be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 234 - 12

Introduced by Supervisors Peck, Jenkins, Lawler, Lucia, Southworth, Veitch and Wormuth

AUTHORIZING THE CHAIRMAN TO ENTER INTO A MAINTENANCE SERVICE AGREEMENT WITH MOTOROLA CORPORATION TO PRESERVE PRICING OPTIONS FOR SYSTEM MAINTENANCE AND ASSOCIATED SERVICES FOR THE COUNTY EMERGENCY RADIO SYSTEM

WHEREAS, pursuant to Resolution 184-09, this Board authorized a contract with Motorola Corporation for the purchase and installation of radios and radio equipment for the Saratoga County Emergency Radio System; and

WHEREAS, the two year warranty on said radios and radio equipment is due to expire in 2013; and

WHEREAS, Motorola Corporation has tendered a Maintenance Service Agreement to the County which would preserve current pricing options for system maintenance and associated services for the Emergency Radio System during the post-warranty period of years 3 through 7 of the County's contract with Motorola; and

WHEREAS, the County will have until the expiration of said two year warranty period to select which, if any, of the services offered in the Maintenance System Agreement it wishes to contract for with Motorola; and

WHEREAS, our Public Safety Committee and the Director of the County Office of Emergency Services have recommended that the County execute the tendered Maintenance System Agreement; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a System Maintenance Agreement with Motorola Corporation of Montvale, New Jersey, in order to preserve current pricing options for system maintenance and associated services for the Saratoga County Emergency Radio System during the post-warranty period of years 3 through 7 of the County's current contract with Motorola, with the form and content of such equipment being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 235 - 12

Introduced by Supervisors Lucia, Barrett, Collyer, M. Johnson, Veitch, Wormuth and Yepsen

RES11-10-12

AUTHORIZING 2013 ANNUAL IMPLEMENTATION PLAN AND 2013 SUBCONTRACTS FOR OFFICE FOR THE AGING

WHEREAS, the Saratoga County Office for the Aging, provides programs to some elderly County residents under Title III of the Federal Older Americans Act of 1965, as amended, and the State Community Services Act of 1979 (Executive Law, Article 19-J); and

WHEREAS, the Federal Act requires the preparation of a Four-Year Service Plan, annual updates and funding applications for the provisions of listed services; and

WHEREAS, the State Act requires the submission of an Annual Plan for the delivery of community services which Plan also serves as the Federal annual update; and

WHEREAS, our Office for the Aging has proposed a 2013 Annual Implementation Plan which includes the appropriate annual funding application; and

WHEREAS, a public hearing on this proposal was held on November 1, 2012; and

WHEREAS, the Office for the Aging submitted its proposed 2013 Annual Implementation Plan for our approval; now, therefore, be it

RESOLVED, that the Chair of the Board and/or the Director of our Office for the Aging are authorized and directed to sign the 2013 Annual Implementation Plan, its attached funding applications and the following subcontracts, the form and content thereof being subject to the approval of the County Attorney, namely:

PROVIDER	FUNDING	SERVICE	TERM	AMOUNT
Eleanor Mullaney 480 Broadway Suite 332 Saratoga Springs, NY 12866	IIIB	Legal	1/1/13-12/31/13	\$10,260.00
			Contributions	\$ 500.00
			Match	\$ 960.00
			Reimbursement	\$ 8,800.00
O'Connell and Aronowitz 1 Court Street Saratoga Springs, NY 12866	IIIB	Legal	1/1/13-12/31/13	\$10,260.00
			Contributions	\$ 500.00
			Match	\$ 960.00
			Reimbursement	\$ 8,800.00
A & H Services 5 Thompson Way Ballston Spa, NY 12020	IIIB	Transportation (City of Saratoga Spgs)	1/1/13-12/31/13	\$190.00/day
			Contributions	\$ 2,500.00
			Match	\$ 0.00
			Reimbursement	\$45,000.00
A & H Services 5 Thompson Way Ballston Spa, NY 12020	IIIB	Transportation (6 Towns)	1/1/13-12/31/13	\$190.00/day
			Contributions	\$ 1,200.00
			Match	\$ 0.00
			Reimbursement	\$46,300.00
A & H Services 5 Thompson Way Ballston Spa, NY 12020	SNAP	Transportation (4 Towns and Town of Saratoga)	1/1/13-12/31/13	\$130.00/day
			Contributions	\$ 500.00
			Match	\$ 0.00
			Reimbursement	\$25,240.00
Town of Corinth 600 Palmer Ave. Corinth, NY 12822	Community	Transportation Services for the Elderly (CSE)	4/1/13-3/31/14	\$10,900.00
			Contributions	\$ 200.00
			Match	\$ 2,700.00
			Reimbursement	\$ 8,000.00
City of Mechanicville 36 North Main Street Mechanicville, NY 12118	Community	Transportation Services for the Elderly	4/1/13-3/31/14	\$ 8,600.00
			Contributions	\$ 3,000.00
			Match	\$ 1,400.00

		(CSE)	Reimbursement	\$ 4,200.00
Community Human Services 543 Saratoga Road Glenville, NY 12302	Community	Care Links Program Services for the Elderly (CSE)	4/1/13-3/31/14 Contributions Match Reimbursement	\$40,000.00 \$0.00 \$10,000.00 \$30,000.00
Peggy Ghanime, RD 573 Victory Circle Ballston Spa, NY 12020	Title IIIC	Dietician Services SNAP	1/1/13-12/31/13 4/1/13-3/31/14	\$35.00/hour \$35.00/hour
Home Instead 12 Mountain Ledge Drive Suite 3 Gansevoort, NY 12831	IIIE	In-Home Respite Care	1/1/13-12/31/13	\$17.00/hour
Evergreen Adult Day Care 131 Lawrence Street Saratoga Springs, NY 12866	EISEP	Social Adult Day Care	4/1/13-3/31/14 Contributions Match Reimbursement	\$59,000.00 \$12,300.00 \$11,700.00 \$35,000.00
GTL, Inc. 22600 Haggerty Road Farmington Mills, MI 48335	EISEP	Personal Emergency Response Systems (PERS)	1/1/13-12/31/13 Reimbursement	\$15,000.00 \$15,000.00

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 236 – 12

Introduced by Supervisors Lucia, Barrett, Collyer, M. Johnson, Veitch, Wormuth and Yepsen

AUTHORIZING THE CHAIR TO EXECUTE A CONTRACT WITH PRESTIGE SERVICES, INC. FOR THE ELDERLY NUTRITION PROGRAM

WHEREAS, our Office for the Aging conducts the Elderly Nutrition Program which delivers Meals on Wheels to senior citizens in Saratoga County; and

WHEREAS, bids were solicited for vendors to supply these meals, and Prestige Services, Inc. was the low bidder; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a contract with Prestige Services, Inc. of 1 Enterprise Avenue, Clifton Park, New York for the provision of meals for the Elderly Nutrition Program from January 1, 2013 through December 31, 2016 at a cost of \$6.20 per meal from January 1, 2013 through December 31, 2013, with an annual increase commencing on January 1, 2014, and on every January 1 thereafter during the term of the contract, equal to the August Consumer Price Index for Urban Consumers as reported in August of the preceding year, with the form and content of such contract being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: The increased cost of meals is included in the 2013 Tentative Budget.

RESOLUTION 237 - 12

Introduced by Supervisors Grattidge, Daly, Rowland, Sausville, Veitch, Wormuth and Wright

AUTHORIZING THE SALE OF 15.73 ACRES OF COUNTY REAL PROPERTY IN THE TOWN OF NORTHUMBERLAND TO SARATOGA COUNTY SEWER DISTRICT NO. 1 AT A PRICE OF \$98,580 CONTINGENT UPON SUBDIVISION APPROVAL OF TAX PARCEL #104.-1-84.2

WHEREAS, despite the 2010 expansion of Saratoga County Sewer District No. 1's Wastewater Treatment Plant, Sewer District officials currently project that the Treatment Plant will reach capacity in approximately seven years due to anticipated residential and commercial growth resulting from the opening of the Global Foundries chip manufacturing plant and other related businesses; and

WHEREAS, the Saratoga County Sewer District Commission has recommended that a second wastewater treatment plant be sited and constructed in the northern tier of Saratoga County to accommodate projected flows after the current plant in the Town of Halfmoon reaches capacity; and

WHEREAS, pursuant to Resolution 74-11, this Board authorized the retention of the services of Delaware Engineering, P.C. for engineering services relative to the conceptual/preliminary design and siting of a second wastewater treatment plant to be constructed in the northern tier of Saratoga County; and

WHEREAS, after identifying and evaluating suitable parcels in the northern tier of the County, Delaware Engineering, P.C. has recommended that a site owned by the County of Saratoga in the Town of Northumberland consisting of Tax Parcel #104.-1-7.2, totaling .96 acres, and a 14.77 acre portion of Tax Parcel #104.-1-84.2 lying north of Kobor Road, is the most appropriate and suitable location for the construction of a second wastewater treatment plant in the County; and

WHEREAS, an appraisal of the 15.73 acre site conducted by Armstrong Appraisals for Saratoga County Sewer District No. 1 appraised the market value of the site at \$63,000; and

WHEREAS, after negotiations between County and Sewer District officials, the Sewer District Commission has tendered an offer of \$98,580 for the site, which offer was determined as follows: \$4,000 per acre for the 14.77 acre portion of Tax Parcel #104.-1-84.2, and \$39,500 for the .96 acre Tax Parcel #104.-1-7.2, which is the sum paid by the County for Tax Parcel #104.-1-7.2 when it was purchased in 1993; and

WHEREAS, our Law and Finance Committee has recommended that said offer of \$98,580 be accepted; and

WHEREAS, the County will need to seek subdivision approval from the Town of Northumberland for Tax Parcel #104.-1-84.2 which presently consists of 49.6 acres; now, therefore, be it

RESOLVED, that the offer of Saratoga County Sewer District No. 1 to purchase a 15.73 acre parcel of real property owned by the County of Saratoga in the Town of Northumberland, consisting of Tax Parcel #104.-1-7.2, totaling .96 acres, and a 14.77 acre portion of Tax Parcel #104.-1-84.2 lying north of Kobor Road, for the price of \$98,580, is hereby accepted, contingent upon subdivision approval of Tax Parcel #104.-1-84.2 being granted by the Town of Northumberland; and be it further

RESOLVED, that the Saratoga County Attorney is hereby authorized to take all appropriate action to subdivide Tax Parcel #104.-1-84.2 into two parcels, to wit: a 14.77 acre parcel lying north of Kobor Road and a 34.83 acre parcel lying south of Kobor Road; and be it further

RESOLVED, that the Chair of the Board is hereby authorized to execute any applications or documents necessary to apply to the Town of Northumberland for subdivision approval of Tax Parcel #104.-1-84.2; and, be it further

RESOLVED, that the Chair of the Board execute any and all documents needed to effect, complete, file and record any approved subdivision of Tax Parcel #104.-1-84.2 in the Town of Northumberland; and be it further

RESOLVED, that the Chair of the Board is hereby authorized to execute a deed and any other documents necessary to effect the conveyance to Saratoga County Sewer District No. 1 of Tax Parcel #104.-1-7.2 and the 14.77 acre portion of Tax Parcel #104.-1-84.2 lying north of Kobor Road, contingent upon the subdivision approval of Tax Parcel #104.-1-84.2 being granted by the Town of Northumberland, with the form and content of such deed and documents being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: This transaction will result in the transfer of \$98,580 from the Sewer District Enterprise Fund to the County's General Fund in 2013.

RESOLUTION 238 - 12

Introduced by Supervisors Grattidge, Daly, Rowland, Sausville, Veitch, Wormuth and Wright

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AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT FOR THE CONSTRUCTION OF IMPROVEMENTS TO THE SARATOGA LAKE SEWER SYSTEM AND THE INSTALLATION OF NEW FORCEMAINS ALONG ROUTES 4 AND 32 IN THE TOWN OF HALFMOON

WHEREAS, Resolution 231-10 authorized a contract with John D. McDonald Engineering, P.C. for engineering consultant services for the design, bidding and contract administration of the upgrade of the Saratoga Lake sewer system and the installation of new sewer forcemains along Routes 4 and 32 in the Town of Halfmoon; and

WHEREAS, pursuant to specifications prepared by John D. McDonald Engineering, P.C., competitive bids for the construction work for both projects were solicited and received; and

WHEREAS, the Saratoga County Sewer District Commission, the Executive Director of the Sewer District, and John D. McDonald Engineering, P.C. have recommended the award of the HVAC construction contract to the lowest complying bidder; and

WHEREAS, such award requires approval of this Board of Supervisors; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors is authorized to execute all agreements with the following entity necessary or appropriate for its services for the construction of HVAC improvements to the Saratoga Lake sewer system and relative to the installation of new forcemains along Routes 4 and 32 in the Town of Halfmoon at the following cost:

Contract #3. Crisafulli Bros. Plumbing & Heating Contractors, Inc. of Albany, NY \$170,000

and, be it further

RESOLVED, that the form and content of all such agreements shall be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: The proceeds of the Sewer District bonds will pay for the costs associated with this project.

RESOLUTION 239 - 12

Introduced by Supervisors Grattidge, Daly, Rowland, Sausville, Veitch, Wormuth and Wright

AUTHORIZING SARATOGA COUNTY SEWER DISTRICT NO. 1 TO COMMENCE EMINENT DOMAIN PROCEEDINGS TO OBTAIN SEWER EASEMENTS AND FEE INTERESTS NEEDED FOR THE DISTRICT'S SARATOGA LAKE SEWER SYSTEM IMPROVEMENT PROJECT

WHEREAS, pursuant to Resolution 231-10, this Board authorized a contract with John D. McDonald Engineering, P.C. for engineering services for the upgrade of Saratoga County Sewer District No. 1's sewer system around Saratoga Lake; and

WHEREAS, Saratoga County Sewer District No. 1 has been acquiring sewer easements over various parcels of land in the Towns of Malta, Stillwater, and Saratoga, and the City of Saratoga Springs, which have been identified as needed for the construction and maintenance of the proposed improvements to the Sewer District's Saratoga Lake sewer system; and

WHEREAS, the Sewer District has successfully acquired 35 out of the 48 easements and/or fee interests needed for the project; and

WHEREAS, the Saratoga County Sewer District Commission has requested authorization for Saratoga County Sewer District No. 1 to initiate eminent domain proceedings to acquire the remaining thirteen sewer easements or fee interests needed for the proposed improvements to the Sewer District's Saratoga Lake sewer system across the following Tax Parcels Nos. SBL #240.-2-2, SBL #218.20-1-18, SBL #218.20-1-24, SBL #218.20-1-8.03, SBL #218.20-1-27, SBL #219.5-1-17, SBL #206.-1-38, SBL #193.10-1-21, SBL #193.10-1-51, SBL #193.10-1-52, SBL #205.-1-8.1, SBL #218.-1-15.1 and SBL #192.-1-41.12; now, therefore, be it

RESOLVED, that Saratoga County Sewer District No. 1 and the Saratoga County Attorney are hereby authorized to undertake all necessary and appropriate steps, including but not limited to, the initiation of proceedings pursuant to the Eminent Domain Procedure Law, to acquire the sewer easements and any fee

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interests needed for the construction and maintenance of the proposed improvements by the Sewer District to the District's Saratoga Lake sewer system across and on the following parcels: Tax Parcel Nos. SBL #240.-2-2, SBL #218.20-1-18, SBL #218.20-1-24, SBL #218.20-1-8.03, SBL #218.20-1-27, SBL #219.5-1-17, SBL #206.-1-38, SBL #193.10-1-21, SBL #193.10-1-51, SBL #193.10-1-52, SBL #205.-1-8.1, SBL #218.-1-15.1 and SBL #192.-1-41.12.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 240 -12

Introduced by Supervisors Grattidge, Daly, Rowland, Sausville, Veitch, Wormuth and Wright

APPROVING THE 2013 TAX BILL FLYER IN ACCORDANCE WITH LOCAL LAW NO. 1 OF 2012 ESTABLISHING TRUTH IN TAXATION IN SARATOGA COUNTY

WHEREAS, pursuant to Resolution 151-12 this Board adopted Local Law No. 1 of 2012 establishing Truth in Taxation in Saratoga County in an effort to provide a legal mechanism by which Saratoga County property owners would receive accurate County property tax bill information and County budget information on an annual basis; and

WHEREAS, Section 3 of Local Law No. 1 of 2012 directs the County Administrator and County Director of Real Property Tax Services to prepare a Tax Bill Flyer summarizing financial information regarding the portion of each annual County property tax bill resulting from State and Federal mandates, and to present said Tax Bill Flyer to the Board of Supervisors concurrently with the presentation of the tentative budget for the following year; and

WHEREAS, Section 3 of Local Law No. 1 of 2012 further requires this Board of Supervisors to annually approve the contents of said Tax Bill Flyer at the Board's regular meeting during the month of November, and to authorize by resolution the manner by which said Tax Bill Flyer will be disseminated to Saratoga County property owners and the public; and

WHEREAS, the County Administrator and County Director of Real Property Tax Services have submitted to this Board for approval the Tax Bill Flyer for 2013 attached hereto as Exhibit A; and

WHEREAS, our Law and Finance Committee has recommended the approval of the attached 2013 Tax Bill Flyer; now, therefore, be it

RESOLVED, in accordance with Local Law No. 1 of 2012, this Board of Supervisors hereby approves the 2013 Tax Bill Flyer attached hereto as Exhibit A; and be it further

RESOLVED, that said 2013 Tax Bill Flyer shall be included as an enclosure with each 2013 Saratoga County property tax bill when mailed, and shall be posted on the County of Saratoga's website at www.saratogacountyny.gov by no later than January 1, 2013.

BUDGET IMPACT STATEMENT: No budget impact.



EXHIBIT A YOUR PROPERTY TAXES...

The Saratoga County Board of Supervisors is providing this information to all property taxpayers in Saratoga County to inform them about how State & Federal mandates affect their annual property tax bills.

- The 2013 County General Fund Budget Totals \$233,526,901. Of that amount, \$97,565,495 is for programs mandated by New York State Government with a net cost of \$63,837,520 to the taxpayers of Saratoga County. County government has little or no control over these costs.

'Mandates' are federal or State created programs that are required to be operated by lower level governments. In New York State, most of these mandates are not accompanied by State money to pay for them or are only partially paid for. Because County government relies upon property taxes to operate, expensive State mandates become expensive property taxes on local taxpayers.

New York State Unfunded Mandates

Medicaid	\$25,655,606
Pensions	14,036,945
Community Colleges	6,200,000
Early Intervention & Pre-School	6,185,384
Social Services	8,037,507
Probation	1,848,483
Legal Defense	1,533,398
Public Health Early Intervention	<u>340,197</u>
	\$63,837,520

- In 2013, these Unfunded Mandates will exceed the \$51,577,684 Property Tax Levy by \$12,259,836. This means that all County property taxes plus an additional \$12.3 Million from sales tax revenues are needed to cover the State mandates.

STATE & FEDERAL REPRESENTATIVES**NYS Governor:**

Andrew M. Cuomo
 Executive Chamber
 NYS Capitol Building
 Albany, NY 12224
 (518) 474-8390
governor.ny.gov

NYS Senators:

District 43
 Kathy Marchione
 Senator-elect
 c/o Saratoga County Clerk's Office
 40 McMaster St.
 Ballston Spa, NY 12020

District 49
 Hugh T. Farley
 188 State St. Room 711
 Legislative Office Bld.
 Albany, NY 12247
 (518) 455-2181
nysenate.gov/senator/hugh-t-farley

NYS Assemblymen:

District 108
 John McDonald
 Assemblyman-elect
 c/o Office of the Mayor
 97 Mohawk Street
 Cohoes, NY 12047
 (518) 233-2119

District 112
 James N. Tedisco
 LOB 404
 Albany, NY 12248

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(518) 455-5772

assembly.state.ny.us/mem/James-Tedisco

District 113

Tony Jordan

LOB 725

Albany, NY 12248

(518) 455-5404

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District 114

Dan Stec

Assemblyman-elect

c/o Warren County Board of Supervisors

Warren County Municipal Center

1340 State Rt. 9

Lake George, NY 12845

United States Senators:

Charles Schumer

Leo O'Brien Building

Room 420

Albany, NY 12207

(518) 431-4070

Schumer.senate.gov

Kirsten Gillibrand

Leo O'Brien Building

11A Clinton Avenue

Room 821

Albany, NY 12207

(518) 431-0120

Gillibrand.senate.gov

United States Congressmen:

District 20

Paul Tonko

61 Columbia St. 4th Floor

Albany, NY 12201

(518) 465-0700

Tonko.house.gov

District 21

Bill Owens

120 Washington Street

Suite 200

Watertown, NY 13601-3370

(315) 782-3150

Owens.house.gov

On a motion by Mr. Grattidge, seconded by Mrs. Southworth Resolutions 241 & 242 were tabled by a unanimous vote. Mr. Grattidge said he is asking the Board to table these resolutions so the Public Hearing may be held on December 3rd and bringing these items back at a meeting on December 12th to adopt the budget.

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RESOLUTION 241 - 12 (TABLED)

Introduced by Supervisors Grattidge, Daly, Rowland, Sausville, Veitch, Wormuth and Wright

ADOPTING 2013 SARATOGA COUNTY BUDGET

BE IT RESOLVED, that the tentative 2013 Saratoga County Budget, submitted by the Budget Officer on October 31, 2012 with amendments, if any, be, and the same hereby is, adopted.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 242 - 12 (TABLED)

Introduced by Supervisors Grattidge, Daly, Rowland, Sausville, Veitch, Wormuth and Wright

APPROPRIATING AMOUNTS FINALLY SET FORTH IN 2013 SARATOGA COUNTY BUDGET

WHEREAS, Resolution 241 of 2012 adopts, with certain amendments, the revised tentative 2013 Budget previously submitted by the Budget Officer; now, therefore, be it

RESOLVED, that the several amounts specified in the tentative 2013 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, 2013, these total amounts are appropriated for the objects and purposes specified in the now-adopted 2013 Budget for the County of Saratoga.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 243 - 12

Introduced by Supervisors Grattidge, Daly, Rowland, Sausville, Veitch, Wormuth and Wright

SETTING DECEMBER 3, 2012 FOR PUBLIC HEARING ON REVISED TENTATIVE 2013 SARATOGA COUNTY BUDGET

WHEREAS, the Budget Officer timely submitted the tentative 2013 Budget on October 31, 2012 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 15, 2012 the entire Board reviewed and made revisions to the tentative 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 2013 Saratoga County Budget on December 3, 2012, 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 and The Daily Gazette.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 244 -12

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Introduced by Supervisors Raymond, Collyer, Hargrave, Jenkins, M. Johnson, Lewza and Sausville

CANCELLING DELINQUENT TAX LIENS IN THE TOWNS OF CHARLTON, HALFMOON, MALTA AND STILLWATER

WHEREAS, delinquent taxes are outstanding on Tax Parcel #226.-1-29 in the Town of Charlton; Tax Parcel #285.-4-17 in the Town of Halfmoon; Tax Parcel #192.-1-1.111 in the Town of Malta; and Tax Parcel #253.33-3-7 in the Town and Village of Stillwater; and

WHEREAS, the aforesaid parcels in the Towns of Charlton, Halfmoon and Malta have failed to sell in two consecutive County real property tax auctions, and the parcel in the Town and Village of Stillwater has failed to sell in four consecutive County real property tax auctions; and

WHEREAS, our Equalization and Assessment Committee’s Procedures and Policies Manual and Real Property Tax Law §1138 set forth the procedures by which this Board may cancel a delinquent tax lien on a parcel if the Board determines that there is no practical method to enforce the collection of the delinquent tax lien, and the Board makes a determination that the property is worthless; and

WHEREAS, our Equalization and Assessment Committee has determined that based on the size, location, configuration, and nature of these four parcels, as well as the properties’ failure to sell at auction, these parcels are worthless as defined in the Committee’s Procedures and Policies Manual; and

WHEREAS, the County Tax Enforcement Officer has determined that there is no practical method to enforce the collection of the delinquent tax liens on these four parcels and a supplementary proceeding to collect the taxes would be ineffective; now, therefore, be it

RESOLVED, that the following delinquent tax liens on the following parcels are hereby cancelled pursuant to RPTL §1138:

<u>TOWN</u>	<u>PARCEL #</u>	<u>DELINQUENT OWNERS</u>	<u>TOTAL AMOUNT</u>
Charlton	226.-1-29	Michael J. Palma	\$5,141.51
Halfmoon	285.-4-17	Howard Wood	\$801.72
Malta	192.-1-1.111	James Paddock	\$5,896.35
Stillwater	253.33-3-7	Peggy Sue Riley	\$2,237.53

and, be it further

RESOLVED, that the Tax Enforcement Officer shall issue and file a certificate of prospective cancellation of taxes on said parcels and file a copy of said certificate with the Assessor of each said town and with the County Director of Real Property Tax Services; and be it further

RESOLVED, that the Saratoga County Treasurer shall charge back to each town the amount of the delinquent taxes previously credited by the County to said town.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 245 - 12

Introduced by Supervisors Raymond, Collyer, Hargrave, Jenkins, M. Johnson, Lewza and Sausville

CORRECTING 2012 TAX BILL AND AUTHORIZING A TAX CREDIT

WHEREAS, Real Property Tax Law §554 provides the procedure for the correction of errors on the tax rolls, and Real Property Tax Law §556 authorizes the provision of a credit against outstanding tax owed on a corrected tax bill; and

WHEREAS, Real Property Tax Law §550(3)(b) defines an “error in essential fact” as an incorrect entry on the taxable portion of the assessment roll, or the tax roll, or both, of the assessed valuation of an improvement to real property which was not in existence; and

WHEREAS, the owner of the following property has timely submitted proof of an error in his 2012 tax bill, to wit: that the parcel was incorrectly assessed as having a cottage house upon it, when, in fact, the cottage had been destroyed by fire in late 2010; and

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WHEREAS, the property's 2011 school taxes were relieved onto the 2012 town and county property tax bill, and the property no longer utilizes County sewer services; and

WHEREAS, our Director of Real Property Tax Services recommends that the error be corrected and a credit be authorized; now, therefore, be it

RESOLVED, that the application of the following individual for correction of the 2012 tax rolls be approved, and the tax rolls are so corrected:

<u>PROPERTY OWNERS</u>	<u>TOWN</u>	<u>S/B/L</u>	<u>CORR. TAX</u>
Marc J. Horine	Saratoga	193.18-1-60	\$1,593.08

and, be it further

RESOLVED, that the County Treasurer is authorized to apply a tax credit in the amount of \$4,294.68 to the outstanding 2012 tax bill of the property owner Marc J. Horine.

BUDGET IMPACT STATEMENT: No budget impact.

Mrs. Daly invited all the Supervisors to the Capital Resource Corporation meeting which will be held on Tuesday, November 27, 2012 at 3:30 p.m. in the Board Meeting Rooms.

On a motion by Mr. Kinowski, seconded by Mr. Veitch the meeting was unanimously adjourned.

Respectfully submitted,

Pamela A. Hargrave, Clerk