

AGENDA SESSION

February 12, 2014 5:00pm

Vice Chairman Veitch called the meeting to order.

Roll call was taken. PRESENT –Alan Grattidge, Philip C. Barrett, Anita Daly, Richard Lucia, , Preston Allen, Jean Raymond, Paul Lent, Paul Lunde, Arthur M. Wright, Kevin Tollisen, Paul Sausville, Daniel Lewza, John Collyer, Thomas N. Wood, III, Matthew E. Veitch, Peter Martin, Edward D. Kinowski, John Lawler, Arthur J. Johnson – 19. ABSENT – Patrick Ziegler, Thomas Richardson, Preston L. Jenkins, Jr. Willard H. Peck, - 4.

On a motion by Mr. Lunde, seconded by Mr. Wright the minutes of the January 15, 2014 Agenda Session were unanimously approved.

PERSONNEL & INSURANCE

Amending the 2014 Compensation Schedule to create three (3) temporary Social Welfare Examiners.

EQUALIZATION & ASSESSMENT

Accepting a tender offer in the Town of Malta.

Canceling taxes on an exempt parcel in the Town of Halfmoon.

Authorizing a correction to the 2014 tax roll for a parcel located in the Town of Ballston.

Authorizing a correction to the 2014 tax roll for a parcel located in the Town of Clifton Park.

Authorizing a correction to the 2014 tax roll for a parcel located in the Town of Halfmoon.

LEGISLATIVE & RESEARCH

Adopting the 2014 Saratoga County Legislative Program.

VETERANS

Supporting federal legislation for the Blue Water Navy Accountability Act to address the plight of Veterans exposed to herbicides while serving in the Republic of Vietnam between 1962 and 1975.

Supporting federal legislation for the Blue Water Vietnam Veterans Act of 2013 to identify each Navy ship that operated on the waters near Vietnam during the war.

PUBLIC HEALTH

Amending the agreement with The Lancaster Group to provide additional services for improving the application process at Maplewood Manor.

Amending the “Saratoga County Maplewood Manor Collection Policy and Procedure” to simplify the process.

PUBLIC SAFETY

Authorizing the Chairman to enter into an agreement with the NYS Office of Indigent Legal Services to accept a three year grant.

Authorizing the transfer of \$41,303 from the Animal Shelter Trust Fund to purchase various items for the shelter.

Authorizing an amendment to contract with NMS Laboratory to approve 2014 fee schedule, \$14,000 in additional testing services and increasing the annual contract threshold to \$50,000.

Authorizing an amendment to Resolution #196-13 to include radiological services as one of the approved medical activities provided by Saratoga Hospital in relation to autopsies performed at the request of the Coroner and/or District Attorney.

Authorizing an amendment to the contract with Forensic Medical Services to include payment of \$150 for an autopsy assistant when the Saratoga County Coroner is unable to provide this support.

Authorizing the Chairman to enter into successor agreements to provide additional law enforcement services in 2014 with the Town of Clifton Park and the Town of Halfmoon.

Authorizing the Chairman to enter into renewal agreement with The Oneida County Sherriff Department to provide security services for Saratoga County inmates that are housed at the Marcy Psychiatric Center.

Authorizing the Chairman to accept a \$55,000 Homeland Security Grant for the purchase of crime scene mapping equipment and computers.

Authorizing the Chairman to apply for and accept a Local Enhanced Wireless 911 funding from the NYS Division of Homeland Security.

SOCIAL PROGRAMS

Authorizing the Chairman to enter into provider contracts for the Expanded In-Home Services for the Elderly Program (EISEP) to provide housekeeping and personal care for the elderly.

Authorizing the Chairman to enter into an agreement with Community Human Services to provide \$17,250 in funding for the purchase of a senior transportation van.

Increasing the funeral rates for indigent decedents.

CHAIRMANS ITEMS

Appointing Mary Beth Hynes to fill a vacancy on the Ethics Advisory Council.

Re-appointing Paul Loomis to the Saratoga County Planning Board for a term that expires May 31, 2018.

Appointing John Wyatt as a board member of the Saratoga County Capital Resource Corporation.

LAW & FINANCE

Amending the 2014 budget to re-appropriate \$3,752,714 in expenses and revenues to complete the balance of work related to 2013 capital projects of the Saratoga County Sewer District.

Authorizing payment by the Sewer District in an amount not to exceed \$175,500 to pay for eminent domain on Tax Parcel # 180.-4-8 in the City of Saratoga Springs in relation to the upgrade of the sewer system around Saratoga Lake.

On a motion by Mr. Lucia seconded by Mr. Martin the agenda was unanimously set for the February 25, 2014 Board Meeting.

PRESENTATION

Saratoga PLAN Programs – Maria Trabka gave a brief history of Saratoga Plan and what projects they have been working on. She offered to attend the Town's Board Meetings to do a presentation for them. Chairman Sausville thanked her for her presentation.

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

Respectfully submitted,

Pamela Hargrave, Clerk

REGULAR MEETING
TUESDAY, FEBRUARY 25, 2014
AT 4:00 P.M., E.S.T.

Chairman Sausville called the meeting to order.

Roll call was taken. PRESENT –Alan Grattidge, Philip C. Barrett, Richard Lucia, Preston Allen, Jean Raymond, Paul Lent, Paul Lunde, Arthur M. Wright, Kevin Tollisen, Paul Sausville, Thomas Richardson, Daniel Lewza, Preston L. Jenkins, Jr., Willard H. Peck, John Collyer, Thomas N. Wood, III, Matthew E. Veitch, Peter Martin, John Lawler– 19. ABSENT – Patrick Ziegler, Anita Daly, Edward D. Kinowski, Arthur J. Johnson - 4.

The invocation was given by Thomas N. Wood, III, Chaplain.

PRESENTATION:

Mr. Sausville gave an overview of the Chairman's Initiative - Character First Program. He invited Mr. Lewza to the podium to introduce Elizabeth Altman an 11th grader at the Ballston Spa High School. She read her essay which was about the character trait trust. Mr. Sausville thanked Ms. Altman for her participation and gave her a certificate of appreciation.

PUBLIC INPUT:

Ed Griesmer of the Town of Day – RE: Cell coverage in the Town of Day. Mr. Griesmer thanked Mr. Allen for his support and work in trying to get cell coverage in the Town of Day. He urged the Board of Supervisors to do all that they could to help bring service to the northern towns.

On a motion by Mr. Veitch, seconded by Mr. Peck the minutes of the January 21, 2014 meeting were unanimously approved.

The Clerk presented the following:

Thank you note from the family of Francis Dorsey for the Board's donation to the Alzheimer's Association.

Received and filed.

Thank you note from Sheriff Bowen for the Proclamation from the Board honoring his service to the County.

Received and filed.

Thank you note from Dick Lucia for the plant sent to him from the Board when he was hospitalized.

Received and filed.

Correspondence from County Attorney Stephen Dorsey appointing Laura M. Kruegler as Assistant County Attorney effective 2/28/2014 through 12/31/2014.

Received and filed.

Resignation letter from John Mancini from the Saratoga County Ethics Advisory Council.

Received and filed.

Reports:

Saratoga County Real Property Tax Services 2013 Annual Report.

Received and filed.

Saratoga County Probation Department 2013 Annual Report.

Received and filed.

Saratoga County Youth Bureau 2013 Annual Report.

Received and filed.

Saratoga County Capital Resource Corporation's Annual Report Fiscal Year 2012

Received and filed.

Report No. 2 - 2013 Personnel Committee Annual Report

The Personnel Committee had a fruitful and successful year in 2013. All members of the committee worked diligently to adapt to state regulations and changes to health care. The committee members are sincerely thanked for their devotion and service to the committee and to the County.

Highlights of the committee activities are as follows:

- The committee reviewed and approved the 2013 Self Insurance budget with a zero increase.
- Health Insurance Subcommittee member appointments remained the same as in year 2012
 - Chairman Art Johnson
 - Supervisor MaryAnn Johnson
 - Supervisor Anita Daly
- It was agreed that Individuals owing monies from back claims due to the outcome of the Benetech Health Care eligibility Audit will be sent a letter informing them to pay such monies owed.
- Agreed that the County Attorney will proceed with collection proceedings on individual that have received services that they were not entitled to them under the County Health insurance Contract.
- Additional changes to the Compensation Plan included:
 - Agreed to employ three Department of Social Services temporary food stamp positions ending on 12/31/2013
 - Agreed to create Office of the Aging temporary Clerk based on funding
 - Agreed to change title at Maplewood Manor: Dietary Clerk to Dietary Technician
 - Agreed to change title in Public Health-Medical Secretary to Account Clerk
- Mr. Stephen Bayle was recommended to the Law and Finance Committee to be the Director of the Probation Department
- Deborah Oligny was recommended to the Law and Finance Committee to be the County Animal Shelter Director.
- Eileen Bennett was recommended to the Law and Finance Committee to be the Director of Data Processing.
- Susan Hayes-Masa was recommended to the Law and Finance Committee to be the County Coroner.
- Mr. Daniel Kuhn was recommended to the Law and Finance Committee to be the County Deputy Coroner.
- Agreed to move the County's Liability insurance to NYMIR from Trident
- Approved updating the Standard Workday Resolution to include all Department Heads hired after January 1, 2013 and any other individuals covered by the original plan.

- Twenty two vendors were sent an RFP for the County Health Insurance Consultant. Ten responses, four interviewed by the subcommittee. The sub-committee recommended Marshall and Sterling. Marshall and Sterling was awarded the contract for the County.
- Agreed to move the eligible Retirees to United Medicare Advantage Plan in an approximate savings to the County of \$1.4 million.
- Agreed to approve the CSEA Agreement-a 6 years contract providing:
 - Pre-2001 employees shall pay 5% of their Health Care premiums
 - The current PPO plan with a \$0 co-pay will increase to \$10 co-pay
 - Prescription Drug co-pays will increase to 5/25/50
 - Employees may now participate with Canada Rx for mail order prescription drugs
- Agreed to salary increases consistent to CSEA agreement for County Officers, Officials, management/confidential, temporary and part-time employees not covered by the collective bargaining agreement.
- Authorized the renewal of the health insurance contract with Empire Blue Cross for medical and prescription drug coverage an annual cost of \$23,594,730.00

Respectfully submitted - Arthur Johnson, Chairman

Report No. 3 – Equalization & Assessment Committee - 2013 Annual Report

To: Paul Sausville, Chairman Board of Supervisors

Pam Hargrave, Clerk of Board of Supervisors

From: John Collyer, Committee Chairman

Committee Members: Jean Raymond, Preston Jenkins-Co Chair, George Hargrave, JoAnn Yepsen, Dan Lewza, Mary Ann Johnson, and Phil Barrett

During the course of the year several committee meetings were held. At each meeting tender offers were approved for the Treasurer's Office. Mr. Brian O'Connor, County Auditor stated at the April meeting that his office had approved \$1, 232.71 for corrections and refunds that were primarily due to clerical and assessment errors. At the July 1st meeting it was reported for the second quarter 23 refunds were processed for a total of \$6,131.99. The predominance of these refunds were attributed to property sewer district assessments. For the third quarter there were no refunds or corrections reported. In past years this has historically been the trend.

At two of our monthly meetings Real Property Director, JoAnn Bosley presented the committee with various sales brochures (Ex. Harnoff) who would advertise county acquired properties for our yearly tax auctions. The Committee after a period of consideration decided that our current approach is working well for us, therefore, we decided not to entertain this advertising approach at this time. JoAnn also requested that the committee approve a Resolution that allows the County Auditor to make corrections and refunds up to \$2,500.00 for year 2013. Resolution passed unanimously.

After a review by our County Attorney, Steve Dorsey the Committee made some amendments to the Terms and Conditions of Auction Sale. Failure to pay such balance when due will result in forfeiture of deposit. The property will then be offered to the second highest bidder, who will then be subject to all terms and conditions of sale applicable to a successful bidder.

At the August 5th meeting the Committee again amended the Auction Terms and Conditions as well as the Auction Flyer to add wording that will ban a person from bidding at an auction if that person bounces a check or stops payment on a check, until the later of next four auctions or the bidder reimburses the County for any bank fees incurred by the County as a result of the invalid deposit plus the amount of the bidders deposit. Reason for this revision is at the last auction a bidder stopped payments on three checks. As a result the County was charged fees for these stop payments. See current Terms and Conditions and Flyer for 2014.

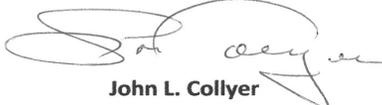
Two auctions were held in 2013. One on March 19th and the other on Sept. 17th. At the March 19th auction 34 properties were sold for a total of \$330,650.00. Various fees brought the actual total to

\$344,800. The net profit for the auction was \$214,600.00. Prior to the auction 37 properties were redeemed by the owners for a total of \$332,442.00, and 19 properties were pulled at the request of Town Supervisors.

On Sept. 17th another Auction was held with 11 properties being on the auction table. Ten (10) properties were sold for a total of \$91,650.00, with a net profit figure to the treasurer's office of \$28,195.48. The only property not selling was a road in Clifton Park.

As chair, again this year I look forward to working with my current Committee, the Treasurer's Office, Real Property, County Auditing Department, County Attorney Steve Dorsey, Ryan Moore and Chris Samson.

Respectfully submitted,



John L. Collyer

Report No. 4

2013 Year Balance Sheet – County Clerk’s Office

Fee charged or received for recording & cert. thereof	\$2,287,310.75
Fee charged or received for official services	\$1,502,356.26
Fee received for Motor Vehicle Registrations	\$2,853,696.92
Sales Tax Motor Vehicle	\$ 30,018.67
Real Estate Transfer Tax	\$ 6,283.50
Money refunded for errors & duplication services	(115.00)
Fee charged for RP-5217’s	\$ 899,375.00
Fee charged for Education Fees	\$ 779,907.25
EZPass	\$ 5,800.00
Public Copiers	<u>\$ 4,657.15</u>
TOTAL:	\$8,369,290.50

RECEIPTS

Amount received as shown	\$ 8,369,290.50
DMV Sales Tax & Fees	\$52,359,224.82
Amount of Mtg Tax Unapportioned as of Jan. 1, 2010	\$ 38,402.34
Amount of Mtg Tax received in 2011	\$18,164,565.26
Transfer Tax	<u>\$ 4,821,742.37</u>
TOTAL:	\$83,753,225.29

DISBURSEMENTS

Amount paid to County Treasurer	\$5,597,503.25
Amount paid to NYS Education Dept.	\$ 779,907.25
Amount paid to RP-5217 Account	\$ 843,710.00
Amount paid State of New York for Court Fees	\$1,117,890.00
Amount of Mtg Tax paid County Treasurer	\$9,462,940.40
Amount of Mtg Tax paid Capital Dist. Tran. Authority	\$4,494,808.30
Amount paid to State of NY Mtg Tax Agency	\$3,913,640.99
Amount of Mtg Tax paid to other counties & expenses	\$ 122,607.00
Amount of Mtg Tax unapportioned Dec. 31, 2011	\$ 208,429.50
Amount paid to County Clerk ½ of Int. of Mtg Acct	\$ 181.41
Amount paid to State for Notaries	\$ 30,280.00
Amount paid to NYS RETT	\$4,815,453.87
Amount paid to Co. Treasurer for RETT	\$ 6,288.50
Amount paid to NYS Sales Tax-for DMV	\$32,119,307.30
Amount paid to NYS DMV for fees	<u>\$20,239,917.52</u>
TOTAL:	\$83,753,225.29

On a motion by Mr. Collyer, seconded by Mr. Richardson Resolutions 34 through 62 were adopted by a unanimous vote, with the exception of Resolution #61 in which case Mr. Tollisen abstained.

RESOLUTION 34 - 2014

Introduced by Chairman Sausville

APPOINTING A MEMBER OF THE ETHICS ADVISORY COUNCIL

WHEREAS, Local Law 3-89, as amended by Local Law No. 1-98, established the current Code of Ethics for certain County officials, employees and appointees and provided for its administration by an Ethics Advisory Council and Ethics Board; and

WHEREAS, as a result of the resignation of member John A. Mancini a vacancy exists on the Council; now, therefore, be it

RESOLVED, that the following individual is appointed as a member of the Ethics Advisory Council for the stated term:

<u>Name/Address</u>	<u>Prior</u>	<u>Term Expires</u>
Mary Beth Hynes 251 Scotch Bush Road Burnt Hills, NY 12027	n/a	12/31/16

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 35 - 2014

Introduced by Chairman Sausville

APPOINTING A MEMBER TO COUNTY PLANNING BOARD

WHEREAS, Resolution 48-61, as amended by Resolutions 74-65 and 56-73, established the County Planning Board; and

WHEREAS, the term of Planning Board member Paul Loomis has expired; now, therefore, be it RESOLVED, that Paul Loomis is reappointed as a member of the County Planning Board for the stated term:

<u>Name</u>	<u>Municipality</u>	<u>Term/Expires</u>
Paul Loomis 7 Bellflower Road Malta, NY 12020	Malta	5/31/2018

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 36 - 2014

Introduced by Chairman Sausville

APPOINTING A DIRECTOR OF THE SARATOGA COUNTY CAPITAL RESOURCE CORPORATION

WHEREAS, pursuant to Resolution 164-12, this Board of Supervisors authorized the formation of a capital resource corporation in accordance with Not-For-Profit Corporation Law §1411, to be known as the Saratoga County Capital Resource Corporation; and

WHEREAS, the Certificate of Incorporation of the Saratoga County Capital Resource Corporation was duly executed by the Chair of this Board and filed in the New York State Department of State on November 13, 2012; and

WHEREAS, pursuant to the provisions of the Corporation's Certificate of Incorporation, the Directors of the Corporation are appointed by this Board of Supervisor for staggered three year terms; and

WHEREAS, Ray O'Connor's term as Director expired on December 31, 2013, and was temporarily extended by this Board through January 31, 2014 pursuant to Resolution 17-2014; now, therefore, be it

RESOLVED, that the following person is appointed a Director of the Saratoga County Capital Resource Corporation for the stated term:

<u>NAME AND ADDRESS:</u>	<u>TERM EXPIRES:</u>
John W. Wyatt 20 Crawford Drive Charlton, NY 12019	12/31/16

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 37 - 2014

Introduced by Supervisors Daly, Barrett, Grattidge, Johnson, Lawler, Lucia and Wright

AMENDING THE 2014 COMPENSATION SCHEDULE

WHEREAS, the Personnel Committee and the Director of Personnel have recommended that the 2014 Saratoga County Compensation Schedule be amended to create one Senior Social Welfare Examiner and two Social Welfare Examiner positions, on a temporary basis, beginning February 28, 2014 and ending on December 31, 2014, in the Department of Social Services; now, therefore, be it

RESOLVED, that the 2014 Saratoga County Compensation Schedule is amended as follows:

UNDER DEPARTMENT OF SOCIAL SERVICES:

Create (1) Senior Social Welfare Examiner (Food Stamps Unit) from 2/28/14 -12/31/14

Create (2) Social Welfare Examiner (Food Stamps Unit) from 2/28/14 - 12/31/14

BUDGET IMPACT STATEMENT: All funding needed to cover these position changes is available within the 2014 budget.

RESOLUTION 38 - 2014

Introduced by Supervisors Collyer, Jenkins, Lent, Lunde, Richardson, Wood and Ziegler

AUTHORIZING CONVEYANCE OF TAX-ACQUIRED LANDS

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

WHEREAS, certain former owners have requested the pre-auction conveyance of one or more of the said parcels in consideration of the payment of an amount equal to the unpaid taxes, penalties, interests and charges; and

WHEREAS, our Equalization and Assessment Committee recommends approval of these requests; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors convey by quitclaim deed to the following parties or their designee, the lands set opposite their names, upon payment of the indicated amounts, which include penalties, interest and charges:

<u>CONVEY TO:</u>	<u>YEAR</u>	<u>TOWN</u>	<u>S/B/L</u>	<u>AMOUNT</u>
James Boisvert 79 Hamilton Avenue Corinth, NY 12822	2011, 2012, & 2013	Corinth V/Corinth	73.25-1-81	\$2,138.08
Lawrence J. Ruggles Patricia M. Ruggles 23 Janes Avenue P.O. Box 371 Round Lake, NY 12151	2011	Malta	250.26-2-2.2	\$1,019.73
Estate of Stanley C. Wagner 840 Rock City Road Ballston Spa, NY 12020	2010 & 2011	Milton	189.-3-16	\$4,629.53

BUDGET IMPACT STATEMENT: These amounts include all appropriate penalties and interest.

RESOLUTION 39 - 2014

Introduced by Supervisors Collyer, Jenkins, Lent, Lunde, Richardson, Wood and Ziegler

CANCELING TAXES IN THE TOWN OF HALFMOON

WHEREAS, Real Property Tax Law §558(1) authorizes a county’s legislative body to cancel any unpaid tax levied or imposed by such county against property of New York State where it is determined that the lien of such tax cannot be enforced; and

WHEREAS, the State of New York is the owner of Tax Parcel #289.-1-43 in the Town of Halfmoon; and

WHEREAS, real property owned by the State of New York is wholly exempt from the payment of real property taxes and ambulance district taxes; and

WHEREAS, 2014 ambulance district taxes were improperly assessed and billed to the State of New York for Tax Parcel #289.-1-43 in the Town of Halfmoon; and

WHEREAS, the lien of such ambulance district tax cannot be enforced, and it is necessary to cancel said taxes; now, therefore, be it

RESOLVED, that the tax lien on the following property be and the same is hereby cancelled:

<u>TOWN</u>	<u>SBL</u>	<u>TAX YEAR</u>	<u>LIEN AMOUNT TO BE CANCELED</u>
Halfmoon	289.-1-43	2014	\$52.94

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 40 - 2014

Introduced by Supervisors Collyer, Jenkins, Lent, Lunde, Richardson, Wood and Ziegler

CORRECTING 2014 TAX BILL IN THE TOWN OF BALLSTON

WHEREAS, Real Property Tax Law §554 provides the procedure for the correction of errors on the tax rolls; and

WHEREAS, Real Property Tax Law §550 (7)(a) defines an “unlawful entry” as an entry on the taxable portion of the assessment roll or the tax roll, or both, which, except for the provisions of RPTL §490, is wholly exempt from taxation; and

WHEREAS, the owner of the following property has timely submitted proof of an error in its 2014 tax bill, to wit: the property is in Roll Section 8 and wholly exempt from paying the Ballston Spa Ambulance District taxes. The Owner is responsible for payment of County Sewer District sewer use charges only; and

WHEREAS, our Director of Real Property Tax Services recommends that the error be corrected and a new bill generated without the Ballston Spa Ambulance District tax; now, therefore, be it

RESOLVED, that the application of the following owner for correction of the 2014 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>
County of Saratoga Attn: Saratoga County Infirmary	Ballston	216.-3-9	\$26,010.00

and, be it further

RESOLVED, that the property owner shall have eight (8) days from the date a corrected tax bill in the amount of \$26,010.00 is mailed to the property owner to pay the corrected tax without additional penalties and interest.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 41 - 2014

Introduced by Supervisors Collyer, Jenkins, Lent, Lunde, Richardson, Wood and Ziegler

CORRECTING 2014 TAX BILL IN THE TOWN OF CLIFTON PARK

WHEREAS, Real Property Tax Law §554 provides the procedure for the correction of errors on the tax rolls; and

WHEREAS, the owners of the following property have timely submitted proof of an error in their 2014 tax bill, to wit: due to a clerical error by the bank to which the owners had timely paid their 2013/2014 school tax bill, owners were billed for a 2013/2014 school tax relevy on their 2014 Town and County tax bill. Owners had timely paid their school tax bill on September 27, 2013; and

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

RESOLVED, that the application of the following individuals for correction of the 2014 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>
Dennis & Roselaine Carignan	Clifton Park	265.15-2-10	\$1,197.54

and, be it further

RESOLVED, that the property owners shall have eight (8) days from the date a corrected tax bill is mailed to pay the Corrected Tax without interest and penalties.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 42 - 2014

Introduced by Supervisors Collyer, Jenkins, Lent, Lunde, Richardson, Wood and Ziegler

CORRECTING 2014 TAX BILL IN THE TOWN OF HALFMOON

WHEREAS, Real Property Tax Law §554 provides the procedure for the correction of errors on the tax rolls; and
 WHEREAS, Real Property Tax Law §550(2)(a) defines a “clerical error” as an incorrect entry of assessed valuation on an assessment roll or on a tax roll which, because of a mistake in transcription, does not conform to the entry for the same parcel which appears on the property record card, field book, or other final work product of the assessor, or the final verified statement of the board of assessment review; and

WHEREAS, the owner of the following property has timely submitted proof of an error in its 2014 tax bill, to wit: The parcel was moved from Roll Section 8 to Roll Section 1 due to a partial lease of the property. The Town Assessor determined that 7% of the total assessed value of the parcel (\$109,802) is attributable to that part of the parcel being leased and is taxable for County purposes and special districts. The taxable assessed value of the parcel for special district taxing purposes needs to be reduced on the tax bill from \$1,568,600 to \$109,802; and

WHEREAS, our Director of Real Property Tax Services recommends that the clerical error be corrected and a new bill generated; now, therefore, be it

RESOLVED, that the application of the following owners for correction of the 2014 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>
Clifton Park Church of Christ	Halfmoon	272.10-1-21	\$2,009.07

and, be it further

RESOLVED, that the property owner shall have eight (8) days from the date a corrected tax bill is mailed to pay the Corrected Tax without interest and penalties.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 43 - 2014

Introduced by Supervisors Johnson, Barrett, Lucia, Lunde, Raymond, Tollisen and Ziegler

APPROVING 2014 COUNTY LEGISLATIVE PROGRAM

WHEREAS, our County is recognized as a statewide leader in economic growth and opportunity; and

WHEREAS, we wish to continue the reforms of non-productive state laws and policies, obtain greater flexibility in resource allocation for local governments, seek relief from unfunded State mandates, and promote economic development in Saratoga County; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors requests enactment of the following legislative initiatives:

Saratoga County 2014 Legislative Program

1. Urging a Full State Takeover of All Local Costs of the Medicaid Program. Medicaid is the largest unfunded mandate imposed by New York State. This year, Saratoga County budgeted \$25.4 million – over 48% of our property tax levy – to cover this single mandate. We supported legislation introduced in 2011 that would have implemented an 8-year state takeover of county Medicaid costs, placing responsibility for this program in the hands of state leaders where it belongs. Governor Cuomo’s 2014-15 Executive Budget continues to phase in a “hard cap” on Medicaid growth, allowing the burden of this oppressive mandate to continue growing for one more year. A full state takeover is the only real solution.
2. Urging Reforms to Early Intervention and Preschool Special Education to Increase Accountability to the Children Served and Achieve Savings for County Taxpayers. The Early Intervention (EI) and Preschool Special Education (PSE) programs are two of our most costly unfunded mandates. We support continued EI reforms including ensuring the successful implementation of the statewide fiscal agent and maximizing private insurance coverage. For PSE, we support Governor Cuomo’s proposal to limit payment for Special Education Itinerant Teacher (SEIT) services to only those services that are actually provided. In light of the Governor’s proposal to make full-day prekindergarten universal, we also urge the state to fully take over the programmatic and fiscal administration of PSE as part of universal prekindergarten, which will increase integration opportunities for disabled children and improve school district accountability.
3. Supporting a Constitutional Amendment Banning New Unfunded State Mandates and Additional Measures to Provide Mandate Relief. In 2014, the estimated net cost of unfunded mandates equals more than 118% of Saratoga County’s property tax levy. Yet, new unfunded mandates are still proposed regularly in state legislation. Governor Cuomo’s 2014-15 Executive Budget also perpetuates existing mandates. We urge the Legislature to immediately begin the process of passing a constitutional amendment banning new unfunded mandates, as well as a statutory ban that would provide protection until such an amendment may be passed in final and ratified. We also urge the Governor and State Legislature to strengthen the Mandate Relief Council by appointing county officials as representatives on the Council and, in the model of the Medicaid Redesign Team, establishing specific targets quantifying the mandate relief that the Council must deliver to counties. Since its creation, the Council has rejected nearly 80% of the mandate relief requests that it has considered, most by a unanimous vote. The number of new requests brought to the Council for consideration in 2013 was only 6% of the number brought in 2012.
4. Calling on the Governor and State Legislature to Fully Restore VLT Host Benefits to their Pre-2009 Level. The 2014-15 Executive Budget preserves the partially restored VLT aid to Saratoga County and Saratoga Springs that we received in the 2013-14 State Budget. However, this amount is only 55% of the original funding received prior to the 2009-10 State Fiscal Year. We support legislation (S.2120-A/A.347-A) co-sponsored by our State Senators to fully restore host benefits to their initial level. The additional funding would protect Saratoga County and Saratoga Springs taxpayers by offsetting the cost of unfunded state mandates and costs associated with hosting a video lottery gaming facility.
5. Opposing the Closure of the Mt. McGregor Correctional Facility, and Calling for Reform to the Prison Closure Process and Economic Development Aid for Affected Communities. The planned closure of the medium security facility at Mt. McGregor will result in the loss of 320 local jobs in the Town of Wilton and leave behind a vacant site that will be challenging to redevelop. We support bipartisan legislation (S.5945/A.8180) that would require legislative approval for prison closures following a full review of the economic and public safety impacts of the proposed closures. We urge the state to consider repurposing the four facilities slated for closure in 2014 to house state parole violators, thereby removing an unfunded mandate from county jails. We also support Governor Cuomo’s inclusion of funding in the 2014-15 Executive Budget for economic development initiatives in the affected communities, and we urge the Regional Economic Development Council to work closely with us to redevelop Mt. McGregor if the correctional facility must close.
6. Supporting Efforts to Provide Veteran-Owned Businesses with Increased Opportunities in State Contracting. In recognition of the sacrifices made by our veterans in support of the freedoms we all enjoy, we support bipartisan legislation (S.5968/A.8230) that would improve their economic opportunities in New York State by adding Veteran-owned Business Enterprise (VBE) certification status to the Executive Law provisions governing state contract set-asides for Minority and Women-owned Business Enterprises (MWBES). We commend Governor Cuomo for

including funding in the 2014-15 Executive Budget for a disparity study that will lead to a set-aside of up to 5% for VBEs, and we urge the Governor to expand the scope of that study to include all veteran-owned businesses.

7. Urging the NYS Department of Labor to Immediately Fill Saratoga County's Vacant Disabled Veterans Outreach Program Specialist Position. Since August 29, 2013, the Saratoga County Employment & Training Office has gone without a full-time Disabled Veterans Outreach Program Specialist. This position is funded by the federal government and staffed with a state employee, and therefore has no impact on the County or State budget. From July 1, 2013 to June 30, 2014, the previous occupant of this position met with over 800 veterans in need of assistance, demonstrating the critical need in Saratoga County for this type of assistance.
8. Requesting Reimbursement of the Costs Associated with Holding a Third Primary in 2012, and Calling for the Consolidation of State and Federal Primaries on the Same Day. The federal Military and Overseas Voter Empowerment ("MOVE") Act requires that the federal primary election must be held at least 80 days before the federal general election. The State failed in 2012 to enact legislation to adjust its primary election date to enable compliance, prompting a federal court to order a federal primary in June instead of September, as required by New York election law. Because of the presidential primary in April, this resulted in an unprecedented third primary, which cost Saratoga County more than \$78,000 in unplanned expenses. We again call upon the State Legislature to consolidate the federal and local primary dates to a single date to satisfy both the requirements of MOVE and the administrative time needed by boards of election between the primary and general election dates. Absent this solution, we ask for the State to absorb all costs related to a separate 2014 state primary election.
9. Requesting a More Equitable Share of the New York State Public Safety Surcharge to Support Statewide Interoperable Public Safety Communications. The State typically collects around \$200 million per year from its \$1.20 surcharge on wireless telephones. This surcharge was designed to be spent on emergency 9-1-1 systems, yet the state has historically allocated only a small portion of the funds back to counties, which actually provide 9-1-1 services and upgrade and maintain 9-1-1 systems. Since 2010, the state has operated a grant program to assist counties with these costs, which Governor Cuomo has continued in the 2014-15 Executive Budget, but this program does not provide enough funding to address counties' needs. We request a greater share of surcharge monies to provide the best 9-1-1 services available to the public.
10. Supporting the Extension of Design-Build Contracting to Local Governments and Urging the Repeal of the Wicks Law. For public works projects, Governor Cuomo's 2014-15 Executive Budget takes the positive step of offering counties the same design-build contract authorization available to state government. However, this authorization does not apply to those projects that cost less than \$1.2 million or are subject to the Wicks Law. We support eliminating the \$1.2 million threshold and repealing the Wicks Law, thereby allowing counties to utilize a more cost-effective approach to executing public projects.
11. Supporting the Executive Budget's Commitment to Organ Donation, and Encouraging New Yorkers to Register as Organ Donors. Saratoga County stands with NYSAC in its effort to raise awareness and increase donor registration in New York State, which suffers from a low participation rate in organ donation. We applaud Governor Cuomo for including several provisions in the 2014-15 Executive Budget that would help achieve this goal, including the creation of a public-private partnership to promote organ donation awareness and making "Lauren's Law" permanent.

and; be it further

RESOLVED, that the Clerk of the Saratoga County Board of Supervisors shall forward a copy of this Resolution to our local state legislators.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 44 - 2014

Introduced by Supervisors Wright, Allen, Barrett, Jenkins, Kinowski, Lucia and Martin

SUPPORTING THE PASSAGE OF FEDERAL BILL H.R. 543 CITED AS "THE BLUE WATER NAVY VETERANS ACT OF 2013"

WHEREAS, during the Vietnam War, the United States military sprayed 22 million gallons of Agent Orange and other herbicides over Vietnam to reduce forest cover and crops used by the enemy; and

WHEREAS, the United States Congress passed the Agent Orange Act of 1991, to address the plight of veterans exposed to herbicides while serving in the Republic of Vietnam by presumptively recognizing, as service connected, certain diseases among military personnel who served in Vietnam between 1962 and 1975; and

WHEREAS, pursuant to a 2001 directive, the United States Department of Veterans Affairs only grants benefits to Agent Orange-exposed veterans who served on the ground or in the rivers of Vietnam; and

WHEREAS, those who served off the coast of Vietnam, otherwise known as “Blue Water Navy Veterans”, are not eligible to receive benefits; and

WHEREAS, the 2001 policy further requires the Vietnam veterans themselves to furnish written documentation that they had “boots on the ground” in the country, making it difficult for countless United States Navy, Marine and Air Force veterans to pursue their claims for benefits; and

WHEREAS, various studies and reports indicate Agent Orange was a wide spreading chemical that through air and waterborne distribution routes was able to reach Navy ships that were docked close to the shore of Vietnam, were operating in Vietnam’s close coastal waters and/or were smaller vessels sent to shore; and

WHEREAS, Congressman Chris Gibson has introduced a bill in the United States House of Representatives, H.R. 543, cited as the “Blue Water Navy Veterans Act of 2013”, that would grant presumptive Agent Orange exposure status to U.S. service members who served in the territorial seas of Vietnam during the Vietnam War; thereby allowing eligible veterans to receive Veterans Affairs benefits if they suffer from any of the diseases the U.S. government has linked to Agent Orange; and

WHEREAS, more than thirty (30) Veterans Service Organizations support the passage of Blue Water Navy Vietnam Act of 2013; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors urges the United States House of Representatives to ensure the passage of H.R. 543 within the 113th Congressional Session; and, be it further

RESOLVED, that the Saratoga County Board of Supervisors further urges the United States Senate to re-introduce the companion bill of H.R. 543 to ensure its passage within the 113th Congressional Session; and, be it further

RESOLVED, that the Clerk of the Saratoga County Board of Supervisors shall forward certified copies of this resolution to the President of the United States, to the President of the Senate and the Speaker of the House of Representatives of the United States Congress, United States Senator Charles Schumer and United States Senator Kirsten Gillibrand, United States Congressman Chris Gibson, United State Congressman Paul Tonko and United States Congressman Bill Owens with a request that this Resolution be officially entered into the Congressional Record as a memorial to the Congress of the United States.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 45 - 2014

Introduced by Supervisors Wright, Allen, Barrett, Jenkins, Kinowski, Lucia and Martin

SUPPORTING THE PASSAGE OF FEDERAL BILL H.R. 1494 CITED AS “THE BLUE WATER NAVY SHIP ACCOUNTABILITY ACT”

WHEREAS, Blue Water Navy Veterans that served in the Vietnam War aboard Navy ships that docked close to the shore of Vietnam, operated in Vietnam’s close coastal waters and/or that sent smaller vessels to shore, have documented illnesses and diseases attributed to Agent Orange and other herbicides that the United States military sprayed over Vietnam to reduce forest cover and crops used by the enemy; and

WHEREAS, under current federal law, Blue Water Navy Veterans who did not set foot in Vietnam or serve aboard ships that operated on the inland waterways of Vietnam between January 9, 1962 and May 7, 1975 have the burden of proof to demonstrate exposure to Agent Orange and the connection to their illnesses; and

WHEREAS, these Blue Water Navy Veterans are experiencing lengthy delays in having their benefits claims processed due to ongoing searches to determine which ships are eligible for coverage under the current laws; and

WHEREAS, while the United States Bureau of Veterans Affairs maintains a list of U.S. Navy and Coast Guard ships that operated within the vicinity of Vietnam, the list is imperfect and not comprehensive; and

WHEREAS, Congressman Chris Gibson introduced a bill in the United States House of Representatives, H.R. 1494, cited as “The Blue Water Navy Ship Accountability Act”, that directs the Secretary of Defense to review the logs of each Navy ship under the authority of the Secretary of the Navy that is known to have operated in the waters near

Vietnam during the Vietnam Era (January 9, 1962 through May 7, 1975) to determine, for each such ship, the date(s) so operated and its closest proximity to shore during such operation; and

WHEREAS, the Act further requires that upon a determination that any such ship so operated, the Secretary of Defense shall provide such documentation, together with the information described about the ship, to the Secretary of Veterans Affairs within one year; and

WHEREAS, the Act also requires that the Secretary of Veterans Affairs shall make publicly available all unclassified information provided to the Secretary; and

WHEREAS, the compiling of such information in advance will help veterans who are currently sick or, in some cases, have died and have claims being made by their surviving families, to access the benefits without undo delays; and

WHEREAS, the United States House of Representatives passed veterans legislation (H.R. 2189) which included H.R.-1494 on October 28, 2013 to ensure Vietnam Veterans get the benefits that they have earned and deserve; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors urges the United States Senate to introduce a companion bill of H.R. 1494 and ensure its passage within the 113th Congressional Session; and, be it further

RESOLVED, that the Clerk of the Saratoga County Board of Supervisors shall forward certified copies of this resolution to the President of the United States, to the President of the Senate and the Speaker of the House of Representatives of the United States Congress, United States Senator Charles Schumer and United States Senator Kirsten Gillibrand, United States Congressman Chris Gibson, United State Congressman Paul Tonko and United States Congressman Bill Owens with a request that this Resolution be officially entered into the Congressional Record as a memorial to the Congress of the United States.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 46 - 2014

Introduced by Supervisors Kinowski, Allen, Collyer, Lent, Lunde, Tollisen and Ziegler

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AMENDED AGREEMENT WITH THE LANCASTER GROUP, LLC FOR ADDITIONAL SERVICES IMPROVING ADMISSIONS AND COLLECTIONS PROCEDURES AT MAPLEWOOD MANOR

WHEREAS, pursuant to Resolution 157-13, this Board authorized a contract with The Lancaster Group, LLC for the provision of billing services for all care income at the Maplewood Manor Nursing Home for a term of one year commencing August 1, 2013 at a cost of \$9,500 per month plus out-of-pocket expenses; and

WHEREAS, in order to increase admissions and improve the collection of residents' bills at Maplewood Manor, the Administrator of Maplewood Manor has recommended that the Lancaster Group, LLC be retained to perform additional duties to include, but not be limited to: confirming and entering resident demographic information for new admissions; assisting with Medicaid applications; following-up with families as to the status of Medicaid applications; confirming NAMI amounts to be correct; converting physical check NAMI payments to direct deposit; and assisting with the evaluation and processing of any NAMI bills; and

WHEREAS, our Public Health Committee has recommended that the proposal of the Lancaster Group, LLC to perform the foregoing services at the rate of \$65 per hour for up to eight additional hours per week, plus mileage reimbursement for any on-site visits, be accepted; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an amendment to the County's agreement with The Lancaster Group, LLC of Lancaster, Pennsylvania, for the provision of additional services recited hereinabove to increase admissions and improve the collection of residents' bills at Maplewood Manor, at the rate of \$65 per hour for up to eight additional hours per week, plus mileage reimbursement for any on-site visits; with the form and content of such amendment being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: Funding is available in the 2014 budget.

RESOLUTION 47 - 2014

Introduced by Supervisors Kinowski, Allen, Collyer, Lent, Lunde, Tollisen and Ziegler

APPROVING AMENDMENTS TO THE SARATOGA COUNTY MAPLEWOOD MANOR COLLECTION POLICY AND PROCEDURE

WHEREAS, by Resolution 118-02 this Board of Supervisors did adopt the "Saratoga County Maplewood Manor Collection of Late Payments Policy and Procedure" to establish County procedures for the collection of unpaid resident charges at Maplewood Manor; and

WHEREAS, pursuant to Resolution 111-12, this Board of Supervisors amended the "Saratoga County Maplewood Manor Collection of Late Payments Policy and Procedure" to ensure that potential residents had the financial resources needed to pay Maplewood Manor's charges; to expedite the payment of delinquent resident accounts; and to change the name of the Policy and Procedure to "Saratoga County Maplewood Manor Collection Policy and Procedure"; and

WHEREAS, the Administrator of Maplewood Manor has proposed certain amendments to said Policy and Procedure intended to facilitate the admission process for prospective residents who have private resources, are covered by Medicare or other insurance, or whose stay at Maplewood Manor would be short-term; and

WHEREAS, the Public Health Committee has reviewed, revised, and approved the proposed amendments to the "Saratoga County Maplewood Manor Collection Policy and Procedure" and recommends their adoption by the Board of Supervisors as governing agency of Maplewood Manor; now, therefore, be it

RESOLVED, that the Saratoga County Maplewood Manor Collection Policy and Procedure be, and hereby is, amended in accordance with the recommendations of the Administrator of Maplewood Manor and the Public Health Committee, and as amended, is set forth in the attached Schedule A.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 48 - 2014

Introduced by Supervisors Barrett, Johnson, Lent, Peck, Veitch, Wood and Wright

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES TO ACCEPT A \$211,602 INDIGENT LEGAL SERVICES GRANT

WHEREAS, grant funds are available for the grant period 2013 - 2016 from the New York State Office of Indigent Legal Services in the amount of \$211,602 to assist Saratoga County and the County Public Defender's Office in improving the quality of indigent legal services provided by the County pursuant to County Law Article 18-B; and

WHEREAS, the County proposes to use said grant funds to create and fund the positions of two Assistant Conflict Defenders for Saratoga County, part time, commencing in 2014; to pay for the operational expenses of the Conflict Defender's Office; and to pay for certain operational expenses of the Saratoga County Public Defender's Offices ; and

WHEREAS, the acceptance of this grant requires this Board's approval; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors is authorized to execute all necessary documents with the New York State Office of Indigent Legal Services for the acceptance of State Office of Indigent Legal Services Grant #C000340 in the amount of \$211,602 for improving the quality of indigent legal services in Saratoga County for the grant period 2013 - 2016; with the form and content of such documents being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 49 - 2014

Introduced by Supervisors Barrett, Johnson, Lent, Peck, Veitch, Wood and Wright

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

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

WHEREAS, the staff of the Animal Shelter wish to purchase various medical supplies, equipment and general supply items, and to pay for certain surgical services provided by veterinarians and technicians; and

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

RESOLVED, that the Saratoga County Treasurer is hereby authorized to disperse a sum not to exceed \$41,303 from the Animal Shelter Trust Fund for the purchase of medical supplies, equipment and general supply items, and to pay for additional surgical services to be provided by veterinarians and technicians at the Saratoga County Animal Shelter; and be it further

RESOLVED, that the 2014 Saratoga County Budget is amended as follows:

ANIMAL SHELTER:

Appropriations:

Increase Acct. #1-35-000-7053 Medical Equipment	\$ 920
Increase Acct. #1-35-000-7080 Other Equipment	\$ 433
Increase Acct. #1-35-000-8232 Animal Food/Supplies	\$ 2,250
Increase Acct. #1-35-000-8241 Prescription Drugs/Supplies	\$ 7,700
Increase Acct. #1-35-000-8340 General Medical Services	\$12,000
Increase Acct. #1-35-000-8343 Doctors' Fees	\$17,500
Increase Acct. #1-35-000-8519 Personal Safety Supplies	<u>\$ 500</u>
	\$41,303

Revenues:

Increase Acct. #1-35-1554 Donations	\$41,303
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BUDGET IMPACT STATEMENT: This transfer will leave a balance of \$222,988.23 in the Trust Fund Account.

RESOLUTION 50 - 2014

Introduced by Supervisors Barrett, Johnson, Lent, Peck, Veitch, Wood and Wright

AUTHORIZING AN AMENDED AGREEMENT WITH NMS LABS FOR POST MORTEM TOXICOLOGICAL SERVICES

WHEREAS, pursuant to Resolution 223-10, this Board authorized a contract with National Medical Services, Inc., d/b/a NMS Labs, to provide post-mortem toxicological services to the County Coroners at an annual cost not to exceed \$20,000; and

WHEREAS, the amounts expended for these services under said contract in 2013 exceeded the contract's limit of \$20,000 by approximately \$14,000; and

WHEREAS, it is therefore necessary to amend the County's contract with NMS Labs to increase the contract's limit for 2013 from \$20,000 to \$34,000; and

WHEREAS, it is anticipated that the amounts expended for services under said contract in 2014 and the years subsequent thereto will exceed \$34,000; and

WHEREAS, our Public Safety Committee and the County Coroners have recommended that the County's contract with NMS Labs be amended to increase the annual contract limit to \$50,000 commencing January 1, 2014; and

WHEREAS, NMS Labs has amended its annual fee schedule effective March 1, 2014, and it is necessary to amend the County's contract with NMS Labs to incorporate NMS Labs' 2014 Fee Schedule effective as of March 1, 2014; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an amendment to the County's contract with National Medical Services, Inc. d/b/a NMS Labs of Willow Grove, Pennsylvania, providing for: 1) an increase in the contract's annual limit to \$34,000 for 2013;

2) an increase in the contract's annual limit to \$50,000 commencing January 1, 2014; and

3) amending the contract's fee schedule to incorporate NMS Lab's 2014 Fee Schedule effective March 1, 2014; with the form and content of such amendment being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 51 - 2014

Introduced by Supervisors Barrett, Johnson, Lent, Peck, Veitch, Wood and Wright

AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH SARATOGA HOSPITAL

WHEREAS, Resolution 196-13 authorized an agreement with Saratoga Hospital for the use of laboratory and morgue facilities needed by the County Coroners when performing autopsies and other post-mortem activities, for a term of two years commencing January 1, 2012, with an option to renew for successive two year periods, at the annual rates established by Saratoga Hospital for the use of said facilities and services, with the annual cost not to exceed \$25,000; and

WHEREAS, the annual fee schedule submitted by Saratoga Hospital and attached to the contract executed by the County and Saratoga Hospital omitted imaging exams/services and the fees to be changed therefor; and

WHEREAS, it is necessary to amend the contract to include the provision of imaging exams/services and a fee schedule negotiated by the County Coroners and Saratoga Hospital for said exams/services in order to authorize payment by the County for imaging exams/services provided by the Hospital subsequent to January 1, 2012; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an amendment to the County's agreement with Saratoga Hospital authorizing the provision of the following imaging exams/services commencing January 1, 2012 at the stated fee:

<u>Exam/Service Name</u>	<u>Fee</u>
ABDOMEN (KUB) 74000	\$ 71.00
CERVICAL, AP AND LAT 72040	\$ 99.00
CLAVICLE LEFT 73000	\$ 87.00
CLAVICLE RIGHT 73000	\$ 87.00
CHEST 1 VIEW 71010	\$ 79.00
CHEST PA AND LATERAL 71020	\$ 93.00
FACIAL BONES 70150	\$112.00
FACIAL BONES PARTIAL 70140	\$108.00
FEMUR 2 VIEW BIL 73550	\$ 67.00
FEMUR LEFT 73550	\$ 67.00
FEMUR RIGHT 73550	\$ 67.00
HIPS & PELVIS, INFAN 73540	\$ 84.00
HIP COMPLETE BILAT	\$213.00
HUMERUS LEFT 73060	\$ 85.00
HUMERUS RIGHT 73060	\$ 85.00
KNEE, LEFT 73562	\$108.00
KNEE, RIGHT 73562	\$108.00
LUMBO-SACRAL, COMPLE 72110	\$170.00
LUMBO-SACRAL, SPINE A 72100	\$ 80.00
ORBITS 70200	\$133.00
PELVIS 72170	\$ 76.00
RIBS BILAT W/PA CHEST 71111	\$127.00
SCAPULA LEFT 73010	\$ 93.00
SCAPULA RIGHT 73010	\$ 93.00
SHOULDER LEFT 73030	\$119.00
SHOULDER RIGHT 73030	\$119.00
SKULL 70260	\$ 94.00
SKULL PARTIAL 70250	\$ 94.00
SPINE SINGLE VIEW 72020	\$154.00
STERNUM 71120	\$ 80.00
TIBIA FIBULA LEFT 73590	\$305.00
TIBIA FIBULA RIGHT 73590	\$305.00
THORACIC SPINE 72070	\$109.00
THORACIC AP&LAT W/S 72072	\$ 94.00
TIB/FIB 2 VIEW BILAT 73590	\$ 80.00
THORACO-LUMBAR AP & 72080	\$130.00

; and, be it further

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

BUDGET IMPACT STATEMENT: No budget impact.

Introduced by Supervisors Barrett, Johnson, Lent, Peck, Veitch, Wood and Wright

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AMENDED AGREEMENT WITH FORENSIC MEDICAL SERVICES, PC FOR THE PROVISION OF THE SERVICES OF AN AUTOPSY ASSISTANT AS NEEDED

WHEREAS, Resolutions 221-08, 157-11 and 114-12 authorized an agreement and amendments to such agreement with Forensic Medical Services, PC to perform forensic autopsies and provide related services at the direction of the County Coroners and the District Attorney; and

WHEREAS, it is necessary to amend the County's agreement with Forensic Medical Services to add the provision of the services of an autopsy assistant at the rate of \$150 per autopsy when the County Coroners are unable to provide this support; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an amendment to the County's agreement with Forensic Medical Services, PC authorizing the provision of the services of an autopsy assistant when the Coroners are unable to provide assistance at forensic autopsies, commencing January 1, 2013, at the rate of \$150 per autopsy, with the form and content of such amendment being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 53 - 2014

Introduced by Supervisors Barrett, Johnson, Lent, Peck, Veitch, Wood and Wright

AUTHORIZING CONTRACTS FOR POLICE SERVICES WITH TOWNS OF CLIFTON PARK AND HALFMOON

WHEREAS, Resolution 263-12 last authorized contracts with the Town of Clifton Park and the Town of Halfmoon for additional police services to be provided by the Sheriff's Department; and

WHEREAS, the Towns wish to extend these contracts; and

WHEREAS, the proposed contracts in each case include reimbursement by the Towns for all County expenses including salaries, benefits, training, all transportation expenses and patrol cars; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute the following individual and joint contracts with the Towns of Clifton Park and Halfmoon for the indicated police services in 2014 and for the sums indicated, the form and content of such contracts being subject to the approval of the County Attorney:

<u>CONTRACT WITH</u>	<u>TIME OF SERVICES</u>	<u>PLACE OF SERVICES</u>	<u>AMOUNT</u>
Clifton Park	Mon-Sun 5 days a week	8:00 a.m.- 4:00 p.m. 4:00 p.m.- 12:00 a.m. 12:00 a.m. - 3:00 a.m.	entire Town of Clifton Park \$216,970
Clifton Park	Mon-Sun	6:00 a.m. - 2:00 p.m. 6:00 p.m. - 2:00 a.m.	entire Town of Clifton Park \$201,378
Halfmoon	Mon-Sun	4:00 p.m. - 12:00 a.m.	entire Town of Halfmoon \$100,689
Clifton Park and Halfmoon	Mon-Sun	6:00 a.m. - 2:00 p.m. 6:00 p.m. - 2:00 a.m.	entire Towns of Halfmoon and Clifton Park \$201,378

(to be divided equally between the towns)

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 54 - 2014

Introduced by Supervisors Barrett, Johnson, Lent, Peck, Veitch, Wood and Wright

AUTHORIZING AN AGREEMENT WITH THE COUNTY OF ONEIDA FOR THE PROVISION OF SECURE DETENTION SERVICES FOR INMATES RECEIVING IN-PATIENT PSYCHIATRIC SERVICES AT THE CENTRAL NEW YORK PSYCHIATRIC CENTER

WHEREAS, the need for forensic services for mentally ill inmates at the Saratoga County Correctional Facility is so infrequent that the onsite provision of such services is an unnecessary expenditure; and

WHEREAS, Resolution 59-11 most recently authorized a three year agreement with the County of Oneida for their provision of secure detention services for Saratoga County inmates receiving in-patient psychiatric services at the Central New York Psychiatric Center in Marcy, New York; and

WHEREAS, Correction Law Article 20 authorizes both the provision of appropriate medical care or treatment at a location other than the Saratoga County Correctional Facility and the designation of the Oneida County Correctional Facility as a substitute jail; and

WHEREAS, Saratoga County jail inmates in need of in-patient psychiatric services at the Central New York Psychiatric Center must be transferred into the custody of the Oneida County’s Sheriff’s Office; and

WHEREAS, our Public Safety Committee and the Sheriff have recommended that the aforesaid agreement for secure detention services with the County of Oneida be renewed; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors is hereby authorized to execute an agreement with the County of Oneida for their provision of secure detention services for Saratoga County inmates receiving in-patient psychiatric services at the Central New York Psychiatric Center, for a term of three years commencing January 1, 2014, at a daily cost of \$165 per inmate, the form and content thereof being subject to the approval of the Saratoga County Sheriff and the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 55 - 2014

Introduced by Supervisors Barrett, Johnson, Lent, Peck, Veitch, Wood and Wright

AUTHORIZING THE CHAIR TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF HOMELAND SECURITY TO ACCEPT A HOMELAND SECURITY GRANT IN THE AMOUNT OF \$55,000 AND AMENDING THE BUDGET IN RELATION THERETO

WHEREAS, 2014 funds are available from New York State Office of Homeland Security for a Homeland Security Grant to purchase forensic crime scene mapping equipment and related software and training; desktop and mobile data computers; and air cards for mobile broadband access for field computers; and

WHEREAS, the acceptance of these grant funds requires this Board’s approval; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute any and all agreements and documents necessary to apply for and accept a New York State Homeland Security Grant in the amount of \$55,000 to purchase forensic crime scene mapping equipment and related software and training; desktop and mobile data computers; and air cards for mobile broadband access for field computers, with the form and content of such agreements and documents being subject to the approval of the County Attorney; and be it further

RESOLVED, that the 2014 Saratoga County Budget is amended as follows:

SHERIFF’S DEPARTMENT:

Appropriations:

Increase Acct.: 1-30-000-7050.DHS Other Prod Equipment \$55,000

Revenues:

Increase Acct.: 1-30-3306 Homeland Security \$55,000

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 56 - 2014

Introduced by Supervisors Barrett, Johnson, Lent, Peck, Veitch, Wood and Wright

AUTHORIZING THE CHAIRMAN TO APPLY FOR AND ACCEPT \$103,388 IN LOCAL ENHANCED WIRELESS 911 FUNDING FROM THE NEW YORK STATE DEPARTMENT OF STATE AND AMENDING THE BUDGET IN RELATION THERETO

WHEREAS, funds are available from the New York State Department of State for reimbursement for certain costs of the local enhanced wireless 911 system in Saratoga County; and

WHEREAS, authorization is necessary to accept these funds; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute any agreements and documents necessary to apply for and accept a local Enhanced Wireless 911 Grant in the amount of \$103,388 for reimbursement for certain costs of the local enhanced wireless 911 system in Saratoga County, the form and content of such agreements and documents being subject to the approval of the County Attorney; and be it further

RESOLVED, that the 2014 Saratoga County Budget is amended as follows:

SHERIFF'S DEPARTMENT:

Appropriations:

Increase Acct.: 1-30-000-7051 Communication Equipment \$103,388

Revenues:

Increase Acct.: 1-30-3988 Wireless 911 \$103,388

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 57 - 2014

Introduced by Supervisors Lucia, Allen, Jenkins, Lunde, Martin, Tollisen and Wood

AUTHORIZING THE RENEWAL OF CONTRACTS FOR EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP)

WHEREAS, Resolution 213-13 approved the 2014 Annual Implementation Plan for our Office of the Aging; and

WHEREAS, Resolution 42-13 authorized contracts with various entities for the provision of Expanded In Home Services for the Elderly Program services under the Office for the Aging's Annual Implementation Plan and said contracts are due to expire unless renewed, and

WHEREAS, it is deemed appropriate to continue contracting with the providers for said services; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to sign contracts with the following agencies to provide expanded in home services for the elderly of the nature and at the rates set forth next to their names:

Accent Health Care Services Level 2 PCA-\$18.86 per hour
820 5th Avenue
Troy, NY 12182

Adept Health Care Services Level 1 PCA-\$16.86 per hour
406 Fulton Street Level 2 PCA-\$21.07 per hour
Troy, NY 12180

All Metro Health Care Level 1 PCA-\$13.30 per hour
50 Broadway Level 2 PCA-\$16.14 per hour
Lynbrook, NY 11563

Attentive Care Level 1 PCA-\$18.32 per hour

5 Computer Drive West Albany, NY 12205	Level 2 PCA-\$20.06 per hour
Greater Adirondack Homes Aides 25 Willowbrook Suite 4 Queensbury, NY 12804	Level 1 PCA-\$18.26 per hour Level 2 PCA-\$18.30 per hour
Home Helpers & Direct Link 120 West Avenue #302 Saratoga Springs, NY 12866	Level 1 PCA-\$18.00 per hour Level 2 PCA-\$21.07 per hour
Home Instead Senior Care 12 Mountain Ledge Drive, Suite 3 Gansevoort, NY 12801	Level 1 PCA-\$19.00 per hour
Home Health Care Partners Corporation 1830 Riverfront Center Amsterdam, NY 12010	Level 1 PCA-\$19.00 per hour Level 2 PCA-\$21.07 per hour
Interim Healthcare 1735 Central Avenue, Suite 102 Albany, NY 12205	Level 1 PCA-\$20.66 per hour Level 2 PCA-\$20.64 per hour
Visiting Nurses Home Care Corp. 150 Broadway, Suite 310 Menands, NY 12204	Level 1 PCA-\$18.11 per hour Level 2 PCA-\$18.11 per hour

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 58 - 2014

Introduced by Supervisors Lucia, Allen, Jenkins, Lunde, Martin, Tollisen and Wood

AUTHORIZING AN AGREEMENT WITH COMMUNITY HUMAN SERVICES TO PROVIDE \$17,250 IN FUNDING FOR A SENIOR TRANSPORTATION VAN

WHEREAS, the County Office for the Aging administers New York State CSE funds for transportation of the County's elderly citizens; and

WHEREAS, the Community Human Services is purchasing a van for transportation of senior citizens to local senior programs in the towns of Ballston, Charlton, Galway, Malta and Milton, and requests partial County reimbursement of the costs of purchasing such van; and

WHEREAS, the Director of the Office for the Aging recommends approval of this request; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors execute an agreement with the Community Human Services of Glenville, New York, providing for the County's reimbursement to Community Human Services of an amount not to exceed \$17,250 for the purchase of a van for use in the transportation of local senior citizens to seniors' programs in the towns of Ballston, Charlton, Galway, Malta and Milton; the form and content of such agreement being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 59 - 2014

Introduced by Supervisors Lucia, Allen, Jenkins, Lunde, Martin, Tollisen and Wood

ESTABLISHING INCREASED FUNERAL RATES FOR INDIGENT DECEDENTS

WHEREAS, §141 of the Social Services Law mandates County payments for burial expenses for indigents; WHEREAS, Resolution 214-05 last established the rates and allowances for burial expenses for indigents; and WHEREAS, our Social Services Commissioner has requested reasonable increases in these rates; now, therefore, be it

RESOLVED, that, effective March 1, 2014, Saratoga County will pay the following rates for burial expenses for indigent decedents:

- a) stillborn: \$ 500;
- b) up to 11 years: \$ 900;
- c) 11 years or older: \$2,350,
- d) direct cremations: \$1,150;
- e) oversized casket up to \$100;
- f) allow for the cost of grave opening and closing;
- g) one-way loaded mileage \$1.40/mile outside of Saratoga County measured from County boundary to place of burial (vouchers for mileage charges over \$200 require the approval of the Chair of the Social Programs Committee);

and, be it further

RESOLVED, that the above County payments shall be reduced by the amount of Social Security or other benefits payable for these expenses; and, be it further

RESOLVED, that, when necessary, the Commissioner of Social Services is authorized to purchase burial plots for these decedents.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 60 - 2014

Introduced by Supervisors Veitch, Collyer, Daly, Grattidge, Kinowski, Lewza and Wright

AMENDING THE 2014 BUDGET TO REAPPROPRIATE UNSPENT FUNDS RELATING TO CAPITAL AND OTHER 2013 SARATOGA COUNTY SEWER DISTRICT NO. 1 PROJECTS

WHEREAS, unexpended 2013 funds for Saratoga County Sewer District No. 1’s capital and other 2013 projects in the amounts of \$3,752,714 need to be reappropriated to the 2014 budget in order to complete the balance of work related to said projects in 2014; now, therefore, be it

RESOLVED, that the 2014 Saratoga County Budget is amended as follows:

SEWER DISTRICT:

Appropriations:

Increase Acct.: #7-81-812-7091 Land Acquisition & Impmts	\$ 178,500
Increase Acct.: #7-81-812-7092 Infrastructure	\$1,859,000
Increase Acct.: #7-81-812-7098 Professional Services	\$ 151,683
Increase Acct.: #7-81-813-7095 Capital Equipment	\$1,506,028
Increase Acct.: #7-81-813-7098 Professional Services	<u>\$ 57,503</u>
	\$3,752,714

Revenues:

Increase Acct.: #7-0599.M Appropriated Fund Balance	\$3,752,714
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BUDGET IMPACT STATEMENT: The budget amendment will reduce the Sewer District’s unappropriated fund balance to \$5,594,197.92.

Mr. Tollisen abstained on this resolution.

RESOLUTION 61 - 2014

Introduced by Supervisors Veitch, Collyer, Daly, Grattidge, Kinowski, Lewza and Wright

AUTHORIZING SETTLEMENT OF THE COMPENSATION CLAIM OF THE ESTATE OF PATRICIA A. AMBROZAK

WHEREAS, pursuant to Resolution 120-12, this Board authorized the Saratoga County Sewer District No. 1 and the Saratoga County Attorney to initiate proceedings pursuant to the Eminent Domain Procedure Law to acquire a fee interest for the site of Saratoga County Sewer District No. 1's Saratoga Lake Pump Station No. 2, as well as easements for the Sewer District's sewer system located on Tax Parcel #180.-4-8 in the City of Saratoga Springs; and

WHEREAS, pursuant to the Eminent Domain Procedure Law, the County acquired a fee interest in a 2,871 sq. ft. subparcel upon which the Sewer District's Saratoga Lake Pump Station No. 2 is located and permanent sewer easements for the Sewer District's sewer system located on Tax Parcel #180.-4-8, by Order of the Hon. Stephen A. Ferradino executed on August 5, 2013 and filed in the Office of the Saratoga County Clerk on August 6, 2013; and

WHEREAS, the owner of Tax Parcel #180.-4-8, Patricia A. Ambrozak, died on or about October 4, 2013; and

WHEREAS, on October 29, 2013, the attorneys for the heirs of Patricia A. Ambrozak filed a Notice of Claim with the Court seeking compensation from the County in the amount of \$185,000 for damages related to the taking of the fee and easement interest; and

WHEREAS, on December 4, 2013, the Saratoga County Surrogate's Court issued Letters of Administration to Stanley Gwiazdowski, the brother of Patricia A. Ambrozak, appointing him Administrator of the Estate of Patricia A. Ambrozak; and

WHEREAS, negotiations between the Saratoga County Attorney's Office and the attorneys for Stanley Gwiazdowski, as Administrator of the Estate of Patricia A. Ambrozak, have resulted in a proposed settlement of the compensation claim filed by the Estate of Patricia A. Ambrozak; and

WHEREAS, our Law and Finance Committee and the Saratoga County Sewer District Commission have recommended that this Board accept the proposed settlement offer in the amount of \$175,500; now, therefore, be it

RESOLVED, that this Board of Supervisors hereby authorizes the settlement of the eminent domain compensation claim filed by the Estate of Patricia A. Ambrozak against Saratoga County Sewer District No. 1, for and in the negotiated amount of \$175,500; and be it further

RESOLVED, that the County Attorney is hereby authorized to execute any and all stipulations, releases and agreements necessary to settle, discontinue and conclude this litigation as authorized herein.

BUDGET IMPACT STATEMENT: None. The full amount of this payment has been reappropriated into the Sewer District's 2014 budget.

RESOLUTION 62 - 2014

Introduced by Supervisors Lawler, Daly, Grattidge, Johnson, Kinowski, Lewza and Richardson

APPROVING AMENDMENTS TO THE BOUNDARIES OF SARATOGA COUNTY CONSOLIDATED AGRICULTURAL DISTRICTS #1 AND #2 AND AUTHORIZING ISSUANCE OF A NEGATIVE DECLARATION UNDER SEQRA

WHEREAS, New York State Agricultural and Markets Law Article 25-AA allows landowners with viable agricultural lands to petition the County Board of Supervisors to be included in agricultural districts; and

WHEREAS, pursuant to Resolution 176-96, this Board of Supervisors approved the consolidation of Saratoga County Agricultural Districts #1, #3 and #4 into Saratoga County Consolidated Agricultural District #1 within the Towns of Moreau, Northumberland, Saratoga, Stillwater and Wilton; and

WHEREAS, the Board of Supervisors has received a petition from Louis Faraone, landowner in the Town of Wilton, to include 34.83 ± acres of predominately viable agricultural lands along New York State Route 50 and Edie Road, identified as Tax Parcels #141.-2-54; #141.-1-6; #141.-1-33; #141.-3-36; #141.-3-40; and #141.-2-66, dedicated to lumber, firewood, pasturing, vegetables and honey production, within the boundaries of Saratoga County Consolidated Agricultural District #1; and

WHEREAS, the Board of Supervisors has received a petition from the Donald O. Tooker Living Trust, landowner in the Town of Wilton, to include 96.74 ± acres of predominately viable agricultural lands along New York State Route 50 and Jones Road, identified as Tax Parcels #141.-1-10 and #141.-1-31, dedicated to lumber, firewood, pasturing, vegetables and honey production, within the boundaries of Saratoga County Consolidated Agricultural District #1; and

WHEREAS, pursuant to Resolution 133-98, this Board of Supervisors approved the consolidation of Saratoga County Agricultural Districts #2, #5 and #6 into Saratoga County Consolidated Agricultural District #2 within the Towns of Ballston, Charlton, Clifton Park, Galway, Malta, and Milton, and the City of Saratoga Springs; and

WHEREAS, the Board of Supervisors has received a petition from Ugo Popolizio, landowner in the Town of Clifton Park, to include 125.18 ± acres of predominately viable agricultural land along Appleton Road, identified as Tax Parcel #270.-1-49.111, dedicated to the production of hay, within the boundaries of Saratoga County Consolidated Agricultural District #2; and

WHEREAS, the Board of Supervisors has received a petition from Camille Parisi, landowner in the Town of Galway, to include 36.24 ± acres of predominately viable agricultural lands along New York State Route 29, identified as Tax Parcels #174.-1-83.11 and #174.-1-99.1, dedicated to growing hops, within the boundaries of Saratoga County Consolidated Agricultural District #2; and

WHEREAS, the Board of Supervisors has received a petition from Stephen and Beth Podhajecki, landowners in the Town of Greenfield, to include 153.67 ± acres of predominately viable agricultural land along Locust Grove Road, identified as Tax Parcel #126.-1-1, dedicated to timber, firewood and pulpwood production and the boarding of horses, within the boundaries of Saratoga County Consolidated Agricultural District #2; and

WHEREAS, the Board of Supervisors has received a petition from Kimberly and Paul Zabielski, landowners in the Town of Greenfield, to include 63.18 ± acres of predominately viable agricultural land along Howe Road, identified as Tax Parcel #112.-1-4, dedicated to the boarding of horses, within the boundaries of Saratoga County Consolidated Agricultural District #2; and

WHEREAS, the Board of Supervisors has received a petition from Top Rail Farms, LLC, by Stowe Burke, DVM, landowner in the City of Saratoga Springs, to include 104.3 ± acres of predominately viable agricultural land along Hutchins Road, identified as Tax Parcel #190.-2-27, dedicated to thoroughbred breeding and the rehabilitation of lay ups and post surgical horses, within the boundaries of Saratoga County Consolidated Agricultural District #2; and

WHEREAS, the Saratoga County Agricultural & Farmland Protection Board has submitted a report to the Board of Supervisors recommending the inclusion of the lands of Louis Faraone and the lands of the Donald O. Tooker Living Trust within the boundaries of Saratoga County Consolidated Agricultural District #1, and also recommending the inclusion of the respective lands of Ugo Popolizio, Camille Parisi, Stephen and Beth Podhajecki, Kimberly and Paul Zabielski, and Top Rail Farms, LLC (Stowe Burke, DVM) within the boundaries of Saratoga County Consolidated Agricultural District #2; and

WHEREAS, pursuant to Agriculture and Markets Law §303-b(3) and Resolution 18-2014, this Board of Supervisors held a public hearing on February 12, 2014 to consider the requests for inclusion and the recommendations of the Saratoga County Agricultural and Farmland Protection Board, at which public hearing there were no objections raised to said petitions; and

WHEREAS, the proposed modifications of Saratoga County Consolidated Agricultural Districts #1 and #2 (“Project”) are an Unlisted Action subject to the requirements of the State Environmental Quality Review Act (SEQRA) pursuant to 6 NYCRR Part 617; and

WHEREAS, the Saratoga County Board of Supervisors has reviewed the proposed Project, as well as Part I of a Short Environmental Assessment forms prepared for the Project and the proposed responses to Part II of said Short Environmental Assessment forms; now, therefore, be it

RESOLVED, that based upon the Project as proposed and the responses set forth in Parts I and II of the Short Environmental Assessment forms prepared for the Project, the Saratoga County Board of Supervisors hereby determines that the Project will not have a significant impact upon the environment; and be it further

RESOLVED, that the Saratoga County Board of Supervisors hereby issues a Negative Declaration for these Unlisted Actions pursuant to 6 NYCRR Part 617; and be it further

RESOLVED, that the Chair of the Board be, and hereby is, authorized and directed to execute the Environmental Assessment forms (copies of which are attached hereto), indicating the proposed actions will not result in any significant adverse environmental impact, and be it further

RESOLVED, that the Clerk of the Board is directed to cause negative declarations to be filed in accordance with the requirements set forth in the applicable administrative and procedural regulations of SEQRA; and be it further

RESOLVED, that the petition of Louis Faraone for the inclusion of 34.83± acres of predominately viable agricultural lands along New York State Route 50 and Edie Road in the Town of Wilton, identified as Tax Parcels #141.-2-54, #141.-1-6, #141.-1-33; #141.-3-36; #141.-3-40; and #141.-2-66, within the boundaries of Saratoga County Consolidated Agricultural District #1, is hereby granted, and the boundaries of Saratoga County Consolidated Agricultural District #1 are hereby modified accordingly; and be it further

RESOLVED, that the petition of the Donald O. Tooker Living Trust for the inclusion of 96.74± acres of predominately viable agricultural lands along New York State Route 50 and Jones Road in the Town of Wilton, identified as Tax Parcels #141.-1-10 and #141.-1-31, within the boundaries of Saratoga County Consolidated Agricultural District

#1, is hereby granted and the boundaries of Saratoga County Consolidated Agricultural District #1 are hereby modified accordingly; and, be it further

RESOLVED, that the petition of Ugo Popolizio for the inclusion of 125.18± acres of predominantly viable agricultural land along Appleton Road in the Town of Clifton Park, identified as Tax Parcel #270.-2-49.111, within the boundaries of Saratoga County Consolidated Agricultural District #2, is hereby granted, and the boundaries of Saratoga County Agricultural District #2 are hereby modified accordingly; and, be it further

RESOLVED, that petition of Camille Parisi for the inclusion of 36.24+ acres of predominately viable agricultural lands along New York State Route 29 in the Town of Galway, identified as Tax Parcels #174.-1-83.11 and #174.-1-99.1 within the boundaries of Saratoga County Consolidated Agricultural District #2, is hereby granted, and the boundaries of Saratoga County Agricultural District #2 are hereby modified accordingly; and, be it further

RESOLVED, that the petition of Stephen and Beth Podhajecki for the inclusion of 153.67± acres of predominately viable agricultural lands along Locust Grove Road in the Town of Greenfield, identified as Tax Parcel #126.-1-1, within the boundaries of Saratoga County Consolidated Agricultural District #2, is hereby granted, and the boundaries of Saratoga County Consolidated Agricultural District #2 are hereby modified accordingly; and, be it further

RESOLVED, that the petition of Kimberly and Paul Zabielski for the inclusion of 63.18± acres of predominately viable agricultural lands along Howe Road in the Town of Greenfield, identified as Tax Parcel #112.-1-4, within the boundaries of Saratoga County Consolidated Agricultural District #2, is hereby granted, and the boundaries of Saratoga County Consolidated Agricultural District #2 are hereby modified accordingly; and, be it further

RESOLVED, that the petition of Top Rail Farms, LLC by Stowe Burke, DVM, for the inclusion of 104.3± acres of predominately viable agricultural land along Hutchins Road in the City of Saratoga Springs, identified as Tax Parcel #190.-2-27, within the boundaries of Saratoga County Consolidated Agricultural District #2, is hereby granted, and the boundaries of Saratoga County Consolidated Agricultural District #2 are hereby modified accordingly.

BUDGET IMPACT STATEMENT: No budget impact.



New York State
Department of Agriculture and Markets

RA-115

ENVIRONMENTAL ASSESSMENT FORM

Part I

1. The proposed action is located in the County of Saratoga and the Town(s) of Moreau, Northumberland, Saratoga, Stillwater, Wilton
2. The agency responsible for preparing this Environmental Assessment Form and determining environmental significance is the County Legislative Body of Saratoga County.
3. The name and address for the Clerk of the above named County is Pamela A. Hargrave 40 McMaster St. Ballston Spa New York 12020
4. Is this an application for the formation of a new agricultural district? Yes No If yes, what is the total number of acres to be included in this district? _____ acres
5. Is this an application to modify an existing district? Yes No If yes, what is the total number of acres comprising the district as it exists prior to modification? 59,256 acres
6. If this application involves a modification, will such modification result in a change in the size of the district? Yes No If yes, how many acres are involved in the change? 131.57 acres
Does this represent an increase or decrease? (Check one)
7. Is there a public controversy related to this district proposal? Yes No If yes, describe in space below:

(Attach additional sheets if necessary)

Part II

The Department of Agriculture and Markets, as lead agency for the Agricultural Districts Program, has conducted a programmatic review of the environmental effects of agricultural districting and has concluded that there is little likelihood of significant adverse environmental impact resulting from the formation or modification of such districts. It is, however, the responsibility of the agency preparing this form to review the site-specific proposal under consideration to determine if unique circumstances exist which increase the likelihood of environmental significance. If any such circumstances exist, please describe them in the space provided below and explain how the resulting impact will be mitigated. (Refer to the criteria contained in 6NYCRR §617.11 for aid in determining the likelihood of significance and whether or not it is material, substantial, large or important.)

[Empty rectangular box for providing details on environmental impact and mitigation.]

(Attach additional sheets if necessary)

Part III

Please indicate desire for lead agency status by checking the appropriate box below:

- Since the proposed action will be undertaken by this County Legislative Body and since any adverse environmental impacts will be primarily of local significance, it is hereby recommended that this County Legislative Body serve as lead agency to insure compliance with the requirements of the State Environmental Quality Review Act. It has been determined that the only other agency required to undertake an action in this case is the Department of Agriculture and Markets.
- The County Legislative Body does not choose to nominate itself to serve as lead agency.

Part IV

The County Legislative Body of Saratoga County has determined that: (check one)

- The proposed action will not have a significant adverse environmental impact and therefore an Environmental Impact Statement will not be required.
- Although unique circumstances beyond those anticipated by the Department of Agriculture and Markets in its programmatic environmental assessment will result from the proposed action, it has been determined that the proposed action will not have a significant adverse environmental impact.
- Due to unique circumstances detailed in Part II, significant environmental impact will result from the proposed action. Therefore, an Environmental Impact Statement will be required and will be prepared or approved by this County Legislative Body prior to the undertaking of any action.

This Environmental Assessment Form was prepared for the County of Saratoga
by Board of Supervisors (agency).

Authorized Signature Telephone

Submitted By: [Redacted] Date: [Redacted]

New York State
Department of Agriculture and Markets

RA-115

ENVIRONMENTAL ASSESSMENT FORM

Part I

1. The proposed action is located in the County of Saratoga and the Town(s) of Ballston, Charlton, Clifton Park, Galway, Malta, Milton and City of Saratoga Springs
2. The agency responsible for preparing this Environmental Assessment Form and determining environmental significance is the County Legislative Body of Saratoga County.
3. The name and address for the Clerk of the above named County is Pamela A. Hargrave 40 McMaster St. Ballston Spa New York 12020
4. Is this an application for the formation of a new agricultural district? Yes No If yes, what is the total number of acres to be included in this district? _____ acres
5. Is this an application to modify an existing district? Yes No If yes, what is the total number of acres comprising the district as it exists prior to modification? 52,982 acres
6. If this application involves a modification, will such modification result in a change in the size of the district?
 Yes No If yes, how many acres are involved in the change? 482.39 acres
Does this represent an increase or decrease? (Check one)
7. Is there a public controversy related to this district proposal? Yes No If yes, describe in space below:

(Attach additional sheets if necessary)

Part II

The Department of Agriculture and Markets, as lead agency for the Agricultural Districts Program, has conducted a programmatic review of the environmental effects of agricultural districting and has concluded that there is little likelihood of significant adverse environmental impact resulting from the formation or modification of such districts. It is, however, the responsibility of the agency preparing this form to review the site-specific proposal under consideration to determine if unique circumstances exist which increase the likelihood of environmental significance. If any such circumstances exist, please describe them in the space provided below and explain how the resulting impact will be mitigated. (Refer to the criteria contained in 6NYCRR 8617.11 for aid in determining the likelihood of significance and whether or not it is material, substantial, large or important.)

[Empty rectangular box for providing details on environmental impact and mitigation.]

(Attach additional sheets if necessary)

Part III

Please indicate desire for lead agency status by checking the appropriate box below:

- Since the proposed action will be undertaken by this County Legislative Body and since any adverse environmental impacts will be primarily of local significance, it is hereby recommended that this County Legislative Body serve as lead agency to insure compliance with the requirements of the State Environmental Quality Review Act. It has been determined that the only other agency required to undertake an action in this case is the Department of Agriculture and Markets.
- The County Legislative Body does not choose to nominate itself to serve as lead agency.

Part IV

The County Legislative Body of Saratoga County has determined that: (check one)

- The proposed action will not have a significant adverse environmental impact and therefore an Environmental Impact Statement will not be required.
- Although unique circumstances beyond those anticipated by the Department of Agriculture and Markets in its programmatic environmental assessment will result from the proposed action, it has been determined that the proposed action will not have a significant adverse environmental impact.
- Due to unique circumstances detailed in Part II, significant environmental impact will result from the proposed action. Therefore, an Environmental Impact Statement will be required and will be prepared or approved by this County Legislative Body prior to the undertaking of any action.

This Environmental Assessment Form was prepared for the County of Saratoga
by Board of Supervisors (agency).

Authorized Signature

Telephone

Mr. Richardson informed the Board that the City of Mechanicville has received a grant in the amount of \$400,000 for the sidewalks on Central Avenue. He thanked the Board for their support as seven years ago the County gave him a grant and since then he has been awarded over \$13M.

Mr. Sausville introduced Carl Zielman who will be the Emergency Services Director effective Monday, March 3rd, 2014.

On a motion by Mr. Barrett, seconded by Mr. Lucia the meeting was unanimously adjourned.

Respectfully submitted,

Pamela A. Hargrave, Clerk