

A G E N D A

February 15, 2007 5:00 p.m.

Vice-Chairman Hargrave called the meeting to order.

Roll call was taken. PRESENT – Raymond F. Callanan, Alan Grattidge, Philip C. Barrett, Anita Daly, George J. Hargrave, Albert Janik, Jeffrey Trottier, Paul Sausville, Thomas Richardson, Frank Thompson, Harry G. Gutheil, Jr., Thomas N. Wood, III, Joanne Dittes Yepsen, John Lawler, Arthur J. Johnson - 15. ABSENT - J. Gregory Connors, Kenneth J. DeCerce, Richard C. Hunter, Sr., Mary Ann Johnson, Cheryl Keyrouze, Richard Lucia, Willard H. Peck, Jean Raymond – 8.

Mr. Lent, Director of Emergency Services, reported that the recent snowstorm was one for the record books, but it was not a record breaker as far as emergency management goes. He said County snow totals went from 22” to well over 30”, but all in all, it was uneventful. He stated there were no communications failures, and the emergencies were handled in a normal course of business. The various Departments of public works’ crews should be commended for their work, he added.

On a motion by Mr. Johnson, seconded by Mr. Thompson, the minutes of the meeting of January 10, 2007 were approved by a unanimous vote.

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

WATER COMMITTEE

Authorizing the Chairman to accept Financial Assistance to Business Funds to pay expenses at the water project and amending the budget in relation thereto. (Wes Carr, Youth Bureau Director)

Mr. Wickerham said it will continue to be used to fund the project until such time as it is turned over to the Water Authority.

Supporting the Water Project Business Plan adopted by the Saratoga County Water Authority and committing the County to the Service Agreement therein. (Wes Carr, Youth Bureau Director)

Mr. Wickerham said we will co-sign a \$24 million note.

ECONOMIC DEVELOPMENT

Amending the Consolidated Agricultural District #2 to include the Dakota Ridge Farm located in the Town of Malta. (Jason Kemper, Planning Director)

Mr. Wickerham stated this is 42 acres and is a working llama farm.

Authorizing the Chairman to accept a \$7,100 Agriculture and Farmland Protection Board Grant to facilitate an intermunicipal gathering of local officials, residents and land use boards. (Jason Kemper, Planning Director)

Mr. Wickerham stated there is no local match.

Authorizing the reappropriation of \$344,000 in MS4 Storm water grant funds. (George Hodgson, Environmental Management Director)

Mr. Wickerham said this remains unspent, and we will reappropriate those funds.

SOCIAL PROGRAMS

Authorizing the Chairman to enter into an agreement with Capitaland Taxi to provide senior transportation services to the Towns of Charlton, Galway, Edinburg, Providence and Saratoga for an annual cost of \$29,850. (Sandi Cross, Office for the Aging Director)

Mr. Wickerham stated this is \$150/day, and the Town of Saratoga was added to this.

Authorizing a County contribution of \$15,000 to the Town of Stillwater for the purchase of a senior transportation van. (Sandi Cross, Office for the Aging Director)

Mr. Wickerham said we are getting that money from the State, and the Town will have a 25% match for that. If a town has a need for a senior van, contact Sandi Cross in the Office for the Aging, he said.

Authorizing the Chairman to enter into renewal of Expanded In Home Services for the Elderly Program (EISEP) contracts necessary to deliver home & personal aide care to the elderly. (Sandi Cross, Office for the Aging Director)

PUBLIC HEALTH

Amending the 2006 Saratoga County Budget under Maplewood Manor to appropriate \$132,000 from the Maplewood Manor Fund Balance to cover shortages for general medical supplies. (Diane Brown, Maplewood Manor Administrator)

Authorizing the Chairman to enter into a contract with Capital District Physicians Health Plan (CDPHP) to accept patients carrying this insurance for treatment at the Maplewood Manor. (Diane Brown, Maplewood Manor Administrator)

Mr. Wickerham stated they are higher than what we would get from Medicaid.

Authorizing the Chairman to enter into an amended Maplewood Manor speech therapy contract with Christie-Britton Hare to authorize an additional 8.25 hours of service at a total cost of \$371.25. (Diane Brown, Maplewood Manor Administrator)

Authorizing the Chairman to enter into an agreement with NYS Department of Health for the Early Intervention Program beginning October 1, 2006 through September 30, 2011. (Helen Endres, Public Health Nursing Director)

LEGISLATIVE AND RESEARCH

Adopting a County Legislative Program for 2007. (David Wickerham, County Administrator)

Mr. Wickerham said a copy of that program is in each Supervisor's box.

Authorizing the Chair to enter into an agreement with General Code to consolidate County Local Laws and important resolutions at a cost not to exceed \$18,250. (Barbara Plummer, Clerk to the Board)

PUBLIC SAFETY

Proclaiming April 22nd – April 28th, 2007 as "Crime Victims Rights Week" in Saratoga County. (Jim Murphy, District Attorney)

Authorizing the Chairman to enter into an agreement with the NYS Department of Criminal Justice Services to accept \$18,000 in State Aid for the recruitment and retention of Assistant District Attorneys and amending the 2007 budget in relation thereto. (Jim Murphy, District Attorney)

Authorizing the Chairman to enter into an agreement with NYS Office of Homeland Security to accept \$98,400 in aid for equipment purchases and amending the budget in relation thereto. (Jim Bowen, Sheriff)

Mr. Wickerham said this will be used to purchase two vehicles, which will be equipped for specialized purposes.

Authorizing the Chairman to enter into an amended agreement with Chazen Companies to pay for an additional \$9,900 in services relative to the relocation of Fraker Mountain radio tower site. (Paul Lent, Emergency Services Director)

Authorizing the Chairman to enter into an agreement with Stratton Air National Guard Base to allow for County HazMat Team mutual aid response. (Paul Lent, Emergency Services Director)

Mr. Wickerham stated this would simply formalize that system which is already in place.

Authorizing the Chairman to enter into an agreement with Blue Wing Services to design emergency radio system specifications and prepare a system RFP/Procurement and Award at a cost not to exceed \$261,000. (Paul Lent, Emergency Services Director)

Authorizing the Chairman to enter into an agreement with Chazen Companies to provide engineering services relative to site preparation for the radio system at a cost not to exceed \$247,500 and for regulatory agencies assistance at a cost not to exceed \$27,500. (Paul Lent, Emergency Services Director)

SUPERVISOR'S ITEM

Congratulating the Burnt Hills-Ballston Lake 2006-2007 Girls' Varsity Cross Country Team for becoming the New York State Class A Champions. (Supervisors Alan Grattidge, Ray Callanan, Anita Daly, and Phil Barrett)

LAW AND FINANCE

Authorizing the Chairman to enter into a contract with E.S.&S. Election Systems in the amount of \$10,050 for coding the primary and general election ballots for Plan B Accessible Voting Ballot Marking Devices and printing of the ballots for that system. (Bill Fruci, Elections Commissioner)

Mr. Wickerham said this was for the election of 2006 for a handicapped machine.

Amending the budget to reappropriate capital projects funds under the Saratoga County Sewer District in the amount of \$2,122,187. (Jim DiPasquale, Sewer District Director)

Mr. Wickerham said this is for projects that began and will continue into next year.

Mr. Wickerham stated there are three tender offers and two tax corrections from Equalization & Assessment. If more come in, they will be brought to the Board Meeting, he said.

Mr. Richardson stated Mechanicville was granted money by the Supervisors last year. He said in December, they interviewed grant writing firms, and they are moving forward with Barton and Loguidice. We will be having a public meeting on March 1st at 6:30 p.m., he said.

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

Respectfully submitted,

Elaine M. Sodemann

REGULAR SESSION
TUESDAY, FEBRUARY 27, 2007
AT 4:00 P.M., E.S.T.

Board called to order by Chairman Barrett.

Roll call was taken. PRESENT – Raymond F. Callanan, Alan Grattidge, Philip C. Barrett, Anita Daly, Richard Lucia, Mary Ann Johnson, Jean Raymond, George J. Hargrave, Albert Janik, Jeffrey Trottier, Kenneth J. DeCerce, Paul Sausville, Thomas Richardson, Frank Thompson, Harry G. Gutheil, Jr., Willard H. Peck, Richard C. Hunter, Sr., Thomas N. Wood, III, Cheryl Keyrouze, Joanne Dittes Yepsen, J. Gregory Connors, John Lawler, Arthur J. Johnson - 23. ABSENT – 0.

The invocation was given by Tom Wood, Chaplain.

PUBLIC INPUT

Martin Hanehan, President of the Saratoga County Farm Bureau, stated he is a dairy farmer in the Town of Saratoga. He said he is in partners with his brother, Pat, and they milk 700 Holsteins in two locations. They raise crops on 1600 acres of land in Saratoga and Washington Counties. He said he and his wife have three children, and Pat and his wife have four children. We hope that our farm can continue for many more generations, he said. He stated he has had the pleasure of working with numerous past and present Supervisors. He thanked Supervisors Wood, Connors and Peck from all of the members of the SCFB for all the help they have given them. He said he is here today to give information on the SCFB's resolutions. The county Farm Bureaus set policies to voice their beliefs at State and County Farm Bureau annual meetings and then pass them on to their intended government level. He stated the SCFB recently traveled to Albany for their Farm Bureau Policy Execution Days to meet with numerous State and National Legislators. After our meetings and through our recommendations, SCFB was able to put two more FB members on the Agriculture Steering Committee for Congresswoman Gillibrand, he said. He reviewed their resolutions for 2006. He urged the Board to continue to oppose Saratoga Lake becoming a drinking water source for the City of Saratoga Springs. He stated the SCFB Board has put together a packet with the resolutions as well as contact information that was handed out to all Supervisors. We look forward to working with you in the future, he said. We hope to see you at the SCFB Rural/Urban Dinner on March 30th to hear the new NYS Commissioner of Agriculture, Pat Hooker, he added.

Dave Cummings, SCFB member and Chairman of the Equine Committee and member of the State's Equine Committee for the Farm Bureau, said he has a lifetime of debt with his 310-acre farm in the Town of Saratoga, and he is a magnet for developers. He said he has some cattle, sheep, quarter horses and thoroughbreds. He said just because he has thoroughbreds, people think he is a part of the sport of kings. With that \$1.83 billion industry in the recent statistics in the State, he would like to know what Saratoga's part of that is going to be. Those statistics should come out in the next month, he said. He said he is not part of the sport of kings. He stated 90% of the thoroughbred breeders in the State are single digit mares on the farm. Trying to survive as farmers and not letting someone come in after my land is a true challenge, he said. In the past years, you have supported us in our grassroots policy to develop our proposals, and there are extensions, and we will go back to our Resolutions Committee to continue the growth, he said. For example, multi-use trails in the County with the Green Plans are there. There are discussions now about a horse park in the County, and we will use our grassroots policy to look at the viability of that with County representatives. He said if he ever sold his land, he would like to do it under purchase development rights. He said he has a 57-acre parcel listed. It's only worth a couple of thousand dollars because it is in an agricultural district. If the County could buy that land, he could turn around and say he will keep it agricultural forever and let somebody develop a small farm part-time for managing it. He said it's a win, win situation to keep his agricultural activity going and keeps the land open and usable and brings in somebody else who wants to be in the farm business. He requested the Board to think about increasing the budget lines for County phased PDR's. He stated he believes the mortgage transfer tax is a good funding mechanism.

Mr. Cummings said last year, the Board approved and we supported the position in Cornell Cooperative Extension equine slot, and our incumbents are here today. He said the County is big. He talked to our

New York thoroughbred breeders the other day and said the Kentucky Derby is in May, and we need to think about Saratoga County as every bit as powerful and potent in the equine industry as Lexington, KY, and this Board can make that true. We need a staff member in Cornell Cooperative Ext. to continue the growth in the full rank of the equine industry and just not thoroughbreds. He said in 2001, we supported VLT's. If we can get that off of the dime and make sure it's used just at racetracks as well for agricultural benefits and get it out to equine thoroughbred breeders, my colleagues won't go to New Jersey, Delaware and Pennsylvania, he said.

Laura Hanehan, daughter of Martin Hanehan, said she is a 16-year old sophomore honor student at Schuylerville Central High School. She said she lives and works on her family owned dairy farm. She said she is involved in 4-H dairy bowl, 4-H dairy club, FFA, Spanish Club, Jr. Holstein Association, is a junior member of the Saratoga County Farm Bureau, and plays on Schuylerville's Varsity girls' soccer team. She and her cousins show cows at the Saratoga County Fair. She said as a young farmer and Farm Bureau member, she wanted to let the Board know the importance of keeping agriculture in Saratoga County, and some of the reasons are:

- Agriculture is the backbone of our economy.
- Agriculture is a big employer in our County and state.
- Agriculture has the lowest cost of services which helps keep taxes down.
- Agriculture is the #1 way to keep open space, which all people can enjoy.
- Agriculture is a great way of life, and we want you to help us keep it in Saratoga County.

Miss Hanehan said she hopes everyone here can come to her farm on June 17th for Sundae On The Farm that they are hosting this year. She said their farm is a 700-cow dairy farm in the Town of Saratoga. Come take a tour, and enjoy the day, she said. Thanks for your time and support for our industry, she added.

Frank Berlin, Town of Clifton Park, distributed copies of newspaper articles and material on possible health and safety risks of nanotechnology. He said we never knew ahead of time of the various problems associated with some of our known materials (i.e. asbestos, etc.). He said he has urgent concerns with nanotechnology, and they are in the articles that he distributed. He said nano particles pass through cell walls and damage DNA. Inhaled, they can cause lung tumors liver damage, impairs brain functions, and carbon particles can cause stroke, he said. He said he is not an expert, just a messenger. If we had known that this type of problem was presented when we had PCB's, would we have allowed those in the County, he asked. I don't think so, he said. He stated he feels these should all be addressed for the younger people. He quoted an article from "The Daily Gazette" that said "A lot of today's physical scientists and engineers playing with nanotechnology have no concept of what the human and ecological dangers may be", said David Rejeski, director of the Woodrow Wilson center's nanotech project. He said research has shown that the smallest particles can pass through the DNA walls. He stated 100,000 nano particles can fit across the width of a human hair, and 7,000 of them can fit across the white blood cell. He stated there is no way to check this stuff because it's too small. For future generations, you should all think about this.

Betty Hill, of the Town of Ballston, said as a long time resident of Saratoga County, she is disappointed at the lack of openness on the part of the Board of Supervisors. This proposed water project is a big deal and not something that should be passed without significant public support. I feel you have not done enough to inform our constituents about the details and cost of such a large undertaking, she said. She said at the very least, each Supervisor should have held an informational meeting or mailed an informational flier to each resident outlining the specifics of all the plans and soliciting their comments and support. She stated that she has not seen an attempt to do this simple task. She said this issue is not just about water but also about our core of democratic values of open and fair government. We expect better than this from our elected Supervisors. Representative government is based on the simple trust that those who represent us will keep the lines of communication open and fully inform the public about all issues, not just the ones that are politically expedient, she said. She urged the Board to table any action on the water project until the public has been properly informed and everyone has had a chance to make his or her views known.

Polly Windels, of the Town of Ballston, stated the following:

“I ask the Board of Supervisors to consider the following argument:

“Did any of you marry the first and only person you dated? Did any of you buy the first house you ever looked at for the asking price? If you can answer ‘no’ to either of those questions, why oh why are you willing to commit our tax dollars to the first proposal to create a County water system? I truly do not understand the rush to give more money to the County water project. Such action by this Board is the anthesis of fiscal conservatism; it is rash stupidity. In making such a long term investment, it is foolhardy not to investigate some alternatives before settling on the first and only proposal. Oh, you will tell the public that we need to rush to make sure there is water for the AMD plant. But how can you say that, with straight faces, not knowing if any alternative solutions exist which could provide better, cheaper water and faster? Without even soliciting other solutions which might be easier, cheaper and faster to build, that excuse becomes yet another smoke screen. In fact, it has been written in local newspapers that there is at least one other solution which would be cleaner, cheaper and faster, so the AMD excuse is based on a lie.

“This cover-up of the real process, the real costs and the real reason for putting my tax dollars behind a white elephant of a water system must end. I ask you today to officially delay the vote to commit any more tax dollars without investigating other alternatives. I particularly implore Chairman Barrett to share with you his dilemma: does he represent the residents of Clifton Park who want control over a clean, inexpensive supply of water and call for a delay; or does he agree with the Republican majority of the Board and continue to pour good money after bad down this sink-hole of a water project? Take a deep breath and consider the long term greater good of their vote. Are you here today to appease some more powerful party, or are you here to represent the citizens of your towns and cities? What you choose to do today, here in this room, will affect Saratoga County for decades to come. Will your legacy be a well thought out County water system, bringing good water where needed at the lowest, not highest, cost, or will you be forever remembered for the biggest waste of taxpayer dollars since the County landfill at many, many times the expense?”

Kyle York, City of Saratoga Springs, said he works on Supervisor Keyrouze’s staff especially on the water issue, but he is not here representing her, he is representing himself. He said he has a great deal of trouble with this water program. When you go to buy something, you want to know what that something is, he said. You believe you are buying something that’s \$68 million and it’s going to give you water down a 30-mile pipeline. He said he begs to differ with that, and he said he will present proof that you couldn’t have done worse than to turn to Malcolm Pirnie and the people who developed this plan, because it is shot full of flaws already that will guarantee you overage if they can even get this started. He said he was just in the next room where a possible alternative supplier, Veolia Water, gave a presentation. He said the Supervisors in that room could not have been more aggressive, articulate, they were questioning and paying attention to details; all of the things he never saw in one Water Committee meeting. They seemed to be like rocket scientists, but they never seemed to have directed that at Malcolm Pirnie, he said. Anybody who knows that stretch of the Hudson knows there are PCB’s there and have been there since 1988. In 2002, Niagara Mohawk, working on the cleanup, mapped where the PCB’s are – only 1500 feet from your intake site, he stated. He said a serious study came from Foster Wheeler, a very good engineering firm. He said on October 5, 2004, a resident at a City meeting asked where the water was coming from since some areas have PCB’s. In quoting The Saratogian, “Supervisor Callanan replied the water source is seven or eight miles above the PCB’s.” He said he was talking about Fort Edward, and this PCB site, known about since 1988, is 1500 feet. He said Dan Loewenstein, when asked about it, said he didn’t know about the concentrated PCB’s in the mud. He mentioned there was a meeting last February where Supervisor Keyrouze showed and was talking about the powder activated charcoal; some of the filtration needed for the plant. He said when questioned on how many of these units would be needed, Dan Loewenstein said that’s just a storage silo and not a filtration unit. Trust me, his is a filtration unit made by the TIGG company for 200 gallons per minute, he stated.

Bill Fahey, of Veolia Water, said they are the largest water company in the world. He said earlier today, they made themselves available to provide an overview of what they believe is a viable option for the County’s water needs. He said he cannot discuss all of the benefits in the five minutes allotted to him here. The cost per 1,000 gallons from the Veolia team’s approach is significantly less than the published

rate of the Saratoga County Water Project. At minimum, the difference is \$1.80 per thousand gallons compared to \$2.05 in the County's plan. The Veolia price per 1,000 gallons includes the connection right into the existing town lines and does not require any additional capital investment by the communities, he said. He stated construction time is equal to or faster than the County project, and there is no construction of a treatment plant necessary and a pipeline route that travels primarily through State right-of-ways. He said the Veolia team is available to meet either with the Board or other community representatives that would like more detailed information on this. He said he learned there is a concern about providing AMD with water. We believe we bring a lot to the table there, he stated. We want to stay out of the politics and be looked at as a technical solution, and we want to be considered part of your solution to your water needs, he said.

Alex MacKay, President of Saratoga Water Services, said he has personally been involved in the water industry for the past 18 years. He has first hand knowledge of the operation, expansions, upgrades and financing and state-of-the-art water system. He said in ready in The Saratogian where Mr. Lawler was quoted as saying for today's meeting he hopes the criticisms that comes out on the County plan are meant to improve the plan and not to stop the plan. He stated he is for AMD and the Tech Park, and he does not have a problem with a phased and rationale County plan. The current plan is not phased or rationale, he said. He stated a few Supervisors are going forward with this plan regardless of common sense or economic and fiscal sense. He pointed out in 2003, the operational projections were at 6 million gallons per day, and now the starting use is down to 1.4 million gallons per day. At year 40, the original plan expected 26 million gallons per day, and now it's 5.4 million gallons per day, he said. The original plan was probably viable, but now reality has struck and the projections are much lower, yet you still expect to construct the exact same facility, he said. He stated these are huge changes that challenge the viability of this project in its current form.

Mr. MacKay said you want to spend \$67 million for 5.5 million gallons per day. Last year, Saratoga Water Services spent \$1.2 million and developed and supplied 2 million gallons per day, he stated. He pointed out the 40-year plan does not show any repayment of the \$4.8 million loan by the County. With the 4% interest rate depicted on the schedule, the total owed back to the County at year 40 is \$21,479,464, he said. How is that going to be repaid by the customers? How will the taxpayers in this County get that money back? You have \$10 million in other State funding. Is it a grant, is it a loan? Where does that money come from? He stated Pipeline For Jobs is another \$10 million. The website states that program is a loan. The plan ignores the life of the water plant, he said. It leaves zero dollars for upgrades in 40 years. Any state-of-the-art facility will in reality last only 15 years without a major upgrade, he said. This plant has no plan for that, he said. No plant will last 40 years without a major expenditure, he added. He said late last year, Water Committee was pleased to announce that the bids for this project came in lower than the projected \$76 million. We all know why - - the plan eliminated the last section of the water line at over \$7 million and the water tank at over \$2.3 million, he said. There is the missing money, he stated. The plan is incomplete without those components, he said. He said part of the answer lies in the minutes of the February 1st Water Authority meeting. State D.O.T. is building the Round Lake Bypass, and the missing water line would be included in that project, except the final ownership of that water line is unknown, he said. It is one of many unresolved issues. Can D.O.T. do this project and turn over the infrastructure? I will check into that legality of that issue, he added. You have a fiduciary responsibility to the taxpayers of this County, he said. He urged the Board to table this plan until all of the what-ifs and unresolved issues are substantiated and addressed prior to committing County taxpayer dollars towards this ill-conceived plan.

Jordan Baugh, of the Town of Ballston, said the Board's vote today on the County water plan rushes into a business arrangement that puts the County of Saratoga into financial jeopardy. The explanations offered to proceed hastily are without foundation and are the abdication of your duty to provide the best possible plan that will be the greatest benefit to everybody in Saratoga County, he said. It is quite clear that contrary to what some of you may lead the public to believe, all possible and prudent options have not been fully examined, he said. Taking the time to investigate alternatives is a diligent action on your part, he said. Financial backing by the State and Federal governments has not been fully secured, and the plan as it currently stands, does not have enough committed purchasers to sustain itself. He said there are no public records of contracts having been signed by either the Towns of Ballston or Wilton to purchase water from Saratoga County, he said. So, who are the contracts with that chairman Lawler touted to the

media and why aren't they public record? If the citizens of this County don't even know something as simple as that, what else don't we know about this so-called plan. He said this is a text book example of how not to conduct government openly and honestly. Assumptions and promises just aren't enough when you are entrusted with the public's purse, he said. On behalf of the many citizens of this County who are gravely concerned about our future, I call on the appropriate State office to fully investigate the validity of the figures presented in the financial plan and the extent to which all members of the Board of Supervisors have held your oaths of office by being truthful with the public, he said. He urged the Board not act as fools but as wise men and women by supporting a motion to table further action on this proposed water project until all of the facts have been aired and all alternatives have been fully reviewed and debated.

On a motion by Mr. DeCerce, seconded by Mr. Peck, the minutes of the meetings of December 13 and December 19, 2006 were approved unanimously.

The Clerk presented the following:

Letter of resignation from Kenneth J. DeCerce, as a Saratoga County Board Supervisor representing the Town of Halfmoon, as of February 28, 2007.

Received and filed.

Letter of resignation from the Code of Ethics Board received from Robert L. Hathaway.

Received and filed.

Letter of resignation from the Fire Advisory Board received from Jim Boucher, Town of Moreau.

Received and filed.

Acknowledgement of receipt of Local Law No. 1-07 received from the NYS Department of State.

Received and filed.

Copies of resolutions adopted by the Saratoga, Milton, Ballston and Hadley Town Boards entitled, "Petitioning The State Of New York To Adopt Legislation To Provide For Property Tax Reform."

Referred to Supervisor Grattidge and the County Administrator.

Copies of resolutions adopted by the Fulton County Board of Supervisors "Requesting That New York State Conduct Responsible And Cost-Effective Fish Monitoring Of Viral Hemorrhagic Septicemia (VHS) In Private Fish Hatcheries" and "Urging The United States Congress To Enact The 'Medicaid County Protection Act Of 2007'."

Referred to Supervisor Grattidge and the County Administrator.

Copy of a Payment In Lieu of Tax Agreements with respect to the County of Saratoga Industrial Development Agency and Fillpoint, LLC and United Step 1, LLC.

Received and filed.

Glens Falls Hospital Foundation gratefully acknowledges your gift of \$25.00 to the Cancer Center in memory of Ralph Wade whose family has been informed of your thoughtfulness. Thank you for your generosity.

The family of Ralph Wade acknowledges with deep appreciation your kind expression of sympathy.

To The Board of Supervisors:

Thank you so much for your contribution in memory of Ralph Wade to the C.R. Wood Center.

Sincerely,

Diane, Bill & Pat Wade

REPORTS:

2006 Annual Reports received from the Veterans Service Agency, Department of Employment & Training, Probation Department, Personnel Department, Youth Bureau, Real Property Tax Services Agency, Department of Public Works, and the Environmental Management Council.

Received and filed.

REPORT NO. 2 - 07

2006 YEARLY BALANCE SHEET – COUNTY CLERK’S OFFICE

1. Fee charged or received for recording & certificate thereof	\$1,586,924.50
2. Fee charged or received for official services	1,244,701.31
3. Fee received for Motor Vehicle Registrations	1,804,513.52
4. Sales Tax Motor Vehicle	28,107.09
5. Real Estate Transfer Tax	8,391.00
6. Money refunded for errors and duplication services	-238.50*
7. Fee charged for RP-5217's	699,015.00
8. Fee charged for Education Fees	898,520.00
9. Public Copiers	27,871.55
TOTAL	\$6,297,805.47

RECEIPTS

Amount received as shown	6,297,805.47
Amount of Mtg. Tax, unapportioned as of 1/1/0	622,045.50
Amount of Mtg. Tax received in 2006	19,716,448.11
Transfer Tax	5,446,904.00
Interest received on Account	479.10
TOTAL	\$31,483,682.18

DISBURSEMENTS

Amount paid to County Treasurer	3,917,527.97
Amount paid to Co. Treasurer for Educ. Acct.	44,926.00
Amount paid to NYS Education Dept.	853,594.00**
Amount paid to RP-5217 Account	631,398.00
Amount paid State of New York for Court Fees	793,119.50
Amount of Mtg. Tax paid County Treasurer	10,089,307.38

Amount of Mtg. Tax paid Capital Dist. Trans.	
Authority	4,685,687.48
Amount paid to State of NY Mtg. Tax Agency	4,785,904.39
Amount of Mtg. Tax paid to other counties & expenses	128,849.36
Amount of Mtg. Tax unapportioned 12/31/06	47,912.50
Amount paid to County Clerk ½ Int. on Mtg. Acct.	832.50
Amount paid to State for Notaries	57,240.00
Amount paid to NYS RETT	5,438,618.00
Amount paid to Co. Treasurer for RETT	8,286.00
Amount paid to Co. Treasurer for Int. on Main Account	479.10
TOTAL	\$31,483,682.18

*\$ 58.50 write off of a bad check
 \$180.00 three notary checks written back to individuals

Kathleen A. Marchione
 Saratoga County Clerk

Mr. Lucia, Chairman of the Veterans’ Committee, announced that December’s Deceased Veterans’ Ceremony will be on public cable television tomorrow night at 7:00 p.m.

Kathy Marchione, County Clerk, invited all Supervisors to the opening of their new DMV office in Wilton. She said they opened up there about a year ago, but the Mall has moved them to beautiful new quarters next to Dick’s Sporting Goods. She stated the event will be held tomorrow between 2:00 p.m. and 4:00 p.m. with a ribbon cutting at 3:00 p.m.

On a motion by Mr. DeCerce, seconded by Mr. Callanan, all resolutions were adopted by a unanimous vote with the exception of Resolutions 31 and 47.

RESOLUTION 29 - 07

Introduced by Supervisors Trottier, Callanan, Connors, Grattidge, A. Johnson, M. Johnson and Lawler

PROCLAIMING APRIL 22 - APRIL 28, 2007 - "VICTIMS' RIGHTS: EVERY VICTIM EVERY TIME" AS "NATIONAL CRIME VICTIMS' RIGHTS WEEK"

WHEREAS, victims of crime across America need and deserve support and assistance to help them cope with the consequences of crime; and

WHEREAS, National Crime Victims’ Rights Week—April 22 to 28, 2007—offers us all the opportunity to promote helping victims and survivors of crime, and recognizing their rights as victims; and

WHEREAS, victims and survivors of crime can gain strength from the wide range of supportive services offered by over 10,000 community and justice system based programs, and the more than 32,000 federal and state statutes that define and protect their rights; and

WHEREAS, America has demonstrated its caring and compassion for victims of crime, from individuals who provide support to a victim in need, to community collaborations that result in comprehensive services for victims of violence against men, women and children, to our entire nation’s response to the victims of the terrorist attacks on Oklahoma City and on September 11, 2001; and

WHEREAS, by being united against crime and for victims’ rights and services, we gain strength as individuals, as communities, and as a nation as a whole, and offer strength to victims who seek to recover in the aftermath of crime; and

WHEREAS, we must remain united in our commitment to ensure that all crime victims and survivors are treated with compassion and respect, recognized as key participants within our systems of justice, and afforded services that provide help and hope to them; and

WHEREAS, America has joined together annually each April since 1981 to recognize the needs and rights of crime victims and survivors during National Crime Victims' Rights Week; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby designates the week of April 22 to April 28, 2007, as National Crime Victims' Rights Week in Saratoga County, and it is further hereby

RESOLVED, that the Saratoga County Board of Supervisors reaffirm its commitment to respect and enforce victims' rights and address their needs during National Crime Victims' Rights Week and throughout the year, and it is further hereby

RESOLVED, that the Clerk of the Board forward a certified copy of this Resolution to the Capital District Coalition for Crime Victims' Rights, Inc., Domestic Violence Services and Parents of Murdered Children.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 30 - 07

Introduced by Supervisors Callanan, Connors, Daly, Gutheil, A. Johnson, Sausville and Wood

AUTHORIZING ACCEPTANCE OF FINANCIAL ASSISTANCE TO BUSINESS FUNDS TO PAY EXPENSES OF THE WATER PROJECT AND AMENDING THE 2007 COUNTY BUDGET THERETO

WHEREAS, per Resolution 56 of 2006, this Board of Supervisors authorized the application for \$10 million of Financial Assistance to Business (FAB) Grant funding for the County Water Project; and

WHEREAS, the FAB Grant was approved by the State and a Grant Agreement has been executed making the funds available to be accessed in accordance with the terms of the Agreement; and

WHEREAS, Saratoga County has expended and will expend funds which are applicable to the cost of the Water Project and reimbursable pursuant to the terms of the FAB Grant Agreement; and

WHEREAS, authorization is needed from this Board to make application for reimbursement of costs of the Water Project under the FAB Grant Agreement; and

WHEREAS, an amendment to the 2007 Saratoga County Budget is needed to authorize expenditures and to accept this funding; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors is authorized to execute any and all documents necessary to claim Financial Assistance to Business (FAB) Grant reimbursement for expenditures for the County Water Project; and be it further

RESOLVED, that such Grant funds shall be used first to repay all expenditures by Saratoga County for the cost of the County Water Project; and be it further

RESOLVED, that any balance of said FAB Grant Funds remaining after repayment of said County expenditures will be transferred to the Saratoga County Water Authority for its use in paying costs of the County Water Project; and it is further

RESOLVED, that the 2007 Saratoga County Budget be amended as follows:

WATER PROJECT

Appropriations:

Increase Account #B-50-100-7098 Capital Prof Services	\$9,863,666
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Revenues:

Increase Account #B-50-3097 FAB Grant, State Aid	\$9,863,666
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BUDGET IMPACT STATEMENT: These funds will be used to reimburse the County for expenditures on the water project prior to its transfer to the Water Authority. Any unexpended balance of the FAB Grant will be transferred to the Authority.

Discussion on Res. 31:

Mr. DeCerce moved to adopt Resolution 31. Ms. Daly seconded.

Ms. Keyrouze moved to table Resolution 31 in light of a lot of the people who came out today. They are concerned with this business plan, and I would like to be able to set a public hearing for our constituents to come out and voice their opinion, she said. Due to a lack of a second to table Resolution 31, the motion failed.

Ms. Yepsen said this resolution calls for participation by Saratoga County in a Service Agreement with the Saratoga County Water Authority whereby the County will guarantee the payment of the annual cost of the water system after application of all Water Authority revenues. She said isn't that saying we are still not a completely user-based program. We are not saying we are going to pay as we go, but we are saying the County taxpayers are going to be burdened with the bill. She said she is talking about a worse case scenario, as she tends to be a fiscally conservative member of this Board. How does this affect the Saratoga County budget which is, in turn, the taxpayers' money?

Mr. Lawler said all of the questions asked are very reasonable questions. He said the County needs to adopt the business plan that has been presented by the Water Authority. This then gives the Water Authority the wherewithal to go out and talk to users and provide them with contracts. The Water Authority cannot go out and say the rate per thousand is \$2.05 or whatever until the County Board of Supervisors has expressed their support for the business plan, he said. There is about a four year window with the business plan we have put forward where there will be a County subsidy of about \$4.8 million, he said. Those are projected numbers. If we have contracts of 3 million gallons per day, and if our construction estimates are true, that is the math of it, he stated. He said before we go out and ask potential users to purchase water from us, we have to be able to tell them our price, and our price is \$2.05 because the Board has endorsed our plan and committed themselves to the \$2.05 price, he added. At that point, we can then execute the much talked about contracts, he said. When the contracts are executed, then we have a legally binding document that says a town will purchase X amount of water, and that will generate cash flow to the Water Authority that it will use to pay the bills. He stated that cash flow is what guarantees that the taxpayers are not going to wind up in a long-term subsidy for this project. If we don't have contracts, the Water Authority cannot begin work. We are truly at a chicken and the egg situation here, he said. He stated Resolution 31 does not commit the County to spend any money unless the Water Authority builds the project. The Water Authority has committed it will not spend any money until we have contracts, he stated. We don't put a shovel in the ground until we have signed contracts, he said. He said he cannot be any more plain than that, and the rest is math.

Mr. Lawler said one gentleman stated that we haven't addressed repaying the loan. I don't want the Water Authority to commit to a repayment schedule that is too long. Once the Water Authority has positive cash flow, it will be in their interest to pay that loan off as quickly because one of the elements of the memorandum of understanding will be that the rate cannot be reduced until that debt is paid in full. It is difficult to require a specific repayment schedule, he said. He said no matter what we do, we are going to be criticized for doing something. I appreciate the logic and the questions, he added. He said he respectively disagrees that the process has not been open to the public. He stated there have been numerous committee and Board meetings on this matter, and many public hearings in Malta. We are not done discussing it yet, he said. He said with regard to the Pipeline For Jobs, he contacted the State of New York, and he has written confirmation that the \$11.25 million from the Environmental Facilities Corporation under that program is a grant. All of the funding sources will be documented in writing, he said. Mr. Gutheil executed the FAB grant in December, he said. This Board authorized the execution of that, he added. He said if Veolia wants to sell water to Clifton Park, it will not influence this project whatsoever, he said. It would be great if Clifton Park kept their original commitment to buy water from Saratoga County, but if they choose not to, that's OK, he said. They are not part of the 3 million gallons per day that we need to make this project financially viable, he said. He said Veolia's claim that the construction schedule is identical, he doesn't know, but he does know that the permitting schedule is not identical. The State Environmental Quality Review process is a complicated and time-consuming experience, he said. It took the County 18 months to do what we want to do, and we have our permits, he stated. Veolia would have to start at square one in the SEQRA review process, he said. He said the AMD project has unanimous support from this Board. AMD needs to have an assurance that they will have

access to an inexhaustible supply of water – 3 million gallons of water a day, he said. It is unreasonable to expect AMD to invest \$3.5 billion here waiting for another State Environmental Quality Review process to be completed, he said. We are tinkering now on a construction schedule that pushes us to 2009, he said. If we add more time to that for a SEQRA review, we are dangerously close to being out of the ballpark to secure the AMD commitment, he said. For the long-term future of Saratoga County, that would be a tragedy, he stated.

Mr. Lawler said he did not hear a question today that he thought was unreasonable. The questions raised were the same questions he has and the same questions the vast majority of the Board members has. We will have signed contracts, but we need a chance to make an offer that's based on the Board's support, and that's all this resolution does, he said. Everything has to be in order before we move forward, he said. He stated nobody here wants to waste taxpayers' money. Our agenda is pretty public. We want to build a water system that addresses the needs of Saratoga County for the next 100 years, he stated. This is about more than AMD. This is about a long-term solution for our County's needs and a great way to take advantage of AMD's hopeful location here because they will be the catalyst that provides the demand to make the rest of it possible, he added. He said he hopes this does not become a political issue and a negative issue. I have 25 years of government experience and an education that would qualify me for this, and I promise to use both of those to get the best possible plan we can to safeguard the taxpayers' money to the best of our ability, he stated.

Ms. Keyrouze said when she votes for something, she wants to know she is voting for something that is black and white, and she doesn't want any gray areas. There is a promise of some towns and SEDC to buy this water, but there are no signed contracts now, and I do not feel comfortable voting on a water plan that does not have signed contracts for users, she said. She stated she wanted to table this vote in order to come back again with another vote after the public has seen this financial plan. I don't think this financial plan has been out in the public long enough for people to understand it whether they agree with it or not, she said. She said there was only one Water Authority meeting where this financial plan came out. It didn't give the public a long enough time to digest it and really understand what it is, she said. She again suggested a public hearing be held for the public to take a look at this financial plan. She said she will not be able to vote on this today because there are no signed contracts.

Mr. DeCerce said he is in favor of this resolution and the water treatment facility. He said when he came to this Board in 2000, his predecessors wrestled with water for at least 15 years, and Malta's predecessor was chair of that Water Authority for at least 15 years trying to work with water. If that had occurred originally, I personally in my town would not have been in the water business. We would have been signed on immediately with the Saratoga County system, he said. However, we were forced into going into the water business, he said. He suggested to every Board member to take the experience that's come before us. This has not been a moot issue. We have talked about it a lot, he stated. I am not sure how much more discussion is needed, he said. I wish it happened before he spent more than \$25 million of his town's money to get this done. He said Mr. Lawler and the leadership of the rest of this Board has done an admirable job and questioned every step of the way on the numbers and have a sound product. Let's make this happen, he said.

Mr. Gutheil moved to amend Resolution 31 to state that any monies owed to the County will be paid prior to any water rate reduction by the Water Authority. He pointed out we may never again have an opportunity to receive in excess of \$30 million in grant money. It certainly shows a commitment that our State leaders have been willing to make to our County. He said he missed the Veolia water presentation today, but it apparently did not address bringing water and the cost up through Wilton and Moreau, he said. We need to think about the difference between \$2.05 per thousand gallons and \$1.80 per thousand gallons, he said. He stated that \$.25 per thousand gallons amounts to the average family of four would use 72,000 gallons of water per year, and that amounts to \$18. I would think for \$18, we would want to keep control within our own boundaries, he said. He stated he does not believe the State would approve our water supply application if there was any chance that source was in jeopardy. He said we are privileged that the Luther Forest site that was selected was one that competed worldwide. I certainly believe that AMD will be coming, and if they don't, we know that we have an attractive location that somebody will locate in.

Mr. Callanan moved to second this amendment. County Attorney Mark Rider said with this amendment, he will be adding another Resolved paragraph that states "said Service Agreement will require any sums advanced by Saratoga County to be repaid by the Water Authority before any reduction of water rates." The amendment to Resolution 31 was approved by a unanimous vote.

Mr. Gutheil said for those who have not seen the spreadsheets on the business plan, this business plan in the year 2048 generates \$41 million in revenue which could be used for accelerated debt reduction or reduction in water rates.

Chairman Barrett asked how AMD's water contracts are being handled. Mr. Lawler stated the contract will actually be with SEDC. AMD is one of hopefully a number of tenants in the Luther Forest Technology Park, he said. The approach I suggested, and favorably received by SEDC, was that rather than contract water tenant by tenant, that the Water Authority contract with SEDC to provide the water to the Park just as SEDC is responsible for the site prep work, he added.

Ms. Keyrouze asked if AMD has definitely signed contracts that they are coming. Mr. Lawler said SEDC and a number of State agencies have had those discussions. They've signed a preliminary agreement, which sets a time frame for them, he said. He stated that he has heard nothing in this regard nor would he expect to because we are not part of those negotiations.

Mr. Janik said he has no problem with the business plan, but his concern is with that section of the resolution that deals with the Service Agreement whereby the County agrees it will cover all shortfalls. The estimate is \$4½ million, but there is no cap; we have no idea what will actually happen, he said. The shortfall could be \$10 million, he said. What that does is impose a debt or an obligation on all of the taxpayers, not just the ones using the water. My constituents will never directly benefit from this water, he said. What's the benefit to us, he asked. Mr. Lawler said they are indirect benefits. I am sure people in the Town of Greenfield will find jobs at AMD, money will be spent in the County which will increase the sales tax distribution for the towns, he said. The business plan can only address the facts that are presented with it, he said. Mr. Lawler said he can't guarantee that the number will be anything other than \$4 ½ million, but the business plan makes a good case that's the best estimate we have.

Mr. Gutheil said to keep in mind there are \$67 million of construction contracts that will be let with this project, and that creates a lot of jobs along with those that will end up in Luther Forest. We share somewhere between \$46 million and \$50 million in sales tax revenues, and I anticipate that will increase as Luther Forest develops, he said.

Mr. Janik said the sharing of sales tax revenue is based on assessed values. The sales tax revenue to the Town of Greenfield could conceivably go down because of the increased valuation of property in Malta and Stillwater, he said. Mr. Gutheil said that was one of his earlier observations, and many of the Supervisors agrees that the sales tax formula will have to be revisited.

Ms. Yepsen said she felt this discussion today was very good and very positive. She said she still feels this resolution is a huge risk for the County and for us as legislators. She said she would still like to keep options open as how to get AMD water as fast, efficiently and effectively as possible. This is a wonderful opportunity to have this corporation come our way, and I can't wait until they actually sign something so that we can make plans accordingly, she said.

Chairman Barrett said today is a difficult day for him. For three years, I have worked to promote the idea of a regional water plan, he stated. Working regionally, using the economy as a scale to lower the cost for all taxpayers and supply quality water is certainly the best conceptual plan, he said. However, executing such a plan that expands municipal boundaries, as we have seen, can be very difficult. He said many specifics regarding the plan have changed over the last few years and even in recent months. He said the Clifton Park Water Authority has been researching options regarding Clifton Park's water supply. Recently, an international company, Veolia Water, approached the Clifton Park Water Authority. It is clear the Clifton Park Water Authority is committing to Veolia's plan, he said. I cannot vote in the affirmative for this resolution until this company has had an opportunity to present their plan through the committee process, he said. He stated there will be water supply for AMD. The bi-partisan support for

that project will ensure that happens, he said. My support for this is unwavering, he said. If Veolia cannot meet the timeline they have stated and committed to for Clifton Park or AMD, that will become apparent very quickly, he added. He said because this is such a huge project, he believes waiting a short amount of time before voting on this resolution and moving forward will certainly not hinder our progress. It is very difficult for me to vote yes when it is apparent a more inexpensive option may be available to us, he said. This additional time will also give the County Water Authority more time to make progress on the contracts that we have been hearing so much about that need to be completed, he said. He stated the County Water Authority Chairman has committed there will not be any funds expended until these contracts are signed. As Chairman of this Board, I will fully execute my duties with respect to the wishes of the Board majority today and in the future, he stated.

Resolution 31, as amended, was adopted by the following vote: AYES - Mr. Callanan 8,729; Mr. Connors 7,522; Ms. Daly 16,555; Mr. DeCerco 18,359; Mr. Grattidge 3,954; Mr. Gutheil 13,549; Mr. Hargrave 3,589; Mr. Hunter 1,841; Mr. Johnson 12,541; Mrs. Johnson 920; Mr. Lawler 8,515; Mr. Lucia 6,259; Mr. Peck 4,603; Ms. Raymond 1,384; Mr. Richardson 5,019; Mr. Sausville 13,005; Mr. Thompson 17,103; Mr. Trottier 1,971; Mr. Wood 5,114 – 150,532. NOES - Mr. Barrett 16,555; Mr. Janik 7,362; Ms. Keyrouze 13,093; Ms. Yepsen 13,093 – 50,103.

RESOLUTION 31 - 07

Introduced by Supervisors Callanan, Connors, Daly, Gutheil, A. Johnson, Sausville and Wood

SUPPORTING THE WATER PROJECT BUSINESS PLAN AND COMMITTING THE COUNTY TO THE SERVICE PLAN

WHEREAS, by Resolution 131 of 2006, this Board of Supervisors, pursuant to a Business Plan being considered by the Water Committee, committed itself to making a loan of \$15 million to the Saratoga County Water Authority to assist in financing the construction of the proposed County Water System; and

WHEREAS, a new Business Plan has been presented to the Saratoga County Water Authority and to the Water Committee of this Board which no longer calls for a \$15 million loan to the Water Authority, but calls for participation by Saratoga County in a Service Agreement with the Saratoga County Water Authority whereby the County will guarantee the payment of the annual costs of the water system after application of all Water Authority revenues, and whereby the Water Authority will agree to repay amounts so paid when it is able; together with interest at 4% per year; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby expresses its support for the Water Project Business Plan heretofore adopted by the Saratoga County Water Authority; and be it further

RESOLVED, that the Saratoga County Board of Supervisors commits the County to entering into the Service Agreement called for in the Business Plan, conditioned upon the Board's approval of the terms and conditions of said Service Agreement as finally drafted; and be it further

RESOLVED, that the said Service Agreement shall require any sums advanced by Saratoga County to be repaid by the Water Authority before any reduction of water rates; and be it further

RESOLVED, that Resolution 131 of 2006 be and it is hereby rescinded.

BUDGET IMPACT STATEMENT: Sums paid by the County under the Service Plan will be repaid by the Authority at 4% interest.

RESOLUTION 32 - 07

Introduced by Supervisors A. Johnson, Daly, Gutheil, Janik, Peck, Richardson and Sausville

APPROVING THE AMENDMENT OF THE BOUNDARIES OF SARATOGA COUNTY CONSOLIDATED AGRICULTURAL DISTRICT #2 TO INCLUDE 42 ACRES OF VIABLE AGRICULTURAL LAND IN THE TOWN OF MALTA

WHEREAS, New York State Agriculture and Markets Law Section 25-AA allows landowners with viable agricultural lands to petition the County Board of Supervisors within the 30 day annual timeframe to be included in agricultural districts; and

WHEREAS, the Board of Supervisors has received a petition from Gary Capasso, a landowner in the Town of Malta, to include 42 acres of viable agricultural land on East High Street, that is used for llama breeding, boarding and horse boarding; and

WHEREAS, the Saratoga County Agricultural and Farmland Protection Board have submitted a report for the Board of Supervisors recommending the inclusion of lands of Gary Capasso into Saratoga County Consolidated Agricultural District #2 and having held a public hearing on January 31, 2007 at which time there were no objections to said petitions; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby approves the inclusion of lands of Gary Capasso consisting of 42 acres on East High Street in the Town of Malta into Saratoga County Consolidated Agricultural District #2.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 33 - 07

Introduced by Supervisors A. Johnson, Daly, Gutheil, Janik, Peck, Richardson and Sausville

AUTHORIZING ACCEPTANCE OF A NYS DEPARTMENT OF AGRICULTURE AND MARKETS GRANT

WHEREAS, funds are available from the New York State Department of Agriculture and Markets Farmland Viability Program to underwrite a three county (Saratoga, Rensselaer and Washington) bus tour of the Southern Hudson Valley; and

WHEREAS, this bus tour will enable town and county officials zoning and planning board members, farmers and rural landowners, planners and interested citizens to observe how communities in the Southern Hudson Valley have utilized planning, zoning and other tools to support the agricultural economy and sustain farm businesses and farmland; and

WHEREAS, authorization to execute a grant agreement and an amendment to the 2007 Saratoga County Budget are necessary to accept these funds; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute any documents necessary to accept a New York State Department of Agriculture and Markets Farmland Viability Program Grant in the amount of \$7,100, and be it further

RESOLVED, that the 2007 Saratoga County Budget is amended as follows:

PLANNING DEPARTMENT:

Appropriation:	
Increase Acct.: #1-80-000-8515 Travel/Transportation	\$7,100
Revenue:	
Increase Acct.: #1-80-2770 Unclass Revenue	\$7,100

BUDGET IMPACT STATEMENT: None. Local match will be met through in-kind services.

RESOLUTION 34 - 07

Introduced by Supervisors A. Johnson, Daly, Gutheil, Janik, Peck, Richardson and Sausville

AMENDING THE 2007 BUDGET TO REAPPROPRIATE UNSPENT FUNDS FOR MS4 STORMWATER

WHEREAS, unexpended 2006 funds in the amount of \$344,000, authorized for the storm water management projects needs to be reappropriated to the 2007 budget; now, therefore, be it

RESOLVED, that the 2007 Saratoga County Budget is amended as follows:

MISCELLANEOUS/COUNTY ADMINISTRATOR

Appropriations:

Increase Acct. #1-90-900-8724 Coop. Extension \$344,000

Revenues:

Increase Acct. #1-90-3987 MS4 Funding \$344,000

BUDGET IMPACT STATEMENT: None. This is 100% State Aid.

RESOLUTION 35 - 07

Introduced by Supervisors Daly, DeCerce, Grattidge, Hargrave, Keyrouze, Lawler and Yepsen

AUTHORIZING THE CHAIR TO ENTER INTO A CONTRACT WITH CAPITALAND TAXI TO PROVIDE TRANSPORTATION FOR SENIORS IN THE TOWNS OF CHARLTON, EDINBURG, GALWAY, PROVIDENCE AND SARATOGA

WHEREAS, the State Supplemental Nutrition Assistance Program (SNAP) provides funds to our Office for the Aging for transportation of senior citizens who are considered at risk nutritionally; and

WHEREAS, proposals have been solicited for a contract for the transportation of these nutritionally at risk seniors in the Towns of Charlton, Edinburg, Galway, Providence and Saratoga; and

WHEREAS, our Director of the Office for the Aging recommends the bid of Capitaland Taxi be accepted; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized and directed to execute an agreement with Capitaland Taxi of Albany, New York for the transportation of senior citizens in the Towns of Charlton, Edinburg, Galway, Providence and Saratoga for a sum not to exceed \$29,850, the form and content subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: None. 100% State funding.

RESOLUTION 36 - 07

Introduced by Supervisors Daly, DeCerce, Grattidge, Hargrave, Keyrouze, Lawler and Yepsen

AUTHORIZING COUNTY CONTRIBUTION FOR PURCHASE OF SENIORS' VAN (STILLWATER)

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

WHEREAS, the Town of Stillwater will purchase a van for the local programs and requests partial County reimbursement; 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 Town of Stillwater for a County Reimbursement not to exceed \$16,000 for the town's purchase of a van for use in the local seniors' transportation services, the form and content thereof being subject to the approvals of the Contract Administrator and the County Attorney.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 37 - 07

Introduced by Supervisors Daly, DeCerce, Grattidge, Hargrave, Keyrouze, Lawler and Yepsen

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

WHEREAS, Resolution 232 of 2006 approved the Service Plan for our Office of the Aging, and Resolution 42 of 2006 authorized contracts with various entities for the provision of Expanded In Home Services for the Elderly Program services under the Plan, 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 820 5th Avenue Troy, NY 12182	Level 2 PCA-\$17.27 per hour
Adept Health Care Services 406 Fulton Street Troy, NY 12180	Level 2 PCA-\$19.31 per hour
All Metro Health Care 1450 Western Avenue, Suite 101 Albany, NY 12203	Level 2 PCA-\$17.25 per hour
Any Time Home Care, Inc. 1659 Central Avenue Albany, NY 12205	Level 1 PCA-\$23.36 per hour Level 2 PCA-\$20.34 per hour
Attentive Care 2 Computer Drive West Albany, NY 12205	Level 1 PCA-\$17.64 per hour Level 2 PCA-\$19.50 per hour
Gentiva Health Services 4908 State Highway 30 Amsterdam, NY 12010	Level 1 PCA-\$17.46 per hour Level 2 PCA-\$17.55 per hour
Greater Adirondack Homes Aides P.O. Box 678 Glens Falls, NY 12801	Level 1 PCA-\$19.00 per hour Level 2 PCA-\$19.00 per hour
Home Instead 229 Washington Street Saratoga Springs, NY 12866	Level 1 PCA-\$16.85 per hour
Interim Health Care of the Capital Region 1735 Central Avenue, Suite 102 Albany, NY 12205	Level 2 PCA-\$18.00 per hour
Visiting Nurses Home Care Corp. 150 Broadway, Suite 310 Menands, NY 12204	Level 1 PCA-\$18.52 per hour Level 2 PCA-\$18.52 per hour

BUDGET IMPACT STATEMENT: None. 100% State Aid.

Introduced by Supervisors Sausville, Callanan, Connors, Daly, Hunter, Janik and Yepsen

AMENDING THE COUNTY BUDGET TO APPROPRIATE \$132,000 IN REVENUES AND EXPENSES AT MAPLEWOOD MANOR

WHEREAS, funds in the amount of \$132,000 are needed to balance the 2006 budget to cover shortages for general medical supplies at Maplewood Manor; and

RESOLVED, that the 2006 Saratoga County Budget is amended as follows:

MAPLEWOOD MANOR:

Appropriations:

Increase Acct.: #9-62-637-8242 Medical Supply \$132,000

Revenues:

Increase Acct.: #9-0599.M App Fund Balance \$114,768

Increase Acct.: #9-62-1650 Inf. Care Income \$ 17,232

BUDGET IMPACT STATEMENT: This will reduce Maplewood Manor's fund balance by \$132,000.

RESOLUTION 39 - 07

Introduced by Supervisors Sausville, Callanan, Connors, Daly, Hunter, Janik and Yepsen

AUTHORIZING RATE AGREEMENT WITH CAPITAL DISTRICT PHYSICIANS HEALTH PLAN (CDPHP) FOR MAPLEWOOD MANOR RESIDENTS

WHEREAS, Capital District Physicians Health Plan (CDPHP) provides health care benefits to certain individuals enrolled in its health benefit program; and

WHEREAS, Capital District Physicians Health Plan (CDPHP) has proposed an agreement to establish reimbursement rates for Maplewood Manor residents who are enrolled in its health benefit program; and

WHEREAS, our Public Health Committee and our Administrator of Maplewood Manor recommend the acceptance of this proposal; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an agreement with Capital District Physicians Health Plan (CDPHP) establishing rates of \$195 per day for Level One Care, \$225 per day for Level Two Care and \$300 per day for Level Three Care for Maplewood Manor residents who are enrolled in the Capital District Physicians Health Plan (CDPHP) health benefit program the form and content of said agreement to be subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: The revenues collected under this contract will pay for services provided to CDPHP clients.

RESOLUTION 40 - 07

Introduced by Supervisors Sausville, Callanan, Connors, Daly, Hunter, Janik and Yepsen

AUTHORIZING AN AMENDED SPEECH PATHOLOGIST CONTRACT WITH CHRISTIE BRITTON-HARE TO AUTHORIZE AN ADDITIONAL 8.25 HOURS OF SERVICE

WHEREAS, necessary professional services for Maplewood Manor are provided by contracts with outside consultants; and

WHEREAS, the May 5, 2004 Public Health Committee meeting established the current maximum rates for the Speech Pathologist for 520 hours; and

WHEREAS, Christie Britton-Hare is the current speech pathologist; and

WHEREAS, an increase of 8¼ hours for the speech pathologist services is necessary due to the fact that at the end of 2006 there were residents that required these services which could not wait until 2007; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors is authorized to execute an amended contract with Christie Britton-Hare to increase the number of hours by 8¼, at an additional cost of \$371.25 the form and content thereof being subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: None. These funds are available within the 2006 adopted budget.

RESOLUTION 41 - 07

Introduced by Supervisors Sausville, Callanan, Connors, Daly, Hunter, Janik and Yepsen

AUTHORIZING MULTI-YEAR DOH EARLY INTERVENTION GRANT AGREEMENTS AND CONTRACTS

WHEREAS, the Federally-funded Early Intervention (EI) Program is conducted by our Public Health Nursing Service; and

WHEREAS, the State Department of Health is offering a funding grant for this program covering the five year cycle of 10-1-06 through 9-30-11, with funding appropriated annually; and

WHEREAS, the State now requests County approval for this grant for the next five years; and

WHEREAS, this program is a useful and desirable service for our resident; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors is authorized to execute all necessary contracts and documents with the Department of Health to accept this grant and provide these services and all necessary subcontracts for the continuation of the EI Program from October 1, 2006 through September 30, 2011, subject, however, to annual State appropriations and the approval of their form and content by the County Attorney.

BUDGET IMPACT STATEMENT: None. Funds are included in the 2007 adopted budget.

RESOLUTION 42 - 07

Introduced by Supervisors Grattidge, DeCerco, Keyrouze, Lucia, Peck, Richardson and Sausville

APPROVING 2007 COUNTY LEGISLATIVE PROGRAM

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

WHEREAS, we wish to continue the reforms of non-productive state laws and policies and the provision of greater flexibility in resource allocation for local governments; now, therefore, be it

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

Saratoga County 2007 Legislative Program

1. Rejecting the provisions in the Governor's 2007 budget that would eliminate assistance to certain municipalities who host Video gaming facilities based on the wealth of their populations. Thanks to the efforts of Senator Bruno, Saratoga County is slated to receive \$1.2 million in assistance in 2007 based on the profits to the State and the operators of Saratoga Gaming and Raceway. The assistance recognizes that there is a cost from a tangible and philosophical standpoint relative to the operation of a casino style gambling facility within a County's borders. It is no secret that the Board of Supervisors would never have approved the Racino, except for our absolute conviction that there was no other way to save the harness racing industry. The increase in gambling addictions and social concerns is clear, as is the

increased use of public facilities. We strongly request that means testing for the distribution of VLT revenues be removed from the next State budget.

2. Calling on the State to address the short term and long term fiscal stability of County operated nursing homes. The Nursing Home Industry is in crisis. Mandated staffing requirements and a mountain of required paperwork continues to increase costs without measurably improving the welfare of the fragile elderly people who have been committed to our care. We are squeezed by a medical inflation rate that is three or four times higher than the consumer price index, even as Medicaid rates lag far behind the cost of our services. Now, Governor Spitzer has recommended an end to all trend factors in nursing home reimbursements. Local property tax payers will have to pick up the bill for the spiraling cost of nursing home care. Saratoga County's Maplewood Manor operates more than one third of all nursing home beds in the County, and will lose \$6 million in 2006. Saratoga Hospital is seriously considering closing its nursing home and Wesley is operating on razor thin margins. We urge you to reject the elimination of trend factors in the 2007 State budget and support legislation to recognize the special burdens that are imposed on Public Nursing Homes.

3. Supporting a seamless change of the racing franchise that will allow the Saratoga Race Course to remain the premiere racing facility in the nation. Thoroughbred racing is an important industry in Saratoga County. In addition to the tourism implications, the impact on agriculture and open space initiatives is incalculable. Saratoga must have exclusive racing rights for the ex weeks leading up to Labor Day. The racing calendar should be limited to those six weeks in order to maintain the excitement level. The historical beauty of the track must be maintained and the new franchise holder must pay its own way. That means payment of all property taxes, admissions taxes, and the OTB surcharges.

4. Supporting tougher measures for the control of convicted sex offenders, to include a statewide ban on such people's ability to live or work within 1,000 feet of schools, playgrounds, or other places where children typically gather. We also support improvements to Megan's Law that would require more stringent notification procedures, lifetime registration requirements, and civil confinement.

5. Opposing the retroactive increases to the County cost of the use of State Training Schools and banning any future attempts to enforcement retroactive rate increases. Last year, the Office of Children and Family services unilaterally decided to increase the tuition of State Training Facilities by as much as 50% and further made those increases retroactive to 2001. We urge you to reject that proposal in the Governor's budget.

6. Supporting increased funding for Open Space initiatives, purchases of development rights, and other farmland protection initiatives. Our rural lifestyle and quality of life are key to attracting new economic development.

7. Requesting special member items for local emergency services organizations to acquire equipment compatible with the new County Radio System. Senator Bruno has promised this aid in the past, and it now looks like the radio system will be in place by 2008.

8. Requesting increased incentives to citizens who volunteer for fire department and ambulance corps services. An expansion of the \$200 income tax rebate would go a long way toward solving our shortage of emergency personnel. Tuition assistance at State Universities and Community Colleges may also help us recruit a younger demographic.

9. Support legislation to enable County Social Services to reimburse vendors for day care and other vital services electronically. These vendors often operate on a shoestring, but their service is vital if we are to transition people from the welfare rolls to productive equipment.

10. Support efforts to make high speed Internet access available to all Saratoga residents, including those in remote, rural areas. The refusal of cable companies to bring service to sparsely populated areas has made it difficult to communicate with our rural population. In the modern world, high-speed Internet capability is almost as essential as electrical and telephone service.

11. Reiterate support for those Saratoga County initiatives already before the legislature. There may still be some home rule bills pending from the towns and cities and we reiterate our request that Saratoga County be included in the Hudson River Greenway legislation.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 43 - 07

Introduced by Supervisors Grattidge, DeCerco, Keyrouze, Lucia, Peck, Richardson and Sausville

AUTHORIZING A CONTRACT WITH GENERAL CODE PUBLISHERS, INC. TO CONSOLIDATE COUNTY LOCAL LAWS AND RESOLUTIONS

WHEREAS, General Code Publishers has submitted a proposal to compile a Code of the Local Laws and Resolutions of this Board of Supervisors; and

WHEREAS, this code will enable efficient searching and retrieval of the past Local Laws and Resolutions of the Saratoga County Board of Supervisors; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a contract with General Code Publishers, Inc. of Rochester, New York, for the compilation of a Code of Local Laws and Resolutions of Saratoga County, at a cost not to exceed \$18,250, the form and content of said contract subject to the approval of the County Attorney and Contract Administrator.

BUDGET IMPACT STATEMENT: None. Funds are available within the Clerk of the Board of Supervisors budget.

RESOLUTION 44 - 07

Introduced by Supervisors Trottier, Callanan, Connors, Grattidge, A. Johnson, M. Johnson and Lawler

AUTHORIZING ACCEPTANCE OF A GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES (DCJS) FOR THE RECRUITMENT AND RETENTION OF ASSISTANT DISTRICT ATTORNEY AND AMENDING THE 2007 BUDGET

WHEREAS, a grant in the amount of \$18,000 in State Aid is available from the New York State Division of Criminal Justice Services for the recruitment and retention of Assistant District Attorneys, and

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

RESOLVED, that the Chair of the Board and/or the County Administrator execute all documents necessary to apply for and accept a New York State Division of Criminal Justice Services grant in the amount of \$18,000 to assist the District Attorney's Office in the recruitment and retention of Assistant District Attorney's the form and substance of such documents subject to the approval of the County Attorney; and, be it further

RESOLVED, that the 2007 Budget is amended as follows:

DISTRICT ATTORNEY'S OFFICE:

Appropriations:

Increase Acct.: #1-25-000-6890 General Salary	\$18,000
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Revenues:

Increase Acct.: #1-25-3091 DA NYS Grant	\$18,000
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BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 45 - 07

Introduced by Supervisors Trottier, Callanan, Connors, Grattidge, A. Johnson, M. Johnson and Lawler

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH NEW YORK STATE OFFICE OF HOMELAND SECURITY TO ACCEPT \$98,400 GRANT AND AMENDING THE BUDGET

WHEREAS, funds are available from New York State Office of Homeland Security for use in improving law enforcement and emergency services; and

WHEREAS, an amendment to the 2007 Saratoga County Budget is needed to accept these funds; now, therefore, be it

RESOLVED, that the Clerk 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 \$98,400; and be it further

RESOLVED, that the 2007 Saratoga County Budget is amended as follows:

SHERIFF’S DEPARTMENT

Appropriations:

Increase Acct.: #1-30-000-7041 Light Vehicle \$98,400

Revenues:

Increase Acct.: #1-30-3306 Homeland Security \$98,400

BUDGET IMPACT STATEMENT: None. All equipment will be paid for under the funding provided through this grant.

RESOLUTION 46 - 07

Introduced by Supervisors Trottier, Callanan, Connors, Grattidge, A. Johnson, M. Johnson and Lawler

AUTHORIZING AMENDED CONTRACT WITH CHAZEN ENGINEERING & LAND SURVEYING, P.C. TO RELOCATE RADIO TOWER SITE

WHEREAS, based on the recommendation of our consultants, modifications have been made in the design of the Emergency Radio System within the Adirondack Park in order to present a new application for a permit from the Adirondack Park Agency; and

WHEREAS, additional engineering services are needed for the relocation of the Fraker Mountain Radio Tower site which require an amendment to the contract with the County’s consultant, Chazen Engineering & Land Surveying, P.C., and the provision of additional funding therefor; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors is authorized to execute an amendment to the contract with Chazen Engineering & Land Surveying, P.C. of Poughkeepsie, New York to provide for additional engineering consultant services required for the relocation of the Emergency Radio Tower presently sited at Lakeview, at a cost not to exceed \$9,900.00, the form and substance subject to the approvals of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: This additional amount can be paid for within the radio system capital budget.

On a motion by Mr. DeCerce, seconded by Mr. Callanan, Res. 47 was adopted by the following vote: AYES - Mr. Barrett 16,555; Mr. Callanan 8,729; Mr. Connors 7,522; Ms. Daly 16,555; Mr. DeCerce 18,359; Mr. Grattidge 3,954; Mr. Gutheil 13,549; Mr. Hargrave 3,589; Mr. Hunter 1,841; Mr. Janik 7,362; Mr. Johnson 12,541; Mrs. Johnson 920; Ms. Keyrouze 13,093; Mr. Lawler 8,515; Mr. Lucia 6,259;

Mr. Peck 4,603; Ms. Raymond 1,384; Mr. Richardson 5,019; Mr. Sausville 13,005; Mr. Thompson 17,103; Mr. Wood 5,114; Ms. Yepsen 13,093. ABSTAIN - Mr. Trottier 1,971.

RESOLUTION 47 - 07

Introduced by Supervisors Trottier, Callanan, Connors, Grattidge, A. Johnson, M. Johnson and Lawler

AUTHORIZING AN AGREEMENT WITH THE 109TH AIR LIFT WING FIRE DEPARTMENT OF THE STRATTON AIR NATIONAL GUARD BASE TO ALLOW FOR COUNTY HAZMAT TEAM MUTUAL AID

WHEREAS, Resolution 120-01 authorized the establishment of a county wide HAZMAT Response Team; and

WHEREAS, the 109th Air Lift Wing of the Air National Guard at Stratton Air Base in Schenectady maintains a HAZMAT Response Team within its Fire Department; and

WHEREAS, said Stratton Air Base HAZMAT Response Team has been available to assist the Saratoga County HAZMAT Response Team, and the Saratoga County HAZMAT Response Team has been available to assist the Stratton Air Base Team, on an informal verbal agreement basis; and

WHEREAS, it is appropriate to reduce this mutual assistance agreement to writing; now, therefore, be it

RESOLVED, that the Chair of the Board execute an agreement with the 109th Air Lift Wing of the Stratton Air National Guard Base to provide for mutual HAZMAT response assistance between the County HAZMAT Response Team and the HAZMAT Response Team of the Base, the form and substance subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 48 - 07

Introduced by Supervisors Trottier, Callanan, Connors, Grattidge, A. Johnson, M. Johnson and Lawler

AUTHORIZING CONTRACT WITH BLUE WING SERVICES, INC. TO DESIGN EMERGENCY RADIO SYSTEM SPECIFICATIONS

WHEREAS, Blue Wing Services, Inc. has been rendering consultant services under Resolution 161-05 & 81-06 in connection with the application by Saratoga County to the Adirondack Park Agency (APA) for a permit to erect an emergency radio communications tower; and

WHEREAS, the County is now prepared to go forward with the design and construction of the Emergency Radio System; and

WHEREAS, Blue Wing Services, Inc. has submitted a proposal to furnish engineer consultant services to design emergency radio system specifications and to assist in preparing and awarding Requests for Proposals for the system; and

WHEREAS, funds are available in the Radio Capital Fund for this purpose; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an Agreement with Blue Wing Services, Inc. of Saint Paul, Minnesota to design emergency radio system specifications for a sum not to exceed \$188,000 and to assist in preparing and awarding Request for Proposals for the construction of the emergency radio system for a sum not to exceed \$73,000 and the form and substance of said Agreement subject to approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: Funds available in Radio System Capital Fund.

RESOLUTION 49 - 07

Introduced by Supervisors Trottier, Callanan, Connors, Grattidge, A. Johnson, M. Johnson and Lawler

AUTHORIZING CONTRACT WITH CHAZEN ENGINEERING & LAND SURVEYING, P.C. FOR ENGINEERING SERVICES FOR THE EMERGENCY RADIO SYSTEM

WHEREAS, Chazen Engineering & Land Surveying, P.C. has been rendering consultant services in connection with the application by Saratoga County to the Adirondack Park Agency (APA) for a permit to erect an emergency radio communications tower; and

WHEREAS, the County is now prepared to go forward with the design and construction of the Emergency Radio System; and

WHEREAS, Chazen Engineering & Land Surveying, P.C. has submitted a proposal to furnish engineer consultant services relative to the design, bidding and construction of facilities for the emergency radio system and for regulatory compliance; and

WHEREAS, funds are available in the Radio Capital Fund for this purpose; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an Agreement with Chazen Engineering & Land Surveying, P.C. of Poughkeepsie, New York for general engineering services for the construction of the emergency radio system for a sum not to exceed \$247,500 and to assist in regulatory compliance for a sum not to exceed \$27,500 the form and substance of said Agreement subject to approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: Funds available in Radio System Capital Fund.

RESOLUTION 50 - 07

Introduced by Supervisors Hargrave, Gutheil, A. Johnson, M. Johnson, Peck, Thompson and Wood

AUTHORIZING A CONTRACT WITH ELECTION SYSTEMS & SOFTWARE, INC. FOR CODING THE PRIMARY AND GENERAL ELECTION BALLOTS FOR PLAN B ACCESSIBLE VOTING BALLOT MARKING DEVICES AND PRINTING OF THE BALLOTS

WHEREAS, pursuant to the requirements of the Help America Vote Act (HAVA) and Americans with Disabilities Act (ADA), an electronic voting machine is supplied by our Board of Elections for the use of voters with disabilities; and

WHEREAS, a proposal has been submitted by Election Systems & Software, Inc. for coding the primary and general election ballots for the accessible voting ballot marking device and for the printing of the ballots; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to sign a contract with Election System & Software, Inc. of Omaha, Nebraska for coding the primary and general election ballots for the accessible voting ballot marking device and printing of the ballots; at a cost not to exceed \$10,050, plus the cost of shipping, the form and substance to be subject to the approval of the County Attorney and Contract Administrator.

BUDGET IMPACT STATEMENT: Funds are available within the 2007 adopted budget.

RESOLUTION 51 - 07

Introduced by Supervisors Hargrave, Gutheil, A. Johnson, M. Johnson, Peck, Thompson and Wood

AMENDING THE 2007 BUDGET TO REAPPROPRIATE UNSPENT FUNDS FOR THE DESIGN, BID AND CONSTRUCTION OF SEWER DISTRICT PROJECTS

WHEREAS, unexpended 2007 funds in the amount of \$2,122,187 authorized for portions of the design, bid and construction process for projects of the Saratoga County Sewer District that were not completed in 2006, need to be reappropriated to the 2007 budget; now, therefore, be it

RESOLVED, that the 2007 Saratoga County Budget is amended as follows:

SEWER DISTRICT #1

Appropriations:

Increase Acct.: #7-81-812-7092 Infrastructure	\$1,282,543
Increase Acct.: #7-81-812-7098 Capital Prof. Services	\$ 53,179
Increase Acct.: #7-81-813-7095 Capital Equipment	\$ 768,795
Increase Acct.: #7-81-813-7098 Capital Prof. Services	\$ 17,670

Revenues:

Increase Acct.: #7-0599.M Appropriated Fund Bal.	\$2,122,187
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BUDGET IMPACT STATEMENT: This reappropriation will reduce the Sewer District fund balance by \$2,122,187.

RESOLUTION 52 - 07

Introduced by Supervisors Hunter, DeCerco, Hargrave, M. Johnson, Keyrouze, Trottier and Wood

AUTHORIZING CONVEYANCE OF TAX-ACQUIRED LANDS

WHEREAS, unpaid taxes resulted in the County's acquisition of certain lands in various towns, and
 WHEREAS, the former owners or their successors in interest have requested the pre-auction conveyance of one of the said parcels in consideration of their payment of an amount equal to the unpaid taxes, penalties, interests and charges, and

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

RESOLVED, that the Chair of the Board of Supervisors convey by quitclaim deed to the following 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>
Mark Brozyna 213 Stage Road Charlton, NY 12019	2004 & 2006	Charlton	256.10-3-27	\$7,219.75
Michael DeVizzio 358 Porter Road Porter Corners, NY 12859	2004	Greenfield	124.-3-1.2	\$1,044.54
Francis O'Donnell 210 N. Greenfield Road Porter Corners, NY 12859	2004 & 2005	Greenfield	124.-2-12	\$ 740.84
Wilfred W. Russell III Kayla J. Russell 138 Alpine Meadows Road Porter Corners, NY 12859	2004, 2005 & 2006	Greenfield	111.-2-75	\$2,231.75
Rick Matrazzo Kathleen Matrazzo 2143 Doubleday Avenue Ballston Spa, NY 12020	2003 & 2004	Milton	203.11-1-39.11	\$8,354.18
Kathleen Wallace McClement-Lansley	2004 & 2006	Milton	188.-1-37	\$3,575.49

3771 Lewis Road
Ballston Spa, NY 12020

Helen Marry 63-58 Woodhaven Blvd. Rego Park, NY 11374	2004	Northumberland	116.-1-29.42	\$1,243.67
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Jeanette R. DeLorme 160 Glenwild Road Middle Grove, NY 12850	2004	Providence	147-1-55.2	\$1,848.27
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BUDGET IMPACT STATEMENT: This amount includes all appropriate penalties and interest.

RESOLUTION 53 - 07

Introduced by Supervisors Hunter, DeCerco, Hargrave, M. Johnson, Keyrouze, Trottier and Wood

CORRECTING 2007 TAX BILL

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

WHEREAS, the owners of the following lands have timely submitted proof of error in the 2007 tax bill; and

WHEREAS, our Director of Real Property Tax Services recommends that the errors be corrected; now, therefore, be it

RESOLVED, that the applications of the following individuals for correction of the 2007 tax rolls are approved, and the tax rolls are so corrected:

<u>TOWNS</u>	<u>S/B/L</u>	<u>CORR. TAX</u>
<u>BALLSTON</u>		
Zachary E. Gobel & Jill C. Gobel	228.14-1-31	\$1,503.45
<u>HALFMOON</u>		
BBC Development, LLC	278.-2-26	\$2,154.85
<u>MALTA</u>		
Luther Forest Technology	230.-1-71	\$5,007.38

BUDGET IMPACT STATEMENT: No budget impact.

Ms. Keyrouze announced that on March 15th at 7:30 p.m. at the Saratoga Springs Public Library, there will be a presentation on the PCBs that were discussed here today and the dredging that will be involved. Mr. DeCerco questioned what PCBs will be discussed, and Ms. Keyrouze said Niagara Mohawk.

Mr. Lawler asked Ms. Keyrouze if representatives from the NYS Department of Health and Dept. of Environmental Conservation, who have issued the County permits to build this plant at that site, and are apparently are unaware of the PCB issue that she feels is necessary to air, will they be present at that meeting. Ms. Keyrouze said they can certainly be invited, and we have been in discussion with them several times, and they are more than welcome to be there. Mr. Lawler said he believes it is incumbent that if you are going to discuss environmental pollution, that should be a definite thing. Ms. Keyrouze said they are fully aware of the work that is being done right now.

Mr. Thompson said PCBs can move upstream at a rate of one foot per 200 years.

Ms. Yepsen stated Governor Spitzer has hired Tony Giordano as our regional representative for the Governor's office, and she introduced him to the Board. Mr. Lawler asked Chairman Barrett if he was aware the County had a regional representative from the Governor's office, and Chairman Barrett said no.

Mr. Lawler said he is curious why the regional representative wouldn't reach out to the Chairman of the Board and introduce himself.

PRESENTATION TO SUPERVISOR KEN DECERCE

Chairman Barrett said this is Ken DeCerce's last meeting, and we do want to recognize him and wish him the very best. He has been a great partner here on the Board of Supervisors, he said. He stated Clifton Park and Halfmoon have worked jointly on a lot of initiatives. On a personal level, he thanked Ken for being a great partner in the southern part of the County. He then presented Ken with a clock from the Board.

Mr. DeCerce said it has been a great pleasure to be a part of this illustrious organization. I think Saratoga County will continue to be proud of their conservative attitude, their budgets, and the amounts of money that we can garner back to our communities, he said. Thanks for letting me be your colleague for a little while, he added.

Mr. Gutheil moved to adjourn to executive session to discuss personnel. Mr. Lawler seconded. Unanimous.

On a motion by Mr. Peck, seconded by Mr. Connors, the meeting returned to open session.

On a motion by Mr. DeCerce, seconded by Mr. Trottier, the meeting was adjourned.

Barbara J. Plummer, Clerk