

AGENDA

January 14, 2009 - 5:00 p.m.

Vice-Chairman Peck called the meeting to order.

Roll call was taken. PRESENT –Alan Grattidge, Anita Daly, Mary Ann Johnson, Jean Raymond, George J. Hargrave, Richard Rowland, Arthur M. Wright, Mindy Wormuth, Frank Thompson, Preston L. Jenkins, Jr., Willard H. Peck, Richard C. Hunter, Sr., Thomas N. Wood, III, Matthew E. Veitch, Joanne Dittes Yepsen, Shawn P. Connelly, John Lawler, Arthur J. Johnson – 18. ABSENT - Philip C. Barrett, Richard Lucia, Thomas Richardson, Paul Sausville, Patricia Southworth – 5.

On a motion by Mr. Veitch, seconded by Mr. Rowland, the minutes of the meeting of December 10, 2008 were approved unanimously.

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

PERSONNEL

Amending the compensation plan under Maplewood Manor to abolish a position of Food Service Helper (FT) and creating one position of Food Service Helper (PT). (Bill Baker, Personnel Director)

Mr. Wickerham stated this will be an annual savings of \$31,000.

EQUALIZATION AND ASSESSMENT

Accepting tender offers in the Town of Halfmoon in the amount of \$4,199.66 and the Town of Milton in the amount of \$2,952.24. (Sam Pitcherale, County Treasurer)

Authorizing the conveyance of a tax acquired parcel in the Village of Schuylerville to the village for \$3,618.79. (Mark Rider, County Attorney)

Mr. Wickerham stated the Village is asking for the parcel for all penalties, interest and taxes owed.

Accepting a tender offer from Trustco Bank in the amount of \$11,491.76 for a tax acquired parcel in the Village of Ballston Spa. (Mark Rider, County Attorney)

Mr. Wickerham stated the parcel was foreclosed on by the bank, and we will get all penalties, interest and taxes from them.

Authorizing the County Auditor to approve tax refunds under \$2,500 with the approval of the County Treasurer and the Director of Real Property. (Mark Rider, County Attorney)

BUILDINGS AND GROUNDS

Authorizing the reappropriation of expenses and revenues for multi-year projects: Airport - \$4,007,150 and Treasurer / District Attorney renovations - \$326,000. (Joe Ritchey, Public Works Commissioner)

Mr. Wickerham said this is a \$700,000 total County cost.

PUBLIC WORKS

Reappropriating \$195,462 in expenses and revenues for the completion of engineering services for Stewarts Dam Bridge, Geyser Road Bridge and County Route 7 over Daly Creek. (Joe Ritchey, Public Works Commissioner)

PUBLIC SAFETY

Authorizing the Chairman to enter into an agreement with the NYS Department of Criminal Justice Services to accept \$27,336 in State Aid for the recruitment and retention of Assistant District Attorneys and amending the 2009 budget in relation thereto. (Jim Murphy, District Attorney)

Authorizing the Chairman to accept a \$71,200 Crime Victims Board Grant for costs related to crime victims advocacy in the District Attorney's Office. (Jim Murphy, District Attorney)

Authorizing the Chairman to accept a \$45,000 Operation Impact Grant from New York State for costs incurred in the prosecution of certain serious felony cases in the District Attorney's Office. (Jim Murphy, District Attorney)

Authorizing the Chairman to accept a \$17,000 Legislative Grant in the District Attorney's Office and amending the budget in relation thereto. (Jim Murphy, District Attorney)

Authorizing the Chairman to accept a \$34,812 Violence Against Women Grant in the District Attorney's Office. (Jim Murphy, District Attorney)

Authorizing the Chairman to enter into an agreement with Stephen Feldman for psychiatric services for Public Defender clients. (John Ciulla, Public Defender)

Mr. Wickerham said at the end of last year, this contract exceeded \$10,000 by \$875.

Amending the budget under Emergency Services to increase expenses and revenues by \$206,938.52 for the purchase of homeland security materials. (Ed Tremblay, Fire Coordinator)

Mr. Wickerham stated we will re-recognize the grant and authorize purchase of those items.

ECONOMIC DEVELOPMENT

Authorizing the Chairman to enter into a contract with Saratoga Economic Development Corporation for administering the Empire Zone Program at an annual cost of \$60,000. (Mark Rider, County Attorney)

Mr. Wickerham said it has been the same cost for the last four years.

Clarifying Local Law No. 5 of 2008 to recognize that the name of the project applicant for the AMD Empire Zone may change without any impact on the local law. (Mark Rider, County Attorney)

Mr. Wickerham said whatever name is finally incorporated will qualify for those Empire Zone grants.

SUPERVISOR'S ITEM

Honoring the memory of Dr. Paul Grattan, former Supervisor from the Town of Waterford, on his recent passing. (Supervisor Jack Lawler)

LAW AND FINANCE

Authorizing Saratoga County to participate in legal action against EPA on behalf of the Hudson River communities. (Mark Rider, County Attorney)

Mr. Wickerham stated this is in their search for clean water.

Authorizing the Chairman to apply for and accept a \$45,000 Explore Saratoga County Quadricentennial Commemoration grant. (Barbara Plummer, Clerk to the Board)

Authorizing the Chairman to enter into agreements with Insituform Technologies, Inc. in the amount of \$769,340 for Phase II of the Saratoga County Sewer District's sewer lines for interceptor repairs in the Town of Halfmoon. (Jim DiPasquale, Sewer District Director)

Mr. Wickerham stated there were five bids on this.

Authorizing the Chairman to enter into agreements with Trinity Construction, Inc. in the amount of \$124,313 for upgrades at the Saratoga County Sewer District's Burning Bush Pump Station in the Town of Clifton Park. (Jim DiPasquale, Sewer District Director)

Mr. Wickerham stated there were ten bids on this, and this was the low bid by \$50.

Reappropriating \$2,853,133 in expenses and revenues under the Saratoga County Sewer District as follows:

Insituform Technologies, Inc.	\$ 769,340
Trinity Construction, Inc.	124,313
C.T. Male	26,107
C.O. Falter	1,534,601
Brunswick Electric	382,862
TVGA	15,910

(Jim DiPasquale, Sewer District Director)

Mr. Wickerham said there is no impact on the County budget under the General Fund.

Amending the 2009 budget to accept a \$15,000 member item for the completion of a virtual reference manual with instructions on how to correctly file and record official documents. (Kathy Marchione, County Clerk)

Ms. Daly said as she participated in the Legislative & Research meeting this afternoon, we discussed the February NYSAC Conference. The Committee agreed we would encourage our colleagues to join us for this conference, and if you are available, please join us on Tuesday, February 10th from 5:30 to 6:30 p.m. for the NYSAC reception where our State Legislators will be there. We thought it would be good to show our strength in numbers for our Committee, she said.

Mr. Grattidge announced that the County Planning and Zoning Conference will be held January 28th at the Saratoga Hilton, and that is an all-day conference. This is an opportunity to get the State mandated training that various board members are supposed to complete every year, he said. He encouraged the Supervisors to get their folks to that. This year, they added a legislative session for elected officials, so please encourage your Board members to attend. He said the Board of Supervisors is one of the sponsors this year.

Ms. Yepsen said at that conference, there are four legislative sessions taking place throughout the day for elected officials. She said she will be moderating Tools For Community Planning, and we are adding John Behan, who developed our Green Infrastructure Plan, to that panel.

Mr. Wood invited all Supervisors to attend The Poor Soldier Opera on Friday at 7:00 p.m. at the Town of Saratoga new town hall. There will be historical exhibits and refreshments, he added.

Mr. Lawler stated the County Water Authority requested its Executive Director to look into the feasibility of extending the County water system to southern Saratoga County to serve Stillwater, Halfmoon and Waterford. He thanked the Board for its continued support of the water project. Vice-Chairman Peck thanked Mr. Lawler for his continued leadership in that project.

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

Respectfully submitted,

Elaine M. Sodemann

REGULAR SESSION
TUESDAY, JANUARY 20, 2009
AT 4:00 P.M., E.S.T.

Board called to order by Chairman Johnson.

Roll call was taken. PRESENT – Patricia Southworth, Alan Grattidge, Philip C. Barrett, Anita Daly, Mary Ann Johnson, Jean Raymond, George J. Hargrave, Richard Rowland, Mindy Wormuth, Thomas Richardson, Frank Thompson, Preston L. Jenkins, Jr., Willard H. Peck, Richard C. Hunter, Sr., Thomas N. Wood, III, Matthew E. Veitch, Joanne Dittes Yepsen, Shawn P. Connelly, John Lawler, Arthur J. Johnson – 20. ABSENT - Richard Lucia, Paul Sausville, Arthur M. Wright – 3.

The invocation was given by Tom Wood, Chaplain.

On a motion by Mr. Thompson, seconded by Mr. Connelly, the minutes of the meetings of November 18 and December 3, 2008 were approved unanimously.

The Clerk presented the following:

Acknowledgement of receipt of Local Law 5-2008 received from the New York State Department of State.

Received and filed.

Correspondence from Mark M. Rider, County Attorney, appointing the following Assistant County Attorneys effective 1/1/09 through 12/31/09:

Stephen M. Dorsey, City of Saratoga Springs – First Assistant FT

Hugh G. Burke, Town of Clifton Park - FT

Karen D'Andrea, City of Saratoga Springs - FT

Robert D. Wilcox, Town of Clifton Park – FT

Richard A. Kupferman, Town of Milton – PT

Paul Pelagalli, Town of Clifton Park – PT

Andrea DiDomenico, Town of Stillwater – PT

Received and filed.

Correspondence from John H. Ciulla, Jr., Public Defender, appointing the following attorneys as Assistant Public Defenders, 1/1/09 through 12/31/09:

Mark Major – First Assistant

Andrew Blumenberg

John DeLong

Stacey Gorman

Oscar Schreiber

Diane Turo

Van Zwisohn

Received and filed.

Copy of a resolution adopted by the Putnam and Yates County Legislatures “Approval/Memorialization/Support Of Continuation/Empire Zone Program.”

Referred to Supervisor Rowland and the County Administrator.

Copy of a resolution adopted by the Putnam County Legislature “Approval/Request To State/Modify Section 303/Agriculture & Markets Law.”

Referred to Supervisor Rowland and the County Administrator.

Copy of a resolution adopted by the Saratoga Springs City Council supporting the Board of Supervisors in its efforts to improve rail infrastructure within Saratoga County.

Referred to all Supervisors and the County Administrator.

Letter of resignation from Karen M. Pettigrew from the Traffic Safety Board.

Referred to the County Administrator and STOP-DWI Coordinator.

Mr. Rowland said the Legislative & Research Committee will be meeting on February 3rd at 4:30 p.m. instead of what is on the calendar.

REPORT OF COUNTY INDUSTRIAL DEVELOPMENT AGENCY:

Ray Callanan, Chairman of the County I.D.A., stated Larry Benton is the Chief Operating Officer, and their primary job is to create jobs and protect the jobs that exist in the County. He said they have supplied a copy of their 2008 Annual Report to the Board. Included in that report is a listing of what they have done with their fund balance of the past years helping various projects. Right now, we have a \$1.4 million fund balance, and we are interest is making partnerships with towns and municipalities to expend part of that money to give them help with infrastructure and creating a job market, he said. He said if any municipality has a project that falls under that, we will sit down with them to see what we can do to help them.

Mr. Benton stated if you have an industrial park, your town will attract business and industry. We are running very short of good modern industrial space, good public water and public sewer, and we would like that to be the focus of our fund balance, he said. You can partner up with a landowner or a piece of land that needs a street put in, and we can help fund that – even water and sewer extensions, he added. He mentioned Halfmoon has two very modern and well-designed industrial parks that are full, and we would like to see that replicated in some of your towns, he said.

Mr. Callanan said we look forward to hearing from you.

On a motion by Mr. Hargrave, seconded by Mr. Barrett, Resolution Nos. 15 through 38 were adopted by a unanimous vote.

RESOLUTION 15 - 09

Introduced by Supervisor Thompson

HONORING THE MEMORY OF WILBUR TRIEBLE

WHEREAS, WILBUR TRIEBLE died on January 15, 2009; and

WHEREAS, WILBUR was a lifetime resident of the Ballston Spa area, having been born in the Old Benedict Memorial, lived in the Town of Milton and having graduated from Ballston Spa High School in 1948; and

WHEREAS, WILBUR served in the United States Navy during the Korean War and over a period which spanned the years 1951 to 1959; and

WHEREAS, WILBUR worked for the Thomas Oil Company for 36 years, retiring as its manager; and

WHEREAS, WILBUR was active in his community as a member of the Ballston Center Presbyterian Church, a member of the New York Naval Reserve, the Kayaderosseras Fish and Game Club, the National Rifle Association, the Milton Grange, the Ballston Elks Club and the Shriners Masonic Order in Ballston Spa, and served as chairman of the annual Town of Milton Fishing Tournament; and

WHEREAS, WILBUR served the Town of Milton for 10 years on its Planning Board and for three years as a Town Councilman; and

WHEREAS, WILBUR served Saratoga County as a Sewer District Commissioner from 1995 through 2006, and as a member of various county organizations such as the Economic Opportunity Council, Saratoga County

Council of Fish & Game Clubs, the Intercounty Legislative Association of the Adirondacks, and on various other entities; and

WHEREAS, WILBUR served as Supervisor of the Town of Milton and a member of this Board of Supervisors form 1982 to 2001, and as its Chairman in 1988; and

WHEREAS, it is appropriate and fitting that this Board commemorate the passing of our friend and associate; now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Saratoga expresses its sense of loss and its sincere sympathies upon the death of WILBUR TRIEBLE to his beloved family; and be it further

RESOLVED, that the Clerk of the Board forward a certified copy of this Resolution to the family of WILBUR TRIEBLE.

RESOLUTION 16 - 09

Introduced by Supervisor Lawler

HONORING THE MEMORY OF DR. PAUL E. GRATTAN

WHEREAS, DR. PAUL EDWARD GRATTAN died on January 6, 2009; and

WHEREAS, DR. PAUL EDWARD GRATTAN was a resident of the Town of Waterford; and

WHEREAS, DR. PAUL EDWARD GRATTAN graduated from the Vincentian Institute in Albany in 1937, and attended the New York State Teachers College in Albany where he received a Bachelor of Arts degree in 1941; and

WHEREAS, DR. PAUL EDWARD GRATTAN served in the U. S. Army during World War II, with tours of duty in Trinidad, England, France and Germany; and

WHEREAS, after World War II, DR. GRATTAN received a master of science degree from the College of Optometry of Columbia University and a doctorate in optometry from the University of Massachusetts, and thereafter practiced optometry in Waterford for 50 years; and

WHEREAS, DR. PAUL EDWARD GRATTAN served as the Supervisor of the Town of Waterford and a member of this Board of Supervisors in 1978 and again in 1980; and

WHEREAS, DR. PAUL EDWARD GRATTAN served on the advisory board of the Saratoga State Park and the Waterford School Board and was a volunteer delivering Meals on Wheels; and

WHEREAS, it is appropriate and fitting that this Board commemorate the passing of our friend, and associate; now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Saratoga expresses its sense of loss and its sincere sympathies upon the death of DR. PAUL EDWARD GRATTAN to his beloved family; and be it further

RESOLVED, that the Clerk of the Board forward a certified copy of this Resolution to the family of DR. PAUL EDWARD GRATTAN

RESOLUTION 17 - 09

Introduced by Supervisors Peck, Daly, Grattidge, Hargrave, Sausville, Thompson and Wood

AMENDING THE 2009 COUNTY COMPENSATION SCHEDULE

BE IT RESOLVED, that the 2009 Saratoga County Compensation Schedule is amended as follows:

MAPLEWOOD MANOR

ABOLISH (1) position of Food Service Helper FT decreasing the authorized position total to 28.

CREATE (1) position of Food Service Helper PT

BUDGET IMPACT STATEMENT: The compensation plan change will save approximately \$31,000.

RESOLUTION 18 - 09

Introduced by Supervisors Thompson, Hargrave, Hunter, Jenkins, M. Johnson, Rowland and Wormuth

AMENDING THE 2009 BUDGET TO REAPPROPRIATE UNSPENT FUNDS RELATING TO SARATOGA COUNTY AIRPORT AND TREASURER AND DISTRICT ATTORNEY OFFICE RENOVATIONS

WHEREAS, unexpended 2008 funds for multi year projects in the amounts of \$4,007,150 for Airport and \$326,000 for Treasurer/District Attorney Office renovations need to be reappropriated to the 2009 budget; now, therefore, be it

RESOLVED, that the 2009 Saratoga County Budget is amended as follows:

BUILDINGS AND GROUNDS:

Appropriations:

Increase Acct.: #1-50-513-7091 Land Acquisition	\$ 400,450.00
Increase Acct.: #1-50-513-7092 Infrastructure	\$3,574,325.00
Increase Acct.: #1-50-513-8190 Other Prof. Services	\$ 25,000.00
Increase Acct.: #1-50-513-8130 Engineers	\$ 7,375.00
Increase Acct.: #1-50-000-7093 Bldg. Construction	\$ 320,000.00
Increase Acct.: #1-50-000-7098 Engineers	\$ 6,000.00
	\$4,333,150.00

Revenues:

Increase Acct.: #1-0599.M Fund Balance	\$ 697,997.00
Increase Acct.: #1-50-3592 State	\$3,218,977.00
Increase Acct.: #1-50-4592 FAA	\$ 416,176.00
	\$4,333,150.00

BUDGET IMPACT STATEMENT: County cost is \$700,000 and was contemplated in the 2009 budget.

RESOLUTION 19 - 09

Introduced by Supervisors Grattidge, Barrett, Connelly, M. Johnson, Peck, Richardson and Sausville

AMENDING THE 2009 BUDGET TO REAPPROPRIATE UNSPENT FUNDS FOR DEPARTMENT OF PUBLIC WORKS CAPITAL PROJECT

WHEREAS, unexpended 2008 funds in the amount of \$195,462, authorized for the engineering, construction and/or reconstruction of the Stewarts Dam Bridge in the Town of Hadley, Geyser Road Bridge in the City of Saratoga Springs and County Route 7 Bridge over Daly Creek in the Town of Day, need to be reappropriated to the 2009 budget; now, therefore, be it

RESOLVED, that the 2009 Saratoga County Budget is amended as follows:

DEPARTMENT OF PUBLIC WORKS

Appropriations:

Increase Acct.: 2-50-510-8130 Engineering	\$195,462
---	-----------

Revenues:

Increase Acct. #2-0599.M App. Fund Balance	\$ 14,934
Increase Acct. #2-50-3590 Marchiselli State Aid	\$ 28,505
Increase Acct. #2-50-4590 Marchiselli Federal Aid	\$152,023

BUDGET IMPACT STATEMENT: This reappropriation will reduce fund balance by \$14,939 which represents our local share.

RESOLUTION 20 - 09

Introduced by Supervisors Wormuth, Barrett, Connelly, Grattidge, Jenkins, Rowland and Wright

AUTHORIZING ACCEPTANCE OF A GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES (DCJS) FOR THE RECRUITMENT AND RETENTION OF ASSISTANT DISTRICT ATTORNEYS AND AMENDING THE 2009 BUDGET

WHEREAS, a grant in the amount of \$27,336 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 \$27,336 to assist the District Attorney's Office in the recruitment and retention of Assistant District Attorneys the form and substance of such documents subject to the approval of the County Attorney; and, be it further

RESOLVED, that the 2009 Budget is amended as follows:

DISTRICT ATTORNEY'S OFFICE:

Appropriations:

Increase Acct.: #1-25-000-6210 Attorney \$27,336

Revenues:

Increase Acct.: #1-25-3091 DA NYS Grant \$27,336

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 21 - 09

Introduced by Supervisors Wormuth, Barrett, Connelly, Grattidge, Jenkins, Rowland and Wright

AUTHORIZING ACCEPTANCE OF A CRIME VICTIMS BOARD GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES (DCJS)

WHEREAS, a grant in the amount of \$71,200 is available from the New York State Crime Victims Board for the purpose of assisting the District Attorney's Office in providing services to crime victims, 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 Crime Victims Board grant in the amount of \$71,200 to assist the District Attorney's Office in providing services to crime victims.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 22 - 09

Introduced by Supervisors Wormuth, Barrett, Connelly, Grattidge, Jenkins, Rowland and Wright

AUTHORIZING ACCEPTANCE OF AN OPERATION IMPACT GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES (DCJS)

WHEREAS, a grant in the amount of \$45,000 is available from the New York State Division of Criminal Justice Services (DCJS) for the purpose of assisting the District Attorney's Office in conducting the Operation Impact Program to financially aid the prosecution of serious felonies, 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 Operation Impact grant in the amount of \$45,000 to assist the District Attorney's Office in conducting the Operation Impact Program.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 23 - 09

Introduced by Supervisors Wormuth, Barrett, Connelly, Grattidge, Jenkins, Rowland and Wright

AUTHORIZING ACCEPTANCE OF A LEGISLATIVE MEMBER ITEM GRANT AND AMENDING THE BUDGET IN RELATION THERETO

WHEREAS, a Senate legislative member item grant secured by Senator Joseph Bruno in the amount of \$17,000 is available for the purchase of a vehicle for the District Attorney's Office, and

WHEREAS, the acceptance of this grant requires Board of Supervisors approval and an amendment of the 2009 Budget; now therefore, be it

RESOLVED, that the Chair of the Board execute all documents necessary to apply for and accept a Senate legislative member item grant in the amount of \$17,000 for the purchase of a vehicle; and be it further

RESOLVED, that the 2009 County Budget is amended as follows:

DISTRICT ATTORNEY'S OFFICE

Appropriations:

Increase Acct. #1-25-000-7041 Cars & Light Trucks	\$17,000
---	----------

Revenues:

Increase Acct.: #1-25-3091 DA NYS Grant	\$17,000
---	----------

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 24 - 09

Introduced by Supervisors Wormuth, Barrett, Connelly, Grattidge, Jenkins, Rowland and Wright

AUTHORIZING ACCEPTANCE OF A DOMESTIC VIOLENCE GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES (DCJS)

WHEREAS, a grant in the amount of \$34,812 is available from the New York State Division of Criminal Justice Services for the purpose of assisting the District Attorney's Office in providing services for domestic violence prosecution, 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 \$34,812 to assist the District Attorney's Office in providing for domestic violence prosecution.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 25 - 09

Introduced by Supervisors Wormuth, Barrett, Connelly, Grattidge, Jenkins, Rowland and Wright

AUTHORIZING AN AMENDMENT TO MINOR CONTRACT WITH STEVEN B. FELDMAN, PSYD, PHD, DAPA, LMHC FOR PSYCHOLOGICAL SERVICE

WHEREAS, Article 18B of the County Law requires counties to supply counsel, investigators, expert and other services to persons charged with a crime who are financially unable to obtain these services; and

WHEREAS, our Public Defender from time to time requires psychological services to assist in the defense of persons represented by that office who are financially unable to obtain these services; and

WHEREAS, the County has a contract with Steven B. Feldman, PSYD, PHD, DAPA, LMHC to provide psychological services to indigent defendants represented by the Public Defender's Office, not to exceed \$10,000; and

WHEREAS, the cost of Dr. Feldman’s services in 2008 exceeded the authorized \$10,000, and an amendment to his contract is required to authorize payment of an additional \$875 for his services; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an Amendment to the Minor Contract with Steven B. Feldman, PsyD, PhD, DAPA, LMHC, of Ballston Spa, New York to provide psychological services to the Public Defender on behalf of persons being represented by that office for a sum not to exceed an additional \$875, the form and substance of said Agreement subject to approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: The additional \$875 expense can be covered within the 2008 budget.

RESOLUTION 26 - 09

Introduced by Supervisors Wormuth, Barrett, Connelly, Grattidge, Jenkins, Rowland and Wright

AMENDING THE 2009 COUNTY BUDGET TO APPROPRIATE \$206,983.52 IN REVENUES AND EXPENSES UNDER EMERGENCY SERVICES

WHEREAS, unexpended funds in the amount of \$206,938.52 authorized for the purchase of homeland security, equipment and materials need to be reappropriated to the 2009 budget; now, therefore be it

RESOLVED, that the 2009 Saratoga County Budget is amended as follows:

EMERGENCY SERVICES:

Appropriations:

Increase Acct.: #1-36-363-7033 Computers	\$ 20,000.00
Increase Acct.: #1-36-363-7051 Communications Equip	\$154,197.17
Increase Acct.: #1-36-363-8200 Dept. Supplies	\$ 11,086.35
Increase Acct.: #1-36-363-8519 Personal Safety Supplies	\$ 6,700.00
Increase Acct.: #1-36-363-8520 Software	\$ 15,000.00

Revenues:

Increase Acct.: #1-36-3306 Homeland Security	\$206,983.52
--	--------------

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 27 - 09

Introduced by Supervisors Daly, Jenkins, Lawler, Richardson, Sausville, Veitch and Wright

AUTHORIZING AN AGREEMENT WITH SEDC AND THE SARATOGA COUNTY EMPIRE ZONE ADMINISTRATIVE BOARD FOR EMPIRE ZONE ADMINISTRATION SERVICES

WHEREAS, by Local Law 3 of 2000, this Board of Supervisors established the Saratoga Empire Zone pursuant to Article 18-B of the General Municipal Law; and

WHEREAS, the Saratoga County Empire Zone Administrative Board has been created to administer the Empire Zone; and

WHEREAS, Section 963 of the General Municipal Law and Section 4(a) of Local Law 3 of 2000 authorize the Administrative Board to contract with a local development corporation to assist the Board in performing its duties; and

WHEREAS, the Saratoga County Economic Development Corporation (SEDC) is a local development corporation qualified and willing to contract with the Administrative Board to assist the Board in performing its duties, now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an agreement with the Saratoga Economic Development Corporation and the Saratoga County Empire Zone Administrative Board for the provision of services by SEDC to the Administrative Board in the performance of its duties for the period January 1, 2009 through December 31, 2009, in an amount not to exceed \$60,000.00, subject to termination in the event that the

Empire Zone Program is terminated by New York State, the form and substance of said agreement subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. Funds are available within the 2009 budget.

RESOLUTION 28 - 09

Introduced by Supervisors Daly, Jenkins, Lawler, Richardson, Sausville, Veitch and Wright

ACKNOWLEDGING THE POSSIBILITY OF A CHANGE IN THE NAME OF THE PROJECT APPLICANT IN LOCAL LAW NO. 5 OF 2008

WHEREAS, AMD Fab Technologies US, Inc. will build a semiconductor manufacturer facility which will produce semiconductor devices; and

WHEREAS, AMD Fab Technologies US, Inc. plans to create at least 50 new positions within the next three years; and

WHEREAS, the project is not within the boundaries of the Saratoga County Empire Zone; and

WHEREAS, the Commissioner of Economic Development has determined that the proposed location of AMD Fab Technologies US, Inc. manufacturing project is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Saratoga County Empire Zone Administrative Board has determined that the proposed expansion is eligible for Empire Zone benefits as a regionally significant project under Section 957(d)(i) of the General Municipal Law; and

WHEREAS, the Saratoga County Board of Supervisors approved the allocation of zone lands for the proposed expansion of the AMD Fab Technologies US, Inc. manufacturing project for a regionally significant project as determined by the Zone Administrative Board and the Commissioner of the New York State Department of Economic Development pursuant to Local Law 5-2008; and

WHEREAS, AMD Fab Technologies US, Inc. has informed the Saratoga County Board of Supervisors that it may change its name at some time within the next year but said name change will not include any substantive change to the project; and

WHEREAS, the Saratoga County Board of Supervisors acknowledges that the possibility of the mere change of name of AMD Fab Technologies Inc. would not have altered its passage of Local Law; now, therefore, be it

RESOLVED that the Saratoga County Board of Supervisors does hereby acknowledge that the name of the project applicant currently identified as AMD Fab Technologies US, Inc. may be changed to a yet to be determined name and that such name change shall not alter or diminish the prior approval of Local Law 5-2008 nor require any further action by this body and further understands and acknowledges that the name change will not imply or include any substantive change to the project or any other part of the application made by AMD Fab Technologies US, Inc. to this body.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 29 - 09

Introduced by Supervisors Peck, Daly, Grattidge, Hargrave, Sausville, Thompson and Wood

AUTHORIZING PARTICIPATION IN LITIGATION TO COMPEL EPA TO PROVIDE SAFE WATER SUPPLIES TO MUNICIPALITIES ALONG THE HUDSON RIVER PRIOR TO COMMENCEMENT OF PCB DREDGING AND AMENDING THE 2009 BUDGET

WHEREAS, the United States Environmental Protection Agency (EPA) plans to conduct the largest dredging operation ever attempted, to remove PCBs, a suspected carcinogen, from the bed of the Hudson River in the area of Fort Edward and the Town of Moreau; and

WHEREAS, samples of the drinking water of municipalities along the Hudson River below the proposed dredging sites have revealed the presence of PCBs, even prior to dredging; and

WHEREAS, there is no evidence that dredging operations will not increase PCB contamination of these public water sources through resuspension of PCBs; and

WHEREAS, EPA has failed to propose actions to be taken prior to commencement of dredging which can be demonstrated to protect the safety, health and welfare of the consumers of these water supplies; and

WHEREAS, by Resolution 122-07 authorized a contribution of up to \$100,000 towards legal fees of the Towns of Halfmoon and Waterford for litigation that may be brought by them against EPA to require it to take adequate steps to guarantee the safety of their water supplies; and

WHEREAS, the Towns of Stillwater, Halfmoon and Waterford and the Villages of Stillwater and Waterford and the City of Mechanicville intend to commence action against the EPA for such purpose; and

WHEREAS, it is in the best interests for the safety, health and welfare of residents of Saratoga County that the County join the said municipalities as a party in the said action; and

WHEREAS, an amendment to the 2009 County budget is needed to include the funds originally appropriated in the 2007 budget in the 2009 budget; now, therefore, be it

RESOLVED, that authorization is hereby granted for County of Saratoga to join with the Towns of Halfmoon, Waterford and Stillwater, the Villages of Stillwater and Waterford and the City of Mechanicville to commence a legal action against the United States Environmental Protection Agency to compel said Agency to take adequate steps to guarantee the safety of the public water supplies which may be contaminated by PCBs prior to the commencement of PCB dredging in the Hudson River and to contribute towards the expense of said litigation the sum of \$100,000 heretofore authorized for such purpose by Resolution 122-07; and be it further

RESOLVED, that the 2009 County budget is amended as follows:

SUPPORTED ORGANIZATIONS:

Appropriations:

Increase Acct. #1-90-900-8492 Local Assistance	\$100,000
--	-----------

Revenues:

Increase Acct.#1-0599.M Appropriate Fund Balance	\$100,000
--	-----------

BUDGET IMPACT STATEMENT: No budget impact. These funds have already been set aside for that purpose.

RESOLUTION 30 - 09

Introduced by Supervisors Peck, Daly, Grattidge, Hargrave, Sausville, Thompson and Wood

AUTHORIZING THE CHAIR OF THE BOARD TO APPLY FOR AND ACCEPT A \$45,000 EXPLORE! SARATOGA COUNTY QUADRICENTENNIAL COMMEMORATION GRANT

WHEREAS, the County of Saratoga has been notified that it is eligible to apply for an Explore! Saratoga County Quadricentennial Commemoration Grant;

now, therefore, be it

RESOLVED, that Chair of the Saratoga County Board of Supervisors, is hereby authorized to execute all documents necessary to apply for and accept a state assistance contract with the New York State Department of Environmental Conservation (DEC) for funding provided from the Hudson-Fulton-Champlain Quadricentennial Program in accordance with the Hudson-Fulton-Champlain Quadricentennial Act, in an amount not to exceed \$45,000, for the Explore! Saratoga County Quadricentennial Commemoration Grant.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 31 - 09

Introduced by Supervisors Peck, Daly, Grattidge, Hargrave, Sausville, Thompson and Wood

AUTHORIZING AGREEMENTS WITH INSITUFORM TECHNOLOGIES, INC. FOR PROFESSIONAL SERVICES FOR PHASE II OF THE SARATOGA COUNTY SEWER DISTRICT #1'S SEWER LINES FOR INTERCEPTOR REPAIRS IN THE TOWN OF HALFMOON

WHEREAS, a review of the internal T.V. inspections of the reinforced concrete interceptor line of the Saratoga County Sewer District #1 was done by C&S Engineers, Inc. and it was determined that sections of the reinforced concrete interceptor line in the City of Mechanicville and the Town of Halfmoon are in need of repair due to Hydrogen Sulfide deterioration; and

WHEREAS, for Phase II of this project the Sewer District Commissioners have solicited and entertained five competitive bids for professional services for relining approximately 2,000 feet of 48 inch sewer line and rehabilitation of 10 manhole structures in the Town of Halfmoon, and

WHEREAS, the Sewer District Commissioners have recommended that a contract for such services be awarded to Insituform Technologies, Inc., the lowest bidder; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a contract with Insituform Technologies, Inc. of Chesterfield, Missouri to reline approximately 2,000 feet of 48 inch sewer line and rehabilitate 10 manhole structures of the concrete interceptor line of the Saratoga County Sewer District #1 in the Town of Halfmoon, at a cost not to exceed \$769,340, the form and content of said contract being subject to the approvals of the Contract Administrator and the County Attorney.

BUDGET IMPACT STATEMENT: Funds included in Sewer District's reappropriation resolution.

RESOLUTION 32 - 09

Introduced by Supervisors Peck, Daly, Grattidge, Hargrave, Sausville, Thompson and Wood

AUTHORIZING AN AGREEMENT WITH TRINITY CONSTRUCTION, INC. FOR UPGRADES TO THE SARATOGA COUNTY SEWER DISTRICT #1 BURNING BUSH PUMP STATION IN THE TOWN OF CLIFTON PARK

WHEREAS, the Sewer District Commissioners have solicited and entertained 10 bids for construction services for upgrades to the Burning Bush pump station, and

WHEREAS, the Sewer District Commissioners have recommended that a contract for such services be awarded to Trinity Construction, Inc., the lowest bidder; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a contract with Trinity Construction, Inc., of Selkirk, New York for construction services for upgrades to the Burning Bush pump station of the Saratoga County Sewer District #1 in the Town of Clifton Park, at a cost not to exceed \$124,313, the form and content of said contract being subject to the approvals of the Contract Administrator and the County Attorney.

BUDGET IMPACT STATEMENT: Funds included in Sewer District's reappropriation resolution.

RESOLUTION 33 - 09

Introduced by Supervisors Peck, Daly, Grattidge, Hargrave, Sausville, Thompson and Wood

AMENDING THE 2009 BUDGET TO REAPPROPRIATE CAPITAL PROJECTS IN THE SEWER DISTRICT BUDGET

WHEREAS, unexpended 2008 funds in the amount of \$2,853,133, authorized for the Sewer District capital projects need to be reappropriated to the 2009 budget as follows:

Insituform Technologies, Inc.	\$ 769,340
Trinity Construction, Inc.	\$ 124,313
C.T. Male Associates, P.C.	\$ 26,107
C.O. Falter Construction Corporation	\$1,534,601
Brunswick Electric, Inc.	\$ 382,862
TVGA Engineering, Surveying, P.C.	\$ 15,910; now, therefore, be it

RESOLVED, that the 2009 Saratoga County Budget is amended as follows:

SEWER DISTRICT #1

Appropriations:

Increase Acct. #7-81-812-7092	Infrastructure	\$2,811,116
Increase Acct. #7-81-812-7098	Capital Professional Services	\$ 42,017

Revenues:

Increase Acct. #7-0599.M	Appropriated Fund Balance	\$2,853,133
--------------------------	---------------------------	-------------

BUDGET IMPACT STATEMENT: This will reduce the Sewer Districts unappropriated fund balance by \$2,853,133.

RESOLUTION 34 - 09

Introduced by Supervisors Peck, Daly, Grattidge, Hargrave, Sausville, Thompson and Wood

AUTHORIZING ACCEPTANCE OF A LEGISLATIVE MEMBER ITEM GRANT AND AMENDING THE BUDGET IN RELATION THERETO

WHEREAS, by Resolution 178-07, this Board of Supervisors accepted a legislative item grant in the amount of \$25,000 to fund the drafting of an educational manual for county clerk staffs regarding the recording of documents; and

WHEREAS, an additional Senate legislative member item grant in the amount of \$15,000 is available for the completion of this project; and

WHEREAS, this grant must be received by and administered by a municipal corporation of New York State on behalf of the New York State Association of County Clerks; and

WHEREAS, the acceptance of this grant requires Board of Supervisors approval and amendment of the 2009 budget; now therefore, be it

RESOLVED, that the Chair of the Board execute all documents necessary to apply for and accept a Senate legislative member item grant on behalf of the New York State Association of County Clerks in the amount of \$15,000 for the completion of a virtual reference manual with instruction on how to correctly file and record official documents at the County Clerk’s Office ; and be it further

RESOLVED, that the 2009 County Budget is amended as follows:

COUNTY CLERK’S OFFICE

Appropriations:

Increase Acct. #1-19-000-8190	Other Professional Service	\$15,000
-------------------------------	----------------------------	----------

Revenues:

Increase Acct.: #1-19-3089	Records Management	\$15,000
----------------------------	--------------------	----------

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 35 - 09

Introduced by Supervisors M. Johnson, Connelly, Grattidge, Hunter, Raymond, Thompson and Yepsen

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>
Stephen P. Burke 204 Yorktown Drive Clifton Park, NY 12065	2006, 2007 & 2008	Halfmoon	279.45-1-204	\$4,199.66
Gerald Frank Mahay Rhonda Lee Mahay PO Box 184 369 LeRoux Road Middle Grove, NY 12850	2006 & 2007	Milton	163.-1-49	\$2,952.24

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

RESOLUTION 36 - 09

Introduced by Supervisors M. Johnson, Connelly, Grattidge, Hunter, Raymond, Thompson and Yepsen

AUTHORIZING CONVEYANCE OF TAX ACQUIRED LANDS TO THE VILLAGE OF SCHUYLERVILLE

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

WHEREAS, the said lands are scheduled to be sold in the County auction of tax acquired properties, in 2009; and

WHEREAS, the Village of Schuylerville has requested to buy the said lands for their municipal purposes for an amount equal to the unpaid taxes, penalties, interest and other charges; and

WHEREAS, the owners of these lands have not made any indication that they wish to reacquire said lands; and

WHEREAS, Board policy and the Real Property Tax Law allow the sale of lands to a municipality under these circumstances; and

WHEREAS, the Equalization and Assessment Committee recommends the approval of the request of the Village of Schuylerville; now, therefore, be it

RESOLVED, that the Chair execute and deliver quit claim deeds to the Village of Schuylerville conveying the following lands to the Town, upon their payment of the amount set forth below:

<u>CONVEY TO:</u>	<u>TOWN</u>	<u>S/B/L</u>	<u>AMOUNT</u>
Village of Schuylerville P.O. Box 56 35 Spring Street Schuylerville, NY 12871	Saratoga	157.13-1-37	\$3,618.79

BUDGET IMPACT STATEMENT: The amount will include all appropriate penalties and interest.

RESOLUTION 37 - 09

Introduced by Supervisors M. Johnson, Connelly, Grattidge, Hunter, Raymond, Thompson and Yepsen

AUTHORIZING CONVEYANCE OF TAX ACQUIRED LANDS TO TRUSTCO BANK

WHEREAS, unpaid taxes resulted in the acquisition of certain lands, including parcel #203.62-1-6.1 in the Town of Milton; and

WHEREAS, Trustco Bank foreclosed its mortgage on parcel #203.62-1-6.1 and the property was conveyed to the Trustco Bank following the bank's foreclosure; and

WHEREAS, the nominal owner of parcel #203.62-1-6.1, Donna Lee Rudzinski, no longer has any interest in the parcel; and

WHEREAS, the Trustco Bank tendered the required amount of \$11,491.76, being the taxes, interest, penalties and charges due, and has requested the pre auction conveyance of the parcel to the Trustco Bank; and

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

RESOLVED, that the Chair of the Board of Supervisors convey parcel numbered 203.62-1-6.1 in the Town of Milton by quitclaim deed to Trustco Bank.

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

RESOLUTION 38 - 09

Introduced by Supervisors M. Johnson, Connelly, Grattidge, Hunter, Raymond, Thompson and Yepsen

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

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

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

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

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

BUDGET IMPACT STATEMENT: No budget impact.

Mrs. Plummer stated that Dick Lucia had a knee operation a week ago Monday, and he is in rehab. She mentioned Moe Wright slipped on the ice on Sunday and had stitches in his head. He had collapsed after he was sent home, and he was released from the hospital today.

Mr. Thompson announced that the calling hours for Wilbur Trieble will be 4:00 p.m. to 8:00 p.m. on Thursday at the Milton Community Center, and a memorial service will be held there on Friday at 1:00 p.m.

Chairman Johnson announced the following appointments:

YOUTH ADVISORY BOARD

William Millard (Town of Stillwater)
548 C.R. 76
Saratoga Springs, NY 12866

Emily Wilson (Town of Waterford)
26 Columbus Ave.
Waterford, NY 12188

Mara Sweeter (Town of Halfmoon)
111 Route 236
Halfmoon, NY 12065

Andrew Zurlo (Youth Representative)
315 Hudson Ave.
Stillwater, NY 12170

OFFICE FOR THE AGING ADVISORY COUNCIL

Roger Dillon (Town of Moreau)
28 Sweet Road
Gansevoort, NY 12831

NYSAC 2009 FALL CONFERENCE COMMITTEE

Supervisor Jean Raymond, Chairman
Supervisor Anita Daly
Supervisor Alan Grattidge
Supervisor Art Johnson
Supervisor Richard Rowland
Board of Supervisors' Staff

REGION 5 OPEN SPACE CONSERVATION ADVISORY COMMITTEE

Julia S. Stokes, 173 Burke Rd., Saratoga Springs, NY
12866
Pieter Litchfield, 46 Fieldstone Dr., Gansevoort, NY
12831

On a motion by Mrs. Wormuth, seconded by Mr. Rowland, the meeting was adjourned.

Barbara J. Plummer, Clerk