

A G E N D A

March 11, 2009 5:00 p.m.

Vice-Chairman Peck called the meeting to order.

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

On a motion by Mr. Hargrave, seconded by Ms. Wormuth, the minutes of the meeting of February 11, 2009 were approved unanimously.

David Wickerham, County Administrator, reviewed the following Agenda items:

Mr. Wickerham mentioned that the Equalization & Assessment Committee did not meet this month, but there will be some tender offers that will be collected between now and Tuesday's auction.

VETERANS

Authorizing the Chairman to enter into an agreement with the Saratoga Performing Arts Center to provide a venue for the annual veteran's concert at a cost not to exceed \$11,500. (Bob Mitchell, Veterans Director)

Mr. Wickerham stated this is the same amount as last year.

PERSONNEL

Authorizing the Chairman to enter into agreements with Russell Bond and Company to provide Third Party Liability coverage for the Workers Compensation Fund at a cost not to exceed \$25,644. (Bill Baker, Personnel Director)

Mr. Wickerham said this is \$1,200 less than we budgeted.

PUBLIC HEALTH

Authorizing the Chairman to enter into an agreement with Saratoga Bridges for transportation of mental health clients at a cost of \$29.95 per client per day round trip and \$14.97 for one-way effective April 1, 2009 through March 31, 2012 with the option to renew for one additional year. (Dale Angstadt, Mental Health Director)

Mr. Wickerham stated that is the Medicaid rate, and Medicaid will bill directly for that service.

Amending the 2008 County Budget under Maplewood Manor to increase expenses and revenues by \$350,000. (Diane Brown, Maplewood Manor Administrator)

Mr. Wickerham said money will be appropriated from IGT.

Authorizing the Chairman to enter into an agreement with ProAct, Inc. to administer a prescription drug discount card program in Saratoga County at no cost to the County. (Diane Brown, Maplewood Manor Administrator / Mark Rider, County Attorney)

Mr. Wickerham said they will cover all distribution costs of the cards.

BUILDINGS AND GROUNDS

Authorizing the Chairman to enter into an agreement with Bishop-Beaudry Construction for construction management service at a cost not to exceed \$390,778 and amending the Animal Shelter Capital Fund. (Dan Butler, Animal Shelter Supervisor)

Mr. Wickerham said the three finalists were interviewed by the Buildings & Grounds Subcommittee.

PUBLIC SAFETY

Proclaiming April 26th – May 2nd, 2009 as Crime Victims Week. (Jim Murphy, District Attorney)

Authorizing the Chairman to accept \$99,100 in NYS Legislative grants for furniture, office equipment, computer networks, communication equipment and other items as needed for the District Attorney's Office renovations and amending the 2009 budget. (Jim Murphy, District Attorney)

Authorizing the Chairman to enter into an agreement with Glen Martin Towers of Boonville, Missouri to purchase a monopole radio tower for Fraker Mountain in Edinburg at a cost not to exceed \$41,577.50. (Paul Lent, Emergency Services Director)

Mr. Wickerham said the second bid was for \$54,000.

ECONOMIC DEVELOPMENT

Authorizing the Chairman to enter into an agreement with Cornell Cooperative Extension to manage the MS4 Stormwater Program at an annual cost of \$50,000. (Jason Kemper, Planning Director)

Mr. Wickerham said this will be to manage that program for the County and its municipalities.

Reappropriating \$200,000 in expenses and revenues to fund the County's share of development rights purchases in the Towns of Malta and Clifton Park. (Jason Kemper, Planning Director)

Mr. Wickerham stated these were programs that did not get finished in the budget year.

LEGISLATIVE AND RESEARCH

Approving the 2009 Saratoga County Legislative Agenda. (Spencer Hellwig, Management Analyst)

Mr. Wickerham said a copy was put in each Supervisor's mailbox.

LAW AND FINANCE

Proclaiming April as Autism Awareness Month. (David Wickerham, County Administrator)

Designating The Daily Gazette as an Official Newspaper. (Mark Rider, County Attorney)

Mr. Wickerham stated the Ballston Journal will cease publication at the end of this month.

Authorizing a settlement for a cleanup of a property in the Town of Stillwater to DEC in the amount \$3,861.08. (Mark Rider, County Attorney)

Ms. Daly announced a conference that the Saratoga County Council on Autism is sponsoring with the assistance from Senator McDonald's office and the remaining fund balance from that grant along with a contribution from Saratoga County. This is our first conference on autism health & safety management that will be held on Thursday, March 26th at the Comfort Inn Suites in Clifton Park. This is designed to target individuals who may encounter an emergency situation that includes someone with autism, she said. She stated this would be predominately law enforcement officials, firefighters, EMT's, and also bus drivers, security staff, park monitors, etc. She said our presenter for this conference is Dennis Debbaudt, of Florida, who is a proud father of a young man with autism. He is an author, producer and law enforcement trainer who specializes in providing autism recognition response and risk management training to law enforcement and emergency first responders. He is known nationally for his work and has consulted various agencies including the Department of Homeland Security, Federal Bureau of Investigation and numerous community police and fire departments. I hope everyone will take with them this afternoon the value of this conference, take it back to your community, and encourage your people to attend who would also value this conference, she said.

Ms. Daly said in addition to this conference, on March 25th, from 7:00 p.m. to 9:00 p.m., Mr. Debbaudt will be at the Comfort Inn Suites to discuss various matters with parents and caregivers of people with autism. Both of these conferences are free, she said. Lunch will be provided at the March 26th conference, and it will qualify

those attending with six continuing education hours of credit. She thanked the members of the Council, Senator McDonald and the Board for their assistance and support in putting together this conference. I want to insure the safety of all residents of Saratoga County, so please help me to get attendees to both of these conferences, she said.

Mr. Wood stated tomorrow at 4:00 p.m., Tara Sullivan and members of the State Quadricentennial team will be here to present Quadricentennial flags. Before the end of next week, we will have the finalized County mini grant application available for towns and villages to apply for Quadricentennial activities.

Mrs. Johnson stated the County Lands Auction will be held on Tuesday at 5:30 p.m. at Building 5, and there are about 40 parcels.

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

Respectfully submitted,

Elaine M. Sodemann

REGULAR SESSION
TUESDAY, MARCH 17, 2009
AT 4:00 P.M., D.S.T.

Board called to order by Chairman Johnson.

Roll call was taken. PRESENT – Patricia Southworth, Alan Grattidge, Philip C. Barrett, Anita Daly, Richard Lucia, Mary Ann Johnson, Jean Raymond, George J. Hargrave, Richard Rowland, Arthur M. Wright, Mindy Wormuth, 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, Arthur J. Johnson – 20. ABSENT - John Lawler, Thomas Richardson, Paul Sausville – 3.

The invocation was given by Tom Wood, Chaplain.

The Clerk presented the following:

Copy of a letter from William S. Baker advising of his retirement as the Director of Personnel effective May 16, 2009.

Accepted with regret.

Chairman Johnson thanked Bill for his 20 years of service and his accomplishments during that time. At a later date, this Board will properly recognize Bill for his service, he said. He has been a great asset to the County, he added.

Copy of a resolution adopted by the Columbia County Board of Supervisors “Urging Governor Paterson To Order The Printing And Issuing Of Tax Exemption Coupons For Members Of Indian Tribes.”

Referred to Supervisor Rowland and the County Administrator.

On a motion by Mr. Peck, seconded by Ms. Yepsen, Resolution Nos. 57 through 74 were adopted by a unanimous vote.

RESOLUTION 57 - 09

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

APPOINTING JOHN J. KALINKEWICZ AS PERSONNEL OFFICER, SELF-INSURANCE ADMINISTRATOR AND AFFIRMATIVE ACTION OFFICER

BE IT RESOLVED, that effective May 16, 2009 John J. Kalinkewicz, presently of Saratoga County, New York, is hereby appointed Personnel Officer of the County of Saratoga for a six year term to expire May 15, 2015 and Self-Insurance Administrator for a term to expire December 31, 2009 and Affirmation Action Officer, for a term to expire December 31, 2009, at Grade 21, step three on the Saratoga County Management Compensation Schedule.

BUDGET IMPACT STATEMENT: Monies associated with this action are within the 2009 budget.

RESOLUTION 58 - 09

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

DECLARING APRIL AS AUTISM AWARENESS MONTH

WHEREAS, Autism is a complex developmental disability which results from neurological disorder that affects the normal functioning of the brain; and

WHEREAS, autism occurs in some form in approximately one in one hundred fifty births, and typically appears during the first three years of life, and has a significant adverse impact on a child's development in the areas of social interaction and communication skills; and

WHEREAS, according to statistics from the U.S. Department of Education, autism is growing at a rate of 10 to 17 per-cent per year; and

WHEREAS, studies show that early diagnosis and intervention in cases of autism with the right services and supports can lead to significantly improved outcomes, allowing people with autism to live full, healthy and meaningful lives; and

WHEREAS, public awareness and involvement in the early diagnosis of and intervention for autism can assist in reducing the adverse impacts of this disorder, both on the individual with autism and on society in general; and

WHEREAS, April has been designated as National Autism Awareness Month to afford an opportunity to educate the public about autism and create a higher awareness of this disability; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby declares April to be Autism Awareness Month in Saratoga County, and encourages its residents to take a moment to learn more about autism in order to assist in the recognition of this disability and in intervention to alleviate its impact.

RESOLUTION 59 - 09

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

PROCLAIMING APRIL 26 – MAY 2, 2009 NATIONAL CRIME VICTIMS' RIGHTS WEEK

WHEREAS, more than 33 million American are victims of crime each year; and

WHEREAS, victims may suffer emotional, physical, psychological, and financial harm as a result of crime; and

WHEREAS, victim assistance and compensation programs across the country provide vital and supportive services for victims that help individuals, families, and communities cope with the impact of crime; and

WHEREAS, the Victims of Crime Act (VOCA), passed by Congress in 1984, affirmed a national commitment to helping victims rebuild their lives by establishing the Crime victims Fund, a major source of funding for services and compensation to victims of crime throughout the United States; and

WHEREAS, the Fund comprises fines and penalties levied on offenders and affirms the principle that those who commit crimes should be held accountable for their actions; and

WHEREAS, the Crime Victims Fund provides support to states for victim assistance and victim compensation programs, as well as support for federal victims of crime, child abuse prosecution, emergency reserve to assist victims of terrorism, and training and technical assistance for the victim services field; and

WHEREAS, the Crime Victims Fund supports more than 4,400 state and local victim assistance programs, including rape crisis centers, domestic violence shelters, victim assistants in law enforcement and prosecutor offices, and other direct service providers that help millions of victims every year; and

WHEREAS, victim compensation programs pay for medical and counseling costs, funeral bills, crime-scene cleanup, and lost wages for victims of crime; and

WHEREAS, National Crime Victims' Rights Week—April 26 – May 2, 2009—provides an opportunity for our country to recognize the Victims of Crime Act as a major bedrock of support for victim services and to reaffirm our nation's commitment to addressing the needs of victims of crime; and

WHEREAS, the Saratoga County Board of Supervisors is joining forces with victim service programs, criminal justice officials, and concerned citizens throughout New York State and America to observe the 25th anniversary of VOCA during National Crime Victims' Rights Week; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby designates the week of April 26 to May 2, 2009, as National Crime Victims' Rights Week in Saratoga County, and it is further hereby

RESOLVED, that the Saratoga County Board of Supervisors reaffirms 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 60 - 09

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

DESIGNATING THE "DAILY GAZETTE" AS AN OFFICIAL COUNTY NEWSPAPER

WHEREAS, Resolution 1 of 2009 designated the "Saratogian" and the "Ballston Journal" as the official newspapers of the County of Saratoga; and

WHEREAS, the "Ballston Journal" has advised the County that it will terminate publishing at the end of March 2009, and it is necessary to designate an official newspaper to replace the "Ballston Journal"; now, therefore, be it

RESOLVED, that the "Daily Gazette", a newspaper printed by the Daily Gazette Company in Schenectady, New York and having a general circulation throughout Saratoga County, be and is hereby designated as one of the official newspapers for the publication of Local Laws, notices and all other matters required by Law to be published in the official newspaper of Saratoga County.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 61 - 09

Introduced by Supervisors Barrett, Hunter, M. Johnson, Lucia, Thompson, Wright and Yepsen

AUTHORIZING A CONTRACT WITH THE SARATOGA PERFORMING ARTS CENTER

WHEREAS, this Board of Supervisors is sponsoring a U.S. Army Field Band concert to be held at the Saratoga Performing Arts Center; and

WHEREAS, a contract is necessary for the rental of the concert hall and to pay for various associated services such as stage hands, security and clean-up; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors is authorized to execute an agreement with the Saratoga Performing Arts Center for the rental of the concert hall and payment of costs of associated services in an amount not to exceed \$11,500, the form and substance subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 62 - 09

Introduced by Supervisors Wood, Daly, Hargrave, Lucia, Peck, Richardson and Rowland

AUTHORIZING SELF-INSURANCE'S LIABILITY COVERAGE

WHEREAS, Resolution 84-08 authorized renewal of the third party liability insurance for our Self-Insurance Plan; and

WHEREAS, Renewal of the policy and its assumption of a \$100,000 retention is appropriate; now, therefore, be it

RESOLVED, That the Saratoga County Self-Insurance renew its employers' liability excess coverage with Russell Bond and Company for the annual premium of \$25,644.

BUDGET IMPACT STATEMENT: None. The premium is approximately \$1,200 less than the budget.

RESOLUTION 63 - 09

Introduced by Supervisors Lucia, Barrett, Connelly, Richardson, Southworth, Wood and Wormuth

AUTHORIZING THE CHAIRMAN TO ENTER INTO A CONTRACT WITH SARATOGA BRIDGES SARATOGA COUNTY CHAPTER NYSARC, INC. TO PROVIDE TRANSPORTATION SERVICES TO THE SARATOGA COUNTY MENTAL HEALTH DEPARTMENT

WHEREAS, our Public Health Committee and Purchasing Coordinator have solicited bids for a contract for the transportation of Mental Health Clients; and

WHEREAS, our Public Health Committee recommends that the bid of Saratoga Bridges Saratoga County Chapter NYSARC, Inc. be accepted; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized and directed to execute a three year agreement with Saratoga Bridges Saratoga County Chapter NYSARC, Inc. of Ballston Spa, New York from April 1, 2009 through March 31, 2012 with option of a one (1) year extension upon written agreement of both parties for the transportation of Mental Health clients, at the rate of \$29.95 per client per day (round-trip) or \$14.97 per client per day (one-way trip), the form and content subject to the approval of the County Attorney and the Contract Administrator.

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

RESOLUTION 64 - 09

Introduced by Supervisors Lucia, Barrett, Connelly, Richardson, Southworth, Wood and Wormuth

AMENDING THE COUNTY BUDGET TO APPROPRIATE \$350,000 IN REVENUES AND EXPENSES AT MAPLEWOOD MANOR

WHEREAS, funds in the amount of \$350,000 are needed to balance the 2008 budget for the operation of Maplewood Manor; now, therefore be it

RESOLVED, that the 2008 Saratoga County Budget is amended as follows:

MAPLEWOOD MANOR:

Appropriations:

Increase Acct.: #9-62-000-8491 NYS Charges \$350,000

Revenues:

Increase Acct.: #9-0599.M Appropriated Fund Balance \$350,000

BUDGET IMPACT STATEMENT: The additional expenses will be covered by additional IGT Funding received in 2008.

RESOLUTION 65 - 09

Introduced by Supervisors Lucia, Barrett, Connelly, Richardson, Southworth, Wood and Wormuth

AUTHORIZING AGREEMENT WITH PROACT, INC. FOR PARTICIPATION IN ITS DISCOUNT PRESCRIPTION CARD PROGRAM

WHEREAS, caring for the health and medical needs of the uninsured and the underinsured members of our County presents monumental challenges; and

WHEREAS, the Saratoga County Board of Supervisors wishes to support creative, cost-neutral solutions to assist residents who cannot afford health insurance or otherwise do not receive cost effective prescription benefits; and

WHEREAS, the Saratoga County Board of Supervisors has identified an innovative solution in the form of the "Discount Prescription Card Program" (the "CARD") offered by ProAct, Inc.; and

WHEREAS, the Program offered by ProAct, Inc. offers the following features and benefits including:

1. All-inclusive eligibility, meaning the CARD is available to everyone and anyone regardless of age or income;
2. User Anonymity, meaning no prescription information is tied to any individual or individual's personal identification;
3. No membership or other fees to the participants;
4. Administered by ProAct, Inc. at no cost to the County;
5. Savings of 10% to 20% on brand medications and savings and 20% to 50% on generic medications;
6. Available in all participating pharmacies throughout Saratoga County; and

WHEREAS, sponsorship of the ProAct, Inc. Program by Saratoga County will be of great benefit to our residents; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a contract with ProAct, Inc. of Liverpool, New York, for participation by the County in its Discount Prescription Card Program for County residents, the form and substance subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. There is no cost to Saratoga County Government and no cost to participants.

RESOLUTION 66 - 09

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

AUTHORIZING AN AGREEMENT WITH BISHOP BEAUDRY CONSTRUCTION, LLC FOR CONSTRUCTION MANAGEMENT SERVICES RELATIVE TO THE CONSTRUCTION OF THE NEW COUNTY ANIMAL SHELTER AND AMENDING THE ANIMAL SHELTER CAPITAL FUND

WHEREAS, the construction of the new Saratoga County Animal Shelter will require the services of a construction manager to supervise construction; and

WHEREAS, five proposals were solicited for construction management services; and

WHEREAS, the Buildings and Grounds Committee recommends that the proposal of Bishop Beaudry Construction, LLC for construction management services for the construction of the animal shelter be accepted; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an agreement with Bishop Beaudry Construction, LLC of Colonie, New York for construction management services for the construction of a new animal shelter upon the following terms:

Pre Construction Services – on an hourly cost basis, not to exceed \$25,000

Construction Services – a fixed fee of \$145,778 plus time and materials not to exceed \$220,000, for a total contract sum not to exceed \$390,778, the form and substance of such agreement subject to the approval of the County Attorney and the Contract Administrator; and be it further

RESOLVED, that the County budget is amended as follows:

ANIMAL SHELTER CAPITAL BUILDING FUND:

INCREASE:

Appropriations:

Increase Acct.: #HL-35-100-7098 Prof Services	\$390,778
Increase Acct.: #1-90-920-99HL Transfer to Animal Shelter	\$390,778

Revenues:

Increase Acct. #HL-35-5031 Transfer from Gen. Fund	\$390,778
Increase Acct. #1-0599.M Appropriated Fund Balance	\$390,778

BUDGET IMPACT STATEMENT: This amendment will require the appropriation of \$390,778 of fund balance which will be repaid by bond proceeds.

RESOLUTION 67 - 09

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

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

WHEREAS, Senate legislative member item grants secured by Senator Joseph Bruno in the amounts of \$50,000, \$44,100 and \$5,000 are available for the purchase of office equipment, computer networks, communications equipment and other items needed for the District Attorney’s Office, and

WHEREAS, the acceptance of these grants 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 Senate legislative member item grants in the amounts of \$50,000, \$44,100, and \$5,000 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. #1-25-000-7010	furniture	\$27,118
Increase Acct. #1-25-000-7020	Office Equipment	\$ 2,209
Increase Acct. #1-25-000-7032	PC Networks	\$29,055
Increase Acct. #1-25-000-7051	Comm. Equipment	\$ 4,078
Increase Acct. #1-25-000-7094	Bldg. Components	\$18,600
Increase Acct. #1-25-000-8190	Other Prof. Services	\$ 1,974
Increase Acct. #1-25-000-8520	Software	\$ 1,595
Increase Acct. #1-25-000-8543	Office Equip. Rental	\$11,665
Increase Acct. #1-25-000-8627	Building Maint. Supplies	\$ 2,806

Revenues:

Increase Acct.: #1-25-3091	DA NYS Grant	\$99,100
----------------------------	--------------	----------

BUDGET IMPACT STATEMENT: None. This is 100% legislative funding.

RESOLUTION 68 - 09

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

AUTHORIZING THE PURCHASE FROM GLENMARTIN, INC. OF BOONVILLE, MISSOURI OF A MONOPOLE RADIO TOWER AT FRAKER MOUNTAIN IN THE TOWN OF EDINBURG

WHEREAS, our Public Safety Committee and Purchasing Coordinator have solicited bids for a monopole radio tower in the Town of Edinburg for the County Emergency Radio System; and

WHEREAS, three bids were solicited for a monopole radio tower in the Town of Edinburg, and the Public Safety committee recommends an award of the bid to GlenMartin, Inc., the lowest bidder; now, therefore, be it

RESOLVED, a purchase order is hereby authorized for the purchase of a monopole radio tower from GlenMartin, Inc. of Boonville, Missouri at Fraker Mountain in the Town of Edinburg for a sum not to exceed \$41,577.50.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 69 - 09

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

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

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

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

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

RESOLVED, that the Chair of the Board execute an agreement with Cooperative Extension of Ballston Spa, NY for its services in administering the MS4 Storm Water Management Program at an annual cost of \$50,000, the form and content thereof being subject to the approvals of the County Attorney and Contract Administrator.

BUDGET IMPACT STATEMENT: None. Funding is available in the 2009 budget.

RESOLUTION 70 - 09

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

AMENDING THE 2009 BUDGET TO REAPPROPRIATE UNSPENT FUNDS RELATING TO SARATOGA COUNTY PLANNING

WHEREAS, unexpended 2008 funds for the County's share of development right purchases in the Towns of Malta and Clifton Park in the amount of \$200,000 need to be reappropriated to the 2009 budget; now, therefore, be it

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

PLANNING DEPARTMENT:

Appropriations:

Increase Acct.: #1-80-000-7091.1 Acq. of Development Rights \$200,000

Revenues:

Increase Acct.: #1-0599.M Appropriated Fund Balance \$200,000

BUDGET IMPACT STATEMENT: This will reduce fund balance by \$200,000.

RESOLUTION 71 - 09

Introduced by Supervisors Rowland, Daly, Raymond, Southworth, Veitch, Wright and Yepsen

APPROVING 2009 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:

BUDGET IMPACT STATEMENT: No budget impact.

Saratoga County 2009 Legislative Program

1. Requesting a portion of the federal stimulus funding being distributed through the Governor's office for infrastructure projects in Saratoga County. New businesses, from retail to factories, can only move into areas with reliable highways, bridges, water, and sewer systems. Infrastructure is also very important for sustaining

the economic viability of our county. We have already initiated the funding process by sending the Governor a list of the shovel-ready projects that can be started and completed within the prescribed 90 day/180day/and 2 year completion timeline. Since the spring construction season is currently underway it's imperative that we receive a timely confirmation of a funding level before the projects are shelved for another year.

2. Supporting mandate relief as a necessary component of any state sponsored attempt to control property taxes. The property tax burden is growing at a rate greater than the ability of many county residents to pay without extreme hardship. This issue was reviewed last year by the New York State Commission on Property Tax Relief who recommended mandate relief as a way to control this expense. We would advocate for revising and or eliminating the non-value adding program components that drive up costs for local governments.

3. Supporting Saratoga County municipalities in their requests for special State Assistance. Most of the County's municipalities have requested assistance from the State Legislature that range from small building improvements to major improvements in the sewer service. The support of our State Legislative delegation has been key to our success in these areas in the past, and we again seek their help to insure that Saratoga County residents get their fair share of funding for these types of projects in 2009.

4. Supporting Senate Bills S255 & S266 to require market-based assessments of real property owned or leased by a cooperative corporation or on a condominium basis which is converted or constructed on or after January 1, 2011. As currently written, the real property tax law does not allow the sum of the assessments of individual cooperative or condominium units to exceed the value of the entire complex if it was valued as a single entity. The restriction tends to reduce condominium and cooperative assessments by preventing the use of sales of units in the assessment process. We concur with our local assessors that this restriction is an unreasonable state mandate which unfairly limits the revenue raising ability of local governments. This bill would allow municipal corporations to value newly constructed and converted cooperative and condominium units as they would other real property to alleviate any negative impacts caused by the current statute.

5. Opposing the disproportionate reduction in Consolidated Highway Improvement Funding (CHIP's) currently being proposed in the Governor's budget. The Governor's budget reduced CHIP's funding to its lowest level in over 14 years. The proposed statewide funding level of \$250.9 million represents a 31 percent reduction of \$112 million below last year's appropriation of \$363 million. CHIP's was scheduled to receive \$313 million this fiscal year, so the Governor sees it as a \$58.8 million or a 20 percent reduction. Taking into account the inflation rate of 22 percent this year for highway construction materials, Local Roads would get the equivalent of a 50 percent cut.

6. Urging the New York State Legislature to support the state's Farmland Protection Program and the Environmental Protection Fund. The State Legislature is now considering Governor Paterson's budget proposal released on December 16th that would make major reductions in funding in FY 2008-09 and FY 2009-10 for New York's Farmland Protection Program. The Governor is proposing staggering cuts of almost 40% to agricultural programs in the Environmental Protection Fund, like the Farmland Protection Program, meaning that almost 90% of farmers interested in protecting their land this year will be turned away. Saratoga County farmers have benefited immensely from this funding stream and our county currently boasts over 2100 acres of protected farmland and open space which wouldn't have been possible without this funding.

7. Providing additional funding and awarding the construction contract to honor the state's promise to replace the 78 year old Batchellerville Bridge in the Town of Edinburg. After years of negotiations with the State and the Federal governments an agreement was reached whereby state and federal funds would be provided to pay for replacing this bridge and upon completion the county would then take over ownership and maintenance responsibilities. The state currently has 2 qualified bids that were over the estimated cost and have not yet moved forward with the awarding of the contract. The bidders will not hold their prices forever for this is a shovel ready project. We urge the state to provide the additional funding as soon as possible. At this point, New York State has already spent several million dollars for design, engineering, and bidding costs related to this project.

8. Rejecting any provisions in the Governor's 2009 budget that would eliminate the sharing of VLT revenues with Saratoga Springs and Saratoga County. In 2009, Saratoga County budgeted for \$1.1 million in assistance based on the 2008 revenue and the anticipated profits to the State and the operators of Saratoga Gaming and Raceway. This 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 belief 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 resources. In addition, we believe the aid should be indexed in such a way that we receive increased aid as the facility becomes more profitable.

9. Opposing certain proposed Empire Zone Program reforms that would result in the elimination or downsizing of businesses in Saratoga County that have lived up to their commitment to create and foster economic prosperity within the existing program guidelines. Under the proposed Executive Budget, pending changes would subject companies, relying on Empire Zone benefits in making significant investments, to a number of consequences that would remove their incentives to do business in Saratoga County. We're not opposed to a sensible restructuring of this program, but it must continue to provide our communities with the tools to maximize the return on their investment. We strongly oppose any of the proposed changes that take away our ability to be flexible with how certain essential zone benefits are provided and how they'll be used for future development. Without this flexibility and community input the zones lose their appeal and ability to level the playing field when we're competing with other states or countries for this business.

10. Supporting various health care reform initiatives including the permanent reinstatement of the Intergovernmental Transfer Program (IGT) and the restructuring of the funding mechanisms for mandated medicaid services. For years our county nursing home, Maplewood Manor, was able to fund its operations with a combination of revenues that included an annual subsidy from the IGT program. Since that program was terminated by the federal government our residents have had to provide in excess of \$6 million annually to cover Maplewood's operating deficit. The recent short term reinstatement of this program should be made permanent. In addition, Saratoga County's annual portion of countywide Medicaid expenses exceeds \$24 million. Since New York State and the federal government have absolute control over what services are provided, and to whom, they should relieve our taxpayers of the burden of paying for any of these services since we have no way to manage or control the related costs.

11. Urging the restoration of \$453,000 in funding for NYS County Fairs agricultural exhibits and opposing the imposition of a sales tax on admission gate fees. The 2009-2010 Executive Budget proposes the elimination of \$453,000 in premiums for winners of agricultural exhibits. Without this funding county fairs will be forced to substantially curtail the number of exhibits and programs that entice individuals, primarily youth between the ages of 9 and 18, to compete for recognition of excellence in their "agricultural" class. Secondly, the imposition of a state sales tax on admission gate fees will serve to further erode the number of fair goers and sponsors at a time when county fairs are one of the last affordable venues for the industry and the residents who attend our county fairs.

RESOLUTION 72 - 09

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

AUTHORIZING SETTLEMENT OF LEGAL ACTION BY NEW YORK STATE DEPARTMENT OF CONSERVATION AGAINST SARATOGA COUNTY

WHEREAS, in 1994, Saratoga foreclosed and took title to a delinquent tax lien on a property in the Town of Stillwater known as part of the old Westvaco paper plant complex and later sold it at auction; and

WHEREAS, it was discovered that the property had been contaminated with oil and other petroleum products, necessitating its clean up and remediation by the New York State Department of Environmental Conservation (NYSDEC); and

WHEREAS, NYSDEC commenced a legal action against Saratoga County as a record title owner of the property under Navigation Law Article 12 to recover the \$15,444.32 cost of the clean up; and

WHEREAS, a settlement has been proposed among Saratoga County and three other record title owners of the property for the four parties to split evenly the clean up cost; and

WHEREAS, the proposed settlement is in the best interests of the County; now therefore, be it

RESOLVED, that this Board of Supervisors authorizes the settlement of the legal action of the State of New York against Saratoga County for the clean up of a petroleum spill in the vicinity of Best Avenue in Stillwater, New York for the sum of \$3,861.08 upon receipt of the necessary documentation to be approved and executed by the County Attorney.

BUDGET IMPACT STATEMENT: These funds are available within the County Attorney's budget.

RESOLUTION 73 - 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>
Charles Dunbar P.O. Box 142 Corinth, NY 12822 760 East River Drive Lake Luzerne, NY 12846	2006 & 2007	Corinth	45.-1-5	\$3,777.81
David Cameron 933 County Rte. 10 Corinth, NY 12822	2006, 2007 & 2008	Day	43.16-1-20	\$3,997.18
Michael Ratel Magdalena Ratel 12 Purcell Street Staten Island, NY 10310	2006, 2007 & 2008	Day	42.11-1-41	\$3,103.77
Daniel J. VanNostrand 111 Tennantville Road Edinburg, NY 12134	2006, 2007 & 2008	Edinburg	67-1-27.13	\$769.18
Estate of Vincent S. Ingenoso P.O. Box 250 Averill Park, NY 12018	2006, 2007 & 2008	Galway	171.-1-18.12	\$8,415.08
Thomas Merrills 486 Lake Desolation Road Middle Grove, NY 12850	2006, 2007 & 2008	Galway	174.-1-71	\$684.19
John R. Bailey Joyce E. Bailey 1038 Brierwood Blvd. Schenectady, NY 12308	2006, 2007 & 2008	Hadley	35.7-1-15	\$3,883.51
John R. Bailey Joyce E. Bailey 1038 Brierwood Blvd. Schenectady, NY 12308	2006, 2007 & 2008	Hadley	35.7-1-16	\$1,598.72
John Machnick Darla M. Zabek formerly known as Darla M. Machnick	2006 & 2007	Halfmoon	284.4-2-32.2	\$4,587.66

15 Whites Lane
Clifton Park, NY 12065

Robert C. Johnson Cheryl L. Johnson 57 Spring Street So. Glens Falls, NY 12803	2005, 2006 & 2007	Moreau	37.46-2-47	\$11,186.73
---	----------------------	--------	------------	-------------

Wayne C. Fahey Virginia Fahey 226 Prah Road Galway, NY 12074	2006, 2007 & 2008	Providence	146.-1-85.5	\$1,296.15
---	----------------------	------------	-------------	------------

Ellen J. Murphy-Smith 971 Gloucester Place Niskayuna, NY 12309-4811	2006	Stillwater	261.2-1.12	\$3,681.21
---	------	------------	------------	------------

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

RESOLUTION 74 - 09

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

ACCEPTING A CONDITIONAL TENDER OFFER (WATERFORD)

WHEREAS, unpaid taxes resulted in the County's acquisition of certain land in the Town of Waterford; and
WHEREAS, the former owner has requested the pre-auction conveyance of the parcel in consideration of his payment of the unpaid taxes; and

WHEREAS, the former owner has arranged for the payment of said unpaid taxes at a closing to be held on or before April 30, 2009 and requested that title be reconveyed to the owner set forth below; and

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

RESOLVED, that the Chair of the Board execute a quitclaim deed to the following party conveying the land set opposite its name, to be delivered to and held in escrow by the attorney for the seller of the property, the lender or the title insurance company insuring the transaction, and to be delivered to the following party only upon the payment in cash or certified funds of the indicated amount; and be it further

RESOLVED, that in the event said payment is not made before the date set forth below, the authorization to the seller's attorney, the lender or the title insurance company insuring the transaction shall expire and the deed shall be returned to the Chair of the Board.

<u>CONVEY TO:</u>	<u>YEAR</u>	<u>TOWN</u>	<u>S/B/L</u>	<u>AMOUNT</u>
Estate of Evelyn Cipkowski 11 Lawrence Street Waterford, NY 12188	2005, 2006 2007 & 2008	Waterford	291.54-1-26	\$17,313.51

This authorization expires on April 30, 2009.

BUDGET IMPACT STATEMENT: The above amounts include the appropriate penalties and interest

Chairman Johnson announced the following appointments:

PUBLIC HEALTH PROFESSIONAL ADVISORY COMMITTEE

Diane Grabo, Speech Therapist
123 Horstman Drive
Scotia, NY 12302

Pat Atwell, Consumer
3327 Route 9N
Greenfield Center, NY 12833

WORKFORCE INVESTMENT BOARD

Leslie Dorsey
Vice President for Human Resources
Ballston Spa National Bank
(Term Expires 12/31/10)

REGION 5 FISH AND WILDLIFE MANAGEMENT BOARD

Bob Monacchio, Landowner
Ronald Rybicki, Sportsman
Jean Raymond, Supervisor
Jack Vaillancourt, Alternate Landowner
Robert Hodorowski, Alternate Sportsman
(Terms Expire 12/31/09)

ADVISORY YOUTH BOARD

Meg Gorman (City of Mechanicville)
13 Glenwood Street
Mechanicville, NY 12118

Ms. Daly reminded the Supervisors of the upcoming Autism Conference that will be held March 26th at the Comfort Suites in Clifton Park, and this day time conference is geared towards law enforcement officials, EMTs, security personnel, and those who would be in a position to encounter emergency situations. Beyond that population, that conference will have a lot to offer with a tremendous speaker and presenter, she said. You will leave there having learned something you did not previously know, she stated. She stated the speaker is entertaining, energetic, and you will not be bored. We are beginning to get many inquiries from outside Saratoga County, she said. We would be more than happy to accommodate them, but we would like to see our own Saratoga County residents get first shot in the space available. She said Sheriff Bowen has been very supportive of this conference, and the Sheriff's Office will be sending representatives. Continuing education credits will be available for EMTs, and they will receive their certificate that day. There will be a free lunch, she said. In addition, Mr. Debbaudt, the presenter, has offered an opportunity for parents and caregivers to get together with him informally at the same location on the evening of March 25th to discuss the safety of your child or individual to make sure they are protected in every way possible. Space is filling up, and we would love to have you all, so please contact Jen Ciulla as soon as possible, she said.

Mrs. Johnson stated the County auction is tonight at 5:30 p.m. at Bldg. 5, and we are down to 20 properties.

Chairman Johnson stated the yellow ribbons each Supervisor was provided by Carol Hotaling who is the coordinator of Project Yellow Ribbon. Yellow ribbon day is coming up soon, and she provided them for all of us, he said.

Chairman Johnson introduced the newly appointed Personnel Director, Jack Kalinkewicz. Mr. Kalinkewicz stated we will miss Bill, as he was around for a long time. I think I am ready for the challenges of this position, and I sincerely appreciate your support for this, he said.

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

Barbara J. Plummer, Clerk