

## A G E N D A

February 13, 2008 5:00 p.m.

Vice-Chairman Johnson called the meeting to order.

Roll call was taken. PRESENT – Patricia Southworth, Alan Grattidge, Anita Daly, Richard Lucia, George J. Hargrave, Richard Rowland, Arthur M. Wright, 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 - 18. ABSENT - Philip C. Barrett, Mary Ann Johnson, Jean Raymond, Paul Sausville, Mindy Wormuth – 5.

On a motion by Mr. Hargrave, seconded by Mr. Thompson, the minutes of the meeting of January 9, 2008 were approved unanimously.

## PRESENTATION BY PACHECO ROSS

Vice-Chairman Johnson said we will have a presentation on a proposed Public Safety building by Pacheco Ross Architects suggested by the Buildings & Grounds Committee.

David Pacheco stated they have been working on this project since June, 2007, and all of the County employees they have worked with have been very professional. The site we are talking about is on County Farm Road near the jail facility, he said. He stated the process started with a feasibility study that was completed August, 2007. He said they looked at four entities within the County - - Mental Health, Public Health, Sheriff's Department and Emergency Services - - to see if they could be adapted into that facility. Three of these entities did make a good match. Mental Health's need to the proximity of the Saratoga Hospital and the need for that department to be on a public bus route and other issues did not fit into this project, he stated. He said the results were presented to the Buildings & Grounds and Public Safety Committees. Last year, the Buildings & Grounds Committee unanimously voted to move forward to schematic design, and that's where we are, he said.

Mr. Pacheco said they have gone to a third party estimator. The Buildings & Grounds Committee has requested standardization of office sizes. Every department head would have the same size office across the board, he said. The total square footage for this building would be 41,753 for the three entities for a total cost of \$13,799,178. This was revised from \$18,914,418 of July, 2007, he stated. He said this one story building will be functional and not fancy. It will have a good commercial construction that is durable. He reviewed the hard and soft costs for this building. He stated he believes this will not require a construction manager.

Mr. Thompson asked if this allows for expansion down the road. Mr. Pacheco stated this is to house what you have right now. The Communications Center is sized for 12 stations which is 4 additional spaces that do not currently exist, as that is the most difficult space in the future to add on to, he said. He stated some administrative spaces have some room for expansion, he added. He said the need to expand from what was projected out is another cost. Due to budget pressures, it was thought for the building to be somewhat smaller. He said he believes it will be just large enough for your needs now and not much more than 20 years. Mr. Thompson said it seems like what we do is build to meet our needs of the day. In 10 more years, we will have to put another \$10 million in it to expand, he said. Mr. Pacheco said that is something you will need to evaluate.

Mr. Lawler asked Mr. Pacheco how he managed to reduce the soft costs from the original estimate. Mr. Pacheco stated Paul Lent has monies already granted to him for a lot of equipment they assumed the County would need from their original report. Our original report didn't assume the original equipment was moving over, he stated. The department heads feel they have good furniture that could be moved over, he added. Mr. Lawler asked him if their cost estimates include telecommunications, data processing and infrastructure. Mr. Pacheco stated yes, which is line item 15 under soft costs. Mr. Lawler asked where the estimate came from on how big this building should be. Mr. Pacheco said they sat down with the departments and had a detailed programming meeting to look at what they would need for the future. Mr. Lawler asked how percentage of this building is dedicated to expansion. Mr. Pacheco said probably about 40% of the Dispatch Center area.

Mr. Lawler asked for a ballpark cost for a construction manager. Dennis, of Pacheco Ross Architects, stated it depends on how you would use him. You can use him as a clerk of the works or use him to actually bid out several bid packages. That would cost about \$500,000 to \$700,000. We would sit down and work with you,

and whatever that cost was, the savings on the back end is more than their fee, he said. Mr. Pacheco said they did not think that was an absolute necessity. Mr. Lawler asked who would be responsible. Mr. Pacheco said the clerk of the works who is just eyes and ears on the site. When they see an issue, they contact the owner and the architect, he said. He said the construction manager tells the contractor what to do and handles a lot more paperwork. Mr. Lawler asked if there is a contingency on soft costs. Mr. Pacheco said none right now on the soft costs. They are always open for negotiation, he stated.

Mr. Grattidge thanked the Buildings & Grounds Committee for keeping the Board updated about this. We will really have to spend time getting our arms around this, he said. He stated we need to do this and do it right to serve the County for a good long time. He said we have an asset in Saratoga Springs when Public Health moves that we can make a decision on. We could recover a sizeable amount of money back from the building we own up there, he stated.

Mr. Wickerham reviewed the following Agenda items:

#### EQUALIZATION AND ASSESSMENT

Accepting tender offers in the Towns of Corinth \$1,833.57, Day \$1,900.76, Hadley \$10,851.02, Halfmoon \$19,649.47, Providence \$694.22, and Wilton \$15,266.66. (Sam Pitcherelle, County Treasurer)

Mr. Wickerham said there may be more tender offers by the time of the Board Meeting. He mentioned the County auction is in March.

Rescinding Resolution #255-07 and agreements with Calibre Investments Group, LLC and Victory Mills Holding, LLC and awarding \$50,000 bid to Riverview Realty, LLC if the \$100,000 deposit is not received by February 22, 2008. (Mark Rider, County Attorney)

Amending the 2008 County Budget to reappropriate \$134,420 in expenses and revenues for the continuation of the Real Property Tax Administration Technology Improvement Grant. (Carol Holley, Real Property Director)

Authorizing corrections to tax bills in the Towns of Saratoga in the amount of \$2,817.06 and Wilton in the amount of \$45,446. (Carol Holley, Real Property Director)

Cancelling \$106.13 in taxes on a parcel in the Town of Ballston. (Carol Holley, Real Property Director)

#### PUBLIC HEALTH

Amending the 2007 budget to recognize a shortfall of \$900,000 in the Maplewood Manor. (Diane Brown, Maplewood Manor Administrator)

Mr. Wickerham said this is due to the loss of revenue funds in the Governor's budget.

Reappropriating \$89,600 in funding for billing software for Mental Health. (Dale Angstadt, Mental Health Director)

Amending Resolution #240 of 2007 to accept an additional \$25,000 in the Bioterrorism grant and amending the budget in relation thereto. (Janet Glen, Acting Public Health Director)

Authorizing the Chairman to accept additional cost of living funds for the following grant programs:

Lead Poisoning Grant - \$1,806

Children with Special Needs Program - \$1,373

Early Intervention - \$7,122

Immunization Action Program - \$1,136

and amending the budget in relation thereto. (Janet Glen, Acting Public Health Director)

#### ECONOMIC DEVELOPMENT

Reappropriating \$50,301 in expenses and revenues for grant programs operated by the Planning Department:

Legislative grant for GIS equipment purchases - \$19,562  
GIS needs assessment - \$28,000  
farmland viability activities funded under various sources of State Aid - \$2,739  
(Jason Kemper, Planning Director)

Mr. Wickerham stated this was left unspent from last year.

Authorizing the Chairman to enter into agreement with the Saratoga County IDA to provide administrative services at an annual cost of \$22,500 for the period beginning 1/1/08 and ending 12/31/09, subject to the review of the annual cost. (Jason Kemper, Planning Director)

Mr. Wickerham stated this will actually formalize that.

Authorizing an amended agreement with Greenman-Pederson, Inc. to perform an additional \$90,000 in engineering services to complete tasks not included in the original contract for the Zim Smith Trail. (Jason Kemper, Planning Director)

Authorizing the Chairman to enter into an agreement with Cornell Cooperative Extension for the provision of services required by NYS DEC Water Quality Contract to implement the Saratoga County Intermunicipal Stormwater Management Program at a cost of \$344,000 and reappropriating \$258,000 in expenses and revenues to fund this program. (George Hodgson, Environmental Management Director)

Introducing a proposed local law prohibiting illicit discharges, activities and connections to the County of Saratoga Separator Storm Sewer System and setting March 12, 2008 at 4:50 in the County Board Rooms as the date, time and place for this hearing. (George Hodgson, Environmental Management Director)

Establishing a Stormwater Management Policy to provide minimum controls for construction activities engaged in by Saratoga County on new facilities, roads or other capital improvements that will disturb one (1) or more acres of soil. (George Hodgson, Environmental Management Director)

#### LEGISLATIVE AND RESEARCH

Adopting a County Legislative Program for 2008. (David Wickerham, County Administrator)

Mr. Wickerham said we will use that to lobby our legislators in March.

Supporting A-07333 which would allow towns and cities to impose a real estate transfer tax and create community preservation funds. (David Wickerham, County Administrator)

#### BUILDINGS AND GROUNDS

Authorizing the Chairman to enter into agreements with NYSDOT to accept \$600,000 in airport grants to complete various airport capital projects. (Joe Ritchey, Public Works Commissioner)

Authorizing the Chairman to enter into an agreement with Edwards and Kelcey to provide \$470,177 worth of engineering services relative to airport grant projects. (Joe Ritchey, Public Works Commissioner)

Mr. Wickerham said these projects are already included in the 2008 budget.

Amending the 2008 County budget under Emergency Services to reappropriate \$53,000 in expenses and revenues for schematic design services of the proposed public safety building. (Joe Ritchey, Public Works Commissioner)

#### VETERANS

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

Mr. Wickerham stated this is for the September 20<sup>th</sup> concert.

PUBLIC SAFETY

Authorizing the Chairman to enter into an agreement with Sabre Towers for the purchase of three towers at a cost not to exceed \$209,870. (Paul Lent, Emergency Services Director)

Mr. Wickerham stated there were three bidders, and the second bid was for \$211,000. It was a tight bid, he added.

Authorizing the Chairman to enter into an agreement with Alcatel Lucent to purchase a four (4) site – three (3) path microwave system at a cost not to exceed \$543,501. (Paul Lent, Emergency Services Director)

Authorizing the Chairman to enter into an agreement with CSI to provide two (2) communication shelters for the Towns of Milton and Providence at a total cost not to exceed \$200,000. (Paul Lent, Emergency Services Director)

Authorizing the Chairman to enter into an agreement with Blue Wing Services to provide technical and engineering services needed to obtain licenses at a total cost of \$22,500. (Paul Lent, Emergency Services Director)

Mr. Wickerham said the FCC has to do a review, and they will charge us for that.

CHAIRMAN'S ITEM

Appointing Douglas Farrar of the Town of Ballston, George Downs of the Town of Malta, Michael Bashore of the Town of Milton and Jeff Mahar of the Town of Stillwater to the County Fire Advisory Board at a term to expire 12/31/09.

LAW AND FINANCE

Appointing Robert S. Near as the Director of Weights and Measures A and Consumer Affairs. (Bill Baker, Personnel Director)

Authorizing the Chairman to enter into an agreement with ICOM Tech Services to provide construction and launch of a new County website at a cost not to exceed \$29,362. (Jason Kemper, Planning Director)

Setting March 12, 2008 at 4:45 p.m. in the County board rooms as the date, time and place to hold a public hearing on the Saratoga County Sewer District's expansion project. (Jim DiPasquale, Sewer District Director)

Reappropriating capital projects in the Sewer District budget totaling \$906,868. (Jim DiPasquale, Sewer District Director)

Mr. Wickerham said all funds will come from the Sewer budget.

Mr. Wood reported an agreement has been reached on an award of the racing franchise to NYRA. A special press conference will be held tomorrow at 11:00 a.m. at the Racing Museum on Union Avenue in Saratoga Springs, and Senator Bruno will be there, he said. He encouraged all members of the Racing Committee and Board members to attend, as we have a lot at stake in this. We will be looking closely at the final agreement that was reached to make sure the nine points that are very important to the County and Saratoga Springs are included, he stated.

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

Respectfully submitted,  
Elaine M. Sodemann

REGULAR SESSION  
TUESDAY, FEBRUARY 26, 2008  
AT 4:00 P.M., E.S.T.

Board called to order by Chairman Hargrave.

Roll call was taken. PRESENT – Patricia Southworth, Alan Grattidge, Philip C. Barrett, Anita Daly, Richard Lucia, George J. Hargrave, Arthur M. Wright, Mindy Wormuth, Paul Sausville, Thomas Richardson, Frank Thompson, Preston L. Jenkins, Jr., Willard H. Peck, Thomas N. Wood, III, Matthew E. Veitch, Joanne Dittes Yepsen, Shawn P. Connelly, John Lawler, Arthur J. Johnson – 19. ABSENT - Richard C. Hunter, Sr., Mary Ann Johnson, Jean Raymond, Richard Rowland – 4.

The invocation was given by Tom Wood, Chaplain.

PUBLIC INPUT

Christopher Schuh, of Lake Luzerne, said he remembers reading a prayer in the Bible when he was a young boy that said thou shall not steal. He said this County is stealing people's properties on a regular basis. He said his property is in auction right now. It is a \$200,000 property, and the County is alleging that he owes over \$10,000, and you want the other \$190,000 for what purpose? He said Mark Rider failed to present the courts with certain documents that he presented to him. I do not consent to you stealing my property, he said. He said what he found interesting today is that your prayer addressed certain past presidents and founding fathers. He said this country right now is not in the year 2008. I think it's closer to 1774, he said. He stated the average taxes being paid by the citizens of this State is at 50%. We have nobody here that I can see in the politics of this community, this State and this County who have had any input in eliminating property taxes in New York State, he said. It is the only way for citizens in this County to live like free people, he added. He stated right now, he is renting his property back from his servants. You have not taken the position of servants any more. You have taken the position of rulers, masters and kings, he said. You cannot vote our rights away, he said. The people who work in this room are public servants, he stated. They work at the consent of the governed, and I do not consent to you stealing my property, he said. He mentioned he had a gentleman in his office who is leaving the State because he cannot afford the taxes. He is an engineer with a family. He pointed out 1 in 5 people in New York State have tax problems. This will become a very scary place very shortly if things do not change immediately, he stated.

On a motion by Mr. Thompson, seconded by Mr. Peck, the minutes of the meetings of December 18, 2007, January 3, 2008 and January 15, 2008 were approved unanimously.

The Clerk presented the following:

Correspondence from Mark M. Rider, Saratoga County Attorney, appointing Robert D. Wilcox as an Assistant County Attorney, FT, effective 1/25/08 – 12/31/08.

Received and filed.

Correspondence from the State of New York State Board of Elections certifying the Democratic appointment of William Fruci, of Mechanicville, NY as Commissioner of Elections for a four year term beginning January 1, 2009.

Received and filed.

Correspondence from Ernest W. Martin, Mayor, Village of Stillwater, petitioning the Board of Supervisors to apply for inclusion of the Village of Stillwater within the boundaries of the Saratoga County Sewer District #1 and request that the SCSD extend its district boundaries to include the whole Village of Stillwater.

Referred to Supervisor Connelly, the Sewer District & County Administrator.

Correspondence from Ernest W. Martin, Mayor, Village of Stillwater, urging the Board of Supervisors to adopt a resolution petitioning the Environmental Protection Agency and General Electric to provide safe drinking water to the Village during the planned Hudson River PCB Dredging Project.

Referred to All Supervisors and the County Administrator.

Copies of Payment In Lieu of Tax Agreements with respect to Town of Corinth Industrial Development Agency and NYSARC, Inc., Saratoga County Chapter and County of Saratoga Industrial Development Agency and Perry Realty Associates, LLC.

Received and filed.

Copy of a Notice of Public Hearing to consider adoption of Local Law 3-2008 of the Town of Moreau that represents a revision to the Town's Zoning Law.

Received and filed.

Thank you note from Carol Clark, DSS Adult & Family Services, thanking the Board for their recent donation to their Christmas Program that assisted 400 children and their families with toys, clothes, and food.

Received and filed.

Thank you note from the Animal Welfare League of the Greater Capital District, Inc. acknowledging receipt of the Board's donation in memory of Barbara Bruno.

Received and filed.

To the Saratoga County Board of Supervisors:

I would like to thank you all very much for honoring my husband, Theodore C. Luciano, as the deceased veteran of the month. As I sit here reflecting on his life, it struck me that this is not only a tribute to my husband but to all World War II veterans. I think Tom Brokaw, author of the book "The Greatest Generation Ever", said it best while describing American World War II veterans:

"At a time in their lives when their days and nights should have been filled with innocent adventure, love, and the lessons of the work day world, they were fighting in the most primitive conditions possible across the bloodied landscape of France, Belgium, Italy, Austria, and the coral islands of the Pacific. They answered the call to save the world from the two most powerful and ruthless military machines ever assembled. They faced great odds and a late start, but they did not protest. They succeeded on every front. They won the war; they saved the world. They came home to joyous and short-lived celebrations and immediately began the task of rebuilding their lives and the world they wanted. They married in record numbers and gave birth to another distinctive generation, the baby boomers. A grateful nation made it possible for more of them to attend college than any society had ever educated anywhere. They gave the world new science, literature, art, industry and economic strength unparalleled in history. As they now reach the twilight of their adventurous and productive lives, they remain, for the most part, exceptionally modest. They have so many stories to tell; stories that in many cases they have never told before, because in a deep sense, they didn't think that what they were doing was that special because everybody else was doing it too."

The way I see it, only two defining forces have ever offered to die for me: Jesus Christ and the American G.I. One died for my soul, the other for my freedom. We need to continue to pay tribute to those men and women who have given us the lives we all have today. Thank you all from the bottom of my heart, and God bless all of you.

Sincerely,

Marie Luciano and family  
45 County Rd. 75

Mechanicville, N.Y.

REPORTS:

2007 Annual Reports received from the Personnel Department, Department of Employment & Training, Youth Bureau, Probation Department, Real Property Tax, and the Department of Public Works.

Received and filed.

Great Sacandaga Lake Fisheries Federation Inc. Stocking Report for 2007.

Received and filed.

## REPORT NO. 1 - 08

## 2007 YEARLY BALANCE SHEET – COUNTY CLERK’S OFFICE

1. Fee charged or received for recording & certificate thereof	\$1,434,792.25
2. Fee charged or received for official services	1,384,634.89
3. Fee received for Motor Vehicle Registrations	2,060,113.87
4. Sales Tax	26,844.08
5. Real Estate Transfer Tax	6,766.00
6. Money refunded for errors and duplication services	-246.00
7. Fee charged for RP-5217's	617,250.00
8. Fee charged for Education Fees	834,380.00
9. Public Copiers	29,395.45

TOTAL	\$6,393,930.54
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RECEIPTS

Amount received as shown	6,393,930.54
Amount of Mtg. Tax, unapportioned as of 1/1/07	47,912.50
Amount of Mtg. Tax received in 2007	19,939,277.93
Interest received on County Clerk Account	489.71
Transfer Tax	4,998,981.84

TOTAL	\$31,380,592.52
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DISBURSEMENTS

Amount paid to County Treasurer	4,008,568.04
Amount paid to Co. Treasurer for Educ. Acct.	41,716.00
Amount paid to NYS Education Dept.	792,604.00
Amount paid to RP-5217 Account	555,858.00
Amount paid State of New York for Court Fees	968,424.50
Amount of Mtg. Tax paid County Treasurer	9,992,391.01
Amount of Mtg. Tax paid Capital Dist. Trans. Authority	4,690,962.31
Amount paid to State of NY Mtg. Tax Agency	4,715,474.61
Amount of Mtg. Tax paid to other counties & expenses	135,596.97
Amount of Mtg. Tax unapportioned 12/31/07	451,714.59
Amount paid to County Clerk ½ Int. on Mtg. Acct.	1,050.94
Amount paid to State for Notaries	26,760.00
Amount paid to NYS RETT	4,992,170.84
Amount paid to Co. Treasurer for RETT	6,811.00
Amount paid to Co. Treasurer for Int. on	

Main Account	489.71
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TOTAL \$31,380,592.52

Kathleen A. Marchione  
Saratoga County Clerk

REPORT NO. 2  
COUNTY FINANCIAL OFFICER-DOG LICENSE REPORT

Office of the Financial Officer of the County of Saratoga, 25 West High Street, Ballston Spa, NY.

This report is filed pursuant to Section 111 of the Agriculture and Markets Law and covers the moneys remitted and the moneys expended by me under the provisions of Article 7 of the Agriculture and Markets Law for the period January 1, 2007 to December 31, 2007

RECEIPTS

Total balance on hand January 1, 2007	\$ -0-
Dog license fees received	\$25,465.08
Tag fees received	\$ 534.00
Damages recovered from dog owners	\$ -0-
County appropriation	\$ -0-
Total amount available for the year ending December 31, 2007	\$25,999.08

DISBURSEMENTS

Paid 36% of dog license fees to Dept. of Agriculture & Markets	\$ 9,167.43
Paid tag fees to Dept. of Ag. & Mkts.	\$ 534.00
Paid claims for indemnification by dogs	\$ 1,080.00
Paid for County dog control officer services	\$ -0-
Paid for County shelter services	\$15,217.65
Paid to towns and cities 75% of total surplus for last reporting period	\$ -0-
Total disbursement during the year ending December 31, 2007	\$25,999.08
Total surplus for the year ending Dec. 31, 2007	\$ -0-

75% of the above surplus amounting to \$ -0- to be apportioned to cities and towns ratably to the remittance each made.

Samuel J. Pitcherelle  
Saratoga County Treasurer



NOTE: This report is to be made in the month of January and a copy thereof filed with the Commissioner of Agriculture and Markets of the State of New York, 1 Winners Circle, Albany, NY and the governing body of the county.

REPORT NO. 3

SOCIAL PROGRAMS COMMITTEE 2007 ANNUAL REPORT

The Committee would like to thank the staff and the Board for their support this year. The following are highlights of departmental activity for each department that reports to our committee.

- Employment and Training Administration
- Social Services
- Office for the Aging
- Youth Bureau

As was the case in 2006, funding for the 2007 workforce employment programs continued to decline. These programs are administered by our Employment and Training Administration (ETA) and include a variety of services for residents seeking employment opportunities. The current funding arrangement is a function of our Service Delivery Area (SDA), which establishes the amount and distribution of funds based on a federal formula. Our SDA includes Warren and Washington counties who are also subject to the consequences of the funding reduction. Part of the decline can be attributed to the low unemployment rate in our county.

In July, the committee approved the acceptance of a \$75,000 Disability Program Navigator (DPM) grant from the New York State Department of Labor. This funding will allow our ETA to target people with disabilities, employers and all the people within the employment service system who serve people with disabilities. The county has contracted with Saratoga Bridges to provide employment related services to our mentally and physically handicapped residents. It's rewarding to be part of this effort to provide all of our residents with equal access to employment opportunities.

Our Department of Social Services has, for the third straight year, benefited from relatively stable Medicaid costs, which have historically been about half of this departments \$50 million budget. The 2007 budget year represents the third full year with the Medicaid cap in place. Had this expense been allowed to grow unchecked it would have certainly undermined our ability to keep our property tax the lowest in the state. The committee has directed our administrator's to continually monitor this government sponsored insurance program to avoid being blindsided by state and federal initiatives that would increase the size of our local share. Our 2007 total was just under \$24 million so it's clear that even a small percentage increase could "rock the boat".

Over 6,000 households received benefits under our Home Energy Assistance Program (HEAP). This program provides assistance to eligible low-income, elderly, and disabled persons with their home heating costs. We're all feeling the crunch of rising heating costs, but for many of the individuals and families served under this program it's their only option for keeping warm during the winter months. Almost \$3 million in benefits were paid out under this program in 2007.

Our Office for Aging, under the direction of Sandi Cross, continued enjoy unprecedented levels of state and federal funding for the various programs administered under this department. That funding has helped pay for things like health care counseling, transportation programs, equipment for senior centers, meal/nutrition programs, and family respite. As our population continues to age the demand for these services will grow, and so will the cost. So, it's important to remind our state and federal representatives to preserve the funding streams that support these programs, which are currently serving over 30,000 residents.

In December, a doctorate student from SUNY/Albany shared the results of a needs assessment survey she completed for our Office for Aging. Her report revealed that there would be measurable changes occurring, with our senior population, over the next few years. As one of New York's fastest growing counties she predicted a 56% growth increase, from 2000 to 2015, in our senior population. This rate translates into about 17,000 more seniors who will be accessing the services currently available in our county. It should be noted that this report commended Saratoga County on the availability and variety of senior programs. The one area that was identified

as a potential problem was low rental vacancy rates, which could make it difficult for this group to find affordable housing.

The committee is also extremely pleased with the success of the newly established Saratoga County Senior to Senior Animal Adoption Program. This program was made possible through a coordinated effort with our Animal Shelter, and pairs-up residents over the age of 60 with shelter pets over the age of 5. Brochures detailing the program were distributed countywide, and handed out this past summer at the County fair. We're looking forward to the Board's continued support of this program, which is another example of our county's commitment to another quality of life program that serves our two and our four-legged residents.

In 1999, the Board of Supervisors authorized \$50,000 in funding for a "Youth Week" in Saratoga County. Since then the Board has continued to provide an annual contribution, which supports a variety of family oriented youth activities every summer. The 2007 theme was "Saratoga County Where Kids Are Our Best Resource". As in previous years, the events were spread throughout the summer in an effort to coincide with other municipal youth activities. The various sponsored activities included interactive games, cookouts, plays, dances, and fishing contests to name a few. The Youth Bureau, not-for-profits, parents, and kids that participated this year all reported a positive and productive experience.

The Youth Bureau also continued to provide support staff and coordination for the Saratoga County DWI Victim Impact Panels. These panels bring together the offenders and the families of victims to educate those convicted of DWI on the tragic consequences of driving under the influence of alcohol and/or drugs.

In closing, I would like to thank my fellow committee members and the department heads that helped us achieve the committee's goals over the past year.

Social Programs Committee:

Anita Daly, Chair  
Alan Grattidge  
George Hargrave  
Cheryl Keyrouze  
Jack Lawler  
Joanne Yepsen  
Mindy Wormuth

On a motion by Mr. Barrett, seconded by Mr. Lucia, Resolution Nos. 32 through 61 were adopted by a unanimous vote, with the exception of Resolution 45.

RESOLUTION 32 - 08

Introduced by Supervisors Hargrave

APPOINTING A MEMBER OF COUNTY FIRE ADVISORY BOARD

WHEREAS, pursuant to County Law §225-a, the Board of Supervisors created the County Fire Advisory Board; and

WHEREAS, there is a vacancy on the Board due to the death of a member; now, therefore, be it

RESOLVED, that the following individuals are appointed as members of the County Fire Advisory Board for a term expiring December 31, 2009:

MUNICIPALITY

Milton

NAME

Michael Bashore, 35 Center Street, Apt. #1, Ballston Spa, NY 12020

RESOLUTION 33 - 08

Introduced by Supervisors A. Johnson, Daly, Grattidge, Hunter, Peck, Thompson and Wood

APPOINTING ROBERT S. NEAR AS THE DIRECTOR OF WEIGHTS AND MEASURES A AND CONSUMER AFFAIRS

WHEREAS, a vacancy exists in the position of Director of Weights and Measures A and Consumer Affairs as a result of the retirement of Frederick Test; and

WHEREAS, Robert S. Near who has served eight years as the Deputy Director of Weights and Measures, has been recommended for this position; now, therefore, be it

RESOLVED, that Robert S. Near is appointed as Director of Weights and Measures A and Consumer Affairs, effective March 7, 2008.

BUDGET IMPACT STATEMENT: Monies associated with this action are within the 2008 budget.

RESOLUTION 34 - 08

Introduced by Supervisors Lucia, Connelly, Sausville, Southworth, Wood, Wright and Yepsen

AMENDING THE COUNTY BUDGET TO APPROPRIATE \$900,000 IN REVENUES AND EXPENSES AT MAPLEWOOD MANOR

WHEREAS, funds in the amount of \$900,000 are needed to balance the 2007 budget for the operation of Maplewood Manor; now, therefore be it

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

MAPLEWOOD MANOR:

Appropriations:

Increase Acct.: #1-90-920-9909 Transfer Fund #9 \$900,000

Increase Acct.: #9-62-000-8493 Indirect Cost Allocation \$900,000

Revenues:

Increase Acct.: #1-0599.M App. Fund Balance \$900,000

Increase Acct.: #9-62-5031 Fund #1 Transfer \$900,000

BUDGET IMPACT STATEMENT: The General fund balance will be reduced by \$900,000.

RESOLUTION 35 - 08

Introduced by Supervisors Lucia, Connelly, Sausville, Southworth, Wood, Wright and Yepsen

AMENDING THE 2008 BUDGET TO REAPPROPRIATE UNSPENT FUNDS FOR SERVICES RELATED TO THE REPLACEMENT OF EXISTING BILLING SOFTWARE AND ELECTRONIC MEDICAL RECORDS

WHEREAS, by Resolution 194-07, funds were appropriated for the services related to the replacement of existing billing software and electronic medical records at the Mental Health Department; and

WHEREAS, unexpended 2007 funds in the amount of \$89,600 remain from that appropriation and need to be reappropriated to the 2008 budget; now, therefore, be it

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

MENTAL HEALTH:

Appropriations:

Increase Acct.: #1-43-431-8160 Data Processing Fees \$89,600

Revenues:

Increase Acct.: #1-0599.M App. Fund Balance \$89,600

BUDGET IMPACT STATEMENT: Fund balance will be lowered by \$89,600.

RESOLUTION 36 - 08

Introduced by Supervisors Lucia, Connelly, Sausville, Southworth, Wood, Wright and Yepsen

ACCEPTING AN ADDITIONAL \$25,000 IN BIO-TERRORISM GRANT FUNDS AND AMENDING THE 2008 COUNTY BUDGET

WHEREAS, Resolution 240-07 authorized acceptance of additional Public Health Preparedness and Response to Bio-Terrorism Grant funds; and

WHEREAS, additional funding is available from the New York State Department of Health in the amount of \$25,000 for Public Health Preparedness and Response to Bioterrorism Grant activities for the period August 31, 2007 through August 9, 2008; and

RESOLVED, that the Chair of the Board is authorized to execute all documents and agreements necessary to accept additional grant funds in the amount of \$25,000 from the New York State Department of Health through Health Research, Inc. for preparedness and response to Bio-Terrorism, the form and substance of such document subject to the approval of the County Attorney and the Contract Administrator; and, be it further

RESOLVED, that the 2008 County budget be amended as follows:

PUBLIC HEALTH:

Appropriations:

Increase Acct.: #1-40-410-8200 Dept. Supplies \$25,000

Revenues:

Increase Acct.: #1-40-4487 Bio-Terrorism Grant \$25,000

BUDGET IMPACT STATEMENT: None. Additional funding is underwritten by State and Federal grants.

RESOLUTION 37 - 08

Introduced by Supervisors Lucia, Connelly, Sausville, Southworth, Wood, Wright and Yepsen

ACCEPTING ADDITIONAL GRANT FUNDS FOR PUBLIC HEALTH NURSING SERVICES PROGRAM AND AMENDING THE BUDGET

WHEREAS, our Public Health Nursing Service administers certain programs which are funded by grants from New York State; and

WHEREAS, additional funding is available from the State to furnish cost of living increases for providers of services for these programs; and

WHEREAS, it is necessary to amend the 2008 County budget to accept these funds; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute all documents needed to apply for and accept the following additional funds for the following programs administered by the Public Health Service:

Lead Poisoning Program	\$1,806
Children with Special Needs Program	\$1,372
Early Intervention Program	\$7,122
Immunization Action Program	\$1,436

and be if further

RESOLVED, that the 2008 County budget is amended as follows;

PUBLIC HEALTH NURSING SERVICE:

Appropriations:

Increase Acct.: #1-40-406-8200 Dept. Supplies	\$1,056
Increase Acct.: #1-40-406-8514 Publications	\$ 250
Increase Acct.: #1-40-406-8560 Printing	\$ 500
Increase Acct.: #1-40-403-7033 Computers	\$3,345
Increase Acct.: #1-40-403-8200 Dept. Supplies	\$ 404

Increase Acct.: #1-40-403-8512 Conferences	\$ 150
Increase Acct.: #1-40-403-8514 Publications	\$ 175
Increase Acct.: #1-40-403-8520 Software	\$1,800
Increase Acct.: #1-40-403-8540 Equipment	\$1,466
Increase Acct.: #1-40-403-8550.I Office Supplies	\$ 654
Increase Acct.: #1-40-403-8560 Printing	\$ 500
Increase Acct.: #1-40-000-7033 Computers	\$1,300
Increase Acct.: #1-40-000-8520 Software	\$ 136

## Revenues:

Increase Acct.: #1-40-4407 Lead Grant	\$1,806
Increase Acct.: #1-40-4411 IAP Grant	\$1,436
Increase Acct.: #1-40-4483 EIA/CSHCN Grant	\$8,494

BUDGET IMPACT STATEMENT: None. All additional funding is underwritten by State Funds.

## RESOLUTION 38 - 08

Introduced by Supervisors Daly, Connelly, A. Johnson, Peck, Richardson, Veitch and Wormuth

**AMENDING THE 2008 BUDGET TO REAPPROPRIATE UNSPENT FUNDS FOR PLANNING DEPARTMENT PROJECTS**

WHEREAS, unexpended 2007 funds in the amount of \$50,301, authorized for the completion of GIS equipment purchases, (\$19,562) a GIS needs assessment (\$28,000), and Farmland viability activities (\$2,739) in the Planning Department need to be reappropriated to the 2008 budget; now, therefore, be it

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

PLANNING DEPARTMENT

## Appropriations:

Increase Acct. #1-80-000-7032 PC Networks	\$19,562
Increase Acct. #1-80-000-8190 Prof. Services	\$28,000
Increase Acct. #1-80-000-8515 Travel Expenses	\$ 2,739

## Revenues:

Increase Acct. #1-0599.M App. Fund Balance	\$14,000
Increase Acct. #1-80-2770 Unclassified Revenues	\$36,301

BUDGET IMPACT STATEMENT: A portion of the total funding was received in 2007 and will require the appropriation of \$14,000 from fund balance.

## RESOLUTION 39 - 08

Introduced by Supervisors Daly, Connelly, A. Johnson, Peck, Richardson, Veitch and Wormuth

**AUTHORIZING AGREEMENT TO PROVIDE ADMINISTRATIVE SUPPORT SERVICES TO THE SARATOGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY**

WHEREAS, the Saratoga County Planning Department is able to assist the Saratoga County Industrial Development Agency (IDA) by providing administrative support such as administrative services of a senior planner and a senior typist in attending IDA meetings, preparation and distribution of minutes, maintenance of IDA records, preparation of the annual financial report and preparation of documents such as correspondence, charts, tables, reports, etc.; and

WHEREAS, the IDA wishes to obtain these services by and through Saratoga County; and

WHEREAS, it is appropriate to have a written agreement to memorialize this arrangement; now, therefore, it is

RESOLVED, that the Chair of the Board is authorized to execute an agreement with the Saratoga County Industrial Development Agency for the provision of administrative support services to the Agency by and through the Saratoga County Planning Department from January 1, 2008 through December 31, 2009 for the sum of \$22,500, the form and substance of such agreement subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. This amount has been included in the County's 2008 adopted budget.

RESOLUTION 40 - 08

Introduced by Supervisors Daly, Connelly, A. Johnson, Peck, Richardson, Veitch and Wormuth

**AUTHORIZING AN AMENDED CONTRACT WITH GREENMAN-PEDERSEN, INC. FOR ADDITIONAL ENGINEERING SERVICES FOR THE ZIM SMITH TRAIL**

WHEREAS, by Resolution 84-05 this Board of Supervisors authorized a contract with Greenman-Pedersen, Inc. to perform engineering services for the development of the Zim Smith/Mid County Trail; and

WHEREAS, significant delays and unforeseen circumstances have required Greenman-Pedersen, Inc. to provide additional services not included in the original RFP and proposal; now, therefore, it is

RESOLVED, that the Chair of the Board is authorized to execute an amended contract with Greenman-Pedersen, Inc. of Albany, New York to provide additional engineering services not included in the original contract for the completion of the Zim Smith/Mid County Trail, at a cost not to exceed \$90,000, the form and substance of the contract subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: This additional cost can be covered within the existing capital project fund.

RESOLUTION 41 - 08

Introduced by Supervisors Daly, Connelly, A. Johnson, Peck, Richardson, Veitch and Wormuth

**AUTHORIZING CHAIR TO ENTER INTO A CONTRACT WITH COOPERATIVE EXTENSION TO ADMINISTER THE MS4 STORM WATER MANAGEMENT PROGRAM AND AMENDING THE BUDGET THERETO**

WHEREAS, Resolutions 185-06 and 259-06 authorized acceptance of a New York State Storm Water MS4 Grant; and

WHEREAS, unexpended funds in the amount of \$258,000 authorized for storm water management projects need to be reappropriated to the 2008 budget; and

WHEREAS, a contract is needed with Cooperative Extension to administer this 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 for a total cost not to exceed \$344,000, the form and content thereof being subject to the approvals of the County Attorney and Contract Administrator, and be it further

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

COUNTY ADMINISTRATOR:

APPROPRIATIONS:

Increase Acct.: #1-90-900-8724 Cooperative Extension	\$258,000
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REVENUES:

Increase Acct.: #1-90-3987 MSH Funding	\$258,000
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BUDGET IMPACT STATEMENT: None. 100% State Aid.

## RESOLUTION 42 - 08

Introduced by Supervisors Daly, Connelly, A. Johnson, Peck, Richardson, Veitch and Wormuth

INTRODUCING LOCAL LAW IDENTIFIED AS A LOCAL LAW PROHIBITING ILLICIT DISCHARGES, ACTIVITIES AND CONNECTIONS TO THE COUNTY OF SARATOGA SEPARATE STORM SEWER SYSTEM AND SETTING A PUBLIC HEARING

WHEREAS, the State Pollution Discharge Elimination System (SPDES) General Permit No. GP-02-02 for Stormwater Discharge from MS4s requires Saratoga County to promulgate a Local Law Separate Storm Sewer System; and

WHEREAS, a public hearing is required to afford the public an opportunity to comment on the proposed Local Law; now, therefore, be it

RESOLVED, that a proposed Local Law, identified as Introductory No. 1, Print No. 1, of 2008, entitled "A LOCAL LAW PROHIBITING ILLICIT DISCHARGES, ACTIVITIES AND CONNECTIONS TO THE COUNTY OF SARATOGA SEPARATE STORM SEWER SYSTEM", is hereby introduced before the Saratoga County Board of Supervisors, and the Board of Supervisors shall hold a Public Hearing on March 12, 2008 at 4:50 p.m. in the Meeting Room of the Saratoga County Board of Supervisors at 40 McMaster Street, Ballston Spa, New York 12020, on the matter of the adoption of such proposed Local Law, and the Clerk of this Board of Supervisors be and she hereby is directed to give notice of such Public Hearing in the manner prescribed by law.

BUDGET IMPACT STATEMENT: No budget impact.

## RESOLUTION 43 - 08

Introduced by Supervisors Daly, Connelly, A. Johnson, Peck, Richardson, Veitch and Wormuth

ADOPTING THE COUNTY OF SARATOGA STORMWATER MANAGEMENT POLICY

WHEREAS, the State Pollution Discharge Elimination System (SPDES) General Permit No. GP-02-01 for Stormwater Discharge from construction activity requires Saratoga County to promulgate a policy which establishes minimum stormwater management requirements and controls for construction activities engaged in by the County of Saratoga; and

WHEREAS, our Economic Development Committee recommends that this Board adopt the attached "County of Saratoga Stormwater Management Policy" to comply with the said requirement; now, therefore, be it

RESOLVED, that the attached "County of Saratoga Stormwater Management Policy" be and hereby is approved and adopted as the policy of the County of Saratoga.

BUDGET IMPACT STATEMENT: No budget impact.

COUNTY OF SARATOGA STORMWATER MANAGEMENT POLICY  
(For Construction Projects Disturbing one (1) or more acres of land)

DATE: 26 February 2008

## INTRODUCTION

The County of Saratoga recognizes the importance of protecting its natural and water resources from adverse impacts associated with the development of land and natural resources. Of particular importance are the impacts associated with 1) soil disturbance from construction activities and the attendant potential increases in erosion and sedimentation of local waterbodies, streams, ponds, wetlands, lakes, and rivers; and 2) the adverse impacts of increases in impervious surfaces have on these same waterbodies through increased surface runoff and the

accumulation and discharge of pollutants of concern that are known to impair the waters of the County of Saratoga, New York State, and the United States, post-construction.

Therefore, the County of Saratoga Board of Supervisors hereby implements the following policy;

#### PURPOSE

The purpose of this Policy is to establish minimum stormwater management requirements and controls for construction activities engaged in by the government of the County of Saratoga and is intended to protect and safeguard the general health, safety, and welfare of the public residing within the County of Saratoga; minimize the environmental and economic losses associated with County of Saratoga construction activities and meet the requirements of the County of Saratoga's NYS Department of Environmental Conservation (DEC) State Pollutant Discharge Elimination System (SPDES) Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems (SPDES Permit No. NYR20A209).

This policy seeks to meet those purposes by implementing the following requirements;

#### APPLICABILITY

This policy shall apply solely to construction activities engaged in by the government of the County of Saratoga and all its Departments and Agencies, including capital projects, such as the redevelopment or construction of new facilities, roads, or other capital improvements that will disturb, or can be reasonably anticipated to disturb, one (1) or more acres of soil except:

- A.** Silvicultural activity except that landing areas and log haul roads are subject to this policy;
- B.** Routine maintenance activities performed to maintain the original line and grade, hydraulic capacity or original purpose of a County facility, structure, road or improvement (see ATTACHMENT "A" for a definition of "routine maintenance activities")
- C.** Repairs to any stormwater management practice or facility deemed necessary by the County of Saratoga Department of Public Works;
- D.** Installation of fence, sign, telephone, and electric poles and other kinds of posts or poles;
- E.** Emergency activity immediately necessary to protect life, property or natural resources;
- F.** Landscaping and horticultural activities in connection with an existing structure.

In the event there is a question as to whether this policy or the NYS DEC Permit applies to an activity, it is recommended that NYS-DEC be contacted at:

NYS DEC Region 5; Division of Water, P.O. Box 220; 232 Golf Course Road, Warrensburg, N.Y. 12885

Tel: (518) 623-1200

#### REQUIREMENTS

1. All County of Saratoga construction activities shall conform to the substantive requirements of the NYS Department of Environmental Conservation State Pollution Discharge Elimination System (SPDES) General Permit for Construction Activities GP-02-01 as amended or revised.
2. All County of Saratoga construction activities shall have a Stormwater Pollution Prevention Plan (SWPPP) prepared by a qualified professional or firm (NOTE: a qualified professional means a New York State-licensed Professional Engineer (PE), Landscape Architect (LA), or a Certified Professional in Erosion & Sediment Control (CPESC) or Stormwater Quality (CPSWQ) or a firm that employs such qualified professionals) in accordance with the technical standards of the New York State DEC.
3. Any Request For Proposals (RFP) for a design or engineering consultant for a Saratoga County construction activity will require that the consultant's proposal to include the preparation of a Storm Water Pollution Prevention Plan (SWPPP), and the performance of the duties of SWPPP Administrator as set forth below. The contract with the design or engineering consultant shall include those duties.
4. The SWPPP Administrator, for the life of the project, shall ensure coverage for the project under the New York State DEC SPDES GP-02-01 (or as amended or revised), before the commencement of construction activities. The SWPPP Administrator shall be responsible for compiling, keeping, and maintaining all records of the project which pertain to the SWPPP including all self-inspection reports and any compliance inspections conducted by the NYS DEC.



5. The SWPPP Administrator shall be responsible for maintaining compliance with the New York State DEC SPDES General Permit for Construction Activities, GP-02-01 (or as amended or revised) for the life of the project and the filing of the Notice of Termination (NOT) ending coverage under SPDES GP-02-01 or as amended or revised, including all self-inspection and record keeping requirements;
- 6 Any and all permanent stormwater management practices (SMPs) shall be inspected by the SWPPP Administrator to ensure that the SMPs have been constructed in accordance with the SWPPP, are in "as new" condition, and that "as built" drawings have been prepared by the SWPPP Administrator for the County of Saratoga Department of Public Works;
7. The qualified professional preparing the SWPPP shall also prepare a detailed maintenance manual for said SMPs. This manual must include all required maintenance measures, scheduling, estimated costs and any specialized equipment, considerations, or training of personnel necessary to ensure the proper operation, function and life-expectancy of the SMPs.
8. Water Quality Standards: Any County of Saratoga construction activity shall not cause or contribute to an increase in turbidity that will result in substantial visible contrast to natural conditions in surface waters of the State of New York.
9. Stormwater Pollution Prevention Plan Requirements: At a minimum, a SWPPP for a County of Saratoga construction activity must include the following information:
  - A. Background information about the scope of the project, including location, type and size of project.
  - B. Site map/construction drawing(s) for the project, including a general location map. At a minimum, the site map should show the total site area; all improvements; areas of disturbance; areas that will not be disturbed; existing vegetation; on-site and adjacent off-site surface water(s); wetlands and drainage patterns that could be affected by the construction activity; existing and final slopes; locations of off-site material, waste, borrow or equipment storage areas; and location(s) of the stormwater discharges(s); Site map should be at a scale no smaller than 1"=100' (e.g. 1"=500" is smaller than 1"=100")
  - C. Description of the soil(s) present at the site;
  - D. Construction phasing plan describing the intended sequence of construction activities, including clearing and grubbing, excavation and grading, utility and infrastructure installation and any other activity at the site that results in soil disturbance. Consistent with the New York Standards and Specifications for Erosion and Sediment Control (the "Blue Book"), not more than five (5) acres shall be disturbed at any one time unless such activity has been approved by NYS DEC;
  - E. Description of the pollution prevention measures that will be used to control litter, construction chemicals and construction debris from becoming a pollutant source in stormwater runoff;
  - F. Description of construction and waste materials expected to be stored on-site with updates as appropriate, and a description of controls to reduce pollutants from these materials including storage practices to minimize exposure of the materials to stormwater, and spill prevention and response;
  - G. Temporary and permanent structural and vegetative measures to be used for soil stabilization, runoff control and sediment control for each stage of the project from initial land clearing and grubbing to project close-out;
  - H. A site map/construction drawing(s) specifying the location(s), size(s) and length(s) of each erosion and sediment control practice;
  - I. Dimensions, material specifications and installation details for all erosion and sediment control practices, including the siting and sizing of any temporary sediment basins;
  - J. Temporary practices that will be converted to permanent control measures;
  - K. Implementation schedule for staging temporary erosion and sediment control practices, including the timing of initial placement and duration that each practice should remain in place;
  - L. Maintenance schedule to ensure continuous and effective operation of the erosion and sediment control practice;
  - M. Name(s) of the receiving water(s);
  - N. Delineation of SWPPP implementation responsibilities for each part of the site;
  - O. Description of structural practices designed to divert flows from exposed soils, store flows, or otherwise limit runoff and the discharge of pollutants from exposed areas of the site to the degree attainable; and
  - P. Any existing data that describes the stormwater runoff at the site.

10. Additional SWPPP Requirements: Any County of Saratoga construction activity and SWPPP thereof meeting Condition “A”, “B” or “C” below shall also include water quantity and water quality controls (post-construction stormwater runoff controls):

- A.** - Stormwater runoff from construction activities discharging a pollutant of concern to either an impaired water identified on the Department’s 303(d) list of impaired waters or a Total Maximum Daily Load (TMDL)-designated watershed for which pollutants in stormwater have been identified as a source of the impairment;
- B.** - Stormwater runoff from construction activities disturbing between one (1) and five (5) acres of land except linear utilities (ex. water line, sewer line, electric transmission lines etc.);
- C.** - Stormwater runoff from construction activities disturbing five (5) or more acres.

10a. SWPPP Requirements for Condition A, B and C:

- i.** All information in Section 9 of this policy;
- ii.** Description of each post-construction stormwater management practice;
- iii.** Site map/construction drawing(s) showing the specific location(s) and size(s) of each post-construction stormwater management practice;
- iv.** Hydrologic and hydraulic analysis for all structural components of the stormwater management system for the applicable design storms;
- v.** Comparison of post-development stormwater runoff conditions with pre-development conditions;
- vi.** Dimensions, material specifications and installation details for each post-construction stormwater management practice;
- vii.** Maintenance schedule to ensure continuous and effective operation of each post-construction stormwater management practice;
- viii.** Identification of easements needed to ensure access to all stormwater management practices at the site for the purpose of inspection, maintenance and repair;
- ix.** If necessary, any easement agreement(s) binding on all current and subsequent adjacent landowners necessary for proper access to all stormwater management practices at the site for the purpose of inspection, maintenance and repair.

11. Technical Standards Requirements for SWPPP:

- A.** All erosion & sediment control measures to be utilized must be designed and constructed in accordance with the New York State Standards and Specifications for Erosion and Sediment Control (August 2005), the most current version or its successor;
- B.** All post-construction stormwater management practices to be utilized must be designed and constructed in accordance with the New York State Stormwater Management Design Manual (August 2003), the most current version or its successor.

12 Plan Certification: The SWPPP must be signed by the professional preparing the plan, who shall certify that the design of all stormwater management practices meet the requirements in this policy and the NYS Department of Environmental Conservation State Pollution Discharge Elimination System (SPDES) General Permit for Construction Activities; GP-02-01 or as amended or revised.

13. County of Saratoga Construction Contracts: Bidding documents for any County of Saratoga construction activity shall require compliance with the SWPPP for the activity. Any contract for a County of Saratoga construction activity shall require compliance with the SWPPP prepared in accordance with this Policy and with the SPDES General permit for Construction Activities GP-02-01, or, as amended or revised.

14. Contractor Certification: Each contractor and subcontractor involved in soil disturbance and/or stormwater management practice installation shall sign and date a copy of the following certification statement before undertaking any land development activity : “I certify under penalty of law that I understand and agree to comply with the terms and conditions of the Stormwater Pollution Prevention Plan. I also understand that it is unlawful for any person to cause or contribute to a violation of water quality standards.”

The certification must include the name and title of the person providing the signature, address and telephone number of the contracting firm; the address (or other identifying description) of the site; and the date the certification is made.

The necessary Certification(s) shall also be appended to the SWPPP at such time that the signature is obtained and shall remain as a part of the SWPPP for the life of the project or the filing of the NOT with NYS DEC.

15. Maintenance During Construction: The CONTRACTOR of the County of Saratoga construction activity shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which are installed or used to achieve compliance with the conditions of this policy. Sediment shall be removed from sediment traps or sediment basins whenever their design capacity has been reduced by fifty (50) percent.

The SWPPP Administrator or its representative shall be on site as necessary and shall inspect and document the effectiveness of all erosion and sediment control practices. Inspections shall be conducted and inspection reports shall be completed in accordance with the NYS DEC SPDES GP-02-01 Permit, or, as amended or revised. The reports shall be copied to the site log book.

16. Erosion and Sediment Control Inspection: The County of Saratoga shall require such inspections as necessary to determine compliance with this policy and may either approve that portion of the work completed or notify the CONTRACTOR when the work fails to comply with the requirements of this policy and the stormwater pollution prevention plan (SWPPP) as approved. To obtain inspections, the CONTRACTOR shall notify the SWPPP Administrator at least 48 hours before any of the following as hereby required by this policy:

- 16.1.1 Start of construction
- 16.1.2 Installation of sediment and erosion control measures
- 16.1.3 Completion of site clearing
- 16.1.4 Completion of rough grading
- 16.1.5 Completion of final grading
- 16.1.6 Close of the construction season
- 16.1.7 Completion of final landscaping
- 16.1.8 Successful establishment of landscaping in public areas.

If any deficiencies are found, the CONTRACTOR shall be notified in writing of the nature of the deficiency and the required corrective actions. No further work shall be conducted except for site stabilization until the deficiencies are corrected and all work previously completed has been approved by the SWPPP Administrator.

At any time the CONTRACTOR and/or SWPPP Administrator shall admit duly authorized NYS DEC personnel access to the project site and allow said personnel to inspect and verify the proper execution of the SWPPP, as approved or properly revised.

17. Stormwater Management Practice Inspections: The SWPPP Administrator, is responsible for conducting inspections of stormwater management practices (SMPs). The SWPPP Administrator is also hereby required to submit "as built" drawings for any permanent structural stormwater management practices located on-site after final construction is completed to the County of Saratoga Department of Public Works. The drawings must show the final design specifications for all stormwater management facilities and must be certified by the SWPPP Administrator.

18. Construction Completion Guarantee: In order to ensure the full and faithful completion of all construction activities related to compliance with all conditions set forth in this policy and for the award of any construction contract the County of Saratoga may require the CONTRACTOR to provide, prior to construction, a performance bond, cash escrow, or irrevocable letter of credit from an appropriate financial or surety institution which guarantees satisfactory completion of the project and names the County of Saratoga as the beneficiary. The security shall be in an amount to be determined by the County of Saratoga based on submission of final design plans, with reference to actual construction and landscaping costs. The performance guarantee shall remain in force until the surety is released from liability by the County of Saratoga provided that such period shall not be less than one year from the date of final acceptance or such other certification that the facility(ies) have been constructed in accordance with the approved plans and specifications and that a one year inspection has been conducted and the facilities have been found to be acceptable to the County of Saratoga. Per annum interest on cash escrow deposits shall be reinvested in the account until the surety is released from liability.

## RESOLUTION 44 - 08

Introduced by Supervisors Sausville, Grattidge, M. Johnson, Richardson, Rowland, Wormuth and Yepsen

## APPROVING 2008 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 2008 Legislative Program

1. Rejecting the provisions in the Governor's 2008 budget that would eliminate assistance to Saratoga Springs and Saratoga County. Thanks to the efforts of Senator Bruno, Saratoga County is slated to receive at least \$1.2 million in assistance in 2008 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 with 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. It is outrageous that Yonkers will continue to keep the aid while Saratoga and all other municipal hosts of such facilities would receive nothing. If anything, the aid should be indexed in such a way that we receive increased aid as the facility becomes more profitable.
2. Opposing the Department of Corrections proposal to close the Minimum Security Prison Camp at Mount McGregor. The Mount McGregor Correctional Facility has been a good neighbor in Saratoga County, providing employment for hundreds of families and supplying manpower for many important public works projects. The closing of the minimum-security camp will throw many of those families into economic turmoil. More importantly, releasing inmates into the general population is a very dangerous and expensive proposition. The Governor's 2008 budget includes funding to create a new re-entry facility in Erie County and local re-entry task forces in Onondaga, Dutchess, and Niagara Counties. Wouldn't it be cheaper and safer for the public if these tasks were handled in the existing Minimum Security Camps?
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. The NYRA franchise expired on December 31, and despite the best efforts of Senator Bruno, no successor franchise agreement has been completed. 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. It is important that all revenues generated by the track, including property taxes, admissions taxes, and OTB surcharge funding be continued at their current levels.
4. 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. Governor Spitzer's budget makes the situation even worse. Not only has he recommended sweeping reimbursement cuts for 2008, he also eliminated \$1.5 million already due to the Maplewood Manor and the Wesley Nursing Home in their 2007 budgets when he unilaterally eliminated rebasing for nursing homes. Saratoga County's Maplewood Manor operates more than one third of all nursing home beds in the County, and will lose more than \$6 million in 2008. Saratoga Hospital is seriously considering closing its nursing home and Wesley is operating on razor thin margins. We urge you to support legislation to recognize the special burdens that are imposed on Public Nursing Homes.
5. Supporting a constitutional amendment barring the imposition of unfunded mandates on local governments. We know that the Senate has been a consistent voice for mandate relief and appreciate that there have been no new unfunded mandates in the past five years. The Governor proposes to break with that tradition in his 2008 proposed budget where he would have Counties pick up a bigger share of the TANF and Safety Net programs, even though we have no control over the nature or extent of these programs. This is not the first Governor to try

to resolve a budget shortfall by shifting mandated cost to local Governments. The only clear way to protect property taxpayers would be through a constitutional amendment to ban additional unfunded mandates.

6. Requesting special member items for local emergency services organizations to acquire equipment compatible with the new County Radio System. After more than a decade, Saratoga County is poised to replace its microwave communications system. Local fire companies and ambulance corps will need new equipment to interface with the system. Senator Bruno has promised this aid in the past, and it looks like this is the year when it will be needed.

7. 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 Senator Bruno and 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 2008.

BUDGET IMPACT STATEMENT: No budget impact.

Discussion on Res. 45:

Mr. Lawler said this is a well-intentioned resolution, and he asked Mr. Sausville how he envisioned this working. Mr. Sausville said this is just enabling legislation that would empower the towns to impose a real estate transfer tax if they so choose to do so. This would have to go to a public referendum, so the voters would have a say whether or not to impose that tax. The purpose of this tax is to promote the purchase of open space and preserve the quality of life we all enjoy, he said. He said the law cleared the Assembly last year, and it has a number of safeguards in it. The maximum real estate transfer tax that can be imposed is 2%, and it could be less if towns so choose. The tax would only be imposed on the surcharge over the median value of the house, he said. He said for towns like Malta that are undergoing a turnover in real estate, whereby developers are buying, developing, reselling and subdividing, and at the end of the day, it consumes our open space and changes the quality of life we hope to have, and there are no resources to conserve open space.

Mr. Sausville said two years ago, the County passed the Open Space Infrastructure Plan. All of us committed to the quality of life that was embodied in that plan which included the preservation of open space, he said. The County's commitment this year of \$750,000 cannot meet the goals in our Open Space Plan. This bill will enable the towns to have this home rule and control over the preservation of land by putting money into this dedicated fund. He said it has proven to be successful in other areas of the State. Mr. Lawler said the buyer pays the tax, and Mr. Sausville said yes. Mr. Lawler said what would this money be used for. Mr. Sausville said for purchase of ecological areas, open space, and there may be some latitude for historic preservation. He said it is patterned after the NYS Environmental Protection Fund.

Mr. Lawler said if the open space fund is used to buy existing private property, when the town acquires the property, it is removed from the tax rolls. When this happens, the County budgets will not be decreased. He pointed out the taxes no longer paid on those parcels will be shifted to the County taxpayers. He said this is a well-intentioned law that may have some negative consequences. If we are talking about a sizeable sum of money over an indefinite period of time, is it reasonable to transfer that tax debt to private property owners who remain in Saratoga County, he asked. He said the same amount of money has to be collected and will be spread out to fewer taxpayers. Mr. Sausville said as real estate is turned over and developed, it increases its value. He said in Malta, property purchased for \$100,000 to \$200,000 is being revamped and sold for millions of dollars. There is added value being associated with the development that's going on in the County, and this revenue is being used to offset that, he said. There will be a quality of life improvement at the end of the day, he stated. He said we have to be more than just a bricks and mortar County. We have to put some value in our community, in our open space and quality of life issue, and we have to find a way to fund that. We could fund that from the fund balance or we can find other ways to place the tax burden on those who are developing land and allow them to pay their fair share for the deduction in open space.

Mr. Lawler said when you make private property tax exempt, people stop paying taxes on it. Development will take place regardless of a transfer tax, he said. As far as the taxpayer-funded acquisition of property now, this

Board determines how much money will go into that, what properties are taken and used, and if we wanted to, we could discontinue it. My concern is we have an open-ended revenue stream that can only be used to buy property, take it off the tax rolls, and will reduce the amount of taxable property which will shift the tax burden to those people who still own taxed property, he stated. He said this forever revenue stream will place competitive pressures between communities. You may drive development pressures out of Malta but into another community, he said. As we remove more and more land from the possibility of development, and there is less land to develop, what's the developer going to develop, he asked. It will not be affordable housing, he stated. He said if you look where this has been done – in Long Island and Orange County – there is not a lot of affordable housing. I think this will pit town against town, he added.

Mr. Sausville stated this has been supported by the Association of Towns, and last year, it was passed by the Assembly. You ought to have respect for those towns that want to have a community preservation fund supported by the voters, he said. Mr. Lawler said it was not his intention to disrespect any town's right. The impact of this will go far beyond towns that have the tax, he stated. It does impact more than Malta, he said.

Ms. Yepsen said by passing this resolution today, all we are doing is allowing towns and cities to put this to the people of their towns and cities. Let's let the people decide what they want to spend their tax dollars on, she stated. She said if we do not figure out a way to fund our Green Infrastructure Plan, that has four parts to it, none of that \$750,000 that we allocated to municipalities goes to the other three sections of that Plan. It just goes for land and farmland preservation, she said. What about historical and cultural preservation and trails? How will we fund those, she asked.

Mr. Barrett asked if there was a time period when this has to be done by? Mr. Sausville said many communities may not want to act on this. There is no deadline on action, he said.

Ms. Daly said recently, this County presented a State of the County address, and one message that was extremely clear is that people are angry over property taxes. As a homeowner, I feel exactly the same way, she said. She said she concurs with Mr. Lawler when he makes a strong statement that our tax base has to be X amount of dollars. The impact of what a town could do could have effects all across this County, she said. I do not believe we want to engage in this sort of legislation, she said. Perhaps when the economic climate looks different, we can look at something at that time, she added.

On a motion by Ms. Daly, seconded by Mr. Sausville, Resolution 45 failed by the following vote: AYES - Mr. Barrett 16,555; Mr. Grattidge 3,954; Mr. Richardson 5,019; Mr. Sausville 13,005; Ms. Southworth 8,729; Mr. Veitch 13,093; Ms. Yepsen 13,093 – 73,448. NOES - Mr. Connelly 7,522; Ms. Daly 16,555; Mr. Hargrave 3,589; Mr. Jenkins 13,549; Mr. Johnson 12,541; Mr. Lawler 8,515; Mr. Lucia 6,259; Mr. Peck 4,603; Mr. Thompson 17,103; Mr. Wood 5,114; Ms. Wormuth 18,359; Mr. Wright 1,971 – 115,680. ABSENT - Mr. Hunter 1,841; Mrs. Johnson 920; Ms. Raymond 1,384; Mr. Rowland 7,362 – 11,507.

#### RESOLUTION 45 - 08

Introduced by Supervisors Sausville, Grattidge, M. Johnson, Richardson, Rowland, Wormuth and Yepsen

#### SUPPORTING ASSEMBLY BILL A-7333 TO ALLOW REAL ESTATE TRANSFER TAXES TO FUND COMMUNITY PRESERVATION MEASURES

WHEREAS, the Saratoga County Board of Supervisors supports community preservation measures such as land conservation through purchases of land and development rights and through historic preservation; and

WHEREAS, these measures are often too costly for local municipalities to pursue out of their general funds raised through real property taxation; and

WHEREAS, Assembly Bill A-7333 would authorize cities and towns to enact legislation to impose a tax on real property transfers within their jurisdictions to create and fund community preservation funds to support community preservation measures; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors supports the passage of Assembly Bill A-7333, and the introduction and passage of like legislation in the Senate, and approval by the Governor, to authorize cities and towns to impose a tax on real property transfers and authorizing municipalities to create community preservation funds to be used for community preservation measures such as land conservation and historic

RESOLVED, that the Clerk of the Board forward a certified copy of this Resolution to Governor Eliot Spitzer, Senator Joseph Bruno, Senator Hugh T. Farley, Assemblyman Sheldon Silver, Assemblyman Roy J. McDonald, Assemblywoman Teresa Sayward, Assemblyman James N. Tedisco, Assemblyman Bob Reilly and Assemblyman Ronald Canastrari.

BUDGET IMPACT STATEMENT: No budget impact.

#### RESOLUTION 46 - 08

Introduced by Supervisor Hunter, Jenkins, M. Johnson, Raymond, Rowland, Sausville and Southworth

#### AUTHORIZING ACCEPTANCE OF TRANSPORTATION BOND ACT GRANT OFFERS FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION

WHEREAS, the County of Saratoga has been notified that the Saratoga County Airport will be the recipient of three grants, AIR '99 for Replacement of AWOS (1902.14); GA Security for Paving of Perimeter Access Roads (1902.13) and Business Development for Reconstruction of Auto Parking Lot/Road (1902.12); and

WHEREAS, the County desires to advance these projects by making the following commitment of funding:

##### AIR '99

State = \$135,000

Local = \$ 15,000

Total = \$150,000

##### GA Security

State = \$250,00

Local = (N/A – 100% State funded project)

Total = \$250,000

##### Business Development

State = \$180,000

Local = \$ 20,000

Total = \$200,000

now, therefore, the Saratoga County Board of Supervisors does hereby

RESOLVE, that the Saratoga County Board of Supervisors approves the above subject Projects; and it is hereby further

RESOLVED, that the Chair of the Board of Supervisors be and is hereby authorized to execute all necessary Agreements on behalf of the County of Saratoga with NYSDOT in connection with the above Projects; and it is further

RESOLVED, that a Certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the above Projects.

BUDGET IMPACT STATEMENT: None. These funds have been included in the 2008 budget.

#### RESOLUTION 47 - 08

Introduced by Supervisors Hunter, Jenkins, M. Johnson, Raymond, Rowland, Sausville and Southworth

#### AUTHORIZING AN AGREEMENT WITH EDWARDS & KELCEY TO PROVIDE ENGINEERING SERVICES RELATIVE TO COUNTY AIRPORT GRANT PROJECTS

WHEREAS, the Federal Aviation Administration has offered airport improvement grants to Saratoga County for the replacement of taxiways, hanger, and aprons; the installation of water main and hydrants; and the replacement of AWOS ; and

WHEREAS, the Commissioner of Public Works and the Buildings and Grounds Committee recommend that Edwards and Kelcey, Consulting Engineers, be retained for consulting services related to these projects; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute agreements with Edwards and Kelcey, Consulting Engineers, of Saratoga Springs, for consulting services needed relative to the following Saratoga County Airport grant projects, at a total cost not to exceed \$470,177, the form and substance of said agreement subject to the approval of the County Attorney and the Contract Administrator:

replacement of taxiways, hanger and aprons	\$399,692
installation of water main hydrants	\$ 49,679
replacement of AWOS	\$ 20,806

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 48 - 08

Introduced by Supervisors Hunter, Jenkins, M. Johnson, Raymond, Rowland, Sausville and Southworth

AMENDING THE 2008 BUDGET TO REAPPROPRIATE UNSPENT FUNDS

WHEREAS, unexpended 2007 funds in the amount of \$53,000, authorized for the schematic design of a proposed public safety building need to be reappropriated to the 2008 budget; now, therefore, be it

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

EMERGENCY SERVICES

Appropriations:

Increase Acct. #1-36-000-8130 Architects/Engineers	\$53,000
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Revenues:

Increase Acct. #1-0599.M App. Fund Balance	\$53,000
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BUDGET IMPACT STATEMENT: A total of \$41,440 in State aid received in 2007, and \$11,560 in fund balance will fund this expense.

RESOLUTION 49 - 08

Introduced by Supervisors Barrett, Jenkins, Lawler, Lucia, Raymond, Sausville and Wright

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: None. These funds are already included in the 2008 budget.

RESOLUTION 50 - 08

Introduced by Supervisors Thompson Grattidge, Jenkins, Lawler, Veitch, Wormuth and Yepsen



AUTHORIZING THE PURCHASE OF THREE RADIO TOWERS FROM SABRE COMMUNICATIONS CORP.

WHEREAS, Saratoga County is prepared to commence construction of the Saratoga County Emergency Radio System; and

WHEREAS, the Public Safety Committee has solicited bids for three radio towers for the Saratoga County Emergency Radio System, and recommends the bid be awarded to Sabre Communications Corp., the lowest responsible bidder; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors is authorized to execute any and all documents with Sabre Communications Corp. of 2101 Murray Street, Sioux City, Iowa 51111 necessary for the purchase of three radio towers, at a cost not to exceed \$209,870, the form and substance subject to the approvals of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: These funds are available in the 2008 Radio Capital Account.

RESOLUTION 51 - 08

Introduced by Supervisors Thompson, Grattidge, Jenkins, Lawler, Veitch, Wormuth and Yepsen

AUTHORIZING PURCHASE OF A RADIO MICROWAVE SYSTEM FROM ALCATEL USA MARKETING, INC.

WHEREAS, Saratoga County is prepared to commence construction of the Saratoga County Emergency Radio System; and

WHEREAS, Alcatel Lucent produces a four site – three path microwave system necessary for the Radio System; and

WHEREAS, the Alcatel system is available for purchase under state contract at a 50% discount; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute any and all documents with Alcatel USA Marketing, Inc. of 3400 West Plano Parkway, Plano, Texas 75075 necessary to purchase a four (4) site – three (3) path microwave system, at a cost not to exceed \$543,501, the form and substance subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: These funds are available in the 2008 Radio System Capital Account.

RESOLUTION 52 - 08

Introduced by Supervisors Thompson, Grattidge, Jenkins, Lawler, Veitch, Wormuth and Yepsen

AUTHORIZING AN AGREEMENT WITH CSI SHELTER TECHNOLOGIES, INC. TO PROVIDE SHELTERS AT RADIO SYSTEM SITES

WHEREAS, our Public Safety Committee and Purchasing Coordinator has solicited proposals for communication shelters to be used at Emergency Radio System sites; and

WHEREAS, our Public Safety Committee has recommended that the bid of CSI Shelter Technologies, Inc., the low bidder, be accepted; now, therefore, be it

RESOLVED, that the Chairman of the Board execute a contract with CSI Shelter Technologies, Inc., of Londonderry, New Hampshire 03053 to provide communication shelters to be used at the radio system sites in the Towns of Milton and Providence for a total cost not to exceed \$200,000, the form and content thereof being subject to the approvals of the County Attorney and Contractor Administrator.

BUDGET IMPACT STATEMENT: These funds are available in the 2008 Radio System Capital Account.

RESOLUTION 53 - 08

Introduced by Supervisors Thompson, Grattidge, Jenkins, Lawler, Veitch, Wormuth and Yepsen

**AUTHORIZING CONTRACT WITH BLUE WING SERVICES, INC. TO OBTAIN FCC LICENSES**

WHEREAS, Blue Wing Services, Inc. has been rendering consultant services under Resolution 161-05, 81-06 & 48-07 in connection with the Saratoga County Emergency Radio System; and

WHEREAS, Blue Wing Services, Inc. has submitted a proposal to furnish engineer consultant services needed to obtain necessary FCC licenses 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 provide technical and engineering services needed to obtain FCC licenses for the Emergency Radio System for a sum not to exceed \$22,500 the form and substance of said Agreement subject to approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: These funds are available in the 2008 Radio System Capital Account.

**RESOLUTION 54 - 08**

Introduced by Supervisors A. Johnson, Daly, Grattidge, Hunter, Peck, Thompson and Wood

**AUTHORIZING AN AGREEMENT WITH CAPITAL REGION COMPUTERS, INC. D/B/A ICOM FOR THE RECONSTRUCTION OF THE COUNTY WEBSITE AND AMENDING THE 2008 BUDGET**

WHEREAS, the current Saratoga County website has not undergone a redesign since its inception, and there is a need to reconstruct and redesign the website to provide a more efficient and attractive mechanism to disseminate information about Saratoga County government and the services it provides; and

WHEREAS, proposals were solicited for consultant services for the reconstruction and redesign of a new Saratoga County website, and our Law and Finance Committee recommends the acceptance of the proposal of Capital Region Computers, Inc., ICOM Tech Services; and now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an agreement with Capital Region Computers, Inc. d/b/a ICOM of Clifton Park, New York for the construction, design and launch of a new Saratoga County website for a sum not to exceed \$29,362, the form and substance of said agreement subject to the approval of the County Attorney and the Contract Administrator; and, be it further

RESOLVED, that the 2008 Budget is amended as follows:

CENTRAL SERVICES

Appropriations:

Increase Acct.: #1-24-245-8160 Data Processing Fees	\$29,362
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Revenues:

Increase Acct.: #1-0599.M App. Fund Balance	\$29,362
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BUDGET IMPACT STATEMENT: Will reduce Fund Balance by \$29,362.

**RESOLUTION 55 - 08**

Introduced by Supervisors A. Johnson, Daly, Grattidge, Hunter, Peck, Thompson and Wood

**AUTHORIZING A PUBLIC HEARING FOR THE PROPOSED EXPANSION OF SARATOGA COUNTY SEWER DISTRICT NO. 1'S WASTEWATER TREATMENT PLANT AND RELATED IMPROVEMENTS**

WHEREAS, Resolution 240-06 authorized a contract with Delaware Engineering, P.C. of Albany, New York, to provide necessary engineering services for the design of an expansion of, and related improvements to, Saratoga County Sewer District No. 1's Wastewater Treatment Plant in the Town of Halfmoon; and

WHEREAS, pursuant to said agreement, Delaware Engineering, P.C. has prepared a map and plans of the proposed expansion of the Sewer District's Wastewater Treatment Plant and the related improvements thereto, together with a cost estimate therefor in the amount of \$54,367,321, all of which have been filed with the Clerk of this Board; and

WHEREAS, it is the function of the Board of Supervisors pursuant to County Law §268 to call for a public hearing upon this proposal to expand the Sewer District's Wastewater Treatment Plan and make related improvements thereto; and

WHEREAS, it would appear that the expansion of the Sewer District's Wastewater Treatment Plant and the proposed improvements thereto would be in the best interests of the people of the County of Saratoga living within the boundaries of Saratoga County Sewer District No. 1; now, therefore, be it

RESOLVED, that pursuant to the provisions of County Law §§254 and 268, a public hearing be and the same hereby is called upon the proposal by Saratoga County Sewer District No. 1 to expand its Wastewater Treatment Plant and to make related improvements thereto as set forth in the maps and plans prepared by Delaware Engineering, P.C.; said hearing to be held on the March 12, 2008 at 4:45 p.m. at the chambers of the Saratoga County Board of Supervisors, 40 McMaster Street, in the Village of Ballston Spa, New York; and it is further

RESOLVED, that the Clerk of the Saratoga County Board of Supervisors shall cause a notice of said hearing to be published in The Saratogian and The Ballston Journal, the official County newspapers, and The Daily Gazette, a newspaper having a general circulation within the boundaries of Saratoga County Sewer District No. 1, not less than 10 nor more than 20 days before the date set herein for the hearing; and be it further

RESOLVED, that said notice of public hearing contain the information required pursuant to the provisions of County Law §§254 and 268.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 56 - 08

Introduced by Supervisors A. Johnson, Daly, Grattidge, Hunter, Peck, Thompson and Wood

AMENDING THE 2008 BUDGET TO REAPPROPRIATE CAPITAL PROJECTS IN THE SEWER DISTRICT BUDGET

WHEREAS, unexpended 2007 funds in the amount of \$906,868, authorized for the Sewer District capital projects need to be reappropriated to the 2008 budget; now, therefore, be it

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

SEWER DISTRICT #1

Appropriations:

Increase Acct. #7-81-812-7095 Capital Equipment	\$795,525
Increase Acct. #7-81-812-7098 Prof. Services	\$ 62,636
Increase Acct. #7-81-813-7095 Capital Equipment	\$ 6,000
Increase Acct. #7-81-813-7098 Prof. Services	\$ 42,707

Revenues:

Increase Acct. #7-0599.M App. Fund Balance	\$906,868
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BUDGET IMPACT STATEMENT: Will reduce Sewer District Fund Balance by \$906,868.

RESOLUTION 57 - 08

Introduced by Supervisors M. Johnson, Hunter, Connelly, Raymond, Rowland, Southworth and Thompson

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,

CONVEY TO:	YEAR	TOWN	S/B/L	AMOUNT
Anne M. Johns 109 Hollister Road Corinth, NY 12822	2005	Corinth	100.-1-42.5	\$ 1,833.57
George E. O'Donnell 51 Linden Street Schenectady, NY 12305	2005, 2006 & 2007	Day	31.-1-44.12	\$ 1,900.76
Gary E. Liebl & Melissa Liebl 74 Bay Road Lake Luzerne, NY 12846	2005	Hadley	27.18-4-89	\$10,851.02
John F. Sweeter PO Box 397 17 Gauthier Drive Clifton Park, NY 12065	2005 & 2006	Halfmoon	272.-4-38.22	\$19,649.47
Scott Hersey & Danielle Hersey 743 Lake Desolation Road Middle Grove, NY 12850	2005 & 2006	Providence	135.7-2-13	\$ 694.22
Clifford Yandell Gladys M. Yandell 6 Furlani Drive Schuylerville, NY 12871	2005	Saratoga	170.-1-14.2	\$ 2,404.46
Robert L. Flansburg & Tina E. Flansburg 6 Meghan Court Saratoga Springs, NY 12866	2005, 2006 & 2007	Wilton	140.15-2-8	\$15,266.66

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

#### RESOLUTION 58 - 08

Introduced by Supervisors M. Johnson, Hunter, Connelly, Raymond, Rowland, Southworth and Thompson

#### AMENDING THE 2008 BUDGET TO REAPPROPRIATE UNSPENT FUNDS FOR THE CONTINUATION OF THE REAL PROPERTY TAX ADMINISTRATION TECHNOLOGY IMPROVEMENT GRANT

WHEREAS, by Resolution 127-07, funds were appropriated for the Real Property Tax Administration Technology Improvement Grant; and

WHEREAS, unexpended 2007 funds in the amount of \$134,420 remain from that appropriation and need to be reappropriated to the 2008 budget; now, therefore, be it

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

REAL PROPERTY TAX SERVICES:

Appropriations:

Increase Acct.: #1-18-000-7032 PC Networks \$134,420

Revenues:

Increase Acct.: #1-0599.M App. Fund Balance \$ 69,170

Increase Acct.: #1-18-3033 Tech. Equip. Grant \$ 65,250

BUDGET IMPACT STATEMENT: This budget amendment will reduce fund balance by \$69,170.

RESOLUTION 59 - 08

Introduced by Supervisors M. Johnson, Hunter, Connelly, Raymond, Rowland, Southworth and Thompson

CORRECTING 2008 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 2008 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 2008 tax rolls are approved, and the tax rolls are so corrected:

<u>TOWNS</u>	<u>S/B/L</u>	<u>CORR. TAX</u>
<u>SARATOGA</u>		
Virginia LaPointe	169.-1-44	\$483.35
<u>WILTON</u>		
JC Penny Corp. Inc.	153.-3-86.112	\$20,846.32

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 60 - 08

Introduced by Supervisors M. Johnson, Hunter, Connelly, Raymond, Rowland, Southworth and Thompson

CANCELLING DELINQUENT TAX LIENS IN THE TOWN OF BALLSTON

WHEREAS, delinquent taxes for the year 2008 are outstanding in the amount of \$106.63 in the Town of Ballston identified as tax parcel 239.-1-22.2; and

WHEREAS, the said taxes are unenforceable because this parcel belongs to the State of New York; and

WHEREAS, the Tax Enforcing Officer has determined that there is no longer any practical method to enforce the collection of the delinquent tax lien and a supplementary proceeding to collect the tax would not be effective; now, therefore, be it

RESOLVED, that the delinquent tax lien in the amount of \$106.63 on tax parcel number 239.-1-22.2 is hereby cancelled, and the amount of any credit given to any municipal corporation on account of said delinquent taxes shall be charged back to said municipal corporation, pursuant to §1138(6)(d) of the Real Property Tax Law.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 61 - 08

Introduced by Supervisors M. Johnson, Hunter, Connelly, Raymond, Rowland, Southworth and Thompson

## RESCINDING RESOLUTION 255-07

WHEREAS, by Resolution 255-07, this Board of Supervisors declined to approve the \$50,000.00 bid of Riverview Realty LLC at a sealed bid auction of the Victory Mill property in the Village of Victory Mills, and authorized an agreement among the County, Calibre Investments LLC and the owner of the property, Victory Mills Holding LLC, to forebear from completing the foreclosure of the tax lien on the property, accept a non refundable payment of \$100,000.00, and afford an opportunity to develop the property and pay the balance of outstanding taxes; and

WHEREAS, Calibre Investments LLC has withdrawn its offer to develop the Victory Mill; now, therefore, be it

RESOLVED, that Resolution 255-07 be and the same is hereby rescinded; and be it further

RESOLVED, that the authority granted in Resolution 255-07 to execute an agreement with Calibre Investments LLC is revoked; and be it further

RESOLVED, that the bid of Riverview Realty LLC for the purchase of the Victory Mill property in the Village of Victory (tax parcel 170.30-2-27.1) be and the same is hereby approved; and be it further

RESOLVED, that the Tax Enforcing Officer is authorized to execute a deed and other necessary forms to convey the Victory Mill property to Riverview Realty LLC for the sum of \$50,000.00.

BUDGET IMPACT STATEMENT: The rescinding of resolution 255-07 will result in this property being sold for \$50,000.

Chairman Hargrave announced the following appointments:

WORKFORCE INVESTMENT BOARD

Jeffrey Methven  
Vice President of Human Resources  
Saratoga Hospital  
211 Church Street  
Saratoga Springs, NY 12866

ADVISORY YOUTH BOARD

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

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

Dee Cogan (Town of Northumberland)  
39 Duer Rd.  
Fort Edward, NY 12828

PUBLIC HEALTH NURSING PROFESSIONAL ADVISORY COMMITTEE

Dr. Jama Peacock-Birsett  
105 Grange Road  
P.O. Box 159  
Greenfield Center, NY 12833

TOURISM ADVISORY COMMITTEE

David Zunker  
President, Tourism & Convention Bureau  
60 Railroad Place  
Saratoga Springs, NY 12866

Chairman Hargrave introduced Robert S. Near, who was appointed today as the new Director of Weights & Measures and Consumer Affairs. Mr. Near thanked the Board for giving him this opportunity.

Mr. Barrett thanked the people who assisted in the process of formulating a new County website: Supervisors Raymond & A. Johnson; Jason Kemper, Planning; Bob Kingsbury, Data Processing; and Jen Ciulla, Publication Specialist. A lot of work went into this by everybody, he stated.

Mr. Lawler stated that he attended a public session on AMD last night in Malta. He complimented Mr. Sausville, the Malta Town Board and staff and Mr. Connelly and the Stillwater Town Board and staff on the amount of work gone into bringing the AMD project to where it is. To see what these people put in at the local level was very impressive, he stated. He said as Chairman of the Saratoga County Water Authority, he attended that public session last night, and on the assumption that the plant is built, AMD stated last night that their water demand at startup will be 3.1 mgd. Our current contract is for 2.4 mgd. Overnight, we saw an increase of 700,000 gallons of water per day, he said. He said from the business plan that this Board adopted, the break even for the plan is 3.2 mgd. With the caveat this plant gets built, for this Board and the taxpayers of Saratoga County, it appears that the financing plan is 100% sound based on AMD's forecast of their need of 3.1 mgd, he stated.

Mr. Peck said there will be a Personnel Committee meeting the 2<sup>nd</sup> or 3<sup>rd</sup> week of March, and a Land Preservation Committee meeting will be scheduled around that time also. Notices will be sent out to all Supervisors, he added.

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

Barbara J. Plummer, Clerk