

## AGENDA

October 12, 2011 5:00 p.m.

Vice Chairman Thompson called the meeting to order.

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

On a motion by Matt Veitch, seconded by John Collyer, the minutes of the September 14, 2011 meeting were approved.

Spencer Hellwig reviewed the following:

**EQUALIZATION AND ASSESSMENT**

Mr. Hellwig said there will be two resolutions out of Equalization and Assessment. The first one he said is a tender offer in the Town of Providence and the second one is to convey the parcels sold at the September auction to the successful bidders.

**LEGISLATIVE AND RESEARCH**

Mr. Hellwig said there will be one resolution in support of proposed legislation to implement a gradual state take over of Medicaid costs beginning in 2012 and ending in 2019 at which point the State will assume all cost related to the Medicaid program.

**BUILDINGS AND GROUNDS**

Mr. Hellwig said that under Buildings and Grounds there is a contract for design services with McFarland Johnson who will be doing the engineering work for the airfield lighting and apron reconstruction which are federally funded projects under FAA.

**PERSONNEL & INSURANCE COMMITTEE**

Mr. Hellwig said there are two items under Personnel and Insurance with the first one being an amendment to the Policy and Procedures Manual to reflect the changes made by the Personnel Committee part of which includes ID Badges for County Employees and the second resolution will be appointing Chad Cooke to the position of Temporary Executive Director of the Sewer District from November 14<sup>th</sup> through the remainder of the year of 2011 and then as the full time Director effective January 1<sup>st</sup> of 2012.

**ECONOMIC DEVELOPMENT**

Mr. Hellwig said there are two resolutions and the first one is naming the Chamber of Commerce as the Tourism Promotion Agency which allows them to apply for additional State funding for tourism activities in the County and the second item is to authorize the Planning Department to proceed with right of way acquisition which is necessary for the extension of the Zim Smith Trail to be extended from Coons Crossing to the City Mechanicville.

**PUBLIC SAFETY**

Mr. Hellwig said that under Public Safety there are two items. He said the first is a hold harmless agreement allowing the County Administrator to enter into those agreements to meet with the requirements of some of the entities that are hosting the events to hold them harmless in the event that an accident should occur during the adoption clinics being held by the Animal Shelter; and the second item is to approve a contract with the low bidder for repair work at the County's fire training buildings.

**PUBLIC WORKS**

Mr. Hellwig said that under Public Works there will be two resolutions. He said one is the transfer of funds from Fund #2 to Fund #3 to cover shortfalls in the fuel account for diesel fuel and the second is reauthorization of a resolution that was approved by the Board last year to approve an 800 foot extension of County Road 46 in order to obtain an additional CHIPS funding from the State.

**LAW AND FINANCE**

Mr. Hellwig said under Law and Finance, the first resolution is to revise the weighted vote based on the 2010 Census. He said the revisions were approved by the Census Committee back in July and based on the other steps that have taken place preceding this resolution the County is now ready to move forward with revising the weighted vote for each supervisor based on the official Census results.

He said that from the Sewer Commission there are two resolutions and the first one is to ratify an emergency contract based on the failure of a heat exchanger in an incinerator at the treatment plant and the second one has to do with additional work that is required as a result of the district and the engineering firm currently employed by the district identifying deficiencies by Delaware Engineering as a result of those additional problems it will require additional work to be done by this firm.

Mr. Hellwig said there will be a resolution to accept funding for the Board of Election to cover the costs of physical changes that will be made at polling places to improve access for persons with disabilities.

He said the next resolution is to authorize interagency transfers to close out the 2011 budget and allow the administrator to move surplus funds from one department to cover deficit in others and at the end of that cycle a summary report will be given to the Law and Finance Committee that will show the sum and total of those transfers.

Mr. Hellwig said that the final item is to authorize a renewal of the Info Quick contract for the County Clerk's Office which covers the expense of computer hardware and software, digitizing services as well as maintenance of the computer network in the Clerk's Office as well as scanning of images to add to the data base of documents from 1987 and earlier.

Vice Chairman Thompson acknowledged Tom Richardson. Mr. Richardson said everyone will be receiving invitation to Mechanicville's 3<sup>rd</sup> annual Economic Summit which is going to be on November 17<sup>th</sup> and hoping Supervisors will make the time to come that evening. He mentioned that Anita Daly will be one of the speakers.

Vice Chairman Thompson acknowledged Anita Daly. Mrs. Daly said she wanted to share an item from the Capital Region Economic Development Council. She said we are coming to crunch time with applications which are due October 31<sup>st</sup> and Saratoga County will have at least one application that we will bring forward and we are looking to support other applications. She said the purpose in making an announcement to you today is there is quite a bit of opportunity for grant monies to be received and if anyone in any community has a project that they are looking to do, we really encourage you to look harder at it and to perhaps to speak with Tom and I about it. She stated that if you can partner with another group or municipality to strengthen an application to the extent that we can we will be more than willing to do so. Mrs. Daly said to remember this is a Capital Region so you will probably here her speak of Saratoga County supporting an application from another city and we need to work together so an opportunity is not missed.

On a motion by Preston Jenkins, seconded by Tom Richardson the meeting was adjourned.

Respectfully submitted,

Pamela Hargrave, Clerk

REGULAR SESSION  
Tuesday, October 18, 2011  
AT 4:00 P.M., E.S.T.

Board called to order by Chairman Wood.

Roll call was taken. PRESENT – Patricia Southworth, Alan Grattidge, Philip C. Barrett, Anita Daly, Richard Lucia, Jean Raymond, George J. Hargrave, Richard Rowland, Arthur M. Wright, Mindy Wormuth, Paul Sausville, Thomas Richardson, Frank Thompson, Preston L. Jenkins, Jr., Willard H. Peck, John Collyer, Thomas N. Wood, III, Matthew E. Veitch, Joanne Dittes Yepsen, Edward D. Kinowski, John Lawler, Arthur J. Johnson 22. ABSENT – Mary Ann Johnson 1.

The invocation was given by Patti Southworth, Chaplain.

SPECIAL PRESENTATION

Chairman Wood said the LaRue Family of the Town of Charlton donated to the County Historian's Office a vast collection of original historical documents that had been in their family for hundreds of years. Chairman Wood then introduced the County Historian Lauren Roberts. Mrs. Roberts spoke on the collection and shared a power presentation she and volunteers from her office, specifically Ned Porter a student volunteer from Skidmore College, put together.

SAFETY SUGGESTION CONTEST AWARDS

Dick Rowland, Chairman of the Labor/Management Safety Committee, he is pleased to lead the annual Safety Awards Program. He said it is very interesting to sit on the Committee as well as taking on the challenges the committee faces. He introduced the members of the Safety Committee: John Collyer, Supervisor of the Town of Providence; Mo Wright, Supervisor of the Town of Hadley, Bob Hartman, Dept. of Personnel Safety and Health Coordinator; Bill Benosky, DPW; Peter Jones, DSS; David Costanzo, Town of Galway Highway Superintendent; and Louis Pasquarell, Town of Clifton Park Safety Officer.

Mr. Rowland said the committee meets once a quarter and is assigned various tasks. One of the tasks was the ID system and he thanked the committee for doing the work they do each year and has a pleasure to lead this. This afternoon the annual Safety Contest awards will be given. This is a process that encourages and listens to the input of the employees. There were 21 suggestions entered. The Committee has always taken the philosophy that all winning suggestions should be implemented. The 2011 winners are:

3<sup>rd</sup> place, \$25 – Lynn Myers, Department of Social Services. Her suggestion was to place flood lights on the western corner of the Services Building.

2<sup>nd</sup> place, \$50 – Mike Cranston, Department of Public Works. His suggestion was to paint double solid lines from the Animal Shelter to the Highway Garage.

1<sup>st</sup> place, \$100 – Shelly Derby, Department of Public Health. Her suggestion was to put automatic door opener at the handicap entrance to the Woodlawn Avenue Building.

He said this is an amazing program and appreciates all the suggestions that are given. Mr. Rowland gave an update on the County's new Employee ID Program.

PRESENTATION BY COOPERATIVE EXTENSION

Chairman Wood called up Connor Bryant, resident of the Town of Stillwater. He is a senior in high school and is a member of the 4H horse club. He told the Board what being in 4H meant to him, how he has helped younger children through 4H and his leadership role with younger children. He thanked the Board for their continued support of Cooperative Extension.

Chairman Wood called upon Terrence O'Neill from ProAct. Mr. O'Neill gave an update on ProAct and the discount card program. He said Saratoga County has been a member since 2009 and has shown a great savings for the County's residents. He thanked the Board for the participation in the program.

Chairman Wood called upon Ann DeSarus from United Way. Ms. DeSarus spoke on the Northeast 2-1-1 program. Anyone can dial 211 from their phone for health services. This is a good resource in times of disaster as well as for general information. There are many agencies on the data base that can be referred to when offering assistance in a time of need.

On a motion by Frank Thompson, seconded by Tom Richardson the minutes of the September 20, 2011 meeting were approved.

The Clerk presented the following:

Resolution from Fulton County urging passage of Senate Bill S.5889-B and Assembly Bill A.8644 that would implement a Multi-year State Takeover of the Local Share of Medicaid

Referred to Supervisor Veitch and County Administrator.

Single Audit report ending December 31, 2010 submitted by Toski, Schaefer & Co., PC

Received and filed.

Memorandum from the Industrial Development Agency giving notification of a Public Hearing to be held on November 14<sup>th</sup> at the Village of Victory Village Hall for consideration of an application by Riverview Realty.

Received and filed.

Chairman Wood acknowledged Anita Daly. Mrs. Daly said there was another e-mail sent out with regards to the CRDEC. She reminded the Supervisors the dead line for applications is fast approaching on October 31, 2011. Mrs. Daly said she is going to poll the Economic Development Committee about signing a letter of support for a project. She also wanted the Supervisors to know there is a 42 page report in the Clerk's Office on the work on the sub group.

On a motion by Jack Lawler, seconded by John Collyer resolutions 162 through 181 were adopted by a unanimous vote.

RESOLUTION 162 - 11

Introduced by Supervisors Veitch, A. Johnson, Raymond, Rowland, Wormuth, Wright and Yepsen

URGING GOVERNOR CUOMO AND THE STATE LEGISLATURE TO PASS LEGISLATION PROVIDING FOR THE MULTI-YEAR STATE TAKEOVER OF EACH COUNTY'S LOCAL SHARE OF MEDICAID COSTS

WHEREAS, county officials across the state are presently introducing their 2012 budgets; and

WHEREAS, these budget decisions are being made under the constraints of the State's new property tax cap; and

WHEREAS, when State lawmakers enacted a property tax cap, they pledged to provide mandate relief that would enable and empower local leaders to implement that tax cap locally; and

WHEREAS, that mandate relief has not materialized; and

WHEREAS, by far, at a local statewide cost of \$7.3 billion, Medicaid is the most expensive mandate facing counties; and

WHEREAS, Saratoga County's Medicaid costs typically exceed \$22 million annually, and typically account for more than 47% of the County's property tax levy; and

WHEREAS, State Legislation (S.5889-B/A.8644) will require state policymakers to take full fiscal responsibility for New York's largest in the nation Medicaid program, by implementing an eight (8) year gradual State takeover of county Medicaid costs; and

WHEREAS, removing county taxpayers from the financing of Medicaid is the single most important thing the State Legislature can do to lower property taxes for New Yorkers; and

WHEREAS, the State takeover of county Medicaid costs will lead to lower property taxes and enhance New York's economic competitiveness and improve economic opportunities for all New Yorkers; and

WHEREAS, state lawmakers can fund the takeover with a combination of Medicaid program reforms, state-derived savings and other spending controls, including applying MRT (Medicaid Redesign Team) reform savings to mandate relief, and pursuing a federal Medicaid waiver to leverage state cost containment initiatives that can be applied to property tax relief; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors calls on the New York State Legislature to pass, and Governor Andrew Cuomo to sign into law, legislation (S.5889-B/A.8644) designed to provide mandate relief for counties in the form of an eight-year State takeover of county Medicaid costs; and be it further

RESOLVED, that the Clerk of the Saratoga County Board of Supervisors forward a copy of this Resolution to Governor Andrew Cuomo, all members of the New York State Senate and Assembly, and the New York State Association of Counties (NYSAC).

BUDGET IMPACT STATEMENT: No budget impact.

#### RESOLUTION 163 - 11

Introduced by Supervisors Rowland, Hargrave, Jenkins, M. Johnson, Raymond, Thompson and Wright

**AUTHORIZING THE CHAIR OF THE BOARD TO ENTER INTO AN AGREEMENT WITH McFARLAND JOHNSON FOR THE DESIGN OF AIRPORT TAXIWAY LIGHTING, PRECISION APPROACH PATH INDICATOR LIGHTS AND THE RECONSTRUCTION OF THE AIRCRAFT APRON AT THE SARATOGA COUNTY AIRPORT**

WHEREAS, pursuant to Resolution 152-11 this Board authorized the Chair of the Board to apply for and accept an FAA grant in an amount up to \$199,493 for the design of Airport taxiway lighting, precision approach path indicator lights and the reconstruction of the aircraft apron at the County Airport; and

WHEREAS, the Commissioner of Public Works and the Buildings and Grounds Committee recommend that McFarland Johnson be retained to provide the aforesaid engineering design services for Saratoga County Airport; and

WHEREAS, McFarland Johnson's proposal to provide said design services has undergone and been approved by the appropriate peer review process; now, therefore, be it

RESOLVED, the Chair of the Board is authorized to execute an agreement with McFarland Johnson of Binghamton, New York, for engineering design services for the design of Airport taxiway lighting, precision approach path indicator lights, and the reconstruction of the aircraft apron at the Saratoga County Airport, at a total cost not to exceed \$203,933, the form and content of said agreement being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact. Funds are available for the County's share of \$5,099.83 in the 2011 budget.

#### RESOLUTION 164 - 11

Introduced by Supervisor A. Johnson, Peck, Collyer, Daly, Hargrave, Richardson and Rowland

**AMENDING THE POLICIES AND PROCEDURES MANUAL TO ESTABLISH AN EMPLOYEE IDENTIFICATION CARD PROGRAM POLICY**

WHEREAS, Resolution 330-82 adopted a manual of Policies and Procedures for the conduct of Saratoga County government; and

WHEREAS, since adoption, the Board of Supervisors has enacted several amendments to the Manual; and

WHEREAS, the annual review of the Manual, mandated by Section 104-b of the General Municipal Law, has disclosed the appropriateness of revisions proposed by the Board's Personnel and Insurance Committee to the County's Workplace Violence Policy; and

WHEREAS, a copy of the Personnel and Insurance Committee’s proposed Employee Identification Card Program Policy was provided to each member of this Board; and

WHEREAS, implementation of any legislative revisions to the Manual requires the approval of the Board; now, therefore, be it

RESOLVED, that the following sections of the Saratoga County Policies and Procedures Manual are amended to add an Employee Identification Card Program Policy as more particularly described in the Personnel and Insurance Committee’s proposal:

<u>CHAP/SECTION</u>	<u>TITLE</u>	<u>LAST AMENDED</u>	<u>RESOL.</u>
1 O	Workplace Violence Policy	9/15/09	166-09

and, be it further

RESOLVED, that the Personnel Department distribute copies of these amendments to all County departments and agencies.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 165 - 11

Introduced by Supervisor A. Johnson, Peck, Collyer, Daly, Hargrave, Richardson and Rowland

AMENDING THE 2011 COMPENSATION SCHEDULE AND APPOINTING CHAD COOKE AS DEPUTY DIRECTOR (TEMPORARY) OF SARATOGA COUNTY SEWER DISTRICT NO. 1

WHEREAS, by reason of the impending retirement of James DiPasquale on December 23, 2011 a vacancy will be created in the position of Executive Director of Saratoga County Sewer District No. 1; and

WHEREAS, the Personnel Committee and the Director of the Personnel Department have recommended that the 2011 Saratoga County Compensation Schedule be amended to create the temporary position of Deputy Director of Saratoga County Sewer District No. 1 effective November 14, 2011 in order that the chosen successor for the position of Executive Director may undergo a period of education and training in the duties and responsibilities of Executive Director’s position under the supervision of the current Executive Director; and

WHEREAS, the Personnel Committee has recommended a qualified applicant to fill the position of Deputy Director (Temporary) of Saratoga County Sewer District No. 1; now, therefore, be it

RESOLVED, that the 2011 Saratoga County Compensation Schedule is amended as follows:

SEWER DISTRICT:

CREATE (1) Deputy Director (Temporary) (from 11/14/11 – 12/31/11);

and, be it further

RESOLVED, that Chad Cooke, P.E., of the Town of Clifton Park be and hereby is appointed to the position of Deputy Director (Temporary) of Saratoga County Sewer District No. 1 at the base salary level of Salary Grade 21, effective November 14, 2011 and continuing through December 31, 2011.

BUDGET IMPACT STATEMENT: Funding for the temporary position will be provided under the Sewer District budget.

RESOLUTION 166 - 11

Introduced by Supervisor A. Johnson, Peck, Collyer, Daly, Hargrave, Richardson and Rowland

APPOINTING CHAD COOKE AS EXECUTIVE DIRECTOR OF SARATOGA COUNTY SEWER DISTRICT NO. 1

WHEREAS, James DiPasquale, P.E. will be retiring from the position of Executive Director of Saratoga County Sewer District No. 1 effective December 23, 2011; and

WHEREAS, the Search Committee appointed to interview potential successors to the position of Executive Director, the Personnel Committee, and the Chairman of the Saratoga County Sewer District Commission have

recommended that Chad Cooke, P.E. be appointed to the position of Executive Director of Saratoga County Sewer District No. 1 effective January 1, 2012; now, therefore, be it

RESOLVED, that Chad Cooke, P.E., of the Town of Clifton Park, New York, be and he hereby is appointed to the position of Executive Director of Saratoga County Sewer District No. 1 at the base salary level of Salary Grade 21; and be it further

RESOLVED, that this Resolution shall take effect January 1, 2012.

BUDGET IMPACT STATEMENT: No budget impact.

#### RESOLUTION 167 - 11

Introduced by Supervisors Daly, Barrett, A. Johnson, Kinowski, Lawler, Richardson and Sausville

DESIGNATING THE SARATOGA COUNTY CHAMBER OF COMMERCE AS THE COUNTY TPA (TOURISM PROMOTION AGENCY) AND AUTHORIZING THE SARATOGA COUNTY CHAMBER OF COMMERCE TO APPLY FOR "I LOVE NEW YORK" GRANTS FOR 2011-2012

WHEREAS, Article 5-A of the Economic Development Law authorizes matching funds for tourism promotion to be administered through a County's Tourism Promotion Agency; and

WHEREAS, approval of any application for such State funds requires the designation of a Tourism Promotion Agency and a local commitment for an amount at least equal to the grant request; and

WHEREAS, the maximum possible grant for tourism promotion for 2011-2012 approximates \$135,250; and

WHEREAS, the County's 2011 Budget for tourism promotion includes a sufficient amount for the required local commitment for that maximum grant request with a total possible program expenditure of \$135,250; and

WHEREAS, tourism promotion has long been a commitment of the Boards of Supervisors of Saratoga County; and

WHEREAS, the Saratoga Chamber of Commerce has been successful in the promotion of tourism for Saratoga County for many years, and is well suited to be designated as Tourism Promotion Agency for Saratoga County; now, therefore, be it

RESOLVED, that the Saratoga County Chamber of Commerce is designated as Tourism Promotion Agency for Saratoga County; and be it further

RESOLVED, that the Chairman of this Board of Supervisors is authorized and directed to execute and file necessary applications, acceptance and sub recipient documents required by the New York State Department of Economic Development for the maximum award of tourism promotion matching funds for 2011-2012 with a possible total program expenditure of \$135,250.

BUDGET IMPACT STATEMENT: The maximum possible grant for this program is \$135,250.

#### RESOLUTION 168 - 11

Introduced by Supervisors Daly, Barrett, A. Johnson, Kinowski, Lawler, Richardson and Sausville

AUTHORIZING THE ACQUISITION OF RIGHTS OF WAY FOR THE EXTENSION OF THE ZIM SMITH TRAIL FROM COONS CROSSING IN THE TOWN OF HALFMOON TO THE CITY OF MECHANICVILLE AND THE PAYMENT OF NECESSARY EXPENSES RELATED THERETO

WHEREAS, the County's Zim Smith Trail currently extends from Oak Street in the Town of Ballston to Coons Crossing in the Town of Halfmoon; and

WHEREAS, an opportunity exists for the County to extend the Zim Smith Trail from Coons Crossing to the City of Mechanicville in conjunction with New York State Electric and Gas Corporation's (NYSEG) proposed installation of a transmission line from Coons Crossing to the Intermodal Facility under construction in the City of Mechanicville; and

WHEREAS, if the County were to extend the Zim Smith Trail along the same route as NYSEG's planned transmission line, the County could construct the Trail extension at a greatly reduced cost by virtue of NYSEG performing the necessary clearing, grubbing and earthwork along significant portions of the route; and

WHEREAS, if the County can acquire the necessary rights of way for the installation and maintenance of the extension of the Zim Smith Trail from Coons Crossing to the Intermodal Facility, and grant easements to NYSEG for the installation of its transmission line within the County's rights of way, NYSEG is agreeable to performing the necessary clearing, grubbing and earthwork necessary for the construction of significant portions of the proposed extension of the Zim Smith Trail; and

WHEREAS, the Economic Development Committee has recommended that the Planning Department be authorized to proceed with the acquisition of all necessary rights of way for the extension of the Zim Smith Trail from Coons Crossing to the Intermodal Facility, with such authorization to include the payment of all necessary costs related to the completion of survey work, acquisition maps, and rights of way acquisition, all at a cost not to exceed \$180,000; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby approves and agrees to advance the proposed Project to extend the Zim Smith Trail from Coons Crossing in the Town of Halfmoon to the Intermodal Facility in the City of Mechanicville; and it is further

RESOLVED, that the Planning Department is authorized on behalf of the County to proceed with the acquisition of all necessary rights of way for the proposed extension of the Zim Smith Trail from Coons Crossing to the Intermodal Facility in the City of Mechanicville, and to incur related expenses for survey work, preparation of acquisition maps, and the acquisition of rights of way, at a cost not to exceed \$180,000; and be it further

RESOLVED, that the Economic Development Committee is hereby authorized to approve and determine the purchase price for all rights of way required for the proposed extension of the Zim Smith Trail; and be it further

RESOLVED, that the Chair of the Board is authorized to execute all documents necessary to obtain rights of way for the extension of the Zim Smith Trail from Coons Crossing in the Town of Halfmoon to the Intermodal Facility in the City of Mechanicville, and all agreements necessary for the payment of related expenses for survey work and the preparation of acquisition maps, at Project cost not to exceed \$180,000, contingent upon the availability of sufficient funds in the Zim Smith Capital Account fund HG, the form and content of such documents and agreements being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: There is funding available for this project in the Zim Smith Capital Fund.

#### RESOLUTION 169 - 11

Introduced by Supervisors Wormuth, Barrett, Grattidge, Hargrave, Jenkins, Kinowski and Veitch

#### AUTHORIZING THE COUNTY ADMINISTRATOR OR MANAGEMENT ANALYST TO ENTER INTO HOLD HARMLESS AND/OR INDEMNITY AGREEMENTS WITH ENTITIES HOSTING ADOPTION CLINICS FOR THE SARATOGA COUNTY ANIMAL SHELTER

WHEREAS, several times each month the Saratoga County Animal Shelter hosts off-site animal adoption clinics at various locations around the County, including malls, shopping centers, farmers' markets, town parks, and town halls; and

WHEREAS, the owners of such property locations are becoming increasingly hesitant to allow the animals available for adoption to come into contact with public on their properties due to liability concerns; and

WHEREAS, the entities hosting such adoption clinics are taking appropriate risk management action to limit their liability in the event an animal should cause injury to someone attending an adoption clinic; and

WHEREAS, such risk management action includes requesting the Saratoga County Animal Shelter to execute hold harmless and/or indemnification agreements with the property owner hosting such adoption clinics; and

WHEREAS, the Director of the Animal Shelter is without authority to execute such hold harmless or indemnification agreements on behalf of the County; and

WHEREAS, this Board wishes to promote the placement of abandoned animals living at the County Animal Shelter with loving owners and families; and

WHEREAS, the Personnel and Insurance Committee and the Public Safety Committee have deemed it appropriate to authorize the County Administrator, or in his absence, the Management Analyst, to execute such hold harmless and/or indemnification agreements on behalf of the County with entities hosting animal adoption clinics; now, therefore, be it



RESOLVED, that the County Administrator, or in his absence the Management Analyst, is hereby authorized to execute hold harmless and/or indemnification agreements on behalf of the County when requested by entities hosting animal adoption clinics for the Saratoga County Animal Shelter, with the form and content of such agreements being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 170 - 11

Introduced by Supervisors Wormuth, Barrett, Grattidge, Hargrave, Jenkins, Kinowski and Veitch

AUTHORIZING THE CHAIR TO ENTER INTO A CONTRACT WITH W.O. STRONG WELDING & REPAIR SERVICE FOR REPAIRS TO THE COUNTY’S FIRE TRAINING BUILDINGS AT A COST OF \$17,520

WHEREAS, the buildings at the County’s Fire Training Center are in need of structural repairs, which include the fabrication of metal stairs, structural steel repairs, and the replacement of fire shield panels; and

WHEREAS, proposals were solicited for said structural repairs at the Fire Training Center and W.O. Strong Welding and Repair Service submitted the lowest proposal; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a contract with W.O. Strong Welding & Repair of Ballston Spa, New York, for structural repairs to the buildings at the County Fire Training Center at a cost not to exceed \$17,520, the form and content of said contract subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

Mr. Lawler asked if the three positions are actual positions that were budgeted and unfilled. Mr. Hellwig said the funds below are the aggregate in those lines, a surplus in those lines.

RESOLUTION 171 - 11

Introduced by Supervisors Grattidge, Barrett, Jenkins, A. Johnson, M. Johnson, Southworth and Wormuth

AMENDING THE 2011 BUDGET TO INCREASE EXPENSES AND REVENUES IN FUND #3 BY \$210,000 TO COVER INCREASED FUEL COSTS

WHEREAS, unanticipated increases in the cost of fuel and energy require that additional funds be added to the Department of Public Works budget; now, therefore, be it

RESOLVED, that the 2011 Saratoga County Budget is amended as follows:

DEPARTMENT OF PUBLIC WORKS:

APPROPRIATIONS:

Increase Acct.:	#3-50-000-8611 Vehicle Fuel	\$210,000
Decrease Accts.	#2-50-511-6611 Heavy Equipment Operator	\$ 50,000
	#2-50-511-6612 Motor Equipment Operator	\$110,000
	#2-50-511-6740 Laborer	\$ 50,000
Increase Acct.:	#1-90-920-9903 Trans. to Eq. Fund	\$210,000
Decrease Acct.:	#1-90-920-9902 Trans. to Hwy Fund	\$210,000

REVENUES:

Increase Acct.	#3-50-5031 Fund #1 Transfer	\$210,000
Decrease Acct.	#2-50-5031 Fund #1 Transfer	\$210,000

BUDGET IMPACT STATEMENT: Will reduce Fund #2 expenses and revenues by \$210,000 and increase Fund #3 expenses and revenues by \$210,000.

## RESOLUTION 172 - 11

Introduced by Supervisors Grattidge, Barrett, Jenkins, A. Johnson, M. Johnson, Southworth and Wormuth

REAUTHORIZING THE ACCEPTANCE OF THE DEDICATION OF AN 800 FOOT EXTENSION OF COUNTY ROAD 46 IN THE W.J. GRANDE INDUSTRIAL PARK FOR PURPOSES OF OBTAINING NYSDOT CHIPS FUNDING

WHEREAS, Resolution 136-10 authorized the acceptance of the dedication of an 800 foot extension of County Road 46 in the W. J. Grande Industrial Park; and

WHEREAS, at the time this Board of Supervisors adopted said Resolution 136-10 on July 20, 2010, said 800 foot extension of County Road 46 was still under construction; and

WHEREAS, Saratoga County is eligible to receive funding from the New York State Department of Transportation's Consolidated Highway Improvement Program (CHIPS) in connection with the construction and dedication of said extension of County Route 46; and

WHEREAS, in order to qualify for said CHIPS funding, a resolution of this Board accepting the dedication of the extension of County Route 46 post-construction of said road extension needs to be submitted to NYSDOT as part of the County's application for CHIPS monies; now, therefore, it is

RESOLVED, that this Board hereby reauthorizes the acceptance of the dedication of the completed 800 foot extension of County Route 46 in the W. J. Grande Industrial Park in the City of Saratoga Springs; and be it further

RESOLVED, that the Chair of the Board of Supervisors is authorized to execute any and all deeds and other documents necessary to accept the dedication of an 800 foot extension of County Road 46 in the W. J. Grande Industrial Park from Munter Land Holdings, LLC, following the approval of the design and construction of the road by the Commissioner of the Saratoga County Department of Public Works, the form and content of said documents subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

## RESOLUTION 173 - 11

Introduced by Supervisors Thompson, Daly, Grattidge, Peck, Sausville, Veitch and Wormuth

REVISING "WEIGHTED VOTE" FOR THE BOARD OF SUPERVISORS IN ACCORDANCE WITH 2010 FEDERAL CENSUS

WHEREAS, Local Law No. 2 of 1968 established Weighted Voting by this Board of Supervisors, and

WHEREAS, said Weighted Voting has been most recently adjusted by Resolution 87 of 2005 to reflect changes in the population of the County and its Towns and Cities as determined by the decennial 2000 Federal Census, as revised by the U.S. Census Bureau following the results of a Count Question Resolution Program in 2005; and

WHEREAS, the results of the 2010 Federal Census reveal changes in the population of Saratoga County, and

WHEREAS, Resolution 148-11 adopted Local Law No. 5 of 2011 to amend Sections 2 and 3 of Local Law No. 2 of 1968 to increase the threshold for election of an additional County Supervisor to 25,000 residents; and

WHEREAS, pursuant to SECTION C of Local Law No. 2 of 1971 it is necessary to amend Resolution 87 of 2005 and subdivision f.) of Local Law No. 2 of 1968 to establish Weighted Votes by the Board of Supervisors in accordance with the 2010 Federal Census, now, therefore, be it

RESOLVED, that pursuant to the authorization extended by SECTION C of Local Law No. 2 of 1971, SECTION 2, subdivision f.) of Local Law No. 2 of 1968, as last amended by Resolution 87 of 2005, is hereby amended to read as follows:

f.) Such plan and such vote until the next decennial Federal Census or County wide census, based upon available figures, shall be as follows:

<u>MUNICIPALITY</u>	<u>POPULATION</u>	<u>VOTES PER SUPERVISOR</u>
Ballston	9,776	9,776
Charlton	4,133	4,133
Clifton Park	36,705	18,352.5
Corinth	6,531	6,531
Day	856	856
Edinburg	1,214	1,214
Galway	3,545	3,545
Greenfield	7,775	7,775
Hadley	2,048	2,048
Halfmoon	21,535	21,535
Malta	14,765	14,765
Mechanicville	5,196	5,196
Milton	18,575	18,575
Moreau	14,728	14,728
Northumberland	5,087	5,087
Providence	1,995	1,995
Saratoga	5,674	5,674
Saratoga Springs	26,586	13,293
Stillwater	8,287	8,287
Waterford	8,423	8,423
Wilton	16,173	16,173

TOTAL POPULATION = 219,607  
 (Majority 109,804)  
 (Two-Thirds 146,405);

and, be it further

RESOLVED, that this Resolution shall become effective immediately upon its adoption.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 174 - 11

Introduced by Supervisors Thompson, Daly, Grattidge, Peck, Sausville, Veitch and Wormuth

RATIFYING AN EMERGENCY REPAIR OF THE SLUDGE INCINERATOR AT SARATOGA COUNTY SEWER DISTRICT NO. 1'S WASTEWATER TREATMENT PLANT WITHOUT COMPETITIVE BIDDING

WHEREAS, on or about September 5, 2011, the sludge incinerator at Saratoga County Sewer District No. 1's wastewater treatment plant failed to fire when ignition was attempted; and

WHEREAS, subsequent inspections of the incinerator determined that the top plate and numerous tubes of the incinerator's heat exchanger had cracked, and that four other tubes had dropped and needed to be repositioned; and

WHEREAS, as a result of the sludge incinerator's inoperability, it became necessary for the Sewer District to transport sludge that would have been burned in the incinerator to an off-site location for disposal, at a cost of \$3,000 per day; and

WHEREAS, the Sewer District Commission determined that an emergency situation existed that obviated the necessity of following normal procedures to engage the services of an engineering consultant to create specifications for the repair of the sludge incinerator's heat exchanger and to entertain competitive bidding for the repair of the heat exchanger; and

WHEREAS, in lieu of the formal bidding process, the Sewer District sought proposals for the repair of the incinerator's heat exchanger, and the Sewer District Commission recommended that the sole proposal received of Troy Boiler Works, Inc. be accepted; now, therefore, be it

RESOLVED, that this Board of Supervisors does hereby acknowledge, confirm and ratify the determination of the Saratoga County Sewer District Commission that an emergency situation existed as a result of the failure of the inoperability of the sludge incinerator at the Sewer District's Wastewater Treatment Plant, thereby obviating any necessity for soliciting formal bids for goods and services to make the incinerator operational; and be it further

RESOLVED, that payment is authorized to Troy Boiler Works, Inc. for the cost of the repair of the incinerator's heat exchanger in an amount not to exceed \$45,000, and to Delaware Engineering, P.C. for engineering services related thereto in an amount not to exceed \$10,000.

BUDGET IMPACT STATEMENT: None. Funds are available within the District's 2011 budget.

#### RESOLUTION 175 - 11

Introduced by Supervisors Thompson, Daly, Grattidge, Peck, Sausville, Veitch and Wormuth

#### AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH DELAWARE ENGINEERING, P.C. FOR THE REHABILITATION OF THE SEWER DISTRICT'S SLUDGE INCINERATOR

WHEREAS, Resolution 73-11 authorized a contract with Delaware Engineering, P.C. for engineering services relative to the rehabilitation of the sludge incinerator at Saratoga County Sewer District No. 1's Wastewater Treatment Plant at a cost not to exceed \$164,500; and

WHEREAS, on September 5, 2011, the sludge incinerator failed to fire when ignition was attempted; and

WHEREAS, subsequent inspections of the incinerator determined that the top plate and numerous tubes of the incinerator's heat exchanger had cracked, and that further tubes had dropped and needed to be repositioned; and

WHEREAS, the Sewer District initiated temporary repairs to the heat exchanger in order to bring the sludge incinerator back into operation; and

WHEREAS, inspections and testing of the incinerator determined that the incinerator's heat exchanger must be replaced and that the shell of the incinerator had deteriorated to a greater degree than expected; and

WHEREAS, the Saratoga County Sewer District Commission has recommended to this Board that the contract with Delaware Engineering, P.C. be amended to increase the contract amount by \$112,000 to cover the design, contract administration and inspection of the unanticipated additional repair work to the sludge incinerator, and that the scope of the work set forth in the contract be modified to include replacement of the heat exchanger and structural repairs to the incinerator; and

WHEREAS, as a consequence thereof the Sewer Commission has recommended that the contract with Delaware Engineering be increased from \$178,875, which includes a previous Change Order in the amount of \$14,375 for services to obtain compliance with a recent EPA/NYSDEC mandate on air emissions, to \$290,875; now, therefore, be it

RESOLVED, the Chair of the Board of Supervisors is authorized to execute an amendment to the contract with Delaware Engineering, P.C., of 28 Madison Avenue Extension, Albany, New York, 12203 to provide design, contract administration and inspection services for the replacement of the heat exchanger to the sludge incinerator at Saratoga County Sewer District No. 1's Wastewater Treatment Plant, and for structural repairs to the incinerator's shell, at a cost not to exceed \$112,000 for said services, and increasing the contract to an amount not to exceed \$290,875, with the form and content of such amendment being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: Funding is available within the 2011 budget.

#### RESOLUTION 176 - 11

Introduced by Supervisors Thompson, Daly, Grattidge, Peck, Sausville, Veitch and Wormuth

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE BOARD OF ELECTIONS TO ACCEPT A VOTING ACCESS FOR INDIVIDUALS WITH DISABILITIES (VOTE) GRANT IN THE AMOUNT OF \$9,888

WHEREAS, due to the passage of the Help Americans Vote Act (HAVA), funds are available through New York State to assist counties in coming into compliance with that Act; and

WHEREAS, a 2010 Voting Access for Individuals with Disabilities (VOTE) grant is available from the New York State Board of Elections in the amount of \$9,888 to improve voting access at polling places for individuals with disabilities; and

WHEREAS, the acceptance of these VOTE funds requires Board approval; now, therefore, be it

RESOLVED, that the Board of Supervisors accepts the following New York State Board of Elections County HAVA Funds Grant:

2010 Voting Access for Individuals with Disabilities - \$9,888  
Polling Place Access Improvement,

and; be it further

RESOLVED, that the Chairman of the Board is authorized to execute any and all agreements and documents necessary to accept this VOTE grant, the form and content of such agreements and documents being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. 100% Federal Aid passed through the NYS Board of Elections.

Mr. Lawler said he knows this is a housekeeping resolution but given the uncertainty of the fund balance he would like a specific date not just sometime in 2012. Mr. Hellwig said he would be able to give the report by March of 2012.

#### RESOLUTION 177 - 11

Introduced by Supervisors Thompson, Daly, Grattidge, Peck, Sausville, Veitch and Wormuth

#### AUTHORIZING INTER-AGENCY TRANSFERS NECESSARY TO CLOSE OUT 2011 COUNTY BUDGET

WHEREAS, inter-agency transfers are necessary to accommodate various adjustments to balance and close out the 2011 County Budget; and

WHEREAS, a delegation of the authority to approve these transfers is necessary to implement them in a timely and lawful manner; now, therefore, be it

RESOLVED, that, effective October 18, 2011, the County Administrator is authorized to make any inter-agency transfers necessary to close out the 2011 County Budget and he shall submit a written report thereof to the Law and Finance Committee in 2012.

BUDGET IMPACT STATEMENT: No budget impact.

Mr. Veitch asked for clarification on this resolution. He asked if the \$16,095 is per month or per year. Mr. Hellwig said the cost is per month.

#### RESOLUTION 178 - 11

Introduced by Supervisors Thompson, Daly, Grattidge, Peck, Sausville, Veitch and Wormuth

#### AUTHORIZING THE CHAIR TO ENTER INTO A RENEWAL AGREEMENT WITH INFOQUICK SOLUTIONS, INC. FOR THE LEASING OF A COMPUTER SYSTEM, MAINTENANCE AND VERIFICATION SERVICES FOR THE COUNTY CLERK'S OFFICE AT A COST NOT TO EXCEED \$16,095 PER MONTH

WHEREAS, Resolution 159-05 authorized an agreement with InfoQuick Solutions, Inc. (IQS) to provide an application software upgrade, installation, technical support and maintenance and verification services for the purpose of automating services in the Saratoga County Clerk's Office; and

WHEREAS, the County's current agreement with IQS expires on November 6, 2011; and

WHEREAS, IQS is willing to renew its agreement for said services for an additional period of five (5) years, and to provide new computer hardware and upgrade existing software systems at the current contract's price of \$16,095 per month; and

WHEREAS, the County Clerk has recommended the renewal of the County's agreement with IQS for an additional period of five (5) years at the current contract price; and

WHEREAS, these computer services are considered Professional Services and need not be put out to bid; and

WHEREAS, based on the history of integrated services provided by IQS to the County Clerk, and the significant difficulties inherent in trying to switch software systems and vendors, IQS should be deemed a committed vendor for purposes of renewing this contract; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to enter into a renewal agreement with InfoQuick Solutions, Inc. of Morgan Road, Liverpool, New York to provide hardware and software system upgrades, installation, technical support and maintenance and verification services in support of the automation of services and record keeping in the County Clerk's Office, said renewal to be for a period of five (5) years commencing November 7, 2011 at a cost not to exceed \$16,095 per month, the form and content of such agreement being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

#### RESOLUTION 179 - 11

Introduced by Supervisors Thompson, Daly, Grattidge, Peck, Sausville, Veitch and Wormuth

#### AUTHORIZING THE CHAIR TO ENTER INTO A RENEWAL AGREEMENT WITH INFOQUICK SOLUTIONS, INC. FOR THE DIGITIZATION OF LAND RECORDS IN THE COUNTY CLERK'S OFFICE

WHEREAS, Resolutions 224-06, 142-08, and 153-09 authorized agreements with InfoQuick Solutions, Inc. (IQS) to provide services for the digitizing and indexing of land records in the County's Clerk's Office at the unit price of \$.17 per page; and

WHEREAS, the current agreement with IQS expires on November 6, 2011; and

WHEREAS, IQS is willing to renew its agreement for the digitizing and indexing of land records for an additional period five (5) years at the current unit price of \$.17 per page; and

WHEREAS, the County Clerk has recommended the renewal of the County's agreement with IQS for an additional period of five (5) years at the current unit price; and

WHEREAS, these computer services are considered Professional Services and need not be put out to bid; and

WHEREAS, based on the history of integrated services provided by IQS and the significant difficulties inherent in trying to switch software systems and vendors, IQS should be deemed a committed vendor for purposes of renewing this contract; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to enter into a renewal agreement with InfoQuick Solutions, Inc. of Morgan Road, Liverpool, New York, to provide services for the digitization and indexing of land records in the County Clerk's Office for a period of five (5) years commencing November 7, 2011, at a cost not to exceed \$.17 per page, the form and content of such agreement being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

#### RESOLUTION 180 - 11

Introduced by Supervisors Raymond, Hargrave, Kinowski, Lawler, Lucia, Southworth and Thompson

#### AUTHORIZING CONVEYANCE OF TAX ACQUIRED LANDS TO THE TOWN OF PROVIDENCE

WHEREAS, unpaid taxes resulted in the County's acquisition of certain lands in the Town of Providence;

and

WHEREAS, the said lands were scheduled to be sold at the County auction of tax acquired properties on September 20, 2011; and

WHEREAS, the Town of Providence has requested pursuant to a Resolution adopted by the Providence Town Board on September 1, 2011 to buy said lands for town highway purposes for an amount equal to the unpaid taxes, penalties, interest and other charges; and

WHEREAS, the owner of these lands has not made any indication that it wishes to reacquire said lands; and

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

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

RESOLVED, that the Chair execute and deliver a quit claim deed to the Town of Providence conveying the following lands to the Town, upon payment of all delinquent taxes, penalties and interest in the amount set forth below:

CONVEY TO:	YEAR	TOWN	S/B/L	AMOUNT
Town of Providence Town Hall, 7187 Barkersville Road Middle Grove, NY 12850	2008, 2009, 2010 & 2011		Providence	134.20-7-14.1 \$996.51

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 181 - 11

Introduced by Supervisors Raymond, Hargrave, Kinowski, Lawler, Lucia, Southworth and Thompson

APPROVING AUCTION SALE OF COUNTY-OWNED LANDS ACQUIRED FOR UNPAID TAXES

WHEREAS, pursuant to Resolution 166-96, this Board, by its Equalization and Assessment Committee, did offer on September 20, 2011, at auction sale, certain parcels of land in several Towns within the County, which parcels are more particularly described below; and

WHEREAS, the persons named below were the highest responsible bidders for each parcel; and

WHEREAS, the Committee finds that the return of these properties to the tax rolls is in the best interest of County residents; and

WHEREAS, all proposed conveyances of County lands require approval of this Board; now, therefore, be it

RESOLVED, that the following proposed conveyances of County lands to the following bidders or their designee at the auction of September 20, 2011 are hereby approved; and, be it further

RESOLVED, that the Chairman of the Board or, if appropriate, the Commissioner of Social Services, convey the following lands to the following parties or their designee upon their payment of the indicated amount and certain administrative fees to the County Treasurer:

HIGH BIDDER	TOWN	S/B/L	FORMER OWNER	AMOUNT.
Arthur W. Cipperley 1468A Best Road East Greenbush, NY 12061	Ballston	214.-1-3.12	Richard J. Nowak Jean A. Nowak	\$400.00
Arthur W. Cipperley 1468A Best Road East Greenbush, NY 12061	Edinburg	54.17-1-74	Frances Weaver	\$25.00
Anthony D. Vaccarielli 547 Myrtle Avenue Albany, NY 12208	Greenfield	126.-1-24.2	Ann B. Goldsmith Robert W. Goldsmith	\$300.00
Erik Lubinsky 6622 Summer Cove Drive Riverview, FL 33578	Halfmoon	284.-4-51	Brian D. Staring	\$64,000.00

James W. Ouderkirk 80 English Road Round Lake, NY 12151	Malta	250.41-1-10	Patricia K. Brown	\$6,000.00
Peter B. Jones 15 Buell Avenue Ballston Lake, NY 12019	Milton	203.81-2-2	Susan Sokalski	\$17,000.00
James W. Ouderkirk 80 English Road Round Lake, NY 12151	Stillwater	253.33-3-7	Peggy Sue Riley	\$100.00
Joshua A. Iacobucci 22 Stableford Place Mechanicville, NY 12118	Wilton	127.19-1-1	John J. Kondenar, Jr.	\$1,500.00

BUDGET IMPACT STATEMENT: The gross proceeds of \$111,569.83 represent a profit of \$39,798.32 over the foreclosed delinquent taxes. Additionally, the Treasurer has collected \$18,969.93 in delinquent taxes for properties that would otherwise be included in the auction.

Chairman Wood spoke of the quote found at the bottom of the order of business. The quote was "Setback are a given...Never give up because there is always another race". These were words from Luke Romano of Clifton Park who lost his battle to leukemia and were shared to the Chairman by Anita Daly. Mrs. Daly thanked the Chairman for remembering these words and for including them today.

Chairman Wood reminded everyone that October is Breast Cancer Awareness Month and pointed out that all Supervisors were given a pink ribbon and there were some available for anyone who would like one.

Chairman Wood acknowledged Jack Lawler. Mr. Lawler thanked Mrs. Daly and Chairman Wood for the tremendous amount of work and time spent on the CREDC Council representing Saratoga County.

On a motion by Bill Peck, seconded by Mindy Wormuth, the meeting was adjourned.

Respectfully submitted,

Pamela Hargrave, Clerk