

REGULAR SESSION  
TUESDAY, JULY 16, 2013  
AT 4:00 P.M., E.S.T.

Board called to order by Chairman Grattidge.

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

The invocation was given by Patti Southworth, Chaplain.

PRESENTATION

Mrs. Daly presented the winners of the Design a Jockey Silk contest with their framed artwork and a gift. She thanked all those who entered the contest.

On a motion by Mr. Richardson, seconded by Mr. Wood the minutes of the June 18<sup>th</sup>, 2013 meeting were unanimously approved.

The Clerk presented the following:

Correspondence from Saratoga County Town Highway Superintendents Association requesting support for the Cornell Local Roads Program.

Received and filed.

Correspondence from Elizabeth Wimette regarding Office for the Aging.

Copy to all Supervisors.

Mrs. Johnson spoke of the success of the ceremony at the National Cemetery adding Anthony J. Denier's name to the monument. She thanked all those who were a part of this.

Mr. Collyer told the Board that the next County owned property tax auction will be held on September 17<sup>th</sup> at 6pm.

Mr. Lawler updated the Board on the progress for the Economic Development Strategic Plan. They have received 13 letters of interest both nationally and internationally. He thanked the IDA and the Water Authority for their support.

On a motion by Mr. Peck seconded by Mr. Veitch, Resolutions 136 through 152 with the exception of Resolution 148, were adopted by a unanimous vote.

RESOLUTION 136 - 13

Introduced by Supervisors Collyer, Hargrave, Jenkins, M. Johnson, Lewza, Raymond, and Yepsen

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 March 19, 2012, at auction sale, certain parcels of land in several Towns within the County, which parcels are more particularly described below; and

WHEREAS, pursuant to Resolution 74-13, this Board authorized conveyance of certain lands to the highest bidders of said auction; and

WHEREAS, the highest bidder on the parcel listed below failed to complete the purchase of parcel within the time allotted by the rules promulgated by the Board; and

WHEREAS, the underbidder at the auction sale desires to purchase said parcel of land; and

WHEREAS, our Equalization and Assessment Committee finds that the return of this property 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, due to the failure of the first bidder on the parcel listed below to complete his purchase, pursuant to our auction rules, the approval for the conveyance of the following parcel under Resolution 74-13 is revoked, and it is further

RESOLVED, that the proposed conveyance of the following County lands to the following underbidder at the auction of March 19, 2013 is approved; and, be it further

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

SECOND BIDDER	TOWN	S/B/L	FORMER OWNER	AMOUNT
Kevin Ronayne 4 Fenimore Place Gansevoort, NY 12831	Malta	229.-2-25	Mandelbaum Family	\$150.00

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 137 - 13

Introduced by Supervisor A. Johnson, Daly, M. Johnson, Kinowski, Peck, Wood and Wormuth

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH MARSHALL & STERLING INSURANCE TO PROVIDE HEALTH INSURANCE ADMINISTRATIVE AND CONSULTANT SERVICES AT AN ANNUAL COST NOT TO EXCEED \$60,000

WHEREAS, Saratoga County’s current contract with Benetech, Inc. for the provision of health insurance and administrative consultant services is due to expire on July 31, 2013; and

WHEREAS, the County solicited proposals for the provision of health insurance consultant and administrative services to include benefits, administration, financial management, claims auditing, disease management/wellness services, and dependent eligibility verification; and

WHEREAS, our Personnel & Insurance Committee recommends acceptance of the proposal of Marshall & Sterling Insurance, the lowest proposal received; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a contract with Marshall & Sterling of Poughkeepsie, New York, to provide health insurance administrative and consultant services in areas to include benefits administration, disease management/wellness services, financial management, claims auditing and dependent eligibility verification, commencing August 1, 2013 and continuing through July 31, 2014 at a sum not to exceed \$60,000, with the form and content of said contract being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 138 - 13

Introduced by Supervisor A. Johnson, Daly, M. Johnson, Kinowski, Peck, Wood and Wormuth

AUTHORIZING THE COUNTY ATTORNEY TO INITIATE COLLECTION PROCEEDINGS AGAINST CURRENT AND FORMER COUNTY EMPLOYEES WHO FAILED TO PROVIDE REQUIRED DEPENDENT ELIGIBILITY VERIFICATION

WHEREAS, pursuant to Resolution 208-11, this Board authorized a contract with Benetech, Inc. to provide health insurance and consultant services, which services included the verification of the eligibility of the dependents of County employees and retirees to receive health insurance coverage at the County's expense; and

WHEREAS, Benetech, Inc. conducted a dependent eligibility audit of current and former Saratoga County employees from April, 2012 to April 2013;

WHEREAS, a total of 16 current or former employees failed to respond to Benetech's dependent eligibility audit despite numerous written requests that they do so; and

WHEREAS, as a result of the failure of said current or former employees to comply with the County's dependent eligibility audit, the County has been unable to confirm the eligibility of the dependents of said current or former employees to receive medical, drug or dental coverage at the County's expense; and

WHEREAS, in the absence of verification of the eligibility of said dependents to receive medical, drug or dental benefits at the County's expense, said dependents must be deemed ineligible to have received such benefits for period from April 1, 2012 to the present;

WHEREAS, our Personnel and Insurance Committee has recommended that the County Attorney be authorized to initiate collection proceedings against all current or former County employees who failed to comply with the County's dependent eligibility audit and to whom the County paid medical, drug or dental benefits to which said dependents were not eligible; now, therefore, be it

RESOLVED, that the dependents of all current or former County employees who failed to respond to the County's dependent eligibility audit are hereby deemed ineligible to receive medical, drug or dental benefits at the County's expense commencing April 1, 2012; and be it further

RESOLVED, that the County Attorney is hereby authorized to take any and all legal action necessary to collect any medical, drug or dental benefits paid by the County for the benefit of the dependents of current or former County employees who failed to comply with the County's dependent eligibility audit, together with any recoverable litigation costs that must originally be borne by the County; and be it further

RESOLVED, the County Attorney may discontinue collection efforts against any current or former County employee who complies with the County's dependent eligibility audit and verifies the eligibility of their dependents to receive medical, drug and dental benefits at the County's expense.

BUDGET IMPACT STATEMENT: No budget impact.

#### RESOLUTION 139 - 13

Introduced by Supervisor A. Johnson, Daly, M. Johnson, Kinowski, Peck, Wood and Wormuth

#### APPOINTING SUSAN HAYES-MASA AS CORONER

WHEREAS, Saratoga County Coroner John DeMartino passed away on May 29, 2013; and

WHEREAS, pursuant to County Law §400(7), a vacancy in the office of county coroner shall be filled by the county board of supervisors, and such officer shall hold office until and including the thirty-first day of December succeeding the first annual election at which the vacancy can be filled by election; and

WHEREAS, pursuant to Resolution 112-11, this Board appointed Susan Hayes-Masa of the City of Saratoga Springs as Deputy Coroner (Temporary) for the County of Saratoga; and

WHEREAS, our Personnel and Insurance Committee has recommended that Susan Hayes-Masa be appointed to the office of Coroner of the County of Saratoga to fill the vacancy created by the death of John DeMartino; now, therefore, be it

RESOLVED, that Susan Hayes-Masa of the City of Saratoga Springs, New York, be and is hereby appointed to the position of Coroner for the County of Saratoga for a term to expire on December 31, 2013, at the annual salary of \$25,727; and be it further

RESOLVED, that this Resolution shall take effect on July 19, 2013.

BUDGET IMPACT STATEMENT: No budget impact.

#### RESOLUTION 140 - 13

Introduced by Supervisor A. Johnson, Daly, M. Johnson, Kinowski, Peck, Wood and Wormuth

#### APPOINTING DEBORAH A. OLIGNY AS THE ANIMAL SHELTER SUPERVISOR

WHEREAS, a vacancy exists in the position of Animal Shelter Supervisor as a result of the retirement of Daniel Butler; and

WHEREAS, our Personnel and Insurance Committee has recommended that Deborah A. Oligny of the Town of Wilton be appointed to fill this position; now, therefore, be it

RESOLVED, that Deborah A. Oligny is appointed as Animal Shelter Supervisor for the County of Saratoga at the base salary level of Salary Grade 15, effective August 2, 2013; and be it further

RESOLVED, that the Chair of the Board execute all documents necessary to apply for and obtain authorization for Deborah A. Oligny to accept applications for licenses for dogs being redeemed or adopted from the Saratoga County Animal Shelter.

BUDGET IMPACT STATEMENT: No budget impact.

#### RESOLUTION 141 – 13

Introduced by Supervisors Wright, Barrett, Hargrave, Jenkins, Lewza, Lucia and Raymond

#### AUTHORIZING RENEWAL OF LEASE OF STORAGE SPACE FROM WAM COMMERCIAL ASSOCIATES, LLC FOR BOARD OF ELECTIONS' VOTING EQUIPMENT AND MATERIALS

WHEREAS, the Help America Vote Act (HAVA) requires the County to assume responsibilities formerly belonging to the Towns and Cities in relation to conducting elections, including the custody and care of voting machines and materials; and

WHEREAS, electronic voting machines and materials require specialized storage not available in county facilities; and

WHEREAS, pursuant to Resolution 151-10, this Board authorized a three year lease of space from WAM Commercial Associates LLC for the storage of electronic voting machines and materials at 30 Saratoga Avenue, Ballston Spa, New York, which lease term is due to expire on August 31, 2013; and

WHEREAS, WAM Commercial Associates LLC has submitted a proposal to renew said lease for an additional term of three years at an 11% reduction from the current rental rate; and

WHEREAS, our Commissioners of Elections and Buildings and Grounds Committee have recommended that WAM's proposal be accepted; and

WHEREAS, the facility owned by WAM Commercial Associates LLC is the most suitable storage facility available; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a renewal agreement with WAM Commercial Associates LLC of Ballston Spa, New York, for the lease of space for the storage of electronic voting machines and materials at 30 Saratoga Avenue, Ballston Spa, New York, for the period of September 1, 2013 to August 31, 2016, at a monthly cost of \$4,975 for the first year, with annual increases of 3% in each of the second and third years; and be it further

RESOLVED, that the form and content of said lease renewal agreement shall be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: The first year cost of this lease represents an 11% decrease from the rental fee under the expiring agreement.

#### RESOLUTION 142 - 13

Introduced by Supervisors Kinowski, Raymond, Sausville, Southworth, Veitch, Wood and Wormuth

#### AUTHORIZING AN AMENDMENT TO LICENSE AGREEMENT WITH NETSMART TECHNOLOGIES, INC. TO PROVIDE UPDATED BILLING SOFTWARE COMPLIANT WITH NEW FEDERAL STANDARDS

WHEREAS, the County of Saratoga previously entered into a License Agreement with Netsmart Technologies, Inc. for the provision of billing software for the Saratoga County Mental Health Center; and

WHEREAS, effective October, 2014, the federal Centers for Medicare & Medicaid Services will require the County Mental Health Center to utilize the new

ICD-10 (International Classification of Diseases, Version 10) compliant software for the submission of claims to the Medicare and Medicaid for services rendered; and

WHEREAS, the County Mental Health Center will need to update its existing Management Information System (MIS) software in order to be compliant with said new federal billing requirements; and

WHEREAS, the Public Health Committee and the Director of the Mental Health Center have recommended that the County amend its existing License Agreement with Netsmart Technologies, Inc. to add the provision of software compliant with the new federal ICD-10 billing software requirement for the Mental Health Center's MIS at a cost not to exceed \$21,200; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an amendment to the County's existing License Agreement with Netsmart Technologies, Inc. of Great River, New York, to add the provision of software compliant with new federal ICD-10 software billing standards for the County's Mental Health Center at a cost of \$21,200; with the form and content of such addendum being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: Of the \$21,200 cost of this software upgrade, \$1,000 will be payable in 2013 and is available due to savings in the 2013 Mental Health budget.

#### RESOLUTION 143 - 13

Introduced by Supervisors Wormuth, Jenkins, Lawler, Lucia, Rowland, Southworth and Veitch

#### AMENDING RESOLUTION 68-13 TO AUTHORIZE AN AMENDED AGREEMENT WITH PITTSFIELD COMMUNICATIONS SYSTEMS, INC. FOR THE MAINTENANCE OF COUNTY RADIO SYSTEM EQUIPMENT

WHEREAS, pursuant to Resolution 68-13 this Board authorized an agreement with Pittsfield Communications System, Inc. in an amount not to exceed \$14,000 for non-warranty maintenance services of radio equipment utilized by the various County departments utilizing the County radio system in 2012; and

WHEREAS, subsequent to the adoption of Resolution 68-13, additional unpaid vouchers for non-warranty maintenance services provided by Pittsfield Communications Systems, Inc. in 2012 were discovered, which services included the installation and removal of radios, light bars and other related equipment for the Sheriff's Department; and

WHEREAS, our Public Safety Committee has recommended that the County enter into an amended agreement with Pittsfield Communications Systems, Inc. for the additional installation and removal of radios, light bars, and other related equipment for the Sheriff's Department at an additional cost not to exceed \$6,200; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an amended agreement with Pittsfield Communications Systems, Inc. of Pittsfield, Massachusetts, for the installation and removal of radios, light bars, and other related equipment for the Sheriff's Department in 2012, at an additional cost not to exceed \$6,200, thereby increasing the total contract amount to \$20,200 for 2012 only; with the form and content of such amended agreement being subject to the approval of the County Attorney; and be it further

RESOLVED, that Resolution 68-13 is hereby amended consistent with the terms of this Resolution.

BUDGET IMPACT STATEMENT: The cost of this contact amendment will be paid for out of savings in the Sheriff's 2013 budget.

#### RESOLUTION 144 - 13

Introduced by Supervisors Wormuth, Jenkins, Lawler, Lucia, Rowland, Southworth and Veitch

AMENDING THE 2013 COUNTY BUDGET TO APPROPRIATE \$85,222 IN EXPENSES AND STATE HOMELAND SECURITY PROGRAM GRANT REVENUES UNDER EMERGENCY SERVICES

WHEREAS, Resolution 82-13 authorized acceptance of a New York State Homeland Security Program (SHSP) Grant in the amount of \$85,222; and

WHEREAS, the New York State Office of Homeland Security has approved the County’s plans to utilize said SHSP grant funds to offset administrative expenses, and to pay for emergency training exercises, hazard analysis and planning activities; and

WHEREAS, said SHSP grant funds in the amount of \$85,222 now need to be appropriated to the 2013 budget; now, therefore, be it

RESOLVED, that the 2013 Saratoga County Budget is amended as follows:

EMERGENCY SERVICES:

Appropriations:

Increase Acct.: #1-36-366-7033.R Personal Computers Recurring DHS	\$ 4,400
Increase Acct.: #1-36-366-7080.R Other Equipment Recurring DHS	\$53,600
Increase Acct.: #1-36-366-8200.R Departmental Supplies Recurring DHS	\$ 5,000
Increase Acct.: #1-36-366-8512.TR Conference Transportation Recurring DHS	\$ 1,500
Increase Acct.: #1-36-366-8513.R Meeting Expenses Recurring DHS	\$16,922
Increase Acct.: #1-36-366-8520.R Software Recurring DHS	\$ 600
Increase Acct.: #1-36-366-8533.R Telephone Recurring DHS	\$ 2,000
Increase Acct.: #1-36-366-8612.R Vehicle Maintenance Recurring DHS	<u>\$ 1,200</u>
	<u>\$85,222</u>

Revenues:

Increase Acct.: #1-30-3306 Homeland Security	\$85,222
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BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 145 - 13

Introduced by Supervisors Wormuth, Jenkins, Lawler, Lucia, Rowland, Southworth and Veitch

AUTHORIZING THE CHAIR TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF HOMELAND SECURITY TO ACCEPT A HOMELAND SECURITY GRANT IN THE AMOUNT OF \$165,000

WHEREAS, 2013 funds are available from New York State Office of Homeland Security for a Homeland Security Grant to purchase radio equipment, computer aided dispatch equipment, security cameras and equipment, cyano kits, and upgrades to the Mass Casualty Incident (MCI) Trailer; and

WHEREAS, the acceptance of these grant funds requires this Board’s approval; and

WHEREAS, an amendment to the 2013 County Budget will be needed at a later date after the NYS Office of Homeland Security issues its final approval of the County’s work plan for the equipment and services upon which said grant funds will be expended; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute any and all agreements and documents necessary to apply for and accept a New York State Homeland Security Grant in the amount of \$165,000 to purchase radio equipment, computer aided dispatch equipment, security cameras and equipment, cyano kits, and improvements to the MCI Trailer, with the form and content of such agreements and documents being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 146 - 13

Introduced by Supervisors Wormuth, Jenkins, Lawler, Lucia, Rowland, Southworth and Veitch

AMENDING THE 2013 COUNTY BUDGET TO APPROPRIATE \$19,146 IN EXPENSES AND PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT REVENUES FOR THE PURCHASE OF DECONTAMINATION EQUIPMENT FOR THE EMERGENCY SERVICES DEPARTMENT

WHEREAS, Resolution 134-10 authorized an agreement with Health Research, Inc. to accept a Public Health Emergency Preparedness (PHEP) Grant in the amount of \$72,517; for the period August 10, 2009 through August 9, 2011; and

WHEREAS, our Public Health Nursing Service has not fully expended the funds available pursuant to said PHEP grant; and

WHEREAS, our Office of Emergency Services has obtained the permission of the New York State Department of Homeland Security to apply these unexpended PHEP grant funds in the amount of \$19,146 against the Fire Coordinator’s purchase of decontamination equipment; and

WHEREAS, the appropriation of these PHEP grant funds to the Office of Emergency Services requires an amendment to the 2013 County Budget; now, therefore, be it

RESOLVED, that the 2013 Saratoga County Budget is amended as follows:

PUBLIC HEALTH:

Revenues:

Increase Acct.: #1-40-4487.PHEP Federal Aid Bioterrorism PHEP \$19,146

EMERGENCY SERVICES:

Appropriations:

Increase Acct.: #1-36-366-7080.B DHS Other Equipment \$19,146

BUDGET IMPACT STATEMENT: None. 100% Federal Aid.

RESOLUTION 147 - 13

Introduced by Supervisors Raymond, Collyer, Jenkins, A. Johnson, Lewza, Peck and Wright

AUTHORIZING THE CHAIR TO ENTER INTO AN AMENDED AGEEMENT WITH GERHARDT, LLC FOR ADDITIONAL CONSULTING SERVICES RELATIVE TO THE COMPLETION OF THE SALE OF THE COUNTY LANDFILL AND FOR AN EVALUATION OF THE COUNTY’S TRANSFER STATIONS

WHEREAS, pursuant to Resolution 30-12, this Board authorized the Chair of the Board to execute an agreement with Gerhardt, LLC for professional consulting services for the preparation of a Request for Proposals for companies interested in the lease or purchase of the County Landfill, the evaluation of all proposals received in response to the RFP, and the recommendation of a contract award, at a cost not to exceed \$24,425; and

WHEREAS, pursuant to Resolution 267-12, this Board authorized the Chair of the Board to execute an amendment to the contract with consultant Gerhardt, LLC for the provision of additional consulting services at a rate of \$125 per hour, and at an additional cost not to exceed \$8,000; and

WHEREAS, pursuant to Resolution 130-13, this Board approved the sale of the County Landfill to Finch Paper, LLC; and

WHEREAS, our Public Works Committee has recommended that the County’s contract with Gerhardt LLC be amended to authorize the provision of additional consulting services by Gerhardt LLC in connection with the completion of the sale of the Landfill to Finch, confirmation of Finch’s compliance with the terms of the contract of sale, and the preparation of an evaluation of the County’s transfer stations, at an additional cost not to exceed \$9,675 plus \$100 per trip from New Hartford, New York, to Saratoga County; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an amendment to the contract with Gerhardt LLC of New Hartford, New York, providing for additional consulting services relative to the completion of the sale of the County Landfill to Finch Paper LLC, confirmation of Finch’s compliance with the terms of the contract of sale, and the preparation of an evaluation of the County’s transfer stations, at the rate of \$125 per hour up to an amount not to exceed \$9,675 plus \$100 per trip to Saratoga County; and be it further

RESOLVED, that the form and content of such contract amendment shall be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

Mr. Peck stated that in the last resolved, the address should be the College of Agriculture and Life Science. He made a motion to make that change. The motion was seconded by Mr. Richardson. Resolution No. 148 was adopted by a unanimous vote.

RESOLUTION 148 - 13

Introduced by Supervisors Raymond, Collyer, Jenkins, A. Johnson, Lewza, Peck and Wright

URGING CORNELL UNIVERSITY TO SEEK THE RENEWAL OF ITS CONTRACT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND CONTINUE ITS ADMINISTRATION OF THE CORNELL LOCAL ROADS PROGRAM BENEFITING COUNTY AND TOWN HIGHWAY OFFICIALS

WHEREAS, the Federal Highway Administration maintains a program known as the Local Technical Assistance Program (LTAP) which provides funding and oversight of state programs providing educational and technical assistance to local government highway officials; and

WHEREAS, the New York State Department of Transportation (DOT) administers the LTAP in New York State; and

WHEREAS, DOT has contracted with Cornell University to provide the education, training and technical assistance to local highway officials required under the LTAP; and

WHEREAS, said program maintained by Cornell University is known as the Cornell Local Roads Program (CLRP); and

WHEREAS, DOT's current five year contract with Cornell University to administer to CLRP expires on September 30, 2014; and

WHEREAS, DOT is currently preparing a Request For Proposals to be issued at the end of July, 2013 soliciting proposals to administer the LTAP in New York State commencing October 1, 2014; and

WHEREAS, Cornell University has advised that due to the impending retirement of a faculty member critical to the operation of the CLRP, the University will no longer have faculty with the civil engineering expertise needed to supervise the CLRP, and as a result, will not be submitting a proposal in response to DOT's RFP; and

WHEREAS, the CLRP provides invaluable technical assistance and training to local highway officials in Saratoga County in such areas as road engineering and highway department management; and

WHEREAS, the CLRP has provided Saratoga County highway officials with the educational resources necessary to perform their job functions through workshops, summer seminars, quarterly newsletters, website information, training videos and books; and

WHEREAS, statistics provided by the New York Department of State reveal that turnover among local government highway officials is 16% per year, with 50% turnover every four years, attesting to the need for continuous training of new highway employees; and

WHEREAS, this Board of Supervisors believes that the discontinuance of the Cornell Local Roads Program would adversely impact the ability of Saratoga County highway officials to perform their duties and provide for proper road engineering and maintenance; and

WHEREAS, it is appropriate that this Board urge Cornell University to seek to continue its participation in the Local Technical Assistance Program after its current contract expires on September 30, 2014; now, therefore, be it

RESOLVED, that this Board of Supervisors hereby strongly urges Cornell University to seek to continue its participation in the Local Technical Assistance Program when its current contract with the NYS Department of Transportation expires on September 30, 2014, so that the Cornell Local Roads Program may continue to provide invaluable technical assistance, education and training to local highway officials in Saratoga County; and, be it further

RESOLVED, that the Clerk of the Board is hereby directed to forward a certified copy of this Resolution to Kathryn J. Boor, PhD, The Ronald P. Lynch Dean, College of Agriculture and Life Sciences, 260 Roberts Hall, Cornell University, Ithaca, New York, 14853.

BUDGET IMPACT STATEMENT: No budget impact.



RESOLUTION 149 - 13

Introduced by Supervisors Sausville, Daly, Rowland, Veitch, Wood, Wormuth, and Wright

AUTHORIZING THE CHAIR OF THE BOARD TO ENTER INTO AGREEMENTS FOR UPGRADES TO THE SLUDGE HANDLING EQUIPMENT AT THE SARATOGA COUNTY SEWER DISTRICT NO. 1'S WASTEWATER TREATMENT PLANT AND AMENDING THE 2013 BUDGET IN RELATION THERETO

WHEREAS, as part of its current efforts to rehabilitate the sludge incinerator at its Wastewater Treatment Plant, Saratoga County Sewer District No. 1 plans to replace existing sludge handling equipment with new gravity belt thickeners and associated sludge handling pumps, and to effect modifications to the digital monitoring system; and

WHEREAS, the Saratoga County Sewer District Commission has solicited and entertained competitive proposals for said upgrades to Saratoga County Sewer District No. 1's Wastewater Treatment Plant sludge handling equipment, and

WHEREAS, the Sewer District's Executive Director and the Sewer Commission have recommended the award of the following contracts for such services be awarded to the lowest bidders; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute contracts with the following contractors for the upgrade of the sludge handling equipment at the Saratoga County Sewer District No. 1's Wastewater Treatment Plant, the form and content of said contracts being subject to the approval of the County Attorney:

<u>DESCRIPTION</u>	<u>CONTRACTOR</u>	<u>AMOUNT</u>
General Construction Jordan, New York	Blue Heron Construction Company, LLC	\$1,250,327
Electrical	Avanti Electric, Inc. of Gloversville, New York	\$97,517

and be it further

RESOLVED, that the 2013 Saratoga County Budget is amended as follows:

SEWER DISTRICT:

Appropriations:

Increase Acct. #7-81-813-7095 Capital Equipment \$1,347,844

Revenues:

Increase Acct. #7-0599.M Appropriated Fund Balance \$1,347,844

BUDGET IMPACT STATEMENT: This budget amendment will reduce the Sewer District's unappropriated fund balance to \$5,055,010.

RESOLUTION 150 - 13

Introduced by Supervisors Sausville, Daly, Rowland, Veitch, Wood, Wormuth, and Wright

AUTHORIZING THE CHAIR TO ENTER INTO AN AMENDED AGREEMENT WITH ENVIRONMENTAL DESIGN PARTNERSHIP, LLP FOR ADDITIONAL DESIGN AND INSPECTION SERVICES RELATED TO THE EMERGENCY REPAIR OF A DETERIORATED PORTION OF SEWER FORCEMAIN IN THE TOWN OF BALLSTON

WHEREAS, pursuant to Resolution 98-12, this Board authorized a contract with Environmental Design Services, LLP for design, contract administration and field inspection services for Phase 4 of Saratoga County Sewer District No. 1's Interceptor Relining 2012 Capital Project, said phase being the relining of approximately 2,500 feet of interceptor sewer in the Town of Ballston; and

WHEREAS, pursuant to Resolution 217-12, this Board authorized a contract with Insituform Technologies, Inc. to reline said interceptor sewer line in the Town of Ballston; and

WHEREAS, in the course of performing said relining work, an approximately 40 foot section of the forcemain collapsed, leading to the unanticipated discovery that approximately 700 feet of the forcemain had experienced severe hydrogen sulfide corrosion and was in need of immediate repair or replacement; and

WHEREAS, pursuant to Resolution 93-13, the Sewer District's Executive Director was authorized and directed to procure, upon consultation with the Sewer District's consulting engineer, those goods and services necessary to repair and/or replace said damaged section of forcemain as soon as practicable; and

WHEREAS, the Sewer District's Executive Director retained Environmental Design Partnership, LLP to provide additional design and inspection services related to the repair of the corroded forcemain; and

WHEREAS, the Saratoga County Sewer District Commission has recommended that the contract with Environmental Design Partnership, LLP (EDP) be amended to include the additional design and inspection services provided by EDP at a cost not to exceed \$19,953; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an amendment to the agreement with Environmental Design Partnership, LLP of Clifton Park, New York, for additional design and inspection services relative to the repair of the damaged 740 ft. section of sewer forcemain in the Town of Ballston at a cost not to exceed \$19,953, thereby increasing the total contract to an amount not to exceed \$49,253; with the form and content of such amendment being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: The cost of this contract amendment will be covered through savings on other capital projects.

#### RESOLUTION 151 - 13

Introduced by Supervisors Sausville, Daly, Rowland, Veitch, Wood, Wormuth, and Wright

AUTHORIZING THE CHAIRMAN TO EXECUTE A CERTIFICATE PURSUANT TO GENERAL MUNICIPAL LAW §53 DESIGNATING NEW YORK'S SECRETARY OF STATE AS AGENT FOR SERVICE OF NOTICES OF CLAIM UPON SARATOGA COUNTY AND THE COUNTY ATTORNEY AS THE COUNTY OFFICER TO WHOM THE SECRETARY SHOULD TRANSMIT SUCH NOTICES OF CLAIM

WHEREAS, recently enacted General Municipal Law §53 requires counties to file a certificate designating the Secretary of State of the State of New York as an agent for the service of a notice of claim; and

WHEREAS, General Municipal Law §53 requires the certificate to include the applicable time limit for filing the notice of claim upon the county and the name, post office address and electronic mail address, if available, of an officer, person, or designee, nominee or other agent-in-fact for the transmittal of notices of claim served upon the Secretary as the county's agent; and

WHEREAS, pursuant to General Municipal Law §50-e(1)(a), the applicable time limit for the filing of a notice of claim upon a county is 90 days after the claim arises, or in the case of a wrongful death action, 90 days from the appointment of a representative of the decedent's estate; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute a certificate to be filed with the Secretary of State of the State of New York designating the Secretary of State as agent for service of notices of claim upon the County of Saratoga, in compliance with the mandates of General Municipal Law §53; and be it further

RESOLVED, that this Board of Supervisors hereby designates Stephen M. Dorsey, Esq. in his capacity as County Attorney for the County of Saratoga, to receive notices of claims served upon the Secretary of State by mail at Saratoga County Attorney's Office, 40 McMaster Street, Ballston Spa, New York, 12020 and email at [countyattorney@saratogacountyny.gov](mailto:countyattorney@saratogacountyny.gov); and be it further

RESOLVED, that the Clerk of the Board is hereby directed to file the aforesaid certificate, as required by General Municipal Law §53, with the Secretary of State informing him of the foregoing designations by the County of Saratoga and the applicable time limitation for filing a notice of claim with the County.

BUDGET IMPACT STATEMENT: The County will be entitled to receive a fee not to exceed \$125 for each service of a notice of claim upon the Secretary of State as agent for the County.

#### RESOLUTION 152 - 13

Introduced by Supervisors Sausville, Daly, Rowland, Veitch, Wood, Wormuth, and Wright

SUPPORTING THE COUNTY'S APPLICATION TO THE CAPITAL REGION ECONOMIC DEVELOPMENT COUNCIL FOR A \$350,000 GRANT FOR TRAIL DESIGN, RIGHT OF WAY ACQUISITION, AND PERMITTING COSTS ASSOCIATED WITH THE EXTENSION OF THE ZIM SMITH TRAIL FROM HALFMOON TO MECHANICVILLE

WHEREAS, the Capital Region Economic Development Council (CREDC) was created by Governor Andrew Cuomo to create a new operating model for New York State government that will stimulate economic development and improve the business climate in the Capital Region; and

WHEREAS, the mission of the CREDC includes partnering with stakeholders from higher education to the private sector, aligning State funding with regionally developed growth strategies, eliminating unnecessary barriers to growth and streamlining the delivery of State government services and programs; and

WHEREAS, pursuant to Resolution 168-11, this Board approved a 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 authorized the expenditure of up to \$180,000 for survey work, the preparation of acquisition maps, and the acquisition of rights of way needed for the project; and

WHEREAS, state funding is available for the Zim Smith Trail extension project through the New York State Department of Parks and Recreation and Historic Preservation, which funding may be applied for by application to the CREDC; and

WHEREAS, Saratoga County will be submitting a grant application in the amount of \$350,000 to the CREDC through the NYS Consolidated Funding Application procedure, for trail design, right of way acquisition, and permitting costs associated with the extension of the Zim Smith Trail; and

WHEREAS, said funding application, if granted, will require a 50% funding match on the County's part, which matching funds will include existing funds committed to the project pursuant in the Zim Smith Trail Capital Account, land made available by the adjoining railroad, and in-kind services; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby expresses its strong support for Saratoga County's application to the Capital Region Economic Development Council for a \$350,000 grant for trail design, right of way acquisition, and permitting costs associated with the County's project to extend the Zim Smith Trail from Halfmoon to Mechanicville; and be it further

RESOLVED, that the Clerk of the Saratoga County Board of Supervisors forward a certified copy of this Resolution to the Capital Region Economic Development Council in support of its grant application.

BUDGET IMPACT STATEMENT: None. The County's 50% match consists of land that has been made available for trail development, in-kind services and committed funding in the Zim Smith Capital Fund.

Mr. Grattidge introduced Debra Oligny and Susan Hayes-Masa. He told the Board the County had won the bridge of the year award for the Batchellerville Bridge.

Mr. Lawler thanked Charles Wait for his years of invaluable service on the Saratoga County Water Authority.

Mrs. Daly showed the Board each of the Supervisor's entries into the Horseshoe contest. She gave each Supervisor an opportunity to talk about their entry if they so chose.

The Chairman made the following appointments:

Luther Forest Technology Campus Subcommittee

Jack Lawler, Chairman, Economic Development Committee

Jean Raymond, Chair, Public Works Committee

Art Johnson, IDA representative

Saratoga County Water Authority

Wallace Allerdice, III  
(to fill the unexpired term of Charles Waite)  
150 Excelsior Avenue  
Saratoga Springs, NY 12866

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

Respectfully Submitted,

Pamela A. Hargrave, Clerk