

AGENDA SESSION
November 13, 2013 5:00pm

Vice Chairman Sausville called the meeting to order.

Roll call was taken. PRESENT – Patricia Southworth, Alan Grattidge, Philip C. Barrett, Anita Daly, Richard Lucia, Mary Ann Johnson, Jean Raymond, George J. Hargrave, Richard Rowland, Arthur M. Wright, 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, Arthur Johnson - 21. ABSENT: Mindy Wormuth - 2.

Mr. Hellwig presented the following:

EQUALIZATION & ASSESSMENT

Authorizing a credit to a tax bill in the Town of Corinth.

Authorizing deletion from the tax rolls of parcels located in the Towns of Ballston, Clifton Park, Greenfield, Milton, Moreau, Northumberland, Waterford and Wilton, and the Cities of Mechanicville and Saratoga Springs, and a refund of 2011, 2012 and 2013 taxes in the amount of \$52,974.92.

Authorizing a refund of payments in lieu of taxes to the City of Mechanicville and Town of Stillwater Industrial Development Agency.

BUILDINGS & GROUNDS

Authorizing the Chairman to enter into a lease agreement with Saratoga Springs for the Supreme Court Law Library.

Introducing a Local Law prohibiting entry into or remaining in county buildings by persons in physical possession of a deadly weapon or dangerous instrument, and setting a Public Hearing.

PERSONNEL

Amending the 2013 Budget to appropriate \$758,200 from the Self-Insurance Contributory Reserve Fund into the operating budget.

Appointing Daniel Kuhn as the Deputy Coroner.

ECONOMIC DEVELOPMENT

Designating the Saratoga County Chamber of Commerce as the County Tourism Promotion Agency.

Urging the Federal Emergency Management Agency (FEMA) to fully implement the Biggert-Waters Flood Insurance Reform Act and to make additional reforms to the National Flood Insurance Program.

Authorizing the acceptance of a \$363,000 NYS MS4 Stormwater Assistance Grant.

Approving the issuance of a negative SEQRA declaration for that grant application affirming that the proposed MS4 Stormwater Assistance Grant activities will not have an adverse environmental impact.

PUBLIC SAFETY

Authorizing a three-year lease agreement with Lyme-Adirondack Timberlands, LLC for the Spruce Mountain radio site parcel at an annual cost of \$700.

SOCIAL PROGRAMS

Authorizing the Chairman to approve the 2014 Annual Implementation Plan for the Office for the Aging, and to enter into contracts with all agencies involved in providing services under that Plan.

Authorizing the Chairman to enter into an agreement with the Town of Hadley to provide \$12,000 in funding for the purchase of a senior transportation van.

PUBLIC WORKS

Authorizing an amended agreement with Greenman Pedersen, Inc. for additional construction inspection and construction support services for the rehabilitation of the Dix Road Bridge over the Hudson River.

LAW & FINANCE

Authorizing the Chairman to enter into an agreement with O'Brien & Gere and Barton & Loguidice for a Saratoga Springs Pump Station, Treatment Plant, and Conveyance System Study.

Opposing the closure of Mount McGregor Correctional Facility in support of the similar resolution adopted by the Town of Wilton Town Board.

Authorizing an amended agreement with Info Quick Solutions, Inc. to provide automated indexing services for criminal court records maintained by the County Clerk's Office at an annual cost not to exceed \$875.

Adopting the 2014 Saratoga County Budget [TO BE TABLED].

Appropriating amounts finally set forth in the 2014 Saratoga County Budget [TO BE TABLED].

Setting December 3, 2013 at 5:30 p.m. in the County Board Room as the date, time and place for the Public Hearing on the revised tentative 2014 Saratoga County Budget.

Approving the 2014 Tax Bill Flyer, pursuant to Local Law Introductory No. 1, Print No. 1 of 2012, establishing Truth in Taxation in Saratoga County.

On a motion by Mr. Hargrave, seconded by Mr. Lucia the agenda was unanimously set for the November 19, 2013 Board Meeting.

Chairman Grattidge spoke of an initiative/goal he had when he became Chairman of the Board with regards to economic development. Mr. Lawler gave a summary of what the Economic Development Committee has done to achieve this goal and then introduced personnel from TIP Strategies. TIP Strategies gave a power point presentation which included their research/findings and goals.

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

Respectfully submitted,

Pamela Hargrave, Clerk

REGULAR SESSION
TUESDAY, NOVEMBER 19, 2013
AT 4:00 P.M., E.S.T.

Board called to order by the 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, 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, Arthur J. Johnson – 21. ABSENT – Mindy Wormuth, John Lawler – 2.

PRESENTATIONS:

Mrs. Johnson asked the members of the Veterans Committee to join her at the podium. She said in recognition of the military personnel that served in the Korean and Vietnam wars the Veterans Committee purchased commemorative flags for each town and city. She asks that these flags be flown from June 28th to July 27th for the Korean War and from March 31st to April 30th for the Vietnam War. She asked the Committee members to show the flags and then presented the Chairman of the Board with these flags for the County.

Mr. Grattidge asked Mr. Wood to come to the podium and dedicate his 2011/2012 Board Proceedings. Mr. Wood asked his wife, Ronnie, to join him. He dedicated his proceedings to his wife Ronnie, the entire Board of Supervisors, County Administrator Spencer Hellwig and Clerk of the Board Pam Hargrave.

Mr. Rowland read and presented a proclamation to Suzzanne Pratt and Randy Hadley from the Department of Social Services for their recent recognition from the State.

Mr. Grattidge said that as Chair of the Saratoga Casino and Raceway Foundation, it was his honor today to present awards totaling \$28,204 to 23 very deserving organizations. Over the nine years the Foundation has been in existence, we have made over \$267,000 in grants to 152 not-for-profit entities in Saratoga County. The Foundation is funded entirely by donations from Saratoga Casino and Raceway and the Saratoga Harness Horsepersons Association. The purpose of the Foundation is for the support of charitable and public benefit organizations whose mission is the betterment of the quality of life, health and welfare of the residents of Saratoga County. He thanked the members of the Board for their work over the last year in shaping the Foundation and utilizing the financial resources wisely based on the large number of requests received each year. Other members of the Board are Scott Johnson, Mayor of the City of Saratoga Springs; City of Saratoga Springs Supervisor Matt Veitch; SHHA President Barry Segel; Saratoga Casino and Raceway Vice President of External Affairs Skip Carlson; and Diane Armer who serves as secretary to the Foundation. He asked the members of the Foundation Board to join him in the front of the room for the presentation of the awards.

- 1.) AIM, Services Inc.---\$1,000
- 2.) Children's Museum at Saratoga---\$1,000
- 3.) Dance Alliance---\$750
- 4.) Donovan House---\$1,500
- 5.) Domestic Violence and Rape Crisis Services of Saratoga County---\$3,500
- 6.) Franklin Community Center---\$2,000
- 7.) Habitat for Humanity of Northern Saratoga, Warren and Washington Counties---\$750
- 8.) Helping Hands School---\$1,000
- 9.) Lake George Opera Festival Association, Inc.---\$500
- 10.) Mechanicville Area Community Services Center, Inc. (MACSC)---\$1,500
- 11.) National Bottle Museum---\$500
- 12.) Race Track Chaplaincy of America---\$1,000
- 13.) Regional Food Bank of Northeastern New York---\$1,000
- 14.) Saratoga Arts, Inc.---\$1,500
- 15.) Saratoga Bridges---\$1,500
- 16.) Saratoga Center for the Family---\$1,050
- 17.) Saratoga Children's Theatre, Inc.--\$1,000
- 18.) Senior Citizens Center of Saratoga Springs, Inc---\$1,000
- 19.) Saratoga County Children's Committee---\$1,000

- 20.) Shelters of Saratoga ,Inc.---\$2,154
- 21.) STEP Saratoga Therapeutic Equestrian Program, Inc.---\$1,000
- 22.) Saratoga Sponsor-A-Scholar---\$1,500
- 23.) Saratoga Mentoring---\$500

PUBLIC INPUT:

Bill Goslin, Town of Ballston, RE: Water – Mr. Goslin said thanked the Board for the opportunity to speak and told the Board that he is a Town Board member in the Town of Ballston and the remarks that he will make today are personal and not necessarily representative of the Board. In 2011 he came to the Board to discuss concerns about the quality of Saratoga County Water. The solution he received was the length of the pipeline and that flushing the system and adjusting the chemicals would resolve the issues. He said he is back today to again discuss concerns. The problems have not been solved and have gotten worse. He said he went to the Water Authority meeting and heard they had 8 solutions. Saratoga County has serious problems with the facility and with the water. It is his opinion that the Town of Ballston should no longer take water from the county until these issues are cleared up.

On a motion by Mr. Richardson, seconded by Mr. Veitch the minutes of the October 15, 2013 meeting were unanimously approved.

The Clerk presented the following:

Letter from New York State Office of Parks, Recreation and Historic Preservation informing the County that the Jonesville Cemetery will be considered by the State Review Board for nomination to the National and State Registers of Historic Places.

Received and filed.

Report No. 10

Mortgage Tax Report

The following is a report of the Mortgage Tax collected and to be distributed to Cities, Towns and Villages; and the County Treasurer is hereby authorized and directed to pay such amounts.

Amount in the hands of the County Treasurer for distribution in County after adjustments, deduction of expenses and payments of State's share is 4,960,215.44 distributed to Cities, Towns and Villages as follows:

Ballston	\$ 263,718.45
Ballston Spa (Ball)	\$ 8,946.59
Milton	\$ 257,903.50
Ballston Spa (Milton)	\$ 30,783.78
Charlton	\$ 88,407.45
Clifton Park	\$ 886,352.23
Corinth	\$ 34,106.13
Corinth (Village)	\$ 9,797.73
Day	\$ 20,061.00
Edinburg	\$ 25,828.52
Galway	\$ 61,817.08
Galway (Village)	\$ 1,001.61
Greenfield	\$ 118,584.73
Hadley	\$ 24,114.87
Halfmoon	\$ 475,221.73
Malta	\$ 343,820.04
Round Lake (Village)	\$ 6,737.61
Mechanicville	\$ 23,810.04
Moreau	\$ 178,234.38

So. Glens Falls (Village)	\$ 20,057.66
Northumberland	\$ 79,800.93
Providence	\$ 27,238.92
Saratoga	\$ 58,737.70
Schuylerville (Village)	\$ 4,472.52
Victory (Village)	\$ 1,570.20
Saratoga Springs	\$ 817,605.16
Stillwater	\$ 150,964.52
Stillwater (Village)	\$ 9,882.53
Waterford	\$ 501,859.67
Waterford (Village)	\$ 25,200.49
Wilton	\$ 403,577.67
TOTAL	\$4,960,215.44

On a motion by Mr. Peck, seconded by Mr. Kinowski, the report was unanimously approved.

Cash Statement for Taxes Collected Pursuant to Article 11

Months	Basic Tax Distributed					Amount Paid Treasurer
	Taxes Collected	Interest Received by Recording	Recording Officer's Expense	Refunds		
2013 Apr	723,207.32	32.94	5,135.76		718,104.50	
May	690,501.87	47.76	5,070.09		685,479.54	
Jun	1,264,547.50	44.76	4,997.48		1,259,594.78	
Jul	843,419.50	40.20	5,083.30		838,376.40	
Aug	832,484.01	26.42	5,133.85		827,376.58	
Sep	633,129.48	33.71	5,122.06		628,041.13	
TOTALS	4,987,289.68	225.79	30,542.54		4,956,972.93	

Months	Treasurer			All Other Taxes Distributed		
	Interest Received by Treasurer	Tax Districts Share	Additional Tax	Special Additional Tax		
2013 Apr	870.20	718,974.70	337,246.97	284,634.79		
May	623.29	686,102.83	322,805.57	287,388.27		
Jun	163.42	1,259,758.20	608,489.62	547,360.81		
Jul	392.17	838,768.57	395,949.50	346,232.26		
Aug	539.22	827,915.80	391,343.10	325,741.99		
Sep	654.21	628,695.34	295,904.10	251,115.74		
TOTALS	3,242.51	4,960,215.44	2,351,738.86	2,042,473.86		

REPORTS OF COMMITTEE:

Mrs. Johnson said the Veterans Trust Fund 5K run was held on November 9th. There were 205 runners that registered with 175 actually running. There were 28 sponsors and new this year was a kids walk which 25 kids participated. She received a lot of positive comments on the track which was actually certified as a 5K track. While the proceeds have not been calculated, she estimated the increase over last year was 30%.

Mrs. Johnson introduced Town of Day Supervisor-Elect Preston Allen.

On a motion by Mr. Wright, seconded by Mr. Peck Resolution No.'s 220 and 221 were tabled by a unanimous vote.

On a motion by Mr. Hargrave, seconded by Mr. Lucia Resolution No.'s 201 through 222, with the exception of 220 and 221, were adopted by a unanimous vote.

RESOLUTION 201 - 13

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

CORRECTING 2013 TAX BILL AND AUTHORIZING A TAX CREDIT

WHEREAS, Real Property Tax Law §554 provides the procedure for the correction of errors on the tax rolls, and Real Property Tax Law §556 authorizes the provision of a credit against outstanding tax owed on a corrected tax bill; and

WHEREAS, Real Property Tax Law §550 (2)(c) defines a "clerical error" as an incorrect entry of assessed valuation on an assessment roll or on a tax roll for a parcel which, except for a failure on the part of the assessor to act on a partial exemption, would be eligible for such partial exemption; and

WHEREAS, the owner of the following property has timely submitted proof of an error in her 2013 tax bill, to wit: that the parcel was incorrectly assessed without the basic STAR exemption to which the owner was entitled; and

WHEREAS, our Director of Real Property Tax Services recommends that the error be corrected and a credit be authorized; now, therefore, be it

RESOLVED, that the application of the following individual for correction of the 2013 tax rolls be approved, and the tax rolls are so corrected:

<u>PROPERTY OWNERS</u>	<u>TOWN</u>	<u>S/B/L</u>	<u>CORR. TAX</u>
Suzanne Whitcomb	Corinth	74.-2-21.1	\$2,224.30

and, be it further

RESOLVED, that the County Treasurer is authorized to apply a tax credit in the amount of \$535.33 to the outstanding 2013 tax bill of the property owner Suzanne Whitcomb; and, be it further

RESOLVED, that the property owner shall have eight (8) days from the date a corrected tax bill in the amount of \$2,224.30 is mailed to the property owner to pay the corrected tax without additional penalties and interest.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 202 - 13

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

AUTHORIZING THE DELETION FROM THE TAX ROLLS OF PARCELS LOCATED IN THE TOWNS OF BALLSTON, CLIFTON PARK, GREENFIELD, MILTON, MOREAU, NORTHUMBERLAND, WATERFORD AND WILTON AND THE CITIES OF MECHANICVILLE AND SARATOGA SPRINGS,

AND A REFUND OF 2011, 2012 AND 2013 TAXES IN THE AMOUNT OF \$52,974.92 FOR SAID PARCELS

WHEREAS, Real Property Tax Law §554 provides the procedure for the correction of errors on the tax rolls that are due to an unlawful entry on an assessment roll or tax roll; and

WHEREAS, Real Property Tax Law §556 imposes an obligation on the Saratoga County Board of Supervisors to entertain applications for refunds of real property taxes and determine whether a refund is owed to the applicant due to an unlawfully entry on an assessment roll or a tax roll; and

WHEREAS, the owner of the following properties, Level 3 Communications, LLC, has timely submitted proof of errors in its 2011, 2012 and 2013 tax bills, to wit: The decision of the Appellate Division of the New York State Supreme Court, First Department, on May 3, 2012, in the Matter of RCN N.Y. Communications, LLC v. Tax Commission of the City of New York, held that fiber optic cables, such as those owned by Level 3 Communications, LLC, are personal property, and not real property as real property is defined in Real Property Tax Law §102(12), because fiber optic cables are not electrical conductors, but rather are electrical insulators, and therefore cannot be assessed pursuant to Real Property Tax Law §102(12). The assessment of fiber optic cables as real property was therefore an unlawful entry as defined in Real Property Tax Law §550(7)(c) because an assessor has no authority to assess personal property; and

WHEREAS, our Director of Real Property Tax Services and the County Attorney has recommended that the errors be corrected and a tax refund be authorized; now, therefore, be it

RESOLVED, that the application of the property owner Level 3 Communications, LLC for correction of the 2011, 2012 and 2013 tax rolls be approved, and the tax rolls are so corrected to delete all taxes owed on the parcels listed below; and, be it further

RESOLVED, that the County Treasurer refund the following overpayment of County, City and/or Town taxes in the amount of \$52,974.92 to the property owner Level 3 Communications, LLC:

<u>TOWN OF</u>	<u>TAX PARCEL</u>	<u>YEAR</u>	<u>REFUND AMOUNT</u>
Ballston	620.1-9999-760.700-1883	2011-2013	\$ 84.09
	620.89-9999-760.700-1881	2011-2013	\$ 9,515.03
	620.89.9999-760.700-1883	2011-2013	\$ 1,145.38
Clifton Park	624.000-9999-760.700-1882	2011-2013	\$ 2.00
Greenfield	634.-9999-760.700-1881	2011-2013	\$ 1,833.46
	634.-9999-760.700-1882	2011-2013	\$ 161.39
Milton	642.89-9999-760.700-1883	2011-2013	\$ 781.21
Moreau	644.89-9999-760.700-1001	2011-2013	\$ 9.99
	644.89-9999-760.700-1881	2011-2013	\$ 9.99
Northumberland	646.000-9999-760.700-1881	2011-2013	\$ 1,759.48
	646.000-9999-760.700-1882	2011-2013	\$ 2,829.41
Waterford	654.001-9999-760.700-1882	2011-2013	\$ 1,301.57
	654.089-9999-760.700-1882	2011-2013	\$11,669.57
Wilton	656.9999-760.700-1881	2011-2013	\$ 4,486.33
	656.-9999-760.700-1883	2011-2013	\$ 1,395.07
<u>CITIES OF</u>	<u>TAX PARCEL</u>	<u>YEAR</u>	<u>REFUND AMOUNT</u>
Mechanicville	610.-9999-760.700-1881	2011-2013	\$8,565.25
Saratoga Springs	615.001-9999-760.700-1881	2011-2013	\$6,038.99
	615.089-9999-760.700-1881	2011-2013	\$1,386.71

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 203 - 13

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

AUTHORIZING A REFUND OF PAYMENTS IN LIEU OF TAXES TO THE CITY OF MECHANICVILLE AND TOWN OF STILLWATER INDUSTRIAL DEVELOPMENT AGENCY

WHEREAS, in 1999, CMD Realty, LLC entered into a Payment in Lieu of Tax (PILOT) agreement with the City of Mechanicville and Town of Stillwater Industrial Development Agency (IDA) for a term of ten years relative to the development of a warehouse and distribution center on Tax Parcel #262.-1-4.14 and Tax Parcel #262.-1-4.121 in the Town of Stillwater; and

WHEREAS, at the conclusion of said ten year PILOT agreement in 2009, the IDA mistakenly continued to invoice CMD Realty, LLC for PILOT payments, despite the fact that said Tax Parcels had returned to the tax rolls; and

WHEREAS, CMD Realty, LLC's tenant, DeCrescente Distributing Co., Inc., paid to the IDA the PILOT invoices submitted to CMD Realty, LLC for the years 2009, 2010, 2011, and 2012, which payments the IDA proportionately distributed to the County of Saratoga, the Town of Stillwater, the City of Mechanicville, and Mechanicville Central School District; and

WHEREAS, CMD Realty, LLC also paid the County, Town, City and School real property tax bills submitted to it for the years 2009-2012; and

WHEREAS, the IDA has made an application to the County Treasurer for a refund of the amount of the PILOT payments mistakenly paid by the IDA to the County for the years 2009-2012 in the amount of \$8,240.44; now, therefore, be it

RESOLVED, that the Saratoga County Treasurer is hereby authorized and directed to refund the amount of \$8,240.44 to the City of Mechanicville and Town of Stillwater Industrial Development Agency (IDA) for the County's share of PILOT payments mistakenly paid in error by the IDA to the County of Saratoga relative to Tax Parcels #262.-1-4.14 and #262.-1-121 in the Town of Stillwater.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 204 - 13

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

AUTHORIZING 5-YEAR LEASE WITH CITY OF SARATOGA SPRINGS FOR SUPREME COURT LAW LIBRARY

WHEREAS, Judiciary Law §813 obligates each County to maintain a Supreme Court Library within the County; and

WHEREAS, Resolution 216 - 2008 authorized the current lease of library facilities expiring December 31, 2013; and

WHEREAS, the City of Saratoga Springs has offered to renew the lease through December 31, 2018 on similar terms; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors is hereby authorized and directed to execute a lease with the City of Saratoga Springs for its provision of 2403 square feet of space on the third floor of City Hall for use as a State Supreme Court Library for the period: January 1, 2014 - December 31, 2018 at the following annual rentals:

2014	\$35,522.28
2015	\$36,232.73
2016	\$36,957.38
2017	\$37,696.53
2018	\$38,450.46;

and, be it further

RESOLVED, that said lease shall also provide that the County of Saratoga shall have the right to terminate the lease subject to its provision of prior notice of at least six (6) months; and, be it further

RESOLVED, that said lease shall be subject to renewal for an additional period of five years upon the mutual written agreement of the County and City, and upon such terms as shall be mutually agreed upon by the County and City in a written lease renewal; and, be it further

RESOLVED, that all other terms and conditions of said lease shall be identical to the existing lease.

BUDGET IMPACT STATEMENT: Funding for this agreement is included in the 2014 Tentative Budget.

RESOLUTION 205 - 13

Introduced by the Buildings and Grounds Committee and the Public Safety Committee

INTRODUCING A PROPOSED LOCAL LAW IDENTIFIED AS INTRODUCTORY NO. 2, PRINT NO. 1 OF 2013 PROHIBITING ENTRY INTO OR REMAINING IN COUNTY BUILDINGS BY PERSONS IN PHYSICAL POSSESSION OF A DEADLY WEAPON OR DANGEROUS INSTRUMENT, AND SETTING A PUBLIC HEARING THEREON

WHEREAS, deadly weapons and dangerous instruments often cause accidental deaths and injuries, and are frequently used in the commission of crimes, particularly homicides and assaults; and

WHEREAS, this Board of Supervisors believes that the physical possession of deadly weapons and dangerous instruments in County buildings by persons other than those on official business with authorization to carry such weapons or instruments poses a serious threat to the health, safety and general welfare of County public servants and other persons lawfully in County buildings; and

WHEREAS, this Board of Supervisors further believes that the presence of deadly weapons and dangerous instruments in County buildings, except by certain authorized officials, may seriously impair the performance of essential government functions by way of threat or intimidation to County public servants and others; and

WHEREAS, our County Emergency Action Plan Committee has recommended the adoption of a proposed Local Law, identified as Introductory No. 2, Print No. 1 of 2013, entitled "PROHIBITING ENTRY INTO OR REMAINING IN COUNTY BUILDINGS BY PERSONS IN PHYSICAL POSSESSION OF A DEADLY WEAPON OR DANGEROUS INSTRUMENT"; now, therefore, be it

RESOLVED, that a proposed Local Law, identified as Introductory No. 2, Print No. 1 of 2013, entitled "PROHIBITING ENTRY INTO OR REMAINING IN COUNTY BUILDINGS BY PERSONS IN PHYSICAL POSSESSION OF A DEADLY WEAPON OR DANGEROUS INSTRUMENT", is hereby introduced before this Saratoga County Board of Supervisors, and this Board of Supervisors shall hold a Public Hearing thereon on December 11, 2013 at 4:55 P.M. at 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 the Board of Supervisors be and is hereby directed to give notice of such Public Hearing in the manner prescribed by law.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 206 - 13

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

AMENDING THE 2013 COUNTY BUDGET TO APPROPRIATE \$758,200 FROM THE SELF-INSURANCE CONTRIBUTORY RESERVE FUND INTO THE OPERATING BUDGET

WHEREAS, unanticipated costs and expenses resulting from a volunteer firefighter's accident in the Town of Clifton Park and the death of a town employee in the Town of Edinburg require that additional funds be transferred to the Self-Insurance budget, and that the 2013 County Budget be amended accordingly; now, therefore, be it

RESOLVED, that the sum of \$758,200 be transferred from the Self-Insurance Contingency Reserve to the Self-Insurance operating budget; and, be it further

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

SELF-INSURANCE:Appropriations:

Increase Acct. #8-21-213-7214.1 Workers Comp Award Med	\$100,000
Increase Acct. #8-21-213-7214.2 Workers Comp Award Comp	\$ 58,200
Increase Acct. #8-21-213-7215.1 Volunteer Fireman Award Med	\$565,000

Increase Acct. #8-21-213-7215.2 Volunteer Fireman Award Comp	\$ 25,000
Increase Acct. #8-21-213-8110 Attorney's Fees	<u>\$ 10,000</u>
	\$758,200

Revenues:

Increase Acct. #8-0599.M Appropriated Fund Balance	\$758,200
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BUDGET IMPACT STATEMENT: This appropriation will reduce the \$8,794,541 balance in the Contributory Reserve Fund by \$758,200.

RESOLUTION 207 - 13

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

APPOINTING DANIEL J. KUHN AS THE DEPUTY CORONER (Temporary)

WHEREAS, a vacancy exists in the position of Deputy Coroner (Temporary); and

WHEREAS, Daniel J. Kuhn of the Town of Clifton Park, New York, has been recommended for this position by our Public Safety Committee and County Coroners; now, therefore, be it

RESOLVED, that Daniel J. Kuhn is appointed as Deputy Coroner (Temporary) for the County of Saratoga at a rate of \$100/case plus mileage, effective immediately.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 208 - 13

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

DESIGNATING THE SARATOGA COUNTY CHAMBER OF COMMERCE AS THE COUNTY'S TOURISM PROMOTION AGENCY AND AUTHORIZING THE SARATOGA COUNTY CHAMBER OF COMMERCE TO APPLY FOR "I LOVE NEW YORK" GRANTS FOR 2013-2014

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 2013-2014 approximates \$190,750; and

WHEREAS, the County's projected 2014 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 \$190,750; 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 subrecipient documents required by the New York State Department of Economic Development for the maximum award of tourism promotion matching funds for 2013-2014 with a possible total program expenditure of \$190,750.

BUDGET IMPACT STATEMENT: The maximum possible grant for this program is \$190,750.

RESOLUTION 209 - 13

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

URGING THE FEDERAL EMERGENCY MANAGEMENT AGENCY TO SEEK MODIFICATION OF THE FLOOD INSURANCE PROVISIONS OF THE BIGGERT-WATERS FLOOD INSURANCE REFORM ACT AND TO MAKE ADDITIONAL REFORMS TO THE NATIONAL FLOOD INSURANCE PROGRAM IN ORDER TO PROVIDE RELIEF TO RESIDENTS OF THE VILLAGE OF WATERFORD AND OTHER COUNTY WATERFRONT RESIDENTS

WHEREAS, the Village of Waterford is located at the confluence of the Hudson and Mohawk Rivers; and

WHEREAS, Village homes located along the waterfront and many Village homes located within the 100 Year Floodplain are susceptible to annual flooding; and

WHEREAS, many properties along the waterfront and within the flood plain in the Village sustained severe damage due to Hurricane Irene in 2011; and

WHEREAS, in July 2012, the federal government enacted the Biggert-Waters Flood Insurance Reform Act of 2012 (BW-12) which calls on the Federal Emergency Management Agency (FEMA) and other agencies to make a number of changes in the way the National Flood Insurance Program (NFIP) is administered; and

WHEREAS, as a result of the passage of BW-12, several waterfront and/or flood plain properties in the Village of Waterford have been subject to dramatic increases in their annual flood insurance premiums, which premiums are now between \$5,000 to \$9,000 per year; and

WHEREAS, homeowners subject to these significant increases in their flood insurance premiums are having great difficulty affording the new premiums, while others are experiencing problems selling their homes because prospective purchasers are unable to afford the increased flood insurance premiums; and

WHEREAS, over 320 properties out of a total of 664 properties in the Village of Waterford are listed as being located within the 100 Year Floodplain; and

WHEREAS, one thing that controls flood insurance premiums is the Basic Flood Elevation (BFE), which in the Village of Waterford is established at 34 feet; and

WHEREAS, the worst flood of record in the Village occurred in 1913 when the river rose to 29.70 feet; which flood pre-dated the construction of the Sacandaga reservoir dam; and

WHEREAS, while efforts to re-map the BFE in the Town and Village of Waterford are underway, NYS Department of Environmental Conservation officials do not anticipate that new BFE mapping will be complete for at least two years due to FEMA's experiencing a shortage of funding for this project; and

WHEREAS, the increase in flood insurance premiums resulting from the enactment of BF-12 and the inability to lower the BFE in the Village of Waterford for at least two years is having a devastating effect on Village residents, as long-time residents are being forced from their homes, others are unable to sell their home, some properties may go into foreclosure while other properties may be abandoned, and Village real estate values are likely to plummet; and

WHEREAS, this Board of Supervisors believes that FEMA must take appropriate action to prevent the disastrous consequences resulting from the Biggert-Waters Flood Insurance Reform Act of 2012; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby urges the Federal Emergency Management Agency to seek appropriate revisions to the Biggert-Waters Flood Insurance Act of 2012 to reduce the significant increase in flood insurance premiums charged to property owners in the Village of Waterford and Saratoga County residing in waterfront properties and/or within the 100 Year Flood Plain; and be it further

RESOLVED, that this Board of Supervisors further urges FEMA to obtain appropriate funding to complete the re-mapping of the Basic Flood Elevation as expeditiously as possible in order to prevent Village of Waterford and Saratoga County homeowners residing within the 100 Year Flood Plain from losing their homes; and, be it further

RESOLVED, that the Clerk of the Board shall forward a certified copy of this Resolution to the Administrator of FEMA, U.S. Senator Charles Schumer, US Senator Kirsten Gillibrand, Governor Andrew M. Cuomo and Village of Waterford Mayor J. Bert Mahoney.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 210 - 13

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

AUTHORIZING THE APPLICATION AND ACCEPTANCE OF A GRANT FOR THE IMPLEMENTATION OF WATER QUALITY IMPROVEMENT PROJECTS PURSUANT TO THE BOND ACTS ENACTED IN 1965, 1972 AND 1996 AND THE ENVIRONMENTAL PROTECTION FUND, AS WELL AS FEDERAL GRANT AWARDS AVAILABLE FOR SUCH PROJECTS

WHEREAS, the Saratoga County Board of Supervisors herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain Intermunicipal Stormwater Management (ISWM) program work, as described in its application and attachments, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, the Environmental Conservation Law ("ECL") authorizes State assistance to municipalities for water quality improvement projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith;

NOW, THEREFORE, BE IT RESOLVED BY the Saratoga County Board of Supervisors:

1. That Alan R. Grattidge, Chair of the Board of Supervisors, or such person's successor in office, is the representative authorized to act in behalf of the Municipality in all matters related to State assistance under ECL Articles 17, 51 and 56 and/or any applicable federal grant provisions. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality in all matters related to the Project and to State assistance;
2. That the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation;
3. That one (1) certified copy of this Resolution be prepared and sent to the Albany office of the New York State Department of Environmental Conservation
4. That this Resolution take effect immediately.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 211 - 13

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

APPROVING THE ISSUANCE OF A NEGATIVE DECLARATION UNDER THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) FOR THE CONTINUATION AND FUNDING OF THE SARATOGA COUNTY INTERMUNICIPAL STORMWATER MANAGEMENT PROGRAM

WHEREAS, Saratoga County applied for and has received a NYS Department of Environmental Conservation grant for the continued implementation of the Saratoga County Intermunicipal Stormwater Management (ISWM) Program ("the Project"); and

WHEREAS, before the funding and implementation of the ISWM Program and its various water quality improvement projects, there is a need to comply with the provisions of Article 8 of the NYS Environment Conservation Law known as the New York State Environmental Quality Review Act (SEQRA); and

WHEREAS, by previous written communications to the NYS Department of Environmental Conservation and all other involved agencies, the County of Saratoga has established itself as Lead Agency and has determined that the funding and implementation of the ISWM Program to be an "unlisted action" pursuant to New York State SEQRA regulations; and

WHEREAS, the Saratoga County Board of Supervisors has reviewed the ISWM Program projects proposed to be funded, as well as Part I of a Short Form Environmental Assessment form prepared for the Project and the proposed responses to Part II of said Short Environmental Assessment form; and

WHEREAS, the Saratoga County Board of Supervisors hereby determines that the Project is an unlisted action pursuant to 6 NYCRR Part 617; now, therefore, be it

RESOLVED, that based upon the Project as proposed and the responses set forth in Part II of the Short Environmental Assessment form prepared for the Project; the Saratoga County Board of Supervisors hereby determines that the Project will not have a significant impact upon the environment; and, be it further

RESOLVED, that the Saratoga County Board of Supervisors hereby issues a Negative Declaration for this Unlisted Action pursuant to 6 NYCRR Part 617; and, be it further

RESOLVED, that the Chair of the Board be, and hereby is, authorized and directed to execute the Environmental Assessment form (a copy of which is attached hereto), indicating the proposed action will not result in any significant adverse environmental impact, and be it further

RESOLVED, that the Clerk of the Board is directed to cause a negative declaration to be filed and distributed in accordance with the requirements set forth in the applicable administrative and procedural regulations of SEQRA.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 212 - 13

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

AUTHORIZING A 3-YEAR LEASE AGREEMENT WITH LYME ADIRONDACK TIMBERLANDS II, LLC, FOR THE SPRUCE MOUNTAIN RADIO SITE PARCEL

WHEREAS, for many years, the County has leased a building and parcel of land at the base of Spruce Mountain Road in the Town of Corinth for County use as an equipment garage for the County's Spruce Mountain transmitter and related radio system equipment; and

WHEREAS, the County's current three year lease with Lyme Adirondack Timberlands, LLC for the rental of said building and parcel of land is due to expire on December 31, 2013; and

WHEREAS, Lyme Adirondack Timberlands II, LLC, has offered to renew the lease for an additional term of three years from January 1, 2014 through December 31, 2016 at an annual rental of \$700; now, therefore, be it

RESOLVED, that the Chairman of this Board of Supervisors is authorized and directed to execute a three (3) year lease with Lyme Adirondack Timberlands II, LLC of Fort Ann, New York for the lease of a building and parcel of land on Spruce Mountain Road in the Town of Corinth for the term January 1, 2014 through December 31, 2016, at an annual rental of \$700, with the form and content of such lease being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. Funding is included in the 2014 Tentative Budget.

RESOLUTION 213 - 13

Introduced by Supervisors Rowland, Barrett, Collyer, Hargrave, M. Johnson, Lucia and Yepsen

AUTHORIZING 2014 ANNUAL IMPLEMENTATION PLAN AND 2014 SUBCONTRACTS FOR OFFICE FOR THE AGING

WHEREAS, the Saratoga County Office for the Aging, provides programs to some elderly County residents under Title III of the Federal Older Americans Act of 1965, as amended, and the State Community Services Act of 1979 (Executive Law, Article 19-J); and

WHEREAS, the Federal Act requires the preparation of a Four-Year Service Plan, annual updates and funding applications for the provisions of listed services; and

WHEREAS, the State Act requires the submission of an Annual Plan for the delivery of community services which Plan also serves as the Federal annual update; and

WHEREAS, our Office for the Aging has proposed a 2014 Annual Implementation Plan which includes the appropriate annual funding application; and

WHEREAS, a public hearing on this proposal was held on October 30, 2013; and

WHEREAS, the Office for the Aging submitted its proposed 2014 Annual Implementation Plan for our approval; now, therefore, be it

RESOLVED, that the Chair of the Board and/or the Director of our Office for the Aging are authorized and directed to sign the 2014 Annual Implementation Plan, its attached funding applications and the following subcontracts, the form and content thereof being subject to the approval of the County Attorney, namely:

PROVIDER	FUNDING	SERVICE	TERM	AMOUNT
Eleanor Mullaney 480 Broadway Suite 332 Saratoga Springs, NY 12866	IIIB	Legal	1/1/14-12/31/14	\$10,260.00
			Contributions	\$ 500.00
			Match	\$ 960.00
			Reimbursement	\$ 8,800.00
O'Connell and Aronowitz 1 Court Street Saratoga Springs, NY 12866	IIIB	Legal	1/1/14-12/31/14	\$10,260.00
			Contributions	\$ 500.00
			Match	\$ 960.00
			Reimbursement	\$ 8,800.00
A & H Services 5 Thompson View Ballston Spa, NY 12020	IIIB and AAA Transportation	Transportation (City of Saratoga Spgs)	1/1/14-12/31/14	\$190.00 per day
			Contributions	\$ 1,500.00
			Match	\$ 0.00
			Reimbursement	\$46,000.00
A & H Services 5 Thompson View Ballston Spa, NY 12020	IIIB and AAA Transportation	Transportation (6 Towns)	1/1/14-12/31/14	\$190.00 per day
			Contributions	\$ 1,000.00
			Match	\$ 0.00
			Reimbursement	\$46,500.00
Town of Corinth 600 Palmer Ave. Corinth, NY 12822	Community Services for the Elderly (CSE)	Transportation	4/1/14-3/31/15	\$10,900.00
			Contributions	\$ 200.00
			Match	\$ 2,700.00
			Reimbursement	\$ 8,000.00
City of Mechanicville 36 North Main Street Mechanicville, NY 12118	Community Services for the Elderly (CSE)	Transportation	4/1/14-3/31/15	\$ 8,600.00
			Contributions	\$ 3,000.00
			Match	\$ 1,400.00
			Reimbursement	\$ 4,200.00
Community Human Services 543 Saratoga Road Glenville, NY 12302	Community Services for the Elderly (CSE)	Care Links Program	4/1/14-3/31/15	\$40,000.00
			Contributions	\$0.00
			Match	\$10,000.00
			Reimbursement	\$30,000.00
Christine Kudlacik, RD 79 Loudon Road SNAP Saratoga Springs, NY 12866	Title IIIC	Dietician Services	1/1/14-12/31/14	\$35.00/hour
			4/1/14-3/31/15	\$35.00/hour
Home Instead 12 Mountain Ledge Drive Suite 3 Gansevoort, NY 12831	IIIE	In-Home Respite Care	1/1/14-12/31/14	\$18.00/hour
Evergreen Adult Day Care 131 Lawrence Street	EISEP	Social Adult Day Care	4/1/14-3/31/15	\$46,000.00
			Contributions	\$ 9,500.00

Saratoga Springs, NY 12866

Match	\$ 6,500.00
Reimbursement	\$30,000.00

GTL, Inc. 22600 Haggerty Road Farmington Hills, MI 48335	EISEP	Personal Emergency Response Systems (PERS)	1/1/14-12/31/14	\$15,000.00
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BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 214 - 13

Introduced by Supervisors Rowland, Barrett, Collyer, Hargrave, M. Johnson, Lucia and Yepsen

AUTHORIZING AN AGREEMENT WITH THE TOWN OF HADLEY TO PROVIDE \$12,000 IN FUNDING FOR A SENIOR TRANSPORTATION VAN

WHEREAS, the County Office for the Aging administers funds for transportation of the County's elderly citizens; and

WHEREAS, the Town of Hadley is purchasing a van for transportation of its senior citizens to local senior programs, and requests partial County reimbursement of the costs of purchasing such van; and

WHEREAS, the Director of the Office for the Aging recommends approval of this request; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors execute an agreement with the Town of Hadley providing for the County's reimbursement to the Town of an amount not to exceed \$12,000 for the Town's purchase of a van for use in the transportation of local senior citizens to seniors' programs, the form and content of such agreement being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 215 - 13

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

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AMENDED AGREEMENT WITH GREENMAN-PEDERSEN, INC. FOR ADDITIONAL INSPECTION AND CONSTRUCTION SUPPORT SERVICES FOR THE REHABILITATION OF THE DIX BRIDGE AND COUNTY ROAD 42 IN THE TOWN OF NORTHUMBERLAND

WHEREAS, pursuant to Resolution 137-10 this Board appropriated County Highway Funds for the rehabilitation of the Dix Bridge and County Road 42 over the Hudson River in the Town of Northumberland; and

WHEREAS, the County has an existing agreement with Greenman-Pedersen, Inc. to provide construction inspection and construction support services for this project at a cost of \$492,000; and

WHEREAS, as a result of the need to extend the construction period for this project by an additional seven months due to a number of factors, including the need to effect more extensive repairs than originally anticipated, it is necessary to amend the County's existing agreement with Greenman-Pedersen, Inc. to authorize the provision of additional construction inspection and construction support services for this project; and

WHEREAS, our Public Works Committee and Commissioner of Public Works have recommended that the County's agreement with Greenman-Pedersen, Inc. be amended to authorize Greenman-Pedersen to provide the additional construction inspection and construction support services required in connection with the rehabilitation of the Dix Bridge and County Road 42 over the Hudson River in the Town of Northumberland, at a cost not to exceed \$125,000; and

WHEREAS, even with this additional cost, this project will be completed under budget; now, therefore, be it

RESOLVED, that the Chair of Board is authorized to execute an amended agreement with Greenman-Pedersen, Inc. of Albany, New York, for the additional construction inspection and construction support services needed to complete the rehabilitation of the Dix Bridge and County Road 42 over the Hudson River in the Town of Northumberland, at a cost not to exceed \$125,000, with the form and content of said amended agreement being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 216 - 13

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

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH O'BRIEN & GERE AND BARTON & LOGUIDICE, P.C. TO PREPARE A STUDY EVALUATING THE CAPACITY OF SARATOGA COUNTY SEWER DISTRICT NO. 1'S COLLECTION SYSTEM AND THE POTENTIAL NEED FOR A SECOND WASTEWATER TREATMENT PLANT, AND AMENDING THE 2013 COUNTY BUDGET IN RELATION THERETO

WHEREAS, despite the 2010 expansion of Saratoga County Sewer District No. 1's Wastewater Treatment Plant, Sewer District officials are concerned that anticipated residential and commercial growth resulting from the expansion of the Global Foundries chip manufacturing plant and the further development of the Luther Forest Technology Campus could result in the Sewer District's collection system reaching capacity within ten years or less; and

WHEREAS, the Saratoga County Sewer District Commission solicited and entertained proposals for an engineering study evaluating the Sewer District's existing collection system infrastructure, including the Saratoga Springs pump station, future capacity issues resulting from anticipated growth in the County, and the need for, sizing, timing of construction, and capital costs associated with the construction of a second wastewater treatment plant; and

WHEREAS, the Saratoga County Sewer District Commission and the Sewer District's Executive Director have recommended that a contract for such engineering study be awarded to the team of O'Brien & Gere and Barton & Loguidice, P.C.; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a contract with O'Brien & Gere and Barton & Loguidice, P.C. to conduct an engineering study evaluating Saratoga County Sewer District No. 1's collection system infrastructure, including the Saratoga Springs pump station; the ability of existing infrastructure to handle future capacity needs; and the potential need for, sizing, timing of construction, and capital costs associated with the construction of a second wastewater treatment plant, with such professional services to be provided at a cost not to exceed \$85,000; and, be it further

RESOLVED, that the form and content of such agreement shall be subject to the approval of the County Attorney; and, be it further

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

SEWER DISTRICT:

Appropriations:

Increase Account: #7-81-812-7098 Prof Srv for Cap Purpose	\$85,000
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Revenues:

Increase Account: #7-0599.M Appropriated Fund Balance	\$85,000
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BUDGET IMPACT STATEMENT: The budget amendment will reduce the Sewer District's unappropriated fund balance to \$4,970,010.

RESOLUTION 217 - 13

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

OPPOSING THE CLOSURE OF THE MT. MCGREGOR CORRECTIONAL FACILITY

WHEREAS, the New York State Department of Corrections and Community Supervision has announced its intention of closing its medium security facility at Mount McGregor in the Town of Wilton in July 2014; and

WHEREAS, since 1976 the prison facility has furnished employment to Saratoga County residents; and

WHEREAS, the closing of this medium security facility will cause the loss of more than 320 jobs, many held by Wilton residents; and

WHEREAS, this ill-advised decision will not result in the savings which are being discussed, but will end up being more costly in the long run; and

WHEREAS, the Department of Corrections has failed to put forth either a plan to account for the parole or relocation of the inmates, or a plan for the transfer or retraining of current employees; and

WHEREAS, the premature parole of inmates by the Department of Corrections could pose a safety risk to our local communities;

WHEREAS, the Department's plan to close the Mt. McGregor Correctional Facility fails to appropriately account for the financial needs of its host community, the Town of Wilton; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby strongly opposes the closure of the medium security correctional facility at Mt. McGregor in the Town of Wilton, and urges the New York State Department of Corrections to reconsider its decision; and be it further

RESOLVED, that the Clerk of the Saratoga County Board of Supervisors forward a certified copy of this Resolution to Acting Commissioner of the New York State Department of Corrections and Community Supervision Anthony J. Annucci, Governor Andrew M. Cuomo, State Senator Kathleen A. Marchione, Senator Hugh Farley, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Paul Tonko, Congressman Bill Owens, Assemblyman Tony Jordan, Assemblyman James N. Tedisco, Assemblyman Dan Stec, Assemblyman John McDonald, Assembly Speaker Sheldon Silver, Senator Dean Skelos and Senator Jeff Klein.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 218 - 13

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

AUTHORIZING AN AMENDED AGREEMENT WITH INFO QUICK SOLUTIONS, INC. TO PROVIDE AUTOMATED INDEXING SERVICES FOR CRIMINAL COURT RECORDS MAINTAINED BY THE COUNTY CLERK'S OFFICE

WHEREAS, Resolution 178-11 authorized a five year agreement with Info Quick Solutions, Inc. (IQS) to provide hardware and software system upgrades, installation, technical support, maintenance and verification services for the purposes of digitizing and indexing records in the County Clerk's Office, said agreement commencing on November 7, 2011, and at a cost not to exceed \$16,095 per month; and

WHEREAS, earlier this year the Saratoga County Court delivered to the County Clerk's office records of criminal cases that had previously been maintained by the County Court; and

WHEREAS, said criminal records are voluminous, involving a large number of cases; and

WHEREAS, the indexing of these criminal records in the County Clerk's Office would take a significant amount of labor to index manually; and

WHEREAS, IQS has proposed utilizing its automatic indexing process to index said criminal records at a cost of \$875 per year; and

WHEREAS, our County Clerk has recommended that the County's contract with IQS be amended to include the provision of automatic indexing services for those criminal records previously maintained by the Saratoga County Court, at a cost not to exceed \$875 per year; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an amendment to the agreement with Info Quick Solutions, Inc. of Liverpool, New York, to provide for the automated indexing in the Saratoga County Clerk's Office of criminal court records previously maintained by the Saratoga County Court, at a cost not to exceed \$875 per year through November 7, 2016; with the form and substance of such amendment to be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. Funding is available in the 2013 County Budget.

RESOLUTION 219 - 13

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

SETTING DECEMBER 3, 2013 FOR PUBLIC HEARING ON REVISED TENTATIVE 2014 SARATOGA COUNTY BUDGET

WHEREAS, the Budget Officer timely submitted the tentative 2014 Budget on October 31, 2013 to this Board; and

WHEREAS, pursuant to Local Law 1-50, our Law and Finance Committee has reviewed and revised the tentative Budget; and

WHEREAS, on November 14, 2013 the entire Board reviewed and made revisions to the tentative Budget; and

WHEREAS, County Law Section 359 requires the conduct of a public hearing on the revised tentative budget before its adoption; now, therefore, be it

RESOLVED, that this Board of Supervisors shall hold a public hearing on the revised tentative 2014 Saratoga County Budget on December 3, 2013, at 5:30 P.M. at the Saratoga County Board of Supervisors Chambers, 40 McMaster Street, Ballston Spa, New York 12020; and, be it further

RESOLVED, that the Clerk of this Board give the required notice of this hearing by publication in The Saratogian and The Daily Gazette.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 220 - 13 (TABLED)

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

ADOPTING 2014 SARATOGA COUNTY BUDGET

BE IT RESOLVED, that the tentative 2014 Saratoga County Budget, submitted by the Budget Officer on October 31, 2013 with amendments, if any, be, and the same hereby is, adopted.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 221 - 13 (TABLED)

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

APPROPRIATING AMOUNTS FINALLY SET FORTH IN 2014 SARATOGA COUNTY BUDGET

WHEREAS, Resolution 220 of 2013 adopts, with certain amendments, the revised tentative 2013 Budget previously submitted by the Budget Officer; now, therefore, be it

RESOLVED, that the several amounts specified in the tentative 2014 Saratoga County Budget in the column entitled "Law and Finance Recommendations", with amendments, if any, be inserted by the Clerk of this Board in the column entitled "Adopted", and that the total amounts as listed under each department heading be carried into the column entitled "Total"; and be it further

RESOLVED, that, effective January 1, 2014, these total amounts are appropriated for the objects and purposes specified in the now-adopted 2014 Budget for the County of Saratoga.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 222 - 13

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

APPROVING THE 2014 TAX BILL FLYER IN ACCORDANCE WITH LOCAL LAW NO. 1 OF 2012 ESTABLISHING TRUTH IN TAXATION IN SARATOGA COUNTY

WHEREAS, pursuant to Resolution 151-12 this Board adopted Local Law No. 1 of 2012 establishing Truth in Taxation in Saratoga County in an effort to provide a legal mechanism by which Saratoga County property owners would receive accurate County property tax bill information and County budget information on an annual basis; and

WHEREAS, Section 3 of Local Law No. 1 of 2012 directs the County Administrator and County Director of Real Property Tax Services to prepare a Tax Bill Flyer summarizing financial information regarding the portion of each annual County property tax bill resulting from State and Federal mandates, and to present said Tax Bill Flyer to the Board of Supervisors concurrently with the presentation of the tentative budget for the following year; and

WHEREAS, Section 3 of Local Law No. 1 of 2012 further requires this Board of Supervisors to annually approve the contents of said Tax Bill Flyer at the Board’s regular meeting during the month of November, and to authorize by resolution the manner by which said Tax Bill Flyer will be disseminated to Saratoga County property owners and the public; and

WHEREAS, the County Administrator and County Director of Real Property Tax Services have submitted to this Board for approval the Tax Bill Flyer for 2014 attached hereto as Exhibit A; and

WHEREAS, our Law and Finance Committee has recommended the approval of the attached 2014 Tax Bill Flyer; now, therefore, be it

RESOLVED, in accordance with Local Law No. 1 of 2012, this Board of Supervisors hereby approves the 2014 Tax Bill Flyer attached hereto as Exhibit A; and be it further

RESOLVED, that said 2014 Tax Bill Flyer shall be included as an enclosure with each 2014 Saratoga County property tax bill when mailed, and shall be posted on the County of Saratoga’s website at www.saratogacountyny.gov by no later than January 1, 2014.

BUDGET IMPACT STATEMENT: No budget impact.



EXHIBIT A - YOUR PROPERTY TAXES...

The Saratoga County Board of Supervisors is providing this information to all property taxpayers in Saratoga County to inform them about how State & Federal mandates affect their annual property tax bills.

The 2014 County General Fund Budget totals \$237,861,388. Of that amount, \$94,891,146 is for programs mandated by New York State Government with a net cost of \$62,060,020 to the taxpayers of Saratoga County. County government has little or no control over these costs.

‘Mandates’ are federal or State created programs that are required to be operated by lower level governments. In New York State, most of these mandates are not accompanied by State money to pay for them or are only partially paid for. Because County government relies upon property taxes to operate, expensive State mandates become expensive property taxes on local taxpayers.

New York State Unfunded Mandates

Medicaid	\$25,358,740
Pensions	12,783,505

Community Colleges	6,800,000
Early Intervention & Pre-School	6,519,832
Social Services	6,846,151
Probation	1,991,087
Legal Defense	1,399,724
Public Health Early Intervention	<u>360,981</u>
	\$62,060,020

In 2014, these Unfunded Mandates will exceed the \$52,454,505 Property Tax Levy by \$9,605,515. This means that all County property taxes plus an additional \$9.6 Million from sales tax revenues are needed to cover the State mandates.

STATE & FEDERAL REPRESENTATIVES

NYS Governor:

Andrew M. Cuomo, Executive Chamber, NYS Capitol Building, Albany, NY 12224, (518) 474-8390
governor.ny.gov

NYS Senator Dist. 43

Kathy Marchione, 188 State Street, Room 306 , Legislative Office Building, Albany, NY 12247,
(518) 455-2381 marchione@nysenate.gov

NYS Senator Dist. 49

Hugh T. Farley, 188 State Street, Room 711, Legislative Office Building, Albany, NY 12247
(518) 455-2181, farley@nysenate.gov

NYS Assemblyman:

District 108

John T. McDonald, III, LOB 417, Albany, NY, 12248, (518) 455-4474

District 112

James N. Tedisco, LOB 404, Albany, NY 12248, (518) 455-5772

District 113

Vacant, LOB 725, Albany, NY 12248, (518) 455-5404

District 114

Dan Stec, LOB 940, Albany, NY, 12248, (518) 455-5565

United States Senators:

Charles Schumer, Leo O'Brien Building, Room 420, Albany, NY 12207, (518) 431-4070
Website: Schumer.senate.gov

Kirsten Gillibrand, Leo O'Brien Building, 11A Clinton Avenue, Room 821, Albany, NY 12207
(518) 431-0120, Website: gillibrand.senate.gov

United States Congressmen:

Paul Tonko, 61 Columbia St. 4th Floor, Albany, NY 12201, (518) 465-0700, Website: Tonko.house.gov

Bill Owens, 120 Washington Street, Suite 200, Watertown, NY 13601-3370, (315) 782-3150
Website: Owens.house.gov

Mr. Grattidge thanked Supervisor George Hargrave as this is his last meeting as County Supervisor representing Galway and wanted to take this opportunity to thank him for all his services and asked for a round of support.

Mr. Hargrave said he has had twelve years on the Board and hopes he has made some friends. He considers the Board his family.

Mr. Veitch wanted to make an announcement about a resident from the City of Saratoga Springs who passed away, Kyle York. He was someone who came to this Board from time to time to speak on many issues. Although they may not have agreed on these issues, Mr. Veitch wanted to recognize his participation in the process as it is rare to find someone in your community who takes the time to get involved. Mr. Veitch said he did see him on Election Day and he was thankful for that.

Mrs. Southworth said in regards to the comments made today during the public input the averages for the water are done quarterly and are a rolling average. There is no way to definitely say we were over or under for any length of time. She doesn't want the public to think that they were exposed over a long period of time. Although she did agree with shutting off the water she wants the people to think that definitely know that they were exposed to lead or byproducts over long periods. We do know that this was the first instance in increases in lead and we know that comes with changes in water ph and the Water Authority is doing everything they can at this point to come up with a solution, although it is going to be a while, because of the design not because of the individuals that work at the Water Authority or sitting on the Water Authority Board. She doesn't want the public to be alarmed.

Mrs. Southworth thanked Supervisor Mary Ann Johnson for her leadership on the Veterans Committee and all she has done for the Veterans 5K Run. She said the Veterans in this County will miss her dedication at this level.

Mr. Rowland introduced the Supervisor-elect, Paul Lundy, from the Town of Greenfield. Mr. Grattidge said in keeping with that spirit, he introduced the Supervisor-elect from the Town of Ballston, Pat Ziegler.

Mr. Sausville said the water is a complicated issue and the authority is looking at the various alternatives. He said the water is safe to drink and that is important to keep in mind. He doesn't want people walking away from the meeting today with the assumption that the water is not safe because it is safe.

Mr. Grattidge wished everyone a Happy Thanksgiving.

On a motion by Mr. Rowland, seconded by Mr. Lucia the meeting was unanimously adjourned to a special meeting to be held on December 11, 2013 at 4:45 p.m.

Respectfully submitted,

Pamela Hargrave, Clerk