

AGENDA SESSION
September 14, 2016 4:30 p.m.
Meeting Minutes

Vice Chairman Kinowski called the meeting to order and welcomed those in attendance.

PRESENT – Timothy Szczepaniak, Alan Grattidge, Philip C. Barrett, Jonathan Schopf, Richard Lucia, Preston Allen, Jean Raymond, Daniel Pemrick, Arthur M. Wright, Kevin Tollisen, Vincent DeLucia, Daniel Lewza, Willard H. Peck, John Collyer, Thomas N. Wood, III, Peter Martin, Matthew E. Veitch, Edward D. Kinowski, Arthur J. Johnson – 19. ABSENT – Paul Lent, Thomas Richardson, Gardner Congdon, John Lawler - 4.

On a motion by Mr. Wood, seconded by Mr. Lucia the minutes of the August 10, 2016 meeting were unanimously approved.

Mr. Hellwig presented the following:

PERSONNEL & INSURANCE

Authorization for a contract with Martin J. McGuinness, Esq. to fill a vacancy in a part time Assistant Public Defender's position.

Authorize amendments to the County's Policies and Procedures Manual to amend the workplace violence policy, add the lockout and shelter in place policy, and add the emergency lockdown policy.

ECONOMIC DEVELOPMENT

Proclaiming October 2016 as "Manufacturing Month" in Saratoga County.

EQUALIZATION & ASSESSMENT

Authorization to accept tender offers for a parcel in the Town of Corinth and in the Town of Northumberland.

Authorizing a corrective deed on a parcel in the Town of Stillwater.

SOCIAL PROGRAMS

Authorization for a contract with the low bidder for the home delivered meal program and the congregate meal program. The low bidder was 16% lower than the current contract price and will begin in January of 2017.

PUBLIC HEALTH

Authorize an extension of the agreement with Health Research, Inc. through December 31, 2016 for the expenditure of Public Health Emergency Preparedness Grant Funds to create a webcast.

PUBLIC SAFETY

Proclaiming October as Domestic Violence Awareness Month.

Authorize acceptance of a \$12,500 Governor's Traffic Safety grant in the Sheriff's Department to increase seat belt usage and reduce dangerous driving behaviors.

Acceptance of an Aid to Defense grant from the NYS Division of Criminal Justice Services for the Public Defender's Office.

PUBLIC WORKS

Authorizing an agreement with County Waste and Recycling Services Inc. for the transportation, processing and recovery of recyclables and scrap metal from the County's recycling centers and the Edinburg Town Highway Garage.

Authorizing intermunicipal agreements with the Towns of Clifton Park, Corinth and Moreau and the City of Saratoga Springs for the purpose of managing the collection of recyclables at the County recycling centers located in their respective municipalities.

LAW & FINANCE

Amendment to the agreement with New England Waste Services of ME. Inc. DBA Casella Organics to include various surcharge fees for extended load times as well as exceedances and load volumes.

Authorizing termination of agreement with Marshall & Sterling for health insurance administrative and consultant services.

Introduction of a proposed Local Law to override the property tax levy limit.

Awarding trails grants to the Towns of Saratoga, Hadley, Halfmoon, Stillwater and the Town/Village of Corinth.

On a motion by Mr. Collyer, seconded by Mr. Allen the agenda was set for the September 27, 2016 Board Meeting.

On a motion by Mr. Wright, seconded by Mr. Martin the meeting was unanimously adjourned.

Respectfully submitted,

Pamela Wright, Clerk

REGULAR SESSION
TUESDAY, SEPTEMBER 27, 2016
AT 4:00 p.m., E.S.T.

Chairman Wright called the meeting to order.

Roll call was taken. PRESENT – Timothy Szczepaniak, Alan Grattidge, Philip C. Barrett, Jonathan Schopf, Richard Lucia, Preston Allen, Jean Raymond, Paul Lent, Daniel Pemrick, Arthur M. Wright, Kevin Tollisen, Vincent DeLucia, R. Gardner Congdon, Willard H. Peck John Collyer, Thomas N. Wood, III, Peter Martin, Matthew E. Veitch, Edward D. Kinowski, John Lawler, Arthur J. Johnson – 21. ABSENT - Thomas Richardson, Daniel Lewza - 2.

The invocation was given by Thomas N. Wood, III, Chaplain.

PRESENTATIONS:

Academy for Life Long Learning – Jeff Shinaman, Executive Director. Mr. Shinaman gave a brief description of the Academy; how they are funded and what they offer. He thanked the Board for the opportunity to speak and for their support.

Saratoga County Rural Preservation - Cheryl Hage-Perez, Executive Director. Ms. Hage-Perez introduced herself and gave a brief overview of their programs. She said the strongest program they have is the VetHelp Program. She said she had attended the Deceased Veterans Ceremony and was touched by this. She thanked the Board for all they do in support of Veterans in Saratoga County.

On a motion by Mr. Kinowski, seconded by Mr. Grattidge the minutes of the August 16, 2016 meeting were unanimously approved.

The Clerk presented the following:

Letter from Assemblyman Dan Stec acknowledging receipt of Resolutions 193 & 194.

Received and Filed.

Letter from NYS DOT regarding Nelson Avenue Extension Bridge and receipt of Resolution 194.

Received and Filed.

Letter from NYS Homeland Security announcing grant award.

Received and Filed.

Letter from the Saratoga County Water Authority transmitting their 2017 Adopted Budget.

Received and Filed.

Letter from NYS Office of General Services regarding the Saratoga Race Course Redevelopment Plan.

Received and Filed.

Letter from Senator Hugh Farley acknowledging receipt of Resolution 194.

Received and Filed.

Letter from NYSAC acknowledging receipt of Resolution 193.

Received and Filed.

On a motion by Mr. Lent, seconded by Mr. Peck Resolutions 195 through 210 were adopted by a unanimous vote. Mr. Tollison recused himself from Resolutions 195 and 205.

RESOLUTION 195 - 2016

Introduced by Supervisors Wood, Collyer, Grattidge, Kinowski, Lewza, Lucia, and Peck

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH MARTIN J. MCGUINNESS FOR PART-TIME ASSISTANT PUBLIC DEFENDER SERVICES

WHEREAS, by reason of the resignation of Karen E.S. D'Andrea a vacancy has been created in the contract employee position of part-time Assistant Public Defender; and

WHEREAS, the Saratoga County Public Defender has selected attorney Martin J. McGuinness to fill the vacancy in the contract employee position of part-time Assistant Public Defender; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an agreement with Martin J. McGuinness, Esq. of the City of Saratoga Springs, New York, for part-time Assistant Public Defender services for the term from October 7, 2016 through December 31, 2017, at a rate of compensation to be the equivalent of the Grade 18 rate for 35 hours per biweekly pay period, contingent upon the Public Defender appointing Attorney McGuinness as an Assistant Public Defender for the stated term; 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, in accordance with Resolution 121-2014, Martin J. McGuinness shall be employed in his capacity as part-time Assistant Defender as a contract employee of the County, and shall not be entitled to any of the standard employee benefits to which Saratoga County employees are entitled; and be it further

RESOLVED, that in the event the State of New York should cease to fully fund this part-time position of Assistant Public Defender at any time during the contract term, the unfunded position shall be abolished from the Saratoga County Compensation Schedule.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 196 - 2016

Introduced by Supervisors Wood, Collyer, Grattidge, Kinowski, Lewza, Lucia, and Peck

AMENDING THE POLICIES AND PROCEDURES MANUAL TO REVISE THE COUNTY'S WORKPLACE VIOLENCE POLICY AND TO ADD THE LOCKOUT AND SHELTER IN-PLACE AND THE EMERGENCY LOCKDOWN (HOLD IN PLACE) POLICIES

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

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

WHEREAS, the annual review of the Manual mandated by General Municipal Law §104-b has disclosed the appropriateness of revisions to update the County's "Workplace Violence" and to create and add "Lockout and Shelter In-Place" and "Emergency Lockdown (Hold in Place)" sections; and

WHEREAS, copies of the proposed revised section on the "Workplace Violence", and the proposed "Lockout and Shelter In-Place" and "Emergency Lockdown (Hold in Place)" sections were provided to each member of this Board; and

WHEREAS, the implementation of legislative revisions to the Policies and Procedures Manual requires the approval of this Board; now, therefore, be it

RESOLVED, that the following Chapter of the Saratoga County Policies and Procedures Manual is amended to revise the “Workplace Violence Policy”, and to add the “Lockout and Shelter In-Place” and “Emergency Lockdown (Hold in Place)” sections as set forth in the policy revisions distributed to this Board:

<u>CHAPTER</u>	<u>SECTION</u>	<u>TITLE</u>	<u>ORIGINALLY ADOPTED</u>	<u>LAST REVISED</u>
1	O	Workplace Violence Policy	3/20/2007	10/18/2011
1	Q	Lockout and Shelter In-Place		New Section
1	R	Emergency Lockdown (Hold in Place)		New Section

and, be it further

RESOLVED, that the Personnel Department shall distribute copies of these amendments to all County departments and agencies, and shall post the revised policies and procedures on the County’s Intranet website.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 197 - 2016

Introduced by Supervisors Johnson, DeLucia, Lawler, Lent, Richardson, Schopf and Wood

PROCLAIMING OCTOBER 2016 AS “MANUFACTURING MONTH” IN SARATOGA COUNTY

WHEREAS, for generations, manufacturing has played a critical role in Saratoga County’s diverse economy; and

WHEREAS, 132 manufacturing companies are located in Saratoga County; and

WHEREAS, the manufacturing companies located in Saratoga County account for 7,836 jobs; and

WHEREAS, the annual wage paid for a manufacturing job in Saratoga County averages \$87,549.00 contributing to a Gross Annual Payroll for manufacturing of \$686,035,218.00 to the economies of the Cities, Towns and Villages in Saratoga County; and

WHEREAS, while today’s global market is increasingly competitive and challenging for all manufacturing companies, Saratoga County is witnessing an increase in the growth and expansion of manufacturing in many areas – from cutting-edge semi-conductor technology and microelectronics to the food, wine, beer and spirits industry; and

WHEREAS, manufacturers are continually developing new and improved products and achieving groundbreaking advancement that bear the hallmarks of innovative thinking and inspired vision; and

WHEREAS, the Saratoga County Board of Supervisors recognizes the critical importance of the manufacturing community in providing momentum as we work to build a more robust and invigorated economy in our County; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors, and Arthur M. Wright, Chairman, do hereby proclaim the month of October 2016 as “Manufacturing Month” in Saratoga County, and further express their sincere appreciation and congratulations to all manufacturing companies in Saratoga County for their invaluable contributions towards building and sustaining our County’s vibrant economy.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 198 - 2016

Introduced by Supervisors Collyer, Congdon, DeLucia, Raymond, Richardson, Szczepaniak and Veitch

AUTHORIZING CONVEYANCE OF TAX-ACQUIRED LANDS

WHEREAS, unpaid taxes resulted in the County's acquisition of certain lands in various towns; and

WHEREAS, certain former owners have requested the pre-auction conveyance of one or more of the said parcels in consideration of the payment of an amount equal to the unpaid taxes, penalties, interests and charges; and

WHEREAS, our Equalization and Assessment Committee recommends approval of these requests; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors convey by quitclaim deed to the following parties or their designee, the lands described below, upon payment of the indicated amount, which includes penalties, interest and charges:

<u>CONVEY TO:</u>	<u>YEAR</u>	<u>TOWN</u>	<u>S/B/L</u>	<u>AMOUNT</u>
Dennis A. Carringi, Jr. 1005 Tommahawk Trail Glenville, NY 12302	2013, 2014, 2015 & 2016	Clifton Park	263.-1-5	\$5,420.95
Dennis A. Carringi, Jr. 1005 Tommahawk Trail Glenville, NY 12302	2013, 2014, 2015 & 2016	Clifton Park	263.-1-6	\$9,118.56
Oren M. Everts 45 Atwell Road Porter Corners, NY 12859	2013, 2014, & 2015	Corinth	98.-1-15.111	\$3,311.22
Sandra G. Cabrera Tavarez f/k/a Sandra A. Aratare 7 Riverview Street. So. Glens Falls, NY 12803	2013, 2015 & 2016	Moreau	37.53-1-73	\$13,784.07
Larry S. Ball, II 27 9 th Avenue Hudson Falls, NY 12839 and Christa M. Batchelder f/k/a Christa M. Ball, residing at 106 Stormy Lane Gansevoort, New York 12831	2013, 2014, & 2015	Northumberland	116.7-1-23	\$2,930.88

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

RESOLUTION 199 - 2016

Introduced by Supervisors Collyer, Congdon, DeLucia, Raymond, Richardson, Szczepaniak and Veitch

AMENDING RESOLUTION 76-2016 AND AUTHORIZING THE CHAIRMAN TO EXECUTE A CORRECTIVE DEED FOR TAX PARCEL #219.5-1-30 IN THE TOWN OF STILLWATER

WHEREAS, Resolution 76-2016 authorized the Chairman to convey by quitclaim deed various tax parcels acquired by the County through the County's tax foreclosure process back to their former owners who had paid all delinquent taxes, penalties and interest owed on the parcels; and

WHEREAS, one of the conveyances authorized by Resolution 76-2016 was the conveyance of Tax Parcel #219.5-1-30 in the Town of Stillwater to Robert D. Kranick and Dawn D. Kranick; and

WHEREAS, the written Repurchase Offer submitted by Robert D. Kranick and Dawn D. Kranick to the Saratoga County Treasurer’s Office omitted the names of purported co-owners of the parcel, Stanley Kranick and Kelly Kranick, and as a consequence thereof Resolution 76-2016 authorized a conveyance solely to Robert D. Kranick and Dawn D. Kranick; and

WHEREAS, on October 25, 2011 Robert D. Kranick and Dawn D. Kranick commenced an action in the Supreme Court, Saratoga County, against their son Stanley Kranick and his wife Kelly Kranick challenging the validity of a deed recorded in the Saratoga County Clerk’s Office on February 8, 2008 conveying title to Tax Parcel #219.5-1-30 from Robert D. Kranick and Dawn D. Kranick to Robert D. Kranick and Dawn D. Kranick (½ interest) and Stanley Kranick and Kelly Kranick (½ interest); and

WHEREAS, the foregoing litigation remains unresolved; and

WHEREAS, it is appropriate to amend Resolution 76-2016 to authorize the Chairman to execute a corrective deed conveying Tax Parcel #219.5-1-30 in the Town of Stillwater to Robert D. Kranick and Dawn D. Kranick, his wife, a ½ Interest, and Stanley Kranick and Kelly Kranick, husband and wife, a ½ Interest, as tenants by the entirety with the right of survivorship, as that is how title was held by the parties at the time the County acquired title to the parcel; now, therefore, be it

RESOLVED, that Resolution 76-2016 is hereby amended to authorize the Chair of the Board of Supervisors to convey by a corrective quitclaim deed to the following parties, the lands set opposite their names:

CONVEY TO:

Robert D. Kranick and Dawn D. Kranick,
his wife, a ½ Interest
5 Windermere Drive
Saratoga Springs, New York 12866
and

Stanley Kranick and Kelly Kranick,
a ½ Interest, as Tenants by the Entirety
with a Right of Survivorship
62 Woodside Drive
Albany, New York 12208

TOWN

Stillwater

S/B/L

219.5-1-20

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 200 - 2016

Introduced by Supervisors Lucia, Allen, Congdon, DeLucia, Martin, Schopf and Tollisen

AUTHORIZING THE CHAIR TO EXECUTE A CONTRACT WITH NORTHEAST DINING & LODGING, INC. D/B/A GOLDEN CORRAL FOR THE ELDERLY NUTRITION PROGRAM

WHEREAS, our Office for the Aging conducts the Elderly Nutrition Program which delivers Meals on Wheels to senior citizens in Saratoga County; and

WHEREAS, bids were solicited for vendors to supply these meals, and Northeast Dining & Lodging, Inc. d/b/a Golden Corral was the low bidder; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a contract with Northeast Dining & Lodging, Inc. d/b/a Golden Corral of 17 Old Gick Road, Saratoga Springs, New York for the provision of meals for the Elderly Nutrition Program from January 1, 2017 through December 31, 2020 at a cost of \$5.98 per meal from January 1, 2017 through December 31, 2017, with an annual increase commencing on January 1, 2018, and on every January 1 thereafter during the term of the contract, equal to any increase in the August Consumer Price Index for Urban Consumers as reported in August of the preceding year, with the form and content of such contract being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: The costs associated with this contract will be placed in the 2017 tentative County budget.

RESOLUTION 201 - 2016

Introduced by Supervisors Grattidge, Collyer, Congdon, Martin, Pemrick, Szczepaniak and Tollisen

AMENDING RESOLUTION 117-2015 TO AUTHORIZE AN EXTENSION OF THE AGREEMENT WITH HEALTH RESEARCH, INC. THROUGH DECEMBER 31, 2016 FOR THE EXPENDITURE OF PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT MONIES

WHEREAS, Resolution 117-2015 authorized an agreement with Health Research, Inc. for the acceptance of a Public Health Emergency Preparedness (PHEP) grant from the Centers for Disease Prevention and Control in the amount of \$200,000 for Ebola Preparedness Response Activities for the period of April 1, 2015 through September 30, 2016; and

WHEREAS, Resolution 189-2016 authorized an agreement with The Research Foundation for SUNY for the production and distribution of a continuing education presentation on emergency infectious diseases, including the Ebola and Zika Viruses, to be webcast on the Public Health Live! webcast series, at a cost of \$18,116 for the term July 1, 2016 through December 31, 2016; and

WHEREAS, the Director of Public Health Services would like to use \$18,116 of the PHEP grant funds to pay for the cost of the contract with The Research Foundation for SUNY, but it is necessary to extend the term of the agreement with Health Research, Inc. beyond September 30, 2016 to December 31, 2016 to allow for the expenditure of the PHEP grant monies through term of the County's contract with The Research Foundation for SUNY; and

WHEREAS, our Public Health Committee has recommended that Resolution 117-2015 be amended to authorize the Chairman to execute an amendment to the agreement with Health Research, Inc. to extend the term of the agreement through December 31, 2016; now, therefore, be it

RESOLVED, that Resolution 117-2015 is hereby amended to authorize the Chair of the Board to execute an amendment to the agreement with Health Research, Inc. to extend the term of the County's agreement with Health Research, Inc. for the acceptance and expenditure of Public Health Emergency Preparedness grant monies from September 30, 2016 to December 31, 2016, with the form and content of such amendment to be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 202 - 2016

Introduced by Supervisors Lent, Allen, Barrett, Johnson, Lawler, Lucia and Szczepaniak

PROCLAIMING OCTOBER 2016 AS "DOMESTIC VIOLENCE AWARENESS MONTH" IN SARATOGA COUNTY

WHEREAS, the horror of domestic violence continues to plague our society; and

WHEREAS, acts of domestic violence occur in Saratoga County; and

WHEREAS, our Sheriff's Office, District Attorney's Office and our Department of Social Services, in conjunction with many other local agencies work hard to prevent domestic violence and provide hope and healing to its victims; and

WHEREAS, domestic violence causes emotional damage, physical harm and, sometimes, death to its victims; and

WHEREAS, heightened public awareness is an effective tool against this serious problem; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors, and Arthur M. Wright, Chairman, hereby proclaim the month of October 2016 as "Domestic Violence Awareness Month" in Saratoga County and urge all

of our citizens to support and participate in ongoing programs designed for the reduction and eventual elimination of domestic violence; and be it further

RESOLVED, that the Clerk to the Board of Supervisors forward a copy of this resolution to Wellspring, 480 Broadway, Saratoga Springs, New York 12866 and Mechanicville Domestic Violence Advocacy Program, 6 South Main Street, Mechanicville, New York 12118.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 203 - 2016

Introduced by Supervisors Lent, Allen, Barrett, Johnson, Lawler, Lucia and Szczepaniak

AUTHORIZING ACCEPTANCE OF A GOVERNOR’S TRAFFIC SAFETY COMMITTEE GRANT TO INCREASE SEAT BELT USAGE AND REDUCE DANGEROUS DRIVING BEHAVIORS, AND AMENDING THE 2016 BUDGET IN RELATION THERETO

WHEREAS, the County is eligible to receive a Police Traffic Services Program (PTSP) grant in the amount of \$12,500 from the Governor’s Traffic Safety Committee to support efforts by the Sheriff’s Department to increase seat belt usage and reduce dangerous driving behaviors; and

WHEREAS, the PTSP grant is a reimbursement program administered through the State’s eGrants system, requiring grant recipients to incur project costs according to their approved budget during the program year October 1, 2016 through September 30, 2017, and to submit quarterly claims for reimbursement of such expenditures electronically to the Governor’s Traffic Safety Committee; and

WHEREAS, our Public Safety Committee and the Saratoga County Sheriff have recommended the acceptance of the PTSP grant; and

WHEREAS, the acceptance of these PTSP grant funds requires an amendment to the 2016 County Budget; now, therefore, be it

RESOLVED, the Governor’s Traffic Safety Committee’s Police Traffic Services Program grant in the amount of \$12,500 to promote efforts to increase seat belt usage and reduce dangerous driving behaviors is hereby accepted; and, be it further

RESOLVED, that the Saratoga County Sheriff or his designee are hereby authorized to execute and submit through New York State’s eGrants system any documentation necessary to accept and receive such Police Traffic Services Program grant for the program year October 1, 2016 through September 30, 2017; and, be it further

RESOLVED, that the 2016 Saratoga County Budget is amended as follows:

SHERIFF’S DEPARTMENT:

Appropriations:

Increase Acct.: 1-30-000-6810 Overtime	\$12,500
--	----------

Revenues:

Increase Acct.: 1-30-3389 Other Public Safety	\$12,500
---	----------

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 204 - 2016

Introduced by Supervisors Lent, Allen, Barrett, Johnson, Lawler, Lucia and Szczepaniak

ACCEPTING AN AID TO DEFENSE GRANT FOR THE PUBLIC DEFENDER'S OFFICE

WHEREAS, the State Division of Criminal Justice Services (DCJS) has awarded an Aid to Defense Grant for the Public Defender’s Office to assist in the defense of individuals charged with felonies; and

WHEREAS, the State DCJS requests County approval and acceptance of this grant for the contract period October 1, 2016 through September 30, 2017; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors and/or the County Administrator is authorized, on behalf of the office of the Public Defender, to execute all necessary documents with the State Division of Criminal Justice Services for the acceptance of a 2016 - 2017 Aid to Defense grant in the amount of \$15,500; with the form and content of such documents being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 205 - 2016

Introduced by Supervisors Allen, Barrett, Lucia, Martin, Peck, Szczepaniak and Wood

AUTHORIZING THE CHAIRMAN TO EXECUTE AN AGREEMENT WITH COUNTY WASTE AND RECYCLING SERVICE, INC. FOR THE TRANSPORTATION, PROCESSING AND RECOVERY OF RECYCLABLES AND SCRAP METAL FROM THE COUNTY'S RECYCLING CENTERS AND THE EDINBURG TOWN HIGHWAY GARAGE

WHEREAS, the County provides for the receipt and transportation of recyclable materials in the County at the County's Recycling Centers located in the Towns of Clifton Park, Corinth, Milton and Moreau, in the City of Saratoga Springs, and at the Edinburg Town Highway Garage; and

WHEREAS, the County Recycling Centers in the Towns of Clifton Park, Corinth and Moreau and the City of Saratoga Springs are located at waste transfer stations respectively owned and operated by the four municipalities, and whereat the solid waste transfer function is managed by Town/City employees, and prior to March 2015 the recyclables collection function was managed by a County employee; and

WHEREAS, in order to promote efficiencies and reduce costs through a consolidation of municipal services, the County adopted a plan in 2014 to: 1) convert the collection of recyclables from multi-stream recycling to single-stream recycling; 2) privatize the transportation of recyclables from all County recyclables transfer stations; and 3) transfer the oversight of the collection of recyclables at all County recyclables transfer stations to the respective local municipalities operating the solid waste transfer station at the site of each County recyclables transfer station; and

WHEREAS, pursuant to Resolution 256-2014, this Board of Supervisors authorized an agreement with County Waste and Recycling Service, Inc. for the transportation, processing and recovery of single-stream recyclables and scrap metal from the County's Recycling Centers in the Towns of Clifton Park, Corinth, Milton and Moreau and the City of Saratoga Springs, and from the Edinburg Town Highway Garage, for the term from February 1, 2015 through December 31, 2016 at the rates quoted in County Waste's Proposal dated October 31, 2014; and

WHEREAS, the County issued a Request for Proposals for the transportation, processing and recovery of single-stream recyclables and scrap metal from the County's Recycling Centers in the Towns of Clifton Park, Corinth, Milton and Moreau and the City of Saratoga Springs, and from the Edinburg Town Highway Garage, for the term from January 1, 2017 through December 31, 2018; and

WHEREAS, our Public Works Committee, the County's Commissioner of Public Works and the County's consultant on solid waste and recycling matters, Gerhardt, LLC, have recommended that the contract for such single-stream recycling and scrap metal services be awarded to County Waste and Recycling Service, Inc., the highest revenue proposal received; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized and directed to execute an agreement with County Waste and Recycling Service, Inc. of Clifton Park, New York, for the transportation, processing and recovery of single-stream recyclables and scrap metal from the County's Recycling Centers in the Towns of Clifton Park, Corinth, Milton and Moreau and the City of Saratoga Springs, and from the Edinburg Town Highway Garage, for the term from January 1, 2017 through December 31, 2018, subject to renewal for two (2) additional terms of two (2) years each upon the written agreement of the parties, at the per ton revenue rates from the sale of single-stream recyclables, and at the per ton transportation, marketing and processing charges to the County, quoted in County Waste and Recycling Service's Proposal dated August 25, 2016; and, be it further

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

BUDGET IMPACT STATEMENT: None. Costs associated with this agreement will be included in the 2017 Tentative County Budget.

RESOLUTION 206 - 2016

Introduced by Supervisors Allen, Barrett, Lucia, Martin, Peck, Szczepaniak and Wood

AUTHORIZING THE CHAIR TO ENTER INTO INTERMUNICIPAL AGREEMENTS WITH THE TOWNS OF CLIFTON PARK, CORINTH AND MOREAU AND THE CITY OF SARATOGA SPRINGS FOR THE PURPOSE OF MANAGING THE COLLECTION OF RECYCLABLES AT THE COUNTY RECYCLING CENTERS LOCATED IN THEIR RESPECTIVE MUNICIPALITIES

WHEREAS, the County provides for the receipt and transportation of recyclable materials in the County at the County's Recycling Centers located in the Towns of Clifton Park, Corinth, Milton and Moreau, in the City of Saratoga Springs, and at the Edinburg Town Highway Garage; and

WHEREAS, the County Recycling Centers in the Towns of Clifton Park, Corinth and Moreau and the City of Saratoga Springs are located at waste transfer stations respectively owned and operated by the four municipalities, and whereat the solid waste transfer function is managed by Town/City employees, and prior to March 2015 the recyclables collection function was managed by a County employee; and

WHEREAS, in order to promote efficiencies and reduce costs through a consolidation of municipal services, the County adopted a plan in 2014 to: 1) convert the collection of recyclables from multi-stream recycling to single-stream recycling; 2) privatize the transportation of recyclables from all County recyclables transfer stations; and 3) transfer the oversight of the collection of recyclables at all County recyclables transfer stations to the respective local municipalities operating the solid waste transfer station at the site of each County recyclables transfer station; and

WHEREAS, pursuant to Resolution 257-2014, this Board of Supervisors authorized intermunicipal agreements with the Towns of Clifton Park, Corinth and Moreau and the City of Saratoga Springs to transfer the management and oversight of the collection and removal of recyclable materials and scrap metal at the County Recycling Centers located in each Town and City from the County to the respective municipality where each Recycling Center is located, for the term from February 1, 2015 through December 31, 2016, at an annual rate and cost to the County of \$35,000 per municipality, upon the condition that the Towns and the City utilize said monies paid by the County for solid waste and/or recycling purposes; and

WHEREAS, the County, the Towns of Clifton Park, Corinth and Moreau, and the City of Saratoga Springs, wish to renew their respective intermunicipal agreements for an additional term of two (2) years, subject to a right of renewal for two (2) additional terms of two (2) years each upon the respective adoption of a resolution by this Board of Supervisors and the governing body of each municipality authorizing the renewal of the agreement upon terms and conditions mutually agreeable to the County and municipality by no later than sixty (60) days prior to the expiration date of the agreement or any renewal term thereof; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized and directed to execute intermunicipal agreements with the Towns of Clifton Park, Corinth and Moreau, and the City of Saratoga Springs, providing for the management and oversight of the collection and removal of recyclable materials and scrap metals at the County Recycling Center located in each Town and the City by the respective municipality in which each Recycling Center is located, for the term January 1, 2017 through December 31, 2018, at an annual cost to the County of \$35,000 per municipality; and, be it further

RESOLVED, that each payment by the County to the Towns and the City shall be conditioned upon the Towns and the City utilizing the monies paid for solid waste and/or recycling purposes; and, be it further

RESOLVED, that each intermunicipal agreement shall be subject to a right of renewal for up to two (2) additional terms of two (2) years each upon the respective adoption of a resolution by this Board of Supervisors and the governing body of each municipality authorizing the renewal of the agreement upon terms and conditions mutually agreeable to the County and each municipality by no later than sixty (60) days prior to the expiration date of the agreement or any renewal term thereof; and, be it further

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

BUDGET IMPACT STATEMENT: None. The annual payments of \$35,000 per municipality for these services will be included in the 2017 Tentative Budget.

RESOLUTION 207 - 2016

Introduced by Supervisors Kinowski, Collyer, Lent, Lewza, Raymond, Tollisen and Veitch

AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH NEW ENGLAND WASTE SERVICES OF ME, INC. D/B/A CASELLA ORGANICS FOR SLUDGE HAULING SERVICES

WHEREAS, pursuant to Resolution 135-2016, this Board authorized an agreement with New England Waste Services of ME, Inc. d/b/a Casella Organics (“Casella”) for the removal, transportation and disposal of sludge/biosolids from Saratoga County Sewer District No. 1’s Wastewater Treatment Plant for a term of one year commencing on June 1, 2016, subject to renewal, at a cost of \$76.81 per wet ton; and

WHEREAS, upon commencing performance of sludge hauling services on June 1, 2016 Casella experienced higher than anticipated sludge volumes and extended load times as a result of deficiencies in the performance of the County’s previous sludge hauling contractor; and

WHEREAS, these sludge volume exceedances and extended load times caused Casella to incur additional costs for which it was not compensated pursuant to the County’s existing contract with Casella; and

WHEREAS, while Casella is not seeking to recover compensation for the additional costs it has incurred to date; Casella has requested that the current contract be amended to include protections for Casella against future costs incurred as a result of sludge exceedances, extended load times and diesel fuel price increases; and

WHEREAS, the Saratoga County Sewer District Commission and the Sewer District’s Executive Director have recommended that the County’s contract with Casella be amended to authorize: 1) the payment to Casella of a surcharge in amount of \$10.00 per ton for each ton of sludge collected and transported by Casella in excess of 425 tons per week; 2) the payment to Casella of a demurrage rate of \$47.50 per half hour for load times in excess of 6 hours caused by operational malfunctions in the Sewer District’s equipment (to compensate for the labor costs of the driver who must stay with the truck while it is loaded); and 3) a fuel adjustment based upon a calculation keyed to the prior month’s Diesel Index; all as set forth in Casella’s letter dated July 26, 2016 to the Sewer District’s Executive Director; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an amendment to the agreement with New England Waste Services of ME, Inc. d/b/a Casella Organics to authorize: 1) the payment to Casella of a surcharge in amount of \$10.00 per ton for each ton of sludge collected and transported by Casella in excess of 425 tons per week; 2) the payment to Casella of a demurrage rate of \$47.50 per half hour for load times in excess of 6 hours caused by operational malfunctions in the Sewer District’s equipment; and 3) a fuel adjustment based upon a calculation keyed to the prior month’s Diesel Index; all as set forth in Casella’s letter dated July 26, 2016 to the Sewer District’s Executive Director; and, be it further

RESOLVED, that this amendment shall be effective as of October 1, 2016; and, be it further

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

BUDGET IMPACT STATEMENT: None. Any additional fees associated with this amendment will be covered by savings in other capital projects.

RESOLUTION 208 - 2016

Introduced by Supervisors Kinowski, Collyer, Lent, Lewza, Raymond, Tollisen and Veitch

AUTHORIZING TERMINATION OF AGREEMENT WITH MARSHALL & STERLING, INC.

WHEREAS, Resolution 175-2015 authorized a renewal agreement with Marshall & Sterling, Inc. for the provision of health insurance administrative and consultant services for a term of three years commencing on August 1, 2015 and continuing through December 31, 2018; and

WHEREAS, due to a change in the need for broker services being provided by Marshall & Sterling, Inc. to the County pursuant to said agreement, our Law and Finance Committee has recommended that the agreement be terminated; now, therefore, be it

RESOLVED, this Board of Supervisors hereby exercises the County's right to terminate its Agreement with Marshall & Sterling, Inc. made as of August 1, 2015; and, be it further

RESOLVED, that the Chair of the Board is hereby authorized to execute and send to Marshall & Sterling, Inc. a written notice of termination in accordance with Section VI of the Agreement, with such termination to be effective upon the expiration of sixty (60) days from the date of transmittal of the notice of termination.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 209 - 2016

Introduced by Supervisors Kinowski, Collyer, Lent, Lewza, Raymond, Tollisen and Veitch

INTRODUCING A PROPOSED LOCAL LAW IDENTIFIED AS "A LOCAL LAW TO AUTHORIZE OVERRIDING THE PROPERTY TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-c FOR THE 2017 SARATOGA COUNTY BUDGET", AND SETTING A PUBLIC HEARING THEREON

WHEREAS, General Municipal Law § 3-c imposes upon counties and other local governments and schools, with certain exceptions, a limit equal to the lesser of the rate of inflation or 2 percent on the annual increase in the amount of real property taxes that may be levied on behalf of such entities, which limit is also known as the "Property Tax Cap"; and

WHEREAS, the New York State Comptroller's Office has determined that property tax levy growth for local governments must be capped at 0.68 percent for 2017, which is the rate of inflation; and

WHEREAS, this is the fourth year in a row that local governments have had their tax levy growth capped at less than 2 percent, and the second year in a row that it has been capped at less than 1 percent; and

WHEREAS, General Municipal Law § 3-c(5) provides that a local government may adopt a budget that requires a tax levy that is greater than the tax levy limit for the coming fiscal year only if the governing body of such government first enacts, by a vote of 60 percent of the total voting power of such governing body, a local law to override such limit; and

WHEREAS, due to the high cost of State mandated programs and services, such as Medicaid, Pensions, and Community Colleges, among others, as well as a reduction in sales tax revenue caused by declining gasoline prices, this Board of Supervisors has been forced to consider adopting a local law authorizing an override of the State imposed tax cap in order to have sufficient funds to provide essential local public health, safety and infrastructure programs and services to the residents of Saratoga County; and

WHEREAS, adopting such a local law is not predictive of the final tax levy, but will provide this Board of Supervisors flexibility when reviewing and adopting the 2017 Saratoga County Budget to exceed the Property Tax Cap if it is deemed necessary; and

WHEREAS, a proposed Local Law, identified as Introductory No. 3, Print No. 1 of 2016, entitled "A LOCAL LAW TO AUTHORIZE OVERRIDING THE PROPERTY TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-c FOR THE 2017 SARATOGA COUNTY BUDGET" is being introduced before this Board and is attached hereto as SCHEDULE A, which, if adopted by this Board, will override the tax levy limit for the County of Saratoga for 2017; now, therefore, be it

RESOLVED, that a proposed Local Law, identified as Introductory No. 3, Print No. 1 of 2016, entitled "A LOCAL LAW TO AUTHORIZE OVERRIDING THE PROPERTY TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-c FOR THE 2017 SARATOGA COUNTY BUDGET", which is attached hereto as SCHEDULE A, is hereby introduced before the Saratoga County Board of Supervisors, and this Board of Supervisors shall hold a Public Hearing thereon on October 12, 2016 at 4:40 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.

SCHEDULE A

INTRODUCTORY NO. 3

PRINT NO. 1 OF 2016

INTRODUCED BY: Supervisors Kinowski, Collyer, Lent, Lewza, Raymond, Tollisen and Veitch

COUNTY OF SARATOGA

LOCAL LAW NO. OF 2016

A LOCAL LAW TO AUTHORIZE OVERRIDING THE PROPERTY TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-c FOR THE 2017 SARATOGA COUNTY BUDGET

BE IT ENACTED by the Saratoga County Board of Supervisors as follows:

SECTION 1. TITLE

This Local Law shall be known as “A LOCAL LAW TO AUTHORIZE OVERRIDING THE PROPERTY TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-c FOR THE 2017 SARATOGA COUNTY BUDGET”.

SECTION 2. LEGISLATIVE FINDINGS AND PURPOSE

- A. By Chapter 97 of the Laws of 2011, effective June 24, 2011, codified as Section 3-c of the General Municipal Law, the State of New York imposed upon counties and other local governments and schools, with certain exceptions, a limit equal to the lesser of the rate of inflation or 2 percent on the annual increase in the amount of real property taxes that may be levied on behalf of such entities.
- B. The New York State Comptroller’s Office has determined that property tax levy growth for local governments must be capped at 0.68 percent for 2017, which is the rate of inflation.
- C. This is the fourth year in a row that local governments have had their tax levy growth capped at less than 2 percent, and the second year in a row that it has been capped at less than 1 percent.
- D. General Municipal Law § 3-c(6) provides that if a local government’s actual tax levy for a given fiscal year exceeds the tax levy limit, as determined by the State Comptroller, the local government must place the excess amount in reserve and use such funds to offset the tax levy for the ensuing fiscal year.
- E. General Municipal Law § 3-c(5) provides that a local government may adopt a budget that requires a tax levy that is greater than the tax levy limit for the coming fiscal year only if the governing body of such local government first enacts, by a vote of 60 percent of the total voting power of such governing body, a local law to override such limit.
- F. Due to the high cost of State mandated programs and services, as well as a reduction in sales tax revenues caused by declining gasoline prices, the Saratoga County Board of Supervisors has been forced to authorize the override of the State imposed tax cap in order to have sufficient funds to protect the well-being of the residents of Saratoga County and provide essential local public health, safety and infrastructure programs and services.
- G. Mandated State programs and services include Medicaid, Public Assistance, Child Welfare, Pre-School Special Education, Community Colleges, Indigent Defense, Early Intervention, Youth Detention and Pension Costs. These State mandated programs and services must be paid first before local taxes may be used for County purposes.
- H. The purpose of this Local Law is to comply with the requirements of General Municipal Law § 3-c(5) prior to adopting the 2017 Saratoga County Budget.

SECTION 3. ENACTMENT AUTHORITY

This Local Law is adopted pursuant to authority provided in Section 10 of the Municipal Home Rule Law of the State of New York as well as the specific authority set forth in General Municipal Law § 3-c(5).

SECTION 4. OVERRIDE AUTHORIZATION

The Saratoga County Board of Supervisors hereby overrides the tax levy limit for the County of Saratoga for 2017, and is hereby authorized to adopt a County Budget for fiscal year 2017 that requires a property tax levy that is greater than the tax levy limit calculated for 2017 pursuant to General Municipal Law § 3-c.

SECTION 5. SEVERABILITY

If any section, subsection, sentence, clause, phrase or other portion of this local law is for any reason declared unconstitutional, or invalid, in whole or in part by any court of competent jurisdiction, such portion shall be deemed severable and such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this law which shall remain in full force and effect.

SECTION 6. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the Secretary of State.

RESOLUTION 210 - 2016

Introduced by Supervisors Kinowski, Collyer, Lent, Lewza, Raymond, Tollisen and Veitch

AWARDING TRAILS GRANTS

WHEREAS, the 2016 Saratoga County Budget included a Trails Grant Program to give matching grants to local municipalities to fund trail development and construction projects; and

WHEREAS, the Trails Grant Program provides a pool of up to \$53,000 to fund trail feasibility studies, engineering work, and construction in local municipalities; and

WHEREAS, the Trails Committee received five applications for funding, and after reviewing each application recommended that the Towns of Saratoga, Hadley, Halfmoon and Stillwater each be awarded a grant of \$11,250 and the Town/Village of Corinth be awarded a grant of \$8,000; and

WHEREAS, our Law and Finance Committee has accepted and approved the recommendations of the Trails Committee; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors authorizes the payment under the Trails Grant Program of the sum of \$53,000 to be distributed among the following municipalities in the amounts and for the purposes stated, upon the condition that each municipality provide matching funds or services in kind:

1. Town of Saratoga – in the amount of \$11,250 for the Sword Surrender March Trail project to reconstruct 1.2 miles of an abandoned section of the Chaplain Canalway Trail parallel to US Route 4. The trailhead will be adjacent to the Historic Sword Surrender site.
2. Town of Stillwater – in the amount of \$11,250 for the Park and Recreation Playground & Trail Exercise Equipment project to construct a playground and exercise area central to the existing Stillwater Hudson River Park that is encircled by a half mile walking trail.
3. Town of Hadley – in the amount of \$11,250 for Phase 2 of the Canoe Take-out Trail project to reconstruct and extend by 3,186 feet the canoe take-out trail located at 4 Stony Creek Road.
4. Town of Halfmoon – in the amount of \$11,250 for the Waterfront Connecting Trail project to construct a highway pedestrian crossing in the Town of Halfmoon on US Route 4 and NY Route 32 that will connect the Champlain Canalway Trail that runs along Brookwood Road to Lighthouse Park along the Hudson River.
5. Town/Village of Corinth – in the amount of \$8,000 for the Town/Village of Corinth's Reservoir Recreation Area Phase 2 Improvements project, which shall include, but not be limited to, the construction of an informational kiosk, a new welcome sign and a replacement bridge over Hickok Brook. Grant funds shall be paid to the Village of Corinth.

BUDGET IMPACT STATEMENT: No budget impact.

Mr. Wright said the Water Authority received a resignation letter from Patrick Ziegler. He thanked Mr. Ziegler for his contribution to the Authority. He made the appointment of Mr. Szczepaniak to replace Mr. Ziegler for his unexpired term. On a motion by Mr. Lawler, seconded by Mr. Kinowski Resolution 211 was adopted by an unanimous vote. Mr. Szczepaniak abstained from the vote.

RESOLUTION 211 - 2016

Introduced by Chairman Wright

APPOINTING A MEMBER TO THE SARATOGA COUNTY WATER AUTHORITY BOARD

WHEREAS, Chapter 678 of the Laws of 1990 enacted the "Saratoga County Water Authority Act" as Title 8-F of Article 5 of the Public Authorities Law; and

WHEREAS, by reason of the resignation of Patrick Ziegler a vacancy exists on the Board of the Saratoga County Water Authority; now, therefore, be it

RESOLVED, that the following person is appointed as a member of the Board of the Saratoga County Water Authority effective September 27, 2016 for the stated term:

<u>NAME</u>	<u>TERM EXPIRES</u>
Timothy Szczepaniak PO Box 67 Burnt Hills, NY 12027	12/31/16

BUDGET IMPACT STATEMENT: No budget impact.

Mr. Wood said each Board member received a memorandum today at their desk describing an upcoming training that is scheduled for the members of the Board on October 12th immediately following the Agenda Session/Public Hearing. The Emergency Action Work Group has been busy for several months developing plans, working closely with Deputy Cooper and the Departments, of what actions employees should take in the event of an armed intruder. Mr. Wood encouraged his colleagues to stay for this very important training next month and said it wouldn't be terribly lengthy. The information you learn may save your life.

Mr. Kinowski said the Hudson Hoosic Partnership and the Framers Guild completed a ten day exercise at Ft. Hardy Park in the Town of Saratoga. He said a lot of accolades go to Mr. Wood, Mr. Peck and the Mayor there as well as the Timber Frame Guild. He spoke of what they have been doing at the site and the level of expertise that has gone into the work.

Mr. Collyer reminded everyone that the County Land Auction was going to be held this evening. Registration will begin at 5pm and the auction is scheduled to begin at 6pm. He said there will be 17 parcels and invited all to attend.

Mr. Barrett said he wanted to thank a lot of folks who helped with the Salute to Veterans Concert at SPAC. He said the concert went smoothly and it was a beautiful day. He has received many compliments on the band. He said there were 4,500 to 5,000 in attendance. Mr. Barrett said the concert made a lot of people feel good especially with what is going on in the Country right now. He thanked the whole Veterans Committee for their guidance and help, Frank McClement and his team did a great job leading up to the day and the day of, Amy Hughes, Pam and Therese were fantastic, Therese for becoming the photographer for the day. We did as much as we could to get the word out using radio and newspaper advertisements. He thanked all the volunteers who helped out that day. Mr. Barrett wanted to thank the 30 sailors in uniform that came to serve as ushers for the day and said he got as many compliments about them as he did anything else. He thanked Chairman Wright for placing the funding in the budget and reported the concert was under budget. He said this Board of Supervisors

deserves a lot of credit as this Board of Supervisors never forgets the Veterans and always takes steps to acknowledge and care for them. So thank you. Mr. Wright thanked Mr. Barrett for all the work he put into making the Salute to Veterans Concert the success that it was.

Mr. Lawler said earlier the Clerk of the Board referenced communication from the Water Authority regarding the 2017 operating budget. He is very pleased that this year there is no request for funding for the Water Authority from the County. In 2015 the Authority did have a budget item however that year turned out to be a profitable year for the Authority and they did not need the funding. In 2016 the Authority is not asking for any support. Mr. Lawler said the Water Authority is now officially a profitable organization and will be able to pay down if not eliminate completely the outstanding debt that the Authority has with the County. He thanked the Supervisors on this Board and the Supervisors of the past who have come to the Authority's aid when it was needed.

On a motion by Mr. Lent, seconded by Mr. Allen the meeting was unanimously adjourned.

Respectfully submitted,

Pamela Wright, Clerk