

AGENDA SESSION  
April 11, 2018 4:30 p.m.  
Meeting Minutes

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

Roll call was taken. PRESENT – Timothy Szczepaniak, Alan Grattidge, Preston Allen, Jean Raymond, Daniel Pemrick, Arthur Wright, Kevin Tollisen, Vincent DeLucia, Theodore Kusnierz, Sandra Winney, Thomas N. Wood, III, Tara N. Gaston, Matthew Veitch, Edward D. Kinowski, John Lawler – 15.  
ABSENT – Philip C. Barrett, Jonathon Schopf, Richard Lucia, Paul Lent, Thomas Richardson, Scott Ostrander, Willard H. Peck, Arthur J. Johnson - 8.

On a motion by Mr. Szczepaniak seconded by Mr. Grattidge minutes of the March 14, 2018 meeting were unanimously approved.

Mr. Tollisen asked for a motion to accept the agenda for the April 17, 2018 Board Meeting as presented and approved by the Law and Finance Committee prior to this meeting. The motion was made by Mr. Kinowski and seconded by Mr. DeLucia. Unanimous.

Mr. DeLucia said he attended Yellow Ribbon Day on April 19<sup>th</sup> at the Halfmoon Town Hall. He said it was an honor to attend and congratulated Supervisor Tollisen on an outstanding event. Mr. DeLucia encouraged his colleagues to attend future events.

Mr. Tollisen thanked Mr. DeLucia for his comments and then thanked Mr. Barrett, Mr. DeLucia and Mr. Wright for attending.

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

Respectfully submitted,

Pamela Wright, Clerk

PROPOSED RESOLUTIONS  
April 11, 2018

HUMAN RESOURCES & INSURANCE

Authorization of a 1-year renewal of the Worker' Compensation Excess Employer Liability Coverage through Capitol Indemnity Corporation in the amount of \$23,594.

Authorization to revise Chapter 2, Section J of the Policies and Procedures Manual entitled Sale or Disposition of County Personal Property to update references from Director of General Services to Director of Purchasing.

Authorization of a renewal of the County's property and casualty insurance policies.

Amending the 2018 Compensation Schedule under Sheriff Department, amending the Management Compensation Schedule, and reclassifying various management positions.

HEALTH & SOCIAL SERVICES

Proclaiming May as Older American's Month in Saratoga County.

Authorizing acceptance of a grant from the NYS Office of Temporary and Disability Assistance in the amount of \$163,479.50 to comply with rules and regulations regarding the provision to provide shelter to the homeless during inclement winter weather, authorizing a contract with Shelters of Saratoga in the amount of \$149,679.50 to administer the program, and amending the budget in relation thereto.

Proclaiming May as Mental Health Month in Saratoga County.

Authorizing a reappropriation of unspent grant funds in the amount of \$27,280 from the NYS Office of Alcohol and Substance Abuse Services and amending the 2018 budget in relation thereto.

Authorizing the acceptance of a grant in the amount of \$567,635 and a 5-year agreement with New York State Department of Health for the Immunization Action Plan with Saratoga County Public Health Services for the period from April 1, 2018 to March 31, 2023.

### REAL PROPERTY TAX

Authorizing the acceptance of tender offers for 1 parcel in the Town of Edinburg in the amount of \$953.23 and 1 parcel in the Town of Providence in the amount of \$2,687.79.

Approving and confirming the auction sale of County-owned lands acquired for unpaid taxes.

### PUBLIC WORKS

Introducing a local law identified as A Local Law Authorizing the Sale of Real Property of the County of Saratoga to Skidmore College and setting a public hearing for Wednesday, May 9, 2018 at 4:25 pm.

Authorizing a transfer of \$240,000 from the equipment fund to the highway fund to cover the costs of additional road salt purchases.

Resolution authorizing the implementation, and funding in the first instance 100% of the Federal-aid and State-aid eligible costs, of a transportation federal-aid project, and appropriating additional funds therefore for Construction/Construction Inspection Services related to the rehabilitation of the CR 21 (Middle Grove Road) Bridge over Kayaderosseras Creek in the Town of Greenfield for the amount of \$839,381.

Authorizing an amendment to the Consultant Agreement with Greenman Pedersen, Inc. for the construction inspection services related to the rehabilitation of the CR 21 (Middle Grove Road) Bridge over Kayaderosseras Creek in the Town of Greenfield for the amount of \$186,000.

### CHAIRMAN'S ITEMS

Appointing Darryl Leggieri to the Tourism Advisory Board.

### LAW & FINANCE

Amending the policies and procedures manual to add a Procedures for Procuring Property and Services under a Federal Grant Award Policy and a Conflict of Interest Policy.

Authorizing a 3-year renewal agreement with Gramercy Communications for a variety of public outreach and media communication services.

Authorizing a transfer of sale proceeds from MMLDC to the County in the amount of \$9,220,408 and the dissolution of the corporation in accordance with the not-for-profit corporation law.

Authorizing the issuance of tax exempt bonds by Saratoga County Capital Resource Corporation to finance a project in the Town of Moreau for the Hudson Headwaters Health Network.

Authorizing an exception to the County's health insurance policy to extend the period of health insurance coverage for the child dependents of a recently deceased county employee.

REGULAR MEETING  
TUESDAY, April 20, 2018  
AT 4:00 p.m., E.S.T.

Vice Chairman Tollison called the meeting to order.

Roll call was taken. PRESENT – Timothy Szczepaniak, Alan Grattidge, Philip C. Barrett, Jonathon Schopf, Richard Lucia, Preston Allen, Jean Raymond, Daniel Pemrick, Arthur M. Wright, Kevin Tollisen, Vincent DeLucia, Scott Ostrander, Theodore Kusnierz, Willard H. Peck, Sandra Winney, Thomas N. Wood, III, Tara Gaston, Matthew Veitch, Edward D. Kinowski, John Lawler Arthur J. Johnson – 21. ABSENT – Paul Lent, Thomas Richardson – 2.

PUBLIC INPUT: Chairman Kinowski called the speakers.

Darlene McGraw – Saratoga Springs: Ms. McGraw thanked Saratoga County, particularly the Department of Social Services for putting ribbons out this month in honor of Child Abuse Prevention Month which is also Autism Awareness Month. She told the Board of law enforcement training that is upcoming. Ms. McGraw hoped that all of Saratoga County properties become smoke free and hopes Saratoga County remains the healthiest in the State.

Patty Garret – Saratoga Springs: Ms. Garret said she was there to speak for the League of Women Voters. She said the League has had a long time interest in transparency for local governments and applauds the efforts Saratoga County has made with providing information on the County's website. Ms. Garret provided a few suggestions the League would like to see on the County's website.

Gordon Eger – Saratoga Springs: Declined comment.

James Boshek – Malta: Mr. Boshek said he was the successful bidder on a 53-acre parcel in the Town of Wilton from the County's Auction. He thanked the Board for the opportunity to speak and told the Board he has been a sportsman all his life. He said he and his family enjoy outdoor activities such as hiking, biking and fishing. Mr. Boshek said they are excited about this property even though they may have difficulty in accessing it. He said he is confident the best outcome will come of it.

Tom Klepetar – Wilton: Mr. Klepetar thanked the Board for the opportunity to speak. He said he is one of the adjoining landowners of the property in Wilton that was previously mentioned. He spoke of a trail Saratoga Plan has been working on and asked the Board to object to the sale of the auction property. Mr. Klepetar said Saratoga County should hold the property as that's what's in the best interest of the County.

Marty Vanags, Executive Director of the Saratoga County Prosperity Partnership gave a presentation on Next Wave Communities. He has offered to develop a specific economic plan for the municipalities in the County. Mr. Szczepaniak asked what the time frame would be. Mr. Vanags said the interview process would take 4 to 5 months and for the plan it would be 3 to 5 years.

On a motion by Mr. Szczepaniak, seconded by Mr. Grattidge the minutes of the March 20, 2018 meeting was unanimously approved.

The Clerk presented the following:

Letter of resignation from the Saratoga County Tourism Committee from Todd Garofano effective April 6, 2018.

Received and Filed

Notification of resignation from David Adams from the Hudson River PCB Superfund Site Community Advisory Group.

Received and Filed

Letter from the NYS Department of Agriculture and Markets informing the Board of their inclusion of lands into the Agricultural District No. 2 is feasible.

Received and Filed

2017 Annual Report for the Department of Public Works.

Received and Filed

Reports of Committee: Mr. Wright said he was pleased to announced the Veterans Concert at SPAC will take place on Labor Day, September 3<sup>rd</sup>, 2018. The Army Field Band will be putting on the concert this year. He has a working group that met before the Board Meeting and will continue to meet as this event is planned.

Mr. Wright said the Maplewood Manor Local Development Corporation has started the dissolution process. He thanked the MMLDC Board Tom Wood, Ed Kinowski, Bill Peck, Helen Endres and Dave Meager. He also thanked Spencer Hellwig, Brian O'Connor and Therese Connolly for their help and support.

On a motion by Mr. Veitch, seconded by Mr. Lucia, Resolutions 101 thru 121, with the exception of Resolution 118, were adopted by a unanimous vote.

## RESOLUTION 101 - 2018

Introduced by Supervisors Wood, DeLucia, Grattidge, Johnson, Lucia, Peck and Wright

## AUTHORIZING RENEWAL OF WORKERS' COMPENSATION EXCESS LIABILITY COVERAGE

WHEREAS, Resolution 73-2017 authorized renewal of the third party employer excess liability insurance coverage for Workers' Compensation for the County's Workers' Compensation Plan; and

WHEREAS, the County's third party employer excess liability coverage for Workers' Compensation is due to expire on April 15, 2018 and the continuation of such insurance coverage is appropriate; and

WHEREAS, our Human Resources and Insurance Committee has recommended that such excess liability coverage be continued through Capitol Indemnity Corporation for the annual premium of \$23,594; now, therefore, be it

RESOLVED, that the Saratoga County Workers' Compensation Plan renew its third party employers' excess liability coverage for Workers' Compensation through Capitol Indemnity Corporation of Madison, Wisconsin for the annual premium of \$23,594, covering the policy term April 15, 2018 to April 15, 2019.

BUDGET IMPACT STATEMENT: None. Costs associated with the renewal are included in the 2018 County budget.

## RESOLUTION 102 - 2018

Introduced by Supervisors Wood, DeLucia, Grattidge, Johnson, Lucia, Peck and Wright

## AMENDING THE POLICIES AND PROCEDURES MANUAL RELATIVE TO THE SALE OR DISPOSITION OF COUNTY PERSONAL PROPERTY POLICY

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 Human Resources Department’s ongoing review of the Manual has disclosed the appropriateness of revisions to update the County’s “Sale or Disposition of County Personal Property” policy; and

WHEREAS, copies of the proposed revised Sale or Disposition of County Personal Property policy 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 Sale or Disposition of County Personal Property policy 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>RESOLUTION</u> |
|----------------|----------------|---|---------------------------|-------------------|
| 2              | J              | Sale or Disposition of County Personal Property | 9/16/08                   | 183-08            |

and, be it further

RESOLVED, that the Human Resources Department distribute copies of this amendment to all County departments and agencies.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 103 - 2018

Introduced by Supervisors Wood, DeLucia, Grattidge, Johnson, Lucia, Peck and Wright

AUTHORIZING THE COUNTY'S INSURANCE COVERAGES THROUGH MAY 8, 2019

WHEREAS, Resolution 100-2017 authorized the award of several insurance coverages for the County through May 8, 2018; and

WHEREAS, the County’s insurance broker solicited and received competitive quotes for comparable property and inland marine coverages through May 8, 2019; now, therefore, be it

RESOLVED, that the Chairman of the Board accept the proposals of Cool Insuring Agency, Inc. and Marshall & Sterling, Inc. for the County's insurance coverages by the carriers listed below, through May 8, 2019, at a cost of \$725,013.75:

| Coverage                   | Company   | Limits        | Deductible     | Premium             |
|----------------------------|-----------|---------------|----------------|---------------------|
| Property                   | Chubb     | \$277,377,667 | \$10,000       | \$169,087.00        |
| Boiler/Machinery           | Chubb     | \$277,377,667 | \$25,000       | Included            |
| Inland Marine              | Chubb     | \$23,928,853  | \$5,000        | \$ 27,000.00        |
| General Liability          | Allied    | \$1M/\$3M     | \$50,000       | \$368,030.00        |
| OCP                        | Allied    | \$1M/\$2M     | None           | \$ 509.00           |
| Airport Liability          | Ace       | \$20,000,000  | None           | \$ 8,400.00         |
| Law Enforcement Liability  | Allied    | \$1M/\$2M     | \$100,000      | Included            |
| Public Officials Liability | Allied    | \$1M/\$2M     | \$100,000      | Included            |
| Cyber Liability            | Axis      | \$1M          | \$50,000       | \$ 17,843.00        |
| Crime                      | Travelers | \$1,000,000   | \$10,000       | \$ 4,732.00         |
| Automobile                 | Allied    | \$1,000,000   | \$50,000       | Included            |
| Umbrella                   | Allied    | \$10M/\$20M   | None           | \$ 59,368.00        |
| <i>Healthcare</i>          |           |               |                |                     |
| General & Professional     | Allied    | \$1M/\$3M     | None           | \$ 40,470.30        |
| Umbrella                   | Allied    | \$5,000,000   | \$10,000 (SIR) | <u>\$ 29,574.45</u> |
| TOTAL                      |           |               |                | \$725,013.75        |

and, be it further

RESOLVED, that an additional premium allowance in the amount of \$5,000 is hereby authorized to cover aggregate premium charges resulting from changes to covered inventories, such as County vehicles and equipment, occurring prior to the policy renewal date of May 8, 2019; and, be it further

RESOLVED, that pursuant to Public Officers Law §11(2) this Board approves the form and sufficiency of the foregoing Crime policy issued by Travelers Insurance Company in the amount of \$1,000,000 coverage for all County officers and employees, providing employee dishonesty coverage and faithful performance of duty coverage for said officers and employees, including those County Officers required to execute and file undertakings pursuant to the County Law of the State of New York; and, be it further

RESOLVED, that a certified copy of this Resolution be attached to a copy of said Crime policy (Travelers Policy #106291261) and filed in the Office of the County Clerk.

BUDGET IMPACT STATEMENT: The renewal represents less than a 3% increase from the expiring policies.

RESOLUTION 104 - 2018

Introduced by Supervisors Wood, DeLucia, Grattidge, Johnson, Lucia, Peck and Wright

AMENDING THE 2018 COMPENSATION SCHEDULE UNDER SHERIFF DEPARTMENT, AMENDING THE MANAGEMENT COMPENSATION SCHEDULE, AND REORGANIZING THE GRADES OF CERTAIN MANAGEMENT POSITIONS

WHEREAS, the Human Resources and Insurance Committee, the Director of Human Resources and the Saratoga County Sheriff have recommended that the 2018 Saratoga County Compensation Schedule be amended under “Sheriff Department” to create five (5) Captain positions at salary Grade 20 in the Management Compensation Schedule; and

WHEREAS, the creation of the five (5) Captain positions in the Management Compensation Schedule at Grade 20 will necessitate the reorganization of certain positions in the Management Compensation Schedule, and the creation of a salary Grade 26, in order to maintain the organizational hierarchy and salary structure set forth in the Management Compensation Schedule; and

WHEREAS, the Human Resources Committee and the Director of Human Resources have recommended that the Management Compensation Schedule set forth in the 2018 Saratoga County Compensation Schedule be amended to create a new salary Grade 26, and that certain management positions be reorganized with a salary Grade increase; now, therefore, be it

RESOLVED, that the 2018 Saratoga County Compensation Schedule is amended effective April 20, 2018 as follows:

UNDER SHERIFF DEPARTMENT:

Create (5) Captain, Grade 20, in the Management Compensation Schedule

and, be it further

RESOLVED, that the Management Compensation Schedule of the 2018 Saratoga County Compensation Schedule is hereby amended to add a salary Grade 26 effective April 20, 2018, providing as follows:

|          |           |           |           |           |           |           |           |           |
|----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
|          | 1         | 2         | 3         | 4         | 5         | 6         | 7         | 8         |
| Grade 26 | \$147,063 | \$149,778 | \$152,490 | \$157,936 | \$163,361 | \$168,794 | \$176,945 | \$185,096 |
|          | Base      | 1yr       | 1yr       | 3yr       | 3yr       | 3yr       | 4yr       |           |

and, be it further

RESOLVED, that the 2018 Saratoga County Compensation Schedule is further amended effective April 20, 2018 as follows:

UNDER SHERIFF DEPARTMENT:

Salary Grade Increase (1) Chief Deputy, Grade 21  
Salary Grade Increase (1) Undersheriff, Grade 22

UNDER HUMAN RESOURCES:

Salary Grade Increase (1) Director of Human Resources, Grade 23

UNDER MENTAL HEALTH AND ADDICTION SERVICES:

Salary Grade Increase (1) Commissioner of Mental Health and Addiction Services, Grade 23

UNDER SEWER DISTRICT:

Salary Grade Increase (1) Executive Director, Grade 23

UNDER SOCIAL SERVICES:

Salary Grade Increase (1) Commissioner of Social Services, Grade 23

UNDER COUNTY ATTORNEY:

Salary Grade Increase (1) County Attorney, Grade 25

UNDER COUNTY ADMINISTRATOR:

Salary Grade Increase (1) Deputy County Administrator, Grade 24  
Salary Grade Increase (1) County Administrator, Grade 26

and, be it further

RESOLVED, that in accordance with the County's Salary Grade & Promotional Policy, set forth in Chapter 3, Section I, of the County's Policies and Procedures Manual, the Chair of the Human Resources and Insurance Committee, in consultation with the Director of Human Resources, shall have the discretion to determine the appropriate Step placement for the employees serving in the management positions referenced in this Resolution.

BUDGET IMPACT STATEMENT: None. Costs associated with these adjustments will be covered by savings through employee vacancies.

## RESOLUTION 105 - 2018

Introduced by Supervisors Lucia, DeLucia, Gaston, Kusnierz, Richardson, Winney and Wood

## PROCLAIMING MAY 2018 AS "OLDER AMERICANS MONTH" IN THE COUNTY OF SARATOGA

WHEREAS, since 1963, Older Americans Month has been a time to celebrate older Americans, their stories and their contributions; and

WHEREAS, this year's theme for Older Americans Month, "Engage at Every Age", emphasizes that you are never too old (or young) to take part in activities that can enrich your physical, mental, and emotional well-being. It also celebrates the many ways in which older adults make a difference in our communities; and

WHEREAS, our County counts among its residents more than 40,000 individuals 60 years of age or over; and

WHEREAS, the Saratoga County Board of Supervisors is committed to engaging and supporting older adults, their families, and caregivers; and

WHEREAS, this Board acknowledges the importance of taking part in activities that promote physical, mental, and emotional wellbeing, no matter your age; and

WHEREAS, our County and its residents can provide opportunities to enrich the lives of individuals of all ages by:

- Promoting home- and community-based services that support independent living;
- Involving older adults in community planning, events, and other activities; and
- Providing opportunities for older adults to work, volunteer, learn, lead, and mentor;

now, therefore, be it

RESOLVED, that this Board of Supervisors proudly proclaims the month of May 2018 as "Older Americans Month" in the County of Saratoga, and urges every citizen to take the time during this month to honor our older adults and the people who serve and support them as powerful and vital individuals who greatly contribute to our community.

BUDGET IMPACT STATEMENT: No budget impact.

#### RESOLUTION 106 - 2018

Introduced by Supervisors Lucia, DeLucia, Gaston, Kusnierz, Richardson, Winney and Wood

AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR THE PROVISION OF SHELTER TO THE HOMELESS DURING INCLEMENT WINTER WEATHER, AUTHORIZING AN AGREEMENT WITH SHELTERS OF SARATOGA, INC. FOR SHELTER SERVICES, AND AMENDING THE BUDGET IN RELATION THERETO

WHEREAS, pursuant to Resolutions 67-2016 and 131-2017, and in compliance with Governor Andrew M. Cuomo's Executive Order 151, this Board authorized contracts with Shelters of Saratoga, Inc. ("SOS") to provide funding assistance for SOS's operation of the Saratoga Code Blue Shelter, and the provision of shelter and shelter services to homeless individuals whenever inclement winter weather temperatures are at or below 32 degrees Fahrenheit, inclusive of National Weather Service calculations for windchill; and

WHEREAS, New York Codes, Rules and Regulations Part 304 and Section 304.1 of Title 18 directs local social services districts to continue to take all necessary steps to provide shelter for homeless individuals and families during periods of inclement winter weather including those individuals and families that are not otherwise eligible for emergency housing through normal public assistance programs, whenever inclement winter weather temperatures are at or below 32 degrees Fahrenheit for the time period/budget year of October 1, 2017 through September 30, 2018, and to submit plans that would meet said requirements; and

WHEREAS, grant funds from the New York State Office of Temporary and Disability Assistance ("OTDA") in the amount of \$163,479.50 are available to our County Department of Social Services for the provision of shelter and shelter services to the homeless in order to facilitate local compliance with Part 304 and Section 304.1 of Title 18 of the New York Codes, Rules and Regulations; and

WHEREAS, our Commissioner of Social Services proposes utilizing said OTDA grant funds to: 1) enter into a contract with Shelters of Saratoga, Inc. to provide funding assistance in the amount of \$149,679.50 to cover the costs associated with operating the Saratoga Code Blue Shelter for the time period October 1, 2017 through September 30, 2018; 2) cover any additional costs up to \$10,200 the Department of Social Services might incur for sheltering individuals or families that are not otherwise eligible for emergency housing and not able to be housed at the Code Blue Shelter; and 3) apply the remaining \$3,600 towards DSS staffing costs related to sheltering the homeless during inclement winter weather; and

WHEREAS, our Health and Social Services Committee has recommended that this Board approve the Commissioner's plan for compliance with Part 304 of Title 18 of the New York Codes, Rules and Regulations; and

WHEREAS, the acceptance of these State OTDA grant funds requires our approval and an amendment to the 2018 County Budget; now, therefore, be it

RESOLVED, that the Chair of the Board and/or the Commissioner of Social Services are hereby authorized to execute any and all documents required to accept from the New York State Office of Temporary and Disability Assistance a grant in the amount of \$163,479.50 for the provision of those shelter and shelter services to the homeless needed to comply with Part 304 of Title 18 of the New York Codes, Rules and Regulations; and, be it further

RESOLVED, that the Chair of the Board is authorized to execute an agreement with Shelters of Saratoga, Inc. for the reimbursement and payment of expenses associated with sheltering the homeless in compliance with Part 304 and Section 304.1 of Title 18 of the New York Codes, Rules and Regulations, for the term October 1, 2017 through September 30, 2018 at a cost not to exceed \$149,679.50; and, be it further



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

RESOLVED, the 2018 Saratoga County Budget is amended as follows:

DEPARTMENT OF SOCIAL SERVICES:

Appropriations:

Increase Acct.: #1-60-601-7601 CD BLU \$163,479.50

Revenues:

Increase Acct.:#1-60-3670 Services for Recipients \$163,479.50

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 107 - 2018

Introduced by Supervisors Lucia, DeLucia, Gaston, Kusnierz, Richardson, Winney and Wood

PROCLAIMING MAY 2018 AS "MENTAL HEALTH MONTH" IN SARATOGA COUNTY

WHEREAS, through Saratoga County's affiliation with Mental Health America (MHA), a community-based organization dedicated to addressing the needs of those living with mental illness and to promoting the overall mental health of all Americans, our County is encouraged to support a country-wide effort to raise awareness of mental health issues our country faces and to proclaim May 2018 as "Mental Health Month"; and

WHEREAS, mental health is essential to everyone's overall health and well-being; and

WHEREAS, all Americans experience times of difficulty and stress in their lives; and

WHEREAS, mental health conditions are real and prevalent in our nation; and

WHEREAS, with effective treatment, those individuals with mental health conditions can recover and lead full productive lives; and

WHEREAS, Saratoga County government, as well as each business, school, government agency, healthcare provider, organization and citizen shares the burden of mental health problems and has a responsibility to promote wellness and support prevention efforts; and

WHEREAS, Counties across New York State are proclaiming the month of May 2018 as "Mental Health Month" and encouraging citizens, government agencies, public and private institutions, businesses and schools in their counties to recommit to increasing awareness and understanding of mental health and the steps citizens can take to promote their mental health; and

WHEREAS, our Health and Social Services Committee and the Commissioner of Mental Health and Addiction Services wish to proclaim the month of May 2018 as "Mental Health Month" in Saratoga County; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby proclaims the month of May 2018 as "Mental Health Month" in Saratoga County, and calls upon the citizens, government agencies, public and private institutions, businesses and schools in Saratoga County to recommit to our community to increasing awareness and understanding of mental health, the steps our citizens can take to protect their mental health, and the need for appropriate and accessible services for all people with mental health conditions.

BUDGET IMPACT STATEMENT: No budget impact

RESOLUTION 108 - 2018

Introduced by Supervisors Lucia, DeLucia, Gaston, Kusnierz, Richardson, Winney and Wood

AMENDING THE 2018 BUDGET TO REAPPROPRIATE UNSPENT FUNDS RELATING TO SARATOGA COUNTY MENTAL HEALTH AND ADDICTION SERVICES

WHEREAS, unexpended 2015 New York State Office of Alcoholism and Substance Abuse Services ("NYS OASAS") surplus funds in the amount of \$27,280 for the purposes of completing the installation and

implementation of an Electronic Health Record (“EHR”) system for Saratoga County Mental Health and Addiction Services, need to be reappropriated to the 2018 budget; and

WHEREAS, an amendment to the 2018 Saratoga County Budget is needed to reappropriate said unexpended funds; now, therefore, be it

RESOLVED, that the 2018 Saratoga County Budget is amended as follows:

MENTAL HEALTH AND ADDICTION SERVICES

Appropriations:

|  |               |
|--|---------------|
| Increase Acct: 1-43-434-8160 Data Processing Fees          | \$26,220      |
| Increase Acct: 1-43-434-8512 Conference Fees               | \$ 250        |
| Increase Acct: 1-43-434-8512.ML (Meals & Lodging)          | \$ 410        |
| Increase Acct: 1-43-434-8512.T (Tolls Parking, Cab, Train) | \$ 100        |
| Increase Acct: 1-43-434-7001 (Mileage)                     | <u>\$ 300</u> |
|  | \$27,280      |

Revenues:

|  |          |
|--|----------|
| Increase Acct: 1-43-3463 Alcoholism Services | \$27,280 |
|--|----------|

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 109 - 2018

Introduced by Supervisors Lucia, DeLucia, Gaston, Kusnierz, Richardson, Winney and Wood

**AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH (NYSDOH) FOR ACCEPTANCE OF IMMUNIZATION ACTION PLAN (IAP) GRANT FUNDING FOR THE PERIOD OF APRIL 1, 2018 – MARCH 31, 2023**

WHEREAS, since 1992, the New York State Department of Health has funded an Immunization Action Plan (IAP) grant for the purpose of reducing and eradicating vaccine preventable diseases in adults and children by eliminating barriers to the receipt of immunizations; and

WHEREAS, NYSDOH has offered IAP grant funding to Saratoga County Public Health Services for a five-year period commencing April 1, 2018, in an annual grant amount of \$113,527; and

WHEREAS, authorization is needed to accept these grant funds; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an agreement with the New York State Department of Health and all other documents needed to accept a five-year Immunization Action Plan grant for the reduction and eradication of vaccine preventable diseases in adults and children, with the form of such agreement and documents to be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. 100% Federal Funding.

RESOLUTION 110 - 2018

Introduced by Supervisors Pemrick, Gaston, Ostrander, Raymond, Schopf, Winney and Wood

**AUTHORIZING CONVEYANCE OF TAX-ACQUIRED LANDS**

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

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

WHEREAS, our Real Property Tax Committee recommends the 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 set opposite their names, upon payment of the indicated amount, which includes penalties, interest and charges:

| <u>CONVEY TO:</u>   | <u>TAX YEAR</u>      | <u>TOWN</u> | <u>S/B/L</u> | <u>AMOUNT</u> |
|---|----------------------|-------------|--------------|---------------|
| Frances Hunter FKA<br>Frances Marie Van Allen<br>7964 Irish Dr.<br>Mount Brydges ONT<br>CANADA NOLIWO | 2015, 2016 &<br>2017 | Edinburg    | 81.-2-40.2   | \$953.23      |
| James W. Murtlow &<br>Deborah J. Murtlow<br>7357 Wileytown Rd.<br>Middle Grove, NY 12850              | 2015 & 2016          | Providence  | 147.-1-71    | \$2,687.79    |

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

RESOLUTION 111 - 2018

Introduced by Supervisors Pemrick, Gaston, Ostrander, Raymond, Schopf, Winney and Wood

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

WHEREAS, pursuant to Resolution 166-96, this Board, by its Real Property Tax Committee, did offer at auction sale on March 20, 2018 certain parcels of land in several Towns and Villages within the County, which parcels are more particularly described below; and

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

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

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

RESOLVED, that the following proposed conveyances of County lands to the following bidders at the auction of March 20, 2018, or to their designee, are hereby approved and confirmed; and, be it further

RESOLVED, that the Chairman of the Board convey the following lands to the following parties or their designee upon their payments of the indicated amount and certain administrative fees to the County Treasurer:

| <u>HIGH BIDDER</u>   | <u>TOWN</u> | <u>S/B/L</u>  | <u>FORMER OWNER</u> | <u>AMOUNT</u> |
|--|-------------|---------------|---------------------|---------------|
| Kelley A. Brockman<br>703 North Avenue<br>Ballston Spa, NY 12020 | Ballston    | 228.5-1-79.2  | Rose A. Emery       | \$ 2,000.00   |
| Keith A. Harris<br>103 Allen Road<br>Porter Corners, NY 12859    | Ballston    | 257.16-1-11.1 | Bruce M.Delaney     | \$ 62,500.00  |
| Kyle Williams<br>19 Low Street                                   | Charlton    | 256.10-3-74   | Elaine Carbone      | \$ 80,000.00  |

## Ballston Spa, NY 12020

|   |                      |                              |                             |              |
|---|----------------------|------------------------------|-----------------------------|--------------|
| Charlie M. Twiss<br>135 Wood Dale Drive #A<br>Ballston Lake, NY 12019   | Clifton Park         | 259.7-2-43                   | Country Club<br>Acres, Inc. | \$ 1,000.00  |
| Clifford E. Lawrence, Jr.<br>210 Regent Street<br>Saratoga Springs, NY 12866  | Clifton Park         | 265.19-1-28.1                | Joel S. Ross                | \$ 72,500.00 |
| John Fiore<br>222 Walnut Street<br>Corinth, NY 12822  | Corinth<br>V/Corinth | 74.37-2-20                   | Debra L. Williams           | \$ 25,000.00 |
| Anthony D. Vaccarielli<br>65 Rifle Range Road<br>Albany, NY 12205<br>Mailing Address:<br>P.O. Box 617<br>Saratoga Springs, NY 12866 | Corinth              | 73.-2-56                     | Angelo Deangelis            | \$ 27,000.00 |
| Tyler Thomas Kirchhoff<br>328 Main Street, Apt. 1<br>Corinth, NY 12822  | Corinth              | 73.49-1-18                   | Edwin J. Eggleston          | \$ 40,000.00 |
| Ira J. Emery, Jr.<br>18 Emery Lane<br>Corinth, NY 12822   | Corinth              | 86.-1-2                      | Angelo Deangelis            | \$ 90,000.00 |
| Franklyn Rosekrans, Jr.<br>109 Shippee Road<br>Corinth, NY 12822  | Day                  | 44.-1-42                     | Paul Hudson                 | \$ 14,000.00 |
| Harry Wirtz<br>192 Fox Hill Road<br>Northville, NY 12134  | Edinburg             | 94.-1-50.5                   | Larry Ramsey, Jr.           | \$ 100.00    |
| Jason M. Young<br>1 Ferry Street<br>Schuylerville, NY 12871   | Galway               | 185.-2-1.11                  | Charles W. Hoerauf          | \$ 70,000.00 |
| Paul Pileckas<br>482 Sandhill Road<br>Greenfield Center, NY 12833   | Galway               | 185.10-1-15 &<br>185.10-1-57 | Marjorie R.<br>Gundersen    | \$ 20,000.00 |
| Jon A. Kelley<br>P.O. Box 488<br>Greenfield Center, NY 12833  | Greenfield           | 99.-1-33.22                  | Bernard J. Alcorace         | \$ 18,000.00 |
| Richard Gianni<br>5 Meredith Drive<br>Greenlawn, NY 11740   | Greenfield           | 111.-2-16.8                  | Frank A. Chaffee            | \$ 30,000.00 |
| Tyson Bruhns<br>32 Lawrence Street, Apt. 1<br>Glens Falls, NY 12801   | Greenfield           | 135.8-1-41                   | Rose A. Emery               | \$ 4,000.00  |

|   |            |                              |                                       |              |
|---|------------|------------------------------|---------------------------------------|--------------|
| Gerard E. McKenna<br>P.O. Box 83<br>292 Center Line Road<br>Middle Grove, NY 12850  | Greenfield | 135.8-1-42                   | Samuel E. Paquin, II                  | \$ 3,500.00  |
| Anthony D. Vaccarielli<br>65 Rifle Range Road<br>Albany, NY 12205<br>Mailing Address:<br>P.O. Box 617<br>Saratoga Springs, NY 12866 | Greenfield | 149.-1-44.112                | John Michael<br>Baumgardner           | \$ 26,500.00 |
| Robert Paseka<br>25 Glens Falls Drive<br>Ormond Beach, FL 32174   | Greenfield | 164.-1-61                    | Lawrence G. Wilson                    | \$ 55,000.00 |
| Eleanor Caroline Pliscofsky<br>36 Stewart Bridge Road<br>Hadley, NY 12835   | Hadley     | 34.-1-25.41 &<br>34.-1-25.42 | Sally Palladino<br>Louis A. Palladino | \$ 6,750.00  |
| Rebecca Bala<br>384 Lake Avenue, Lot 21<br>Lake Luzerne, NY 12846   | Hadley     | 34.-1-26                     | Barbara A. Dunkley                    | \$ 1,700.00  |
| Nicole Marie Lafayette<br>31 Aletta Street, Apt. 14<br>Saratoga Springs, NY 12866   | Hadley     | 46.16-2-2                    | Frank Jones                           | \$ 1,200.00  |
| Tyson Bruhns<br>32 Lawrence Street, Apt. 1<br>Glens Falls, NY 12801   | Halfmoon   | 272.-2-58                    | Kirk Stephan                          | \$ 100.00    |
| Gregory Beeche<br>65 Smith Road<br>Mechanicville, NY 12118  | Halfmoon   | 286.11-1-11                  | Guardian<br>Preservation, LLC         | \$ 80,000.00 |
| Paul Dubec<br>42 Clamsteam Road<br>P.O. Box 5163<br>Clifton Park, NY 12065  | Halfmoon   | 289.1-36.3 &<br>289.-1-36.11 | Ernest H.<br>Normandin                | \$ 35,000.00 |
| Michael Augustin Leveille<br>2044 Dewar Road<br>Ballston Spa, NY 12020  | Milton     | 189.-3-52.13                 | Schuyler Rhodes                       | \$ 9,000.00  |
| Mark T. Konieczny<br>P.O. Box 934<br>Saratoga Springs, NY 12866   | Milton     | 202.-1-2                     | Margaret Heritage                     | \$ 82,500.00 |
| Thomas W. Merrills, Jr.<br>502 Lake Desolation Road<br>P.O. Box 136<br>Middle Grove, NY 12850                                       | Milton     | 202.-1-51.2                  | Nationstar<br>Mortgage, LLC           | \$ 85,000.00 |
| Matthew R. LaPointe   | Moreau     | 49.50-2-25                   | Charles D. Dunbar                     | \$ 1,000.00  |

61 Merritt Road  
South Glens Falls, NY 12803

|  |        |                       |               |             |
|--|--------|-----------------------|---------------|-------------|
| Lawrence L. Moses<br>6 Ida Street<br>Glens Falls, NY 12801 | Moreau | 50.-1-13 &<br>50-1-37 | Clarence Elms | \$ 8,000.00 |
|--|--------|-----------------------|---------------|-------------|

|   |                |            |             |              |
|---|----------------|------------|-------------|--------------|
| Starr Baker Mowery<br>11 Lafayette Street<br>Queensbury, NY 12804 | Northumberland | 103.8-1-35 | Leon Benoit | \$ 40,000.00 |
|---|----------------|------------|-------------|--------------|

|   |            |             |                 |             |
|---|------------|-------------|-----------------|-------------|
| Meredith Fagan<br>291 County Highway 142<br>Johnstown, NY 12095 | Providence | 119.14-1-39 | Edwin Hendricks | \$ 4,250.00 |
|---|------------|-------------|-----------------|-------------|

|  |            |           |                    |             |
|--|------------|-----------|--------------------|-------------|
| Ryan W. Marra<br>P.O. Box 393<br>Greenfield Center, NY 12833 | Providence | 135.-1-33 | Thomas F. Hornbach | \$ 1,100.00 |
|--|------------|-----------|--------------------|-------------|

|   |            |             |               |              |
|---|------------|-------------|---------------|--------------|
| Susan Wemple<br>223 Fayville Road<br>Galway, NY 12074 | Providence | 159.-1-29.1 | Dennis Boller | \$ 20,500.00 |
|---|------------|-------------|---------------|--------------|

|   |                             |             |                            |              |
|---|-----------------------------|-------------|----------------------------|--------------|
| Anthony D. Vaccarielli<br>65 Rifle Range Road<br>Albany, NY 12205<br>Mailing Address:<br>P.O. Box 617<br>Saratoga Springs, NY 12866 | Saratoga<br>V/Schuylerville | 157.56-2-24 | Frank A.<br>Scaglione, Sr. | \$160,000.00 |
|---|-----------------------------|-------------|----------------------------|--------------|

|   |          |              |                   |           |
|---|----------|--------------|-------------------|-----------|
| Nicole Marie Lafayette<br>31 Aletta Street, Apt. 14<br>Saratoga Springs, NY 12866 | Saratoga | 155.-1-73.21 | Shah Mahmood Adel | \$ 450.00 |
|---|----------|--------------|-------------------|-----------|

|  |          |             |                |             |
|--|----------|-------------|----------------|-------------|
| Terrence Sarro, Sr.<br>235 Haas Road<br>P.O. Box 25<br>Victory Mills, NY 12884 | Saratoga | 170.38-1-25 | Mark Wadsworth | \$ 3,250.00 |
|--|----------|-------------|----------------|-------------|

|   |                            |             |                  |              |
|---|----------------------------|-------------|------------------|--------------|
| Amy Comer<br>50 Par Del Rio<br>Clifton Park, NY 12065 | Stillwater<br>V/Stillwater | 243.84-4-24 | Timothy S. Hayes | \$ 17,000.00 |
|---|----------------------------|-------------|------------------|--------------|

|  |            |             |                      |           |
|--|------------|-------------|----------------------|-----------|
| James E. McClements<br>756 Hudson Avenue<br>Stillwater, NY 12170 | Stillwater | 261.44-1-20 | John W. Perilli, III | \$ 100.00 |
|--|------------|-------------|----------------------|-----------|

|  |                          |             |               |              |
|--|--------------------------|-------------|---------------|--------------|
| Jerome Newkirk<br>35 Broad Street<br>Waterford, NY 12188 | Waterford<br>V/Waterford | 291.71-3-27 | David K. Akin | \$ 10,000.00 |
|--|--------------------------|-------------|---------------|--------------|

|  |           |             |                   |             |
|--|-----------|-------------|-------------------|-------------|
| Robert H. Hilton<br>101 Saratoga Avenue<br>Waterford, NY 12188 | Waterford | 290.20-2-41 | Elinor P. LaPoint | \$ 3,500.00 |
|--|-----------|-------------|-------------------|-------------|

|                     |        |          |               |             |
|---------------------|--------|----------|---------------|-------------|
| James Robert Boshek | Wilton | 100.-2-1 | David C. Eger | \$ 6,500.00 |
|---------------------|--------|----------|---------------|-------------|

8 Wineberry Lane  
Ballston Spa, NY 12020

|   |        |              |                  |             |
|---|--------|--------------|------------------|-------------|
| Douglas E. Stuart<br>243 Ruggles Road<br>Saratoga Springs, NY 12866 | Wilton | 142.-1-18.13 | Glenn R. Balmuth | \$ 1,400.00 |
|---|--------|--------------|------------------|-------------|

BUDGET IMPACT STATEMENT: The total revenue of \$1,239,225 represents a gross profit of \$831,468.81 over the foreclosed delinquent taxes.

#### RESOLUTION 112 - 2018

Introduced by Supervisors Allen, Grattidge, Lent, Peck, Raymond, Schopf and Szczepaniak

INTRODUCING A PROPOSED LOCAL LAW IDENTIFIED AS INTRODUCTORY NO. 2 OF 2018, PRINT NO. 1, ENTITLED "A LOCAL LAW AUTHORIZING THE SALE OF REAL PROPERTY OF THE COUNTY OF SARATOGA TO SKIDMORE COLLEGE" AND SETTING A DATE FOR A PUBLIC HEARING THEREON

WHEREAS, a proposed Local Law, identified as Introductory No. 2 of 2018, Print No. 1, entitled "A Local Law Authorizing the Sale of Real Property of the County of Saratoga to Skidmore College" is being introduced before this Board and is attached hereto as SCHEDULE A, which if adopted will authorize the County of Saratoga to sell a .584± acre parcel of real property along County Road 67, also known as Staffords Bridge Road, in the City of Saratoga Springs, that is no longer needed for the County's public use, to Skidmore College for the fair and adequate consideration of \$9,000; and

WHEREAS, Municipal Home Rule Law §20(5) requires this Board of Supervisors to hold a public hearing on said proposed Local Law; now, therefore, be it

RESOLVED, that a proposed Local Law, identified as Introductory No. 2 of 2018, Print No. 1, entitled "A Local Law Authorizing the Sale of Real Property of the County of Saratoga to Skidmore College", which is attached hereto as SCHEDULE A, is hereby introduced before the Saratoga County Board of Supervisors, and the Board of Supervisors shall hold a Public Hearing on May 9, 2018 at 4:25 p.m., or as soon thereafter as the Board can convene, in the Meeting Room of the Saratoga County Board of Supervisors at 40 McMaster Street, Ballston Spa, New York 12020, on the matter of the adoption of such proposed Local Law, and the Clerk of this Board of Supervisors be and she hereby is directed to give notice of such Public Hearing in the manner prescribed by law.

BUDGET IMPACT STATEMENT: No budget impact.

#### SCHEDULE A

INTRODUCTORY NO. 2 OF 2018 - PRINT NO. 1

INTRODUCED BY: Supervisors Allen, Grattidge, Lent, Peck, Raymond, Schopf and Szczepaniak

COUNTY OF SARATOGA - LOCAL LAW - 2018

A LOCAL LAW AUTHORIZING THE SALE OF REAL PROPERTY OF THE COUNTY OF SARATOGA TO SKIDMORE COLLEGE

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 Authorizing the Sale of Real Property of the County of Saratoga to Skidmore College".

#### SECTION 2. LEGISLATIVE FINDINGS AND INTENT

- a. The County of Saratoga is the owner of real property located in the City of Saratoga Springs along County Road 67, also known as Staffords Bridge Road, consisting of a public right of way 50-55 ft. in width from the edge of road's pavement and 979± ft. in length, which is adjacent to real property owned by Skidmore College identified on the Tax Maps of the City of Saratoga Springs as Section 167.00, Block 3, Parcel 17 and Section 167.00, Block 3, Parcel 12, hereinafter referred to as the "Skidmore Property", upon which Skidmore College maintains a boat house and related facilities accessible to Fish Creek.
- b. Skidmore College desires to purchase a portion of the County's public right of way consisting of a strip of land 26 ft. in width and 979± ft. in length, totaling .584± acres, adjacent to the Skidmore Property, for purposes of expanding Skidmore College's boat house facilities by the construction of two new buildings and a parking lot.
- c. The Saratoga County Board of Supervisors hereby finds and determines that said .584± acre parcel, which is more fully described in Section 3 below, is no longer needed for the County's public use.
- d. The County of Saratoga has obtained a real estate appraisal for the conveyance of a fee interest in the .584± acre parcel from a New York State certified real estate appraisal company, Stroop Appraisal, which estimates the market value of the appraised compensation for said parcel to be \$9,000.
- e. The Saratoga County Board of Supervisors hereby finds and determines that the appraised value of \$9,000 is fair and adequate consideration for the sale and conveyance of the .584± acre parcel to Skidmore College.

### SECTION 3. LEGAL DESCRIPTION OF PARCEL TO BE CONVEYED

The parcel to be conveyed by the County of Saratoga to Skidmore College is more particularly described as follows:

All that tract or parcel of land situate in the City of Saratoga Springs, Saratoga County, NY, bounded and described as follows:

Beginning at a concrete monument found at the intersection of the westerly line of County Road No. 67 aka Stafford Bridge Road and the southerly line of County Road No. 65 aka Meadow Brook Road, being the northwesterly corner of the lands herein described. Thence through the lands of the grantor the following four courses:

N85°31'59"E, 26.00 feet to a point  
S04°28'01"E, 378.55 feet to a point  
S05°46'48"E, 600.08 feet to a point  
S84°13'12"W, 26.00 feet to a point

Thence along the easterly line of lands of Skidmore College as recorded in the Saratoga County Clerk's Office in Book 1122 of Deeds, page 57, N05°46'48"W, 600.38 feet to a concrete monument found. Thence along the easterly line of lands of Skidmore College as recorded in Book 1122 of Deeds, page 59, N04°28'01"W, 378.85 feet to the point of beginning. Containing 25,452 square feet or 0.584 acres of land.

### SECTION 4. AUTHORIZATION TO SELL AND CONVEY COUNTY REAL PROPERTY TO SKIDMORE COLLEGE

Notwithstanding the provisions of Section two hundred fifteen of the County Law, or any other law of the State of New York, the Saratoga County Board of Supervisors hereby authorizes the sale of the real property of the County of Saratoga described in Section 3 of this Local Law to Skidmore College for the sum of \$9,000, and further hereby authorizes the Chairman of the Saratoga County Board of Supervisors to execute a real estate sale contract, deed and any other required documents needed to convey a fee interest in said real property to Skidmore College. Said contract, deed and related documents are to be subject to the approval of the County Attorney, and shall include a reservation of rights in the contract and deed to the Saratoga County Department of Works to continue to use: 1) any driveway servicing the parcel to be conveyed, and 2) when needed, areas of the parcel away from the Skidmore College boathouse facilities for Department of Public Works equipment parking and staging for highway purposes.

### SECTION 5. PERMISSIVE REFERENDUM



This Local Law is subject to a permissive referendum as provided in Section 24 of the Municipal Home Rule Law.

#### SECTION 6. SEVERABILITY

If any clause, sentence, paragraph, subdivision, section, or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, or business shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its specific application.

#### SECTION 7. EFFECTIVE DATE

This Local Law shall take effect after it is filed as provided in Section 27 of the Municipal Home Rule Law.

#### RESOLUTION 113 - 2018

Introduced by Supervisors Allen, Grattidge, Lent, Peck, Raymond, Schopf and Szczepaniak

AMENDING THE 2018 ADOPTED BUDGET UNDER PUBLIC WORKS TO TRANSFER \$240,000 FROM FUND #3 INTO FUND #2 TO REPLACE FUNDS TRANSFERRED TO COVER THE COST OF ADDITIONAL ROAD SALT PURCHASES

WHEREAS, due to our Department of Public Works' having to purchase additional road salt as a result of the past active winter storm season, it is necessary to transfer surplus funds in the amount of \$240,000 from DPW's Fund #3 (Fund Capital Equipment Account) to Fund #2 (Highway Supplies) to replace funds originally transferred to cover the cost of such additional road salt purchases; now, therefore, be it

RESOLVED, that the 2018 Saratoga County Budget is amended as follows:

#### DEPARTMENT OF PUBLIC WORKS

##### Appropriations:

##### Fund 1:

|   |           |
|---|-----------|
| Increase Acct.: #1-90-920-9902 Trans to Hwy Fund  | \$240,000 |
| Decrease Acct: #1-90-920-9903 Trans to Equip Fund | \$240,000 |

##### Fund 2:

|  |           |
|--|-----------|
| Increase Acct: #2-50-510-8251 Hwy Supplies | \$240,000 |
|--|-----------|

##### Fund 3:

|  |           |
|--|-----------|
| Decrease Acct: #3-50-000-7042 Rolling Stock      | \$ 85,000 |
| Decrease Acct: #3-50-000-7043 Off Hwy, Equipment | \$155,000 |

##### Revenue:

##### Fund 2:

|  |           |
|--|-----------|
| Increase Acct: #2-50-5031 Transfer from General Fund | \$240,000 |
|--|-----------|

##### Fund 3:

|   |           |
|---|-----------|
| Decrease Acct: 3-50-5031 Transfer from General Fund | \$240,000 |
|---|-----------|

BUDGET IMPACT STATEMENT: No budget impact.

#### RESOLUTION 114 - 2018

Introduced by Supervisors Allen, Grattidge, Lent, Peck, Raymond, Schopf and Szczepaniak

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE OF 100% OF THE FEDERAL-AID AND STATE-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFOR

WHEREAS, a Project for the Bridge NY, BIN 3304160, CR 21 Middlegrove Road over Kayaderosseras, P.I.N. 1760.67 ("the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 95% Federal Funds and 5% non-federal funds; and

WHEREAS, the County of Saratoga desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design and Construction/  
Construction Inspection;

NOW, THEREFORE, the Saratoga County Board of Supervisors duly convened does hereby

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

RESOLVED, that the Saratoga County Board of Supervisors hereby authorizes the sum of \$991,379 to pay in the first instance 100% of the federal and non-federal share of the cost of Design and Construction/Construction Inspection work for the Project or portions thereof; and it is further

RESOLVED, that the Saratoga County Board of Supervisors hereby agrees that the County of Saratoga shall be responsible for all costs of the project which exceed the amount of the NY Bridge Funding awarded to the County; and it is further

RESOLVED, that the sum of \$151,998 has been previously appropriated pursuant to Resolution 119-2017 and made available to cover the cost of participation in the Design phase of the Project; and it is further

RESOLVED, that the additional sum of \$839,381 is hereby appropriated from the County's Highway Fund and made available to cover the cost of participation in the above phases of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceed the amount appropriated above, the Saratoga County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the County of Saratoga hereby agrees that construction of the Project shall begin no later than eighteen (18) months after award and that the project shall be completed within three years of commencing construction; and it is further

RESOLVED, that the Chairman of the Board of Supervisors and/or the Commissioner of the Saratoga County Department of Public Works be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or State-Aid on behalf of the County of Saratoga with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

BUDGET IMPACT STATEMENT: The County share of \$41,969 is included in the 2018 County budget.

RESOLUTION 115 - 2018

Introduced by Supervisors Allen, Grattidge, Lent, Peck, Raymond, Schopf and Szczepaniak

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AMENDED AGREEMENT WITH GREENMAN-PEDERSEN, INC. FOR CONSTRUCTION INSPECTION SERVICES RELATED TO THE REHABILITATION OF THE CR 21 (MIDDLE GROVE ROAD) BRIDGE

WHEREAS, pursuant to Resolutions 119-2017, this Board appropriated County Highway Funds for the cost of design services for the rehabilitation of the County Road 21 (Middle Grove Road) Bridge over Kayaderosseras Creek, BIN 3304160, P.I.N. 1760.67, in the Town of Greenfield; and

WHEREAS, the County has an existing contract with Greenman-Pedersen, Inc. authorized pursuant to Resolution 120-2017 to provide design services for this project at a cost not to exceed \$151,998; and

WHEREAS, pursuant to Resolution 114-2018, this Board appropriated additional County Highway Funds in the amount of \$839,381 for the next phase of this project: construction and construction inspection services; and

WHEREAS, our Public Works Committee and the County Commissioner of Public Works have recommended that the County’s agreement with Greenman-Pedersen, Inc. be amended to add the provision of construction/construction inspection services required in connection with the rehabilitation of the CR 21 (Middle Grove Road) Bridge over Kayaderosseras Creek at an additional cost not to exceed \$186,000; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an amendment to the agreement with Greenman-Pedersen, Inc. of Albany, New York, requiring the provision of construction/construction inspection services related to the rehabilitation of the County Road 21 (Middle Grove Road) Bridge in the Town of Greenfield, at a cost not to exceed \$186,000; with the form and content of such amendment being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. Costs associated with this contract amendment are included in the 2018 County budget.

RESOLUTION 116 - 2018

Introduced by Chairman Kinowski

APPOINTING A MEMBER TO THE TOURISM ADVISORY COMMITTEE

WHEREAS, Local Law No. 1 of 2016, as authorized by Tax Law §1202-g, establishes a nine-member advisory committee to advise and recommend to this Board of Supervisors expenditures to be made for the promotion of tourism and conventions in Saratoga County using revenues derived from the collection of the County’s occupancy tax; and

WHEREAS, Local Law No. 1 of 2016 provides that the Tourism Advisory Committee shall be comprised of the Chair of the Board of Supervisors, the Chair of the Board’s Law and Finance Committee, the Chair of the Board’s Economic Development Committee, one member of the Board of Supervisors who also serves as a director of the Saratoga County Prosperity Partnership, Inc., the Saratoga County Treasurer, and one representative from each of the Saratoga County Chamber of Commerce, the Chamber of Southern Saratoga County, the Saratoga Convention and Tourism Bureau, and the Saratoga Springs City Center Authority; all of whom shall be appointed by the Saratoga County Board of Supervisors; and

WHEREAS, in accordance with Local Law No. 1 of 2016, Resolution 18-2018 appointed the current members of the Tourism Advisory Committee; and

WHEREAS, the resignation of Todd Garafano as President of the Saratoga Convention and Tourism Bureau has created a vacancy on the Tourism Advisory Committee that must be filled by a representative of the Saratoga Convention and Tourism Bureau; now, therefore, be it

RESOLVED, that the following individual is appointed a member of the Tourism Advisory Committee for the stated term:

| <u>NAME AND ADDRESS</u>  | <u>POSITION/REPRESENTING</u>              | <u>TERM EXPIRES</u> |
|--|---|---------------------|
| Darryl Leggieri, President<br>Saratoga Convention and Tourism Bureau<br>60 Railroad Place<br>Suite 301<br>Saratoga Springs, NY 12866 | Saratoga Convention and<br>Tourism Bureau | 12/31/18            |

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 117 - 2018

Introduced by Supervisors Tollisen, Allen, DeLucia, Lent, Pemrick, Szczepaniak and Wright

AMENDING THE POLICIES AND PROCEDURES MANUAL TO ADD A “PROCEDURES FOR PROCURING PROPERTY AND SERVICES UNDER A FEDERAL GRANT AWARD” POLICY AND A “CONFLICT OF INTEREST POLICY”

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

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

WHEREAS, new federal regulations set forth in 2 C.F.R. Part 200 require state and local governments to adopt standards for procuring property and services utilizing federal grant monies that are compliant with the requirements set forth in 2 C.F.R Part 200; and

WHEREAS, the Director of Purchasing and the County Attorney have drafted a new “Procedures for Procuring Property and Services Under a Federal Grant Award” policy and a new “Conflict of Interest Policy”, which if adopted by this Board will bring the County’s purchasing procedures into compliance with the federal requirements set forth in 2 C.F.R. Part 200; and

WHEREAS, copies of the proposed “Procedures for Procuring Property and Services Under a Federal Grant Award” policy and “Conflict of Interest Policy”, were provided to each member of this Board; and

WHEREAS, our Law and Finance Committee has recommended that the Saratoga County Policies and Procedures Manual be amended to add the new “Procedures for Procuring Property and Services Under a Federal Grant Award” policy and “Conflict of Interest Policy”; now, therefore, be it

RESOLVED, that the Saratoga County Policies and Procedures Manual is amended to add the County of Saratoga’s “Procedures for Procuring Property and Services Under a Federal Grant Award” policy and “Conflict of Interest Policy”, as follows:

| <u>CHAPTER</u> | <u>SECTION</u> | <u>TITLE</u>   | <u>ORIGINALLY ADOPTED</u> |
|----------------|----------------|--|---------------------------|
| 2              | L              | Procedures for Procuring Property and Services Under Federal Grant Award | New                       |
| 2              | M              | Conflict of Interest Policy  | New                       |

and, be it further

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

BUDGET IMPACT STATEMENT: No budget impact.

On a motion by Mr. Peck, seconded by Mr. Lawler Resolution #118 was adopted by the following vote:

AYES (197573) – Timothy Szczepaniak (9776), Alan Grattidge (4133), Philip C. Barrett (18352.5), Jonathon Schopf (18352.5), Richard Lucia (6531), Preston Allen (856), Jean Raymond (1214), Daniel Pemrick (7775), Arthur M. Wright (2048), Kevin Tollisen (21535), Vincent DeLucia (14765), Scott Ostrander (18575), Theodore Kusnierz (14728), Willard H. Peck (5087), Sandra Winney (1995), Thomas N. Wood, III (5674), Matthew Veitch (13293), Edward D. Kinowski (8287), John Lawler (8423), Arthur J. Johnson (16173).  
 NOES (22034) – Paul Lent (3545), Thomas Richardson (5196), Tara Gaston (13293).

RESOLUTION 118 - 2018

Introduced by Supervisors Tollisen, Allen, DeLucia, Lent, Pemrick, Szczepaniak and Wright

**AUTHORIZING A RENEWAL AGREEMENT WITH GRAMERCY COMMUNICATIONS, LLC FOR PUBLIC OUTREACH AND MEDIA RELATIONS SERVICES**

WHEREAS, pursuant to Resolution 96-2017, this board authorized an agreement with Gramercy Communications, LLC of Troy, New York for the provision of public outreach and media relations services for the term April 1, 2017 through March 31, 2018 at a cost of \$4,000 per month, subject to a thirty (30) day right of termination; and

WHEREAS, Gramercy Communications has capably and competently fulfilled the duties of its contract; and

WHEREAS, Gramercy Communications, LLC has offered to renew its agreement for a term of one (1) year commencing April 1, 2018 through March 31, 2019, at the same cost of \$4,000 per month, subject to a thirty (30) day right of termination; and

WHEREAS, our Law and Finance Committee has recommended that the contract for public outreach and media relations services with Gramercy Communications, LLC be renewed for a term of three (3) years commencing April 1, 2018 through March 31, 2021 at a cost of \$4,000 per month, subject to a thirty (30) day right of termination; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors is authorized to execute a renewal agreement with Gramercy Communications, LLC of Troy, New York for the provision of public outreach and media relations services for a term of three (3) years from April 1, 2018 through March 31, 2021, at a cost of \$4,000 per month, subject to a thirty (30) day right of termination; with the form and content of such agreement to be subject to the approval of the County Attorney.

**BUDGET IMPACT STATEMENT:** None. Costs associated with this contract renewal are included in the 2018 County budget.

**RESOLUTION 119 - 2018**

Introduced by Supervisors Tollisen, Allen, DeLucia, Lent, Pemrick, Szczepaniak, and Wright

**AUTHORIZING (i) THE ACCEPTANCE OF FACILITY SALE PROCEEDS FROM THE MAPLEWOOD MANOR LOCAL DEVELOPMENT CORPORATION (THE "CORPORATION"), AND (ii) THE DISSOLUTION OF THE CORPORATION IN ACCORDANCE WITH THE NOT-FOR-PROFIT CORPORATION LAW**

WHEREAS, pursuant to Saratoga County Board of Supervisors Resolution 226-12 adopted on November 20, 2012 (the "Initial County Resolution"), the County of Saratoga, New York (the "County") authorized, among other things, the establishment of the Maplewood Manor Local Development Corporation (the "Corporation") as a local development corporation pursuant to Section 1411 of the Not-for-Profit Corporation law ("N-PCL"); and

WHEREAS, pursuant to the Initial County Resolution and N-PCL Section 1411 (hereinafter referred to as the "Act"), a Certificate of Incorporation (the "Certificate") establishing the Corporation was filed with the New York Secretary of State on the 30<sup>th</sup> day of November, 2012 (a copy of said Certificate being attached hereto as Exhibit A); and

WHEREAS, pursuant to Saratoga County Board of Supervisors Resolution 28-13 adopted on January 15, 2013 (the "County Authorizing Resolution"), the County authorized the disposition of certain real estate and related improvements and equipment known as the Maplewood Manor Nursing Home (collectively, the "Facility") to the Corporation; and

WHEREAS, pursuant to a certain Purchase and Sale Agreement with Acknowledgment and Guaranty, dated as of December 16, 2013, as amended, the Corporation completed the sale of the Facility to Ballston Two, LLC (the "Purchaser") as of January 31, 2017; and

WHEREAS, by resolutions adopted March 21, 2018, the Corporation authorized (i) the transfer of \$9,220,408.00 in sale proceeds (the "Sale Proceeds") to the County, and (ii) initiation of the dissolution of the Corporation in accordance with the N-PCL (the "Dissolution"); and

WHEREAS, consistent with the mission and purposes of the Corporation, and with the sale of the Facility completed, the County, as sole member of the Corporation, desires to authorize (i) the acceptance of the Sale Proceeds, and (ii) authorize the Dissolution; now, therefore, be it

RESOLVED, that the County, as sole member of the Maplewood Manor Local Development Corporation, hereby authorizes the acceptance of the Sale Proceeds and the Dissolution to be undertaken by the Corporation in accordance with the N-PCL, whereby all remaining assets and liabilities of the Corporation shall be assumed by the County.

BUDGET IMPACT STATEMENT: The transfer will be booked as a General Fund revenue in the amount of \$9,220,408 and will be reserved as an offset to retiree health care costs.

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EXHIBIT A

**CERTIFICATE OF INCORPORATION  
OF  
MAPLEWOOD MANOR LOCAL DEVELOPMENT CORPORATION**

A Not-For-Profit Local Development Corporation  
under Section 1411 of the Not-For-Profit  
Corporation Law of the State of New York

**THE UNDERSIGNED**, being over the age of eighteen years, for the purpose of forming a not-for-profit local development corporation pursuant to Section 1411 of the Not-For-Profit Corporation Law of the State of New York, hereby certifies as follows:

**FIRST:** The name of the corporation shall be: Maplewood Manor Local Development Corporation.

**SECOND:** The corporation will be a corporation as defined in subparagraph (a)(5) of Section 102 of the Not-For-Profit Corporation Law of the State of New York and, as provided in Section 1411 of the Not-For-Profit Corporation Law, will be a Type C Corporation as defined in Section 201 of the Not-For-Profit Corporation Law. The corporation is a public instrumentality of, but separate and apart from, the County of Saratoga, New York.

**THIRD:** The purposes for which the corporation is to be formed and operated are exclusively for charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, to relieve and reduce unemployment, promote and provide for additional and maximum employment, improve and maintain job opportunities, and lessen the burden of government and act in the public interest. In furtherance of said purposes, the corporation's powers shall include:

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INCORPORATIONS  
Kathleen A. Marchione Saratoga Co. Clerk

(a) To foster the creation, retention and expansion of jobs and economic opportunities for the benefit of the County of Saratoga, New York State and local economies; and

(b) To construct, acquire, rehabilitate and improve for use by others, facilities in the territory in which its operations are principally to be conducted, to assist financially in such construction, acquisition, rehabilitation and improvement, to maintain and/or lease such facilities on its behalf or for others in such territory; to disseminate information and furnish advice, technical assistance and liaison with federal, state and local authorities with respect thereto;

(c) To acquire by purchase, lease, gift, bequest, devise or otherwise real or personal property or interests therein;

(d) To apply for loans and borrow money without limit as to amount; to make, draw, accept, endorse, execute and issue negotiable bonds, debentures, notes and other obligations therefor;

(e) To sell, lease, mortgage or otherwise dispose of or encumber any such facilities or any of its real or personal property or any interest therein upon such terms as it may determine;

(f) To enter into covenants and agreements and to comply with all the terms, conditions and provisions thereof, and otherwise to carry out its corporate purposes and to foster and encourage the location or expansion of facilities and related businesses in the territory in which the operations of the corporation are principally to be conducted;

(g) To apply for and make grants and loans and to execute any and all documents necessary in connection therewith;



(h) To do any other act or thing incidental to or connected with the foregoing purposes or in advancement thereof, but not for the pecuniary profit or financial gain of its members, directors, officers or any private person.

(i) In general, to perform any and all acts and things, and exercise any and all powers which may now or hereafter be lawful for the corporation to do or exercise under and pursuant to the laws of the State of New York for the purpose of accomplishing any of the foregoing purposes of the corporation.

**FOURTH:** The corporation's mission and public objective, which the corporation's purposes will achieve, include, but are not limited to, the lessening of the burdens of government by undertaking and promoting economic development initiatives in the Saratoga County, New York area that will include real estate leasing, acquisition, development and management, real estate project finance, and other community-based economic development activities permissible under the Not-For-Profit Corporation Law.

**FIFTH:** The operations of the corporation will be principally conducted within the territory of Saratoga County, New York and surrounding communities.

**SIXTH:** Pursuant to the requirements of Section 1411(e) of the Not-For-Profit Corporation Law:

(a) All income and earnings of the corporation shall be used exclusively for its corporate purposes with the intent being that all income and earnings will be expended or deposited in appropriate reserves for corporate purposes; to the extent not so used, the income and earnings will accrue and be paid to the Job Development Authority to the extent required by Section 1411 of the Not-for-Profit Corporation Law.

(b) The property of the corporation is irrevocably dedicated to its corporate purposes. No part of the income or earnings of the corporation shall inure to the benefit or profit of, nor shall any distribution of its property or assets be made to, any member, director or officer of the corporation, or private person, corporate or individual, or to any other private interest, except that the corporation may repay loans made to it and may repay contributions (other than dues) made to it to the extent that any such contribution may not be allowable as a deduction in computing taxable income under the Internal Revenue Code of 1986, as amended.

(c) If the corporation accepts a mortgage loan or loans from the New York Job Development Authority, the corporation shall be dissolved in accordance with the provisions of paragraph (g) of Section 1411 of the Not-For-Profit Corporation Law upon the repayment or other discharge in full by the corporation of all such loans.

SEVENTH: (a) The corporation shall not attempt to influence legislation by propaganda or otherwise, or participate in or intervene, directly or indirectly, in any political campaign on behalf of or in opposition to any candidate for public office.

(b) The corporation shall not engage in any activities not permitted to be carried on by an organization exempt from federal income taxation pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder.

EIGHTH: In the event of the dissolution of the corporation or the winding up of its affairs, the Board of Directors shall, after paying or making provision for the payment of all debts and liabilities of the corporation of whatsoever kind or nature, distribute all of the remaining assets and property of the corporation to the County of Saratoga for furtherance of the purposes set forth in Section 1411 of the Not-for-Profit Corporation Law. Any of such assets not so disposed of shall be disposed of by order of the Supreme Court of the State of New York pursuant to Section 1008 of the Not-For-Profit Corporation Law.

**NINTH:** The office of the corporation shall be located in Saratoga County, New York.

**TENTH:** The offices of the corporation shall be functionally separate from those of the County of Saratoga or any of its affiliated entities (collectively, the "County Entities") (although such office may be in a facility leased from the County of Saratoga or any of its affiliates on arms-length terms). The corporation at all times shall:

(a) maintain separate accounting records and other corporate records from those of the County Entities;

(b) not divert the corporation's funds to any other person or for other than the use of the corporation and not commingle any of the corporation's assets with those of the County Entities;

(c) pay any employee, consultant or agent of the corporation, or any other operating expense incurred by the corporation, from the assets of the corporation and not from the assets of any of the County Entities;

(d) maintain its own deposit account or accounts, separate from those of the County Entities, with commercial banking institutions and/or trust companies;

(e) to the extent that the corporation contracts or does business with vendors or service providers where the goods and services provided are partially for the benefit of any other person, the costs incurred in so doing shall be fairly allocated to or among the corporation and such persons for whose benefit the goods and services are provided, and the corporation and each such person shall bear its fair share of such costs;

(f) conduct its business in its own name and conduct all material transactions between the corporation and the County Entities only on an arm's-length basis;

(g) observe all necessary, appropriate and customary corporate formalities, including, but not limited to, holding all regular and special members' and directors' meetings appropriate to authorize all corporate action, keeping separate and accurate minutes of such meetings, passing all resolutions or consents necessary to authorize actions taken or to be taken, and maintaining accurate and separate books, records, and accounts, including, but not limited to, intercompany transaction accounts. Regular members' and directors' meetings shall be held at least annually;

(h) ensure that decisions with respect to its business and daily operations shall be independently made by the corporation (although the officer making any particular decision also may be an employee, officer or director of the County Entities);

(i) act solely in its own corporate name and through its own authorized officers and agents, and use its own stationery;

(j) other than as expressly provided herein, pay all expenses, indebtedness and other obligations incurred by it;

(k) not enter into any guaranty, or otherwise become liable, with respect to any obligation of the County Entities;

(l) cause any financial reports required of the corporation to be prepared in accordance with generally accepted accounting principles and be audited annually and be issued separately from, although they may be consolidated with, any reports prepared for any member of the County Entities; and

(m) ensure that at all times it is adequately capitalized to engage in the transactions contemplated herein.

ELEVENTH: The County of Saratoga, acting by and through its Board of Supervisors, shall be the sole Member of the corporation.

TWELFTH: The corporation shall be managed by a Board of Directors consisting of seven (7) Directors, each appointed by and serving at the pleasure of the Saratoga County Board of Supervisors. The initial Directors shall serve for a term ending December 31, 2015. Subsequent appointments of Directors by the Saratoga County Board of Supervisors shall be made for a term of two (2) years ending in such case on December 31 of the last year of each such term, and such Directors may be removed by the Saratoga County Board of Supervisors without cause at any time for any reason. Vacancies occurring on the Board of Directors other than by expiration of terms of office shall be filled by appointment by the Saratoga County Board of Supervisors for the remainder of the unexpired terms. Any subsequent increase or decrease in the size of the Board of Directors will require the approval of the Member and the affirmative vote of a majority of the Directors.

THIRTEENTH: The names and addresses of the initial Directors of the corporation are as follows:

| Name                 | Address  |
|----------------------|--|
| Willard H. Peck      | 40 McMaster Street, Ballston Spa, New York 12020 |
| Edward D. Kinowski   | 40 McMaster Street, Ballston Spa, New York 12020 |
| Thomas J. Richardson | 40 McMaster Street, Ballston Spa, New York 12020 |
| Thomas N. Wood, III  | 40 McMaster Street, Ballston Spa, New York 12020 |
| Arthur M. Wright     | 40 McMaster Street, Ballston Spa, New York 12020 |
| Helen Endres         | 40 McMaster Street, Ballston Spa, New York 12020 |
| David Meager         | 40 McMaster Street, Ballston Spa, New York 12020 |

FOURTEENTH: The corporation shall indemnify each Member, each Director, each officer, and, to the extent authorized by the Board of Directors, each other

person authorized to act for the corporation or on its behalf, to the full extent to which indemnification is permitted under the Not-For-Profit Corporation Law.

**FIFTEENTH:** The Secretary of State of the State of New York is designated as agent of the corporation upon whom process against it may be served. The post office address to which the Secretary of State shall mail a copy of any process against the corporation served upon him is as follows: Maplewood Manor Local Development Corporation, 40 McMaster Street, Ballston Spa, New York 12020.

**SIXTEENTH:** The By-laws of the corporation may be adopted, amended or repealed by a majority of the Directors of the corporation.

**SEVENTEENTH:** The corporation will not do any of the following:

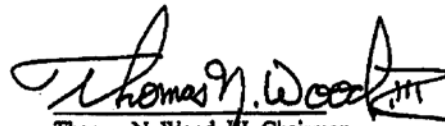
(a) Without the affirmative vote of all Members of the corporation and the affirmative vote of a majority of the Directors, increase or decrease the number of Members of the corporation or increase or decrease the number of Directors of the corporation.

(b) Without the affirmative vote of a majority of the Directors of the corporation and all of the corporation's members, (i) dissolve or liquidate, in whole or in part, or institute proceedings to be adjudicated bankrupt or insolvent, (ii) consent to the institution of bankruptcy or insolvency proceedings against it, (iii) file a petition seeking or consenting to reorganization or relief under any applicable federal or state law relating to bankruptcy or insolvency, (iv) consent to the appointment of a receiver, liquidator, assignee, trustee, sequestrator or other similar official of the corporation or a substantial part of its property, (v) make a general assignment for the benefit of creditors, (vi) admit in writing its inability to pay its debts generally as they become due or (vii) take any corporate action in furtherance of the actions set forth in clauses (i) through (vi) of this paragraph.

(c) Without the affirmative vote of all of the Directors of the corporation and all of the corporation's members, merge or consolidate with any other corporation, company or entity or, except to the extent contemplated by paragraph THIRD hereof, sell all or substantially all of its assets or acquire all or substantially all of the assets or capital stock or other ownership interest of any other corporation, company or entity.

EIGHTEENTH: The corporation shall be deemed a public body (as such term is defined in the Open Meetings Law of the State of New York) and, as such, each meeting of the Board of Directors of the corporation will be conducted in the manner prescribed by the Open Meetings Law. The Directors will not receive compensation for services provided to or on behalf of the corporation.

IN WITNESS WHEREOF, this certificate has been subscribed this 21 day of November, 2012.



Thomas N. Wood, III, Chairman  
Saratoga County Board of Supervisors  
40 McMaster Street  
Ballston Spa, New York 12020

N. Y. S. DEPARTMENT OF STATE  
DIVISION OF CORPORATIONS AND STATE RECORDS

ALBANY, NY 12231-0001

CERTIFICATE OF RESERVATION

=====
ENTITY NAME: MAPLEWOOD MANOR LOCAL DEVELOPMENT CORPORATION

DOCUMENT TYPE: RESERVATION (NEW) (DOM. NFP)

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FILED:10/30/2012 DURATION:12/31/2012 CASH#:121030000814 FILM #:121030000793

FILER:

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HARRIS BEACH PLLC
99 GARNSEY ROAD

PITTSFORD, NY 14534

ADDRESS FOR PROCESS:
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REGISTERED AGENT:
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\*\* SUBMIT RECEIPT WHEN FILING CERTIFICATE \*\*
APPLICANT NAME : CARLA PENAZEK

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SERVICE COMPANY: LIBERTY CORPORATE SERVICES, INC. - AL SERVICE CODE: AL

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CERTIFICATE OF INCORPORATION  
OF  
MAPLEWOOD MANOR LOCAL DEVELOPMENT CORPORATION

(Under Section 1411 of the Not-For-Profit Corporation Law of the State of New York)

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Filed by: Justin S. Miller, Esq.  
Harris Beach PLLC  
677 Broadway, Suite 1101  
Albany, New York 12207

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STATE OF NEW YORK  
DEPARTMENT OF STATE  
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BY: Jan

Saratoga

Customer Ref. # 44439

STATE OF NEW YORK  
DEPARTMENT OF STATE  
I hereby certify that this copy has been compared with the original document in the custody of the Secretary of State and that the same is a true copy of said original. WITNESS my hand and official seal of the Department of State at the City of Albany, on December 06, 2012.



Dan Shapiro  
First Deputy Secretary of State



1088

## RESOLUTION 120 - 2018

Introduced by Supervisors Tollisen, Allen, DeLucia, Lent, Pemrick, Szczepaniak, and Wright

APPROVING THE ISSUANCE OF CERTAIN OBLIGATIONS BY SARATOGA COUNTY CAPITAL RESOURCE CORPORATION TO FINANCE A CERTAIN PROJECT FOR HUDSON HEADWATERS HEALTH NETWORK

WHEREAS, Saratoga County Capital Resource Corporation (the "Issuer") is authorized and empowered by the provisions of Section 1411 of the New York State Not-For-Profit Corporation Law (the "NFPCL") to take steps to relieve and reduce unemployment, promote and provide for additional and maximum employment, better and maintain job opportunities, instruct or train individuals to improve or develop their capabilities for such jobs, carry on scientific research for the purpose of aiding a community or geographical area by attracting new industry to the community or area or by encouraging the development of, or retention of, an industry in the community or area, lessening the burdens of government and acting in the public interest; and

WHEREAS, to accomplish its stated purposes, the Issuer is authorized and empowered under the NFPCL and its certificate of incorporation (the "Certificate of Incorporation") to issue its revenue bonds to finance the cost of the acquisition, construction, reconstruction and installation of one or more "projects" (as described in the NFPCL and the Certificate of Incorporation), to acquire, construct, reconstruct and install said projects or to cause said projects to be acquired, constructed, reconstructed and installed, and to convey said projects or to lease said projects with the obligation to purchase; and

WHEREAS, Hudson Headwaters Health Network, a New York not-for-profit corporation (the "Borrower"), presented an application (the "Application") to the Issuer, which Application requested that the Issuer consider undertaking a project (the "Project") for the benefit of the Borrower, said Project to consist of the following: (A) (1) the construction of a new healthcare facility containing approximately 27,900 square feet consisting of (i) a health center including exam, procedure and behavioral consultation rooms, (ii) a physical and occupational therapy and imaging facility and (iii) a pharmacy (the "Facility") on a parcel of land located at Route 9 in the Town of Moreau, Saratoga County, New York (the "Land"), and (2) the acquisition and installation therein and thereon of certain machinery and equipment (the "Equipment") (the Land, the Facility and the Equipment being collectively referred to as the "Project Facility"); (B) the financing of all or a portion of the costs of the foregoing by the issuance of revenue bonds of the Issuer in one or more issues or series in an aggregate principal amount sufficient to pay the cost of undertaking the Project, together with necessary incidental costs in connection therewith, in an amount then estimated to be approximately \$7,700,000, but in any event not to exceed \$9,000,000 (the "Bond"); and (C) paying a portion of the costs incidental to the issuance of the Bond, including issuance costs of the Bond and any reserve funds as may be necessary to secure the Bond; and

WHEREAS, the Borrower has requested that interest on the Bond be treated by the federal government as excludable from gross income for federal income tax purposes pursuant to Section 103 and Section 142 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, this Board of Supervisors has been advised by the Issuer that the Issuer proposes to issue, subsequent to the adoption of this resolution, the Bond in a principal amount sufficient to fund all or a portion of the costs of the Project; and

WHEREAS, interest on the Bond will not be excludable from gross income for federal income tax purposes unless, among other things, pursuant to Section 147(f) of the Code, the issuance of the Bond is approved by the "applicable elected representative" of Saratoga County, New York after the Issuer has held a public hearing (the "Public Hearing") on the nature of the Project and the issuance of the Bond; and

WHEREAS, in accordance with the requirements set forth in Section 147(f) of the Code, the Chief Executive Officer of the Issuer (A) caused notice of the Public Hearing to be published on March 23, 2018 in The Daily Gazette, a newspaper of general circulation available to the residents of the Town of Moreau, Saratoga County, New York, (B) conducted the Public Hearing on April 10, 2018 at 4:00 o'clock p.m., local time at the office of the Issuer located at 2911 NYS Route 9, Malta, New York and (C) prepared a report of the Public Hearing (the "Hearing Report") which fairly summarized the views presented at said Public Hearing and distributed same to the directors of the Issuer and to the Board of Supervisors; and

WHEREAS, pursuant to Section 147(f) of the Code, the Board of Supervisors desires to allow the interest on the Bond to be treated as excludable from gross income for federal income tax purposes; and

WHEREAS, the Certificate of Incorporation specifically provides that neither the Bond nor any other obligation of the Issuer shall be a debt of the County of Saratoga, New York, nor shall the County of Saratoga, New York be liable thereon; now, therefore, be it

RESOLVED by the Board of Supervisors of the County of Saratoga, New York as follows:

Section 1. For the sole purpose of qualifying the interest payable on the Bond for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 145(a) of the Code, the Board of Supervisors, as the elected legislative body of the County of Saratoga, New York, hereby approves the issuance by the Issuer of the Bond, provided that the Bond, and the premium (if any) and interest thereon, shall be special obligations of the Issuer and shall never be a debt of the State of New York, County of Saratoga, New York or any political subdivision thereof (other than the Issuer), and neither the State of New York, County of Saratoga, New York nor any political subdivision thereof (other than the Issuer) shall be liable thereon.

Section 2. This resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 121 - 2018

Introduced by Supervisors Tollisen, Allen, DeLucia, Lent, Pemrick, Szczepniak and Wright

**AUTHORIZING AN EXCEPTION TO THE COUNTY'S HEALTH INSURANCE POLICY TO EXTEND THE PERIOD OF HEALTH INSURANCE COVERAGE FOR THE CHILD DEPENDENTS OF A RECENTLY DECEASED COUNTY EMPLOYEE**

WHEREAS, an employee of the Saratoga County Probation Department, Melissa Moore, passed away unexpectedly on March 28, 2018; and

WHEREAS, the County's Health Insurance Policy for employees, elected officials and retirees, set forth in Chapter 4, Section E, of the County's Policies and Procedures Manual, provides that upon the death of an active employee, Saratoga County will continue health insurance for dependents covered under the employee's policy for the remainder of the month of death plus one additional month; and

WHEREAS, Ms. Moore left behind two dependent children who were covered under her Blue Shield of Northeastern New York health insurance policy through the County; and

WHEREAS, while both children are expected to qualify for health insurance coverage through Healthy NY sometime within the next 60 days, such coverage will not be in place prior to the expiration of their coverage with Blue Shield on April 30, 2018, the expiration date presently required under the County's Health Insurance Policy; and

WHEREAS, it is appropriate to authorize an exception to the County's Health Insurance Policy to extend health insurance coverage to Ms. Moore's dependents through June 30, 2018 in order to ensure that their health insurance coverage is not interrupted; now, therefore, be it

RESOLVED, that an exception is hereby authorized to the coverage termination provisions of the County's Health Insurance Policy to extend the health insurance coverage provided by the County through Blue Shield of Northeastern New York for the two child dependents of former Saratoga County employee Melissa Moore through June 30, 2018.

BUDGET IMPACT STATEMENT: Funds are available in the MS Health Insurance Fund.

Chairman Kinowski announced the following appointment:

Workforce Development Board

Keith Manual, Quad Graphics  
Term - April 18, 2018 – December 31, 2019

Mr. Szczepaniak introduced Seth Gully who is interning with the Town of Ballston. Mr. Gully is currently a senior at Burnt Hills Ballston Lake High School who is going on to college to study Government.

Ms. Gaston thanked Mr. Dorsey and Mr. Jarosh for their time and cooperation in getting documents and details to her with regards to the County Tax Auction. She said she heard from the previous owner of the parcel in Wilton and said they are looking at other ways Saratoga Plan will be able to continue to move forward with their trail.

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

Respectfully submitted,

Pamela Wright, Clerk