

AGENDA SESSION  
July 11, 2018 4:45 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, Philip C. Barrett, Jonathon Schopf, Richard Lucia, Preston Allen, Jean Raymond, Daniel Pemrick, Arthur Wright, Kevin Tollisen, Vincent DeLucia, Thomas Richardson, Theodore Kusnierz, Scott Ostrander, Willard H. Peck, Sandra Winney, Thomas N. Wood, III, Matthew Veitch, Edward D. Kinowski, John Lawler, Arthur J. Johnson – 21. ABSENT – Tara N. Gaston - 1.

Mr. Tollisen asked for a moment of silence for the recent passing of Supervisor Paul Lent and the recent loss suffered by the Hellwig family.

On a motion by Mr. Lucia seconded by Mr. Grattidge minutes of the June 13, 2018 meeting were unanimously approved.

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

Mr. Grattidge said at the Saratoga County Fair, they will be having a memorial celebration for Paul Lent during the opening ceremonies on Tuesday, July 24, 2018 at 9:00 a.m. at the horse arena area of the Saratoga County Fairgrounds. All Supervisors are invited to attend. We will be contributing to a memorial fund for projects in Paul's name at that time.

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

Respectfully submitted,

Pamela Wright, Clerk

## PROPOSED RESOLUTIONS

### ECONOMIC DEVELOPMENT

Authorizing a temporary easement to the Town of Halfmoon for the construction of a potable water pumping station on County owned land adjacent to Coons Crossing Road and the Zim Smith Trail.

### HUMAN RESOURCES & INSURANCE

Authorizing a contract with Jaeger and Flynn Associates in the amount of \$38,400 for health insurance consulting services.

### REAL PROPERTY TAX

Authorizing auction sale of County-owned lands acquired for unpaid taxes to the underbidder for a parcel in the Town of Clifton Park.

### LAW & FINANCE

Authorizing an amendment to Resolution 156-2018 to include a provision for the Sheriff to charge school districts participating in the SRO program for overtime compensation at a rate of \$50 per hour.

Awarding 2018 Farmland/Open Space preservation grants.

Authorizing an amendment to the contract with J & K Plumbing and Heating in the amount of \$52,403.53 for additional services associated with the odor control project at the Treatment Plant.

Approving the proposed construction of a regional biosolids digester facility by Saratoga County Sewer District No. 1 in cooperation with the Albany County Water Purification District and approving the issuance of a negative declaration under SEQRA.

Authorizing a bond resolution for the design and construction of a regional biosolids handling facility project in partnership with the Albany County Water Purification District.

Honoring the memory of Supervisor Paul Lent.

REGULAR MEETING  
TUESDAY, July 17, 2018  
AT 4:00 p.m., E.S.T.

Chairman Kinowski called the meeting to order.

Roll call was taken. PRESENT – Timothy Szczepaniak, Alan Grattidge, Philip C. Barrett, Jonathon Schopf, Richard Lucia, Preston Allen, Daniel Pemrick, Arthur M. Wright, Kevin Tollisen, Vincent DeLucia, Thomas Richardson, Theodore Kusnierz, Willard H. Peck, Sandra Winney, Thomas N. Wood, III, Tara Gaston, Edward D. Kinowski, Arthur J. Johnson – 18. ABSENT – Jean Raymond, Scott Ostrander, Matthew Veitch, John Lawler, - 4.

PUBLIC INPUT: Rev. Joe Cleveland, Saratoga Springs RE: All Are Welcome Walk and Vigil. Rev. Cleveland handed out an invitation on behalf of the Saratoga Immigration Coalition for the All Are Welcome Here Walk & Vigil to be held on August 28, 2018 from 6pm to 8pm in Saratoga Springs.

On a motion by Mr. Lucia, seconded by Mr. Grattidge the minutes of the June 19, 2018 meeting was unanimously approved.

The Clerk presented the following:

Letter from County Attorney Steve Dorsey appointing William Nowak as Assistant County Attorney, full time, effective June 15, 2018 until December 31, 2018.

Received and Filed

Letter from County Attorney Steve Dorsey appointing Vida McCarthy-Cerrito as Assistant County Attorney, full time, effective July 13, 2018 thru December 31, 2018.

Received and Filed

On a motion by Mr. Peck, seconded by Mr. Richardson, Resolutions 164 through 172 were adopted by a unanimous vote.

RESOLUTION 164 - 2018

Introduced by Supervisors Veitch, Barrett, Grattidge, Johnson, Lawler, Ostrander and Richardson

AUTHORIZING THE CONVEYANCE OF A TEMPORARY EASEMENT TO THE TOWN OF HALFMOON OVER A PARCEL OF COUNTY LAND NEAR THE INTERSECTION OF CARY ROAD AND COONS CROSSING ROAD FOR THE INSTALLATION OF A PUMP STATION AND WATER MAIN CONNECTING TO THE SARATOGA COUNTY WATER AUTHORITY'S WATER SYSTEM

WHEREAS, the County acquired title to a 1.81 acre portion of Tax Parcel #260.-2-8.12 in the Town of Halfmoon from James W. Floud on July 12, 2018 that is needed for the County's planned extension of the Zim Smith Trail from Coons Crossing Road in the Town of Halfmoon to the City of Mechanicville; and

WHEREAS, the Town of Halfmoon desires to install a water main, pump station and supporting infrastructure on said 1.81 acre parcel acquired by the County that will allow the Town to connect to the Saratoga County Water Authority's water system in the vicinity of Cary Road and Coons Crossing Road in the Town of Halfmoon; and

WHEREAS, the Town of Halfmoon has requested the County grant a temporary easement to the Town over said 1.81 acre parcel of land for the construction of the planned water main, pump station and supporting infrastructure; and

WHEREAS, at a later date, the Town will be requesting from the County a permanent easement that will allow the Town to maintain and operate the water main, pump station and related infrastructure on that portion of the 1.81 acre parcel where said water facilities are actually installed; and

WHEREAS, the proposed location of the water main, pump station and related infrastructure will not interfere with the planned route for the County's extension of the Zim Smith Trail; and

WHEREAS, our Economic Development Committee and Director of Planning have recommended that the requested temporary easement be approved and granted by this Board; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized and directed to execute a deed of temporary easement and any and all other documents needed to convey to the Town of Halfmoon a temporary easement for the installation of a water main, pump station and related infrastructure connecting the Town of Halfmoon to the Saratoga County Water Authority's water system, which easement shall be over the 1.81 acre parcel conveyed by James W. Floud to the County of Saratoga by deed recorded in the Saratoga County Clerk's Office on July 12, 2018 as Instrument #2018020705; and be it further

RESOLVED, that the form and content of such temporary easement and related documents shall be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

#### RESOLUTION 165 - 2018

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

#### AUTHORIZING AN AGREEMENT WITH JAEGER & FLYNN ASSOCIATES, INC. FOR HEALTH INSURANCE CONSULTANT SERVICES

WHEREAS, the County is in need of a provider of health insurance consultant services to assist the County in analyzing current health insurance claim, membership networking and utilization information, as well as evaluating potential cost saving opportunities, for prospective health insurance carriers for 2019; and

WHEREAS, our Human Resources and Insurance Committee and the County's Director of Human Resources have recommended that the proposal of Jaeger & Flynn Associates, Inc. for the provision of health insurance consultant services in 2018 at a cost of \$38,400 be accepted; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an agreement with Jaeger & Flynn Associates, Inc. of Clifton Park, New York for the provision of health insurance consultant services to include, but not be limited to, analyzing current health insurance claim, membership networking and utilization information, as well as evaluating potential cost saving opportunities, for prospective health insurance carriers for the 2019 policy year, with said agreement to commence on July 18, 2018 and terminate on December 31, 2018, at a cost not to exceed \$38,400; and, be it further

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

BUDGET IMPACT STATEMENT: No budget impact.

#### RESOLUTION 166 - 2018

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

#### APPROVING 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 on March 20, 2018, at auction sale, certain parcels of land in several Towns within the County, including the parcel more particularly described below; and

WHEREAS, pursuant to Resolution 111-2018, this Board authorized conveyance of certain lands to the highest bidders of said auction; and

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

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

WHEREAS, our Real Property Tax Committee finds that the return of this property to the tax rolls is in the best interest of County residents; and

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

RESOLVED, that, due to the failure of the successful bidder on the parcel listed below to complete his purchase pursuant to County auction rules, the approval for the conveyance of Tax Parcel #265.19-1-28.1 to Clifford E. Lawrence, Jr. pursuant to Resolution 111-2018 is hereby revoked; and it is further

RESOLVED, that the proposed conveyance of the following County lands to the underbidder at the auction of March 20, 2018 is approved; and, be it further

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

<u>UNDER BIDDER</u>	<u>TOWN</u>	<u>S/B/L</u>	<u>FORMER OWNER</u>	<u>AMOUNT</u>
David Harry Fribourg 2 Ryan Court Clifton Park, NY 12065	Clifton Park	265.19-1-28.1	Joel S. Ross	\$70,000.00

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 167- 2018

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

AMENDING RESOLUTION 156-2018 TO AUTHORIZE THE SHERIFF’S DEPARTMENT TO PROVIDE OVERTIME SECURITY SERVICES TO LOCAL SCHOOL DISTRICTS FOR SCHOOL ACTIVITIES AND EVENTS

WHEREAS, pursuant to Resolution 156-2018, this Board authorized the execution of agreements with the following school districts for the provision of School Resource Officer services: Ballston Spa Central School District, Burnt Hills-Ballston Lake Central School District, Corinth Central School District, Galway Central School District, Mechanicville City School District, Schuylerville Central School District, South Glens Falls Central School District and Shenendehowa Central School District for the assignment of Saratoga County Sheriff’s Department Road Patrol Deputies as School Resource Officers at a cost of \$72,413.35 to be paid by each school district per assigned Deputy serving in the capacity of School Resource Officer for the 2018-2019 school year subject to renewal for up to two additional terms of one year each; and

WHEREAS, said local school districts have recently requested that Sheriff Zurlo also permit Saratoga County Sheriff’s Department Road Patrol Deputies to provide overtime police security services, upon request of the school district, for certain school activities and events outside of normal school hours; and

WHEREAS, Sheriff Zurlo is willing to authorize the provision of overtime services by his Department’s Road Patrol Deputies at a cost of \$50.00 per hour, for a minimum of two (2) hours per school activity/event, which is consistent with the overtime pay requirements of the current collective bargaining agreement; and

WHEREAS, our Law and Finance Committee and Sheriff Zurlo have recommended that Resolution 156-2018 be amended to authorize the provision of overtime services by Saratoga County Sheriff’s Department Road Patrol Deputies at a cost of \$50,00 per hour, for a minimum of two (2) hours per school activity/event; now, therefore, be it

RESOLVED, that Resolution 156-2018 is hereby amended to add a new RESOLVED paragraph after the second RESOLVED paragraph stating as follows:

RESOLVED, that each of the foregoing nine (9) agreements with said school districts shall provide that upon the request of the school district and the approval of the Saratoga County Sheriff, Saratoga County Sheriff’s Department Road Patrol Deputies

shall be authorized to provide overtime security services at school activities and events outside of normal school hours at an additional cost to the school district of \$50.00 per hour for a minimum of two (2) hours per school activity/event; and be it further

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 168 - 2018

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

AWARDING 2018 FARMLAND AND OPEN SPACE PRESERVATION PROGRAM GRANTS

WHEREAS, the Saratoga County Farmland and Open Space Preservation Program was established in 2003 to give matching grants to purchase development or other rights or outright ownership of productive agricultural and open space land; and

WHEREAS, the 2018 County Budget includes \$100,000 for the Farmland and Open Space Preservation Program; and

WHEREAS, the County Land Preservation Committee solicited applications for various land preservation projects in the County; and

WHEREAS, the Committee has reviewed the application submitted for funding and has recommended that funding four farmland preservation projects be approved at a cost of \$187,000; and

WHEREAS, the recommended award of \$187,000 may necessitate the transfer of \$87,000 in whole or in part from the Open Space Reserve Fund at a later date depending on whether the \$100,000 in budgeted Program funds for 2018 are fully disbursed this year; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors authorizes the payment, under the Farmland and Open Space Preservation Program, of the following amounts to the following entities for the purpose and upon the conditions stated:

1. To the Town of Saratoga, the sum of \$67,000 upon an award to Saratoga PLAN from the New York State Department of Agriculture and Markets, plus in-kind donations, towards an estimated price of \$4,000 per acre for the purchase of a 117.7 acre perpetual farmland conservation easement over the Hanehan Farm (Tax Parcel # 168.-2-82).
2. To the Town of Clifton Park, the sum of \$14,000 upon the condition that the Town of Clifton Park contributes no less than \$58,000 to serve as a local match upon an award from the New York State Department of Agriculture and Markets, plus in-kind donations towards an estimated price of \$7,000 per acre for the purchase of a 72.9 acre perpetual farmland conservation easement over the Maple Hill Farm (Tax Parcel #236.-2-8.1).
3. To the Town of Clifton Park, the sum of \$69,000 upon the condition that the Town of Clifton Park contributes no less than \$70,000 to serve as a local match upon an award from the New York State Department of Agriculture and Markets, plus in-kind donations towards an estimated price of \$10,455 per acre for the purchase of a 95.65 acre perpetual farmland conservation easement over Bowman Orchards (Tax Parcel #s: 282.-2-27.11, 282.-2-27.12, and 282.-2-27.14).
4. To the Town of Galway, the sum of \$37,000, upon an award from the New York State Department of Agriculture and Markets, plus in-kind donations towards an estimated price of \$3,308 per acre for the purchase of the development rights of a 65 acre farm to place a perpetual conservation easement over the Lendl Farm (Tax parcel # 186.2-48).

and, be it further

RESOLVED, that the foregoing grant amounts may be adjusted by the Land Preservation Committee by up to 10% of each grant amount provided the requirements of each grant are satisfied and sufficient grant monies are available; and, be it further

RESOLVED, that the Land Preservation Committee may place such further conditions and requirements on said grants as it may deem necessary and advisable to fulfill the intent and purpose of the Farmland Protection and Open Space Preservation Program; and, be it further

RESOLVED, that the Chair is authorized to execute any and all agreements and other documents necessary to ensure the fulfillment of said conditions and transfer said funds, with such agreements and documents to be subject to the approval of the County Attorney as to form and content.

BUDGET IMPACT STATEMENT: None. Funds are available in the operating budget and the Open Space Reserve account to cover the awards.

#### RESOLUTION 169 - 2018

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

#### AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH J&K PLUMBING AND HEATING COMPANY, INC. FOR ADDITIONAL SERVICES AND EQUIPMENT RELATED TO THE SEWER DISTRICT'S ODOR CONTROL UPGRADE PROJECT

WHEREAS, the New York State Department of Environmental Conservation is requiring Saratoga County Sewer District No. 1 to undertake certain improvements to the sludge odor control system at the Sewer District's Wastewater Treatment Plant in order to bring the odor control system into compliance with the Treatment Plant's Title V air emissions permit; and

WHEREAS, pursuant to Resolution 169-2017, this Board authorized an agreement with J&K Plumbing and Heating Co., Inc. for HVAC construction services for Saratoga County Sewer District No. 1's "Odor Control Upgrades" project at a cost of \$1,418,000; and

WHEREAS, additional costs incurred in exhaust fan upsizing required a change order in the amount of \$72,594, and were approved by the Executive Director of the Sewer District and the Saratoga County Sewer District Commission pursuant to their authority to approve change orders in an amount up to 10% of the original contract amount; and

WHEREAS, pursuant to Resolution 75-2018 this Board authorized an amendment to the agreement with J&K Plumbing and Heating Co., Inc. for the provision of additional HVAC construction services to include the installation of ten (10) circulator pumps, a small boiler, and ancillary piping, at an additional cost of \$161,37, thereby increasing the total contract amount to \$1,651,965; and

WHEREAS, during the course of construction, it was necessary for J&K Plumbing and Heating Co., Inc. to perform additional unforeseen construction services to relocate underground boiler circulatory supply and return piping which were not shown on as-builts, at an additional cost of \$52,403.53; and

WHEREAS, the Saratoga County Sewer District Commission and the Executive Director of the Sewer District have recommended that the contract with J&K Plumbing and Heating Co., Inc. be amended to authorize the additional cost incurred in the amount of \$52,403.53 for relocating underground boiler circulatory supply and return piping; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an amendment to the agreement with J&K Plumbing and Heating Co., Inc. of Binghamton, New York for the provision of additional HVAC construction services for Saratoga County Sewer District No. 1's "Odor Control Upgrades" project, to include the relocation of underground boiler circulatory supply and return piping at an additional cost of \$52,403.53, thereby increasing the total contract amount to \$1,704,368.53; and be it further

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

BUDGET IMPACT STATEMENT: None. Funds for this amendment are included in the Sewer District's 2018 budget.

#### RESOLUTION 170 - 2018

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

APPROVING THE PROPOSED CONSTRUCTION OF A REGIONAL BIOSOLIDS DIGESTER FACILITY BY SARATOGA COUNTY SEWER DISTRICT NO. 1 IN COOPERATION WITH THE ALBANY COUNTY WATER PURIFICATION DISTRICT, AND ADOPTING A NEGATIVE DECLARATION UNDER SEQRA

WHEREAS, by proceedings heretofore duly had and taken pursuant to Article 5-A of the County Law, the Board of Supervisors of Saratoga County, New York, has established a county sewer district designated and known as Saratoga County Sewer District No. 1, in said County (the "District"); and

WHEREAS, for a variety of technical and financial reasons, the District was unable to comply with new federal Title V air regulations pertaining to the incineration of sludge/biosolids at the District's Wastewater Treatment Plant, and as a consequence thereof, terminated operations of the Plant's sludge incinerator on March 20, 2016; and

WHEREAS, as a result of ceasing operations of its sludge incinerator, the District had to retain the services of a commercial hauler to remove, transport and dispose of sludge/biosolids from its Treatment Plant, which services are currently being provided pursuant to Resolution 137-2017 at a cost of \$90.76 per wet ton, plus a surcharge of \$10 per wet ton for each ton collected and transported above 430 wet tons per week; and

WHEREAS, as a result of discussions between officials from the New York State Energy Research and Development Authority ("NYSERDA"), the Albany County Water Purification District ("ACWPD"), and the District, NYSERDA, ACWPD and the District agreed in principle to commission a study to determine the feasibility of constructing and operating a regional biosolids digester facility, and to share the costs of performing said feasibility study in the following percentages: NYSERDA-50%, ACWPD-25%, and the District-25%; and

WHEREAS, pursuant to Resolution 135-2017, this Board authorized the execution of a cooperative agreement between the County of Albany, on behalf of ACWPD, and the County of Saratoga, on behalf of the District, to commission the feasibility study relative to the possible construction and operation of a regional biosolids digester facility, and to share the costs of the study in the foregoing percentages; and

WHEREAS, pursuant to Resolution 136-2017, the County entered into an agreement with Arcadis of New York, Inc. for the preparation of the feasibility study, at a cost to the County of \$25,000; and WHEREAS, the feasibility study has been completed by Arcadis of New York, Inc., reviewed by the members of the District Commission and the ACWPD's Board of Commissioners, and filed with the Board of Supervisors pursuant to Section 268 of the County Law in relation to a proposed increase and improvement of the facilities of said District; and

WHEREAS, the Sewer District Commission and the ACWPD's Board of Commissioners have recommended that the County of Saratoga and the County of Albany enter into an intermunicipal agreement to construct and operate said regional biosolids handling facility and thereby increase and improve the facilities of the District, at a total maximum estimated cost of \$48,500,000 as more fully described in the Feasibility Study and estimate of cost prepared in relation thereto. The plan of finance provides for the County and the County of Albany to each pay fifty percent (50%) of said estimated maximum cost of \$48,500,000, or \$24,250,000 each. The County's \$24,250,000 portion of said estimated maximum cost is proposed to be financed through application of any grants received from the State of New York ("NYS grants") and the issuance of bonds by the County of Saratoga on behalf of the District with the expense for principal of and interest on said bonds to be apportioned in accordance with the Sewer District's annual scale of charges for the collection, conveyance, treatment and disposal of sewage and wastewater from public corporations, improvement districts, commercial and industrial users and individuals, as such scale of charges currently exists and will be amended and adopted on an annual basis; and

WHEREAS, pursuant to Section 268 of the County Law, as amended by Chapter 397 of the Laws of 1995, the consent of the State Comptroller is not required prior to the expenditure of funds for said increase and improvement because the \$3.93 net cost thereof to the Typical Property (as defined in the County Law) does not exceed the applicable threshold for Average Estimated Cost for County Districts on similar types of expenditures, which was computed by the State Comptroller to be \$11.00 for calendar year 2018; and

WHEREAS, the Executive Director of the Sewer District has reviewed with our Law and Finance Committee the Short Environmental Assessment Forms Parts 1, 2 and 3 prepared by the ACWPD and the related determinations made by the Albany County Legislature in Resolution No. 268 of 2018 regarding the impact that construction of the proposed regional biosolids handling facility, to be located at the existing site of the ACWPD North Wastewater Treatment Plant in the Village of Menands, may have on the environment, and the Law and Finance Committee and the Executive Director of the Sewer District have recommended to the Board of Supervisors that the Board adopt such determinations thereby bringing the Sewer District and the County into

compliance with the New York State Environmental Quality Review Act ("SEQRA"), and the applicable documentation thereof has been filed in the office of the Clerk of the Board of Supervisors; and

WHEREAS, said Board of Supervisors duly adopted Resolution 162 - 2018 on June 19, 2018, calling a meeting of the Board of Supervisors for the purpose of holding a public hearing on said increase and improvement of facilities in accordance with said report and estimate of cost; and

WHEREAS, such Resolution authorized and directed the Clerk of said Board of Supervisors to publish the notice of public hearing and file a certified copy of such notice with the office of the State Comptroller; and

WHEREAS, said public hearing was duly held at the Chambers of the Saratoga County Board of Supervisors, 40 McMaster Street, in the Village of Ballston Spa, New York, in said County, on July 11, 2018, at 4:17 p.m.; and

WHEREAS, notice of said public hearing was duly published and filed in the manner provided by law and proof thereof was submitted to said Board of Supervisors; now, therefore be it

RESOLVED, that upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interests of the people of the County of Saratoga residing within the boundaries of the District to proceed with the expenditure for the District's 50% share of the cost for construction of said sewer facility improvements, all as more fully described in the preambles hereof, and such increase and improvement of facilities is hereby authorized at a maximum estimated cost of \$24,250,000; and be it further

RESOLVED, the expense of said increase and improvement of facilities shall be financed by the issuance of bonds in an amount not to exceed \$24,500,000 of said County and the costs of said increase and improvement of facilities, including payment of principal of and interest on said bonds, shall be apportioned in accordance with the Sewer District's annual scale of charges for the collection, conveyance, treatment and disposal of sewage and wastewater from public corporations, improvement districts, commercial and industrial users and individuals, as such scale of charges currently exists and will be amended and adopted on an annual basis, with the expectation that any funds received by the District from NYS grants shall be used to pay a part of the cost of the project or to pay debt service on bonds issued to finance the project or shall be budgeted as an offset to such assessments to be levied and collected; and be it further

RESOLVED, that based on the determinations set forth in Resolution No. 268 of 2018, duly adopted on June 11, 2018 by the Albany County Legislature, that the construction of said sewer facility improvements constitutes an "Unlisted Action" which will result in no major impacts, the project will not have a significant impact on the environment, and that Albany County has decided to prepare a negative declaration with respect to the project, it is hereby determined that this Board adopts such determinations and no further proceedings under SEQRA by this Board are required; and be it further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No budget impact on the 2018 Saratoga County Budget.

#### RESOLUTION 171 - 2018

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

**AUTHORIZING THE ISSUANCE OF \$24,250,000 BONDS OF THE COUNTY OF SARATOGA, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COUNTY'S 50% SHARE OF THE COST OF CONSTRUCTION OF A REGIONAL BIOSOLIDS DIGESTER FACILITY BY SARATOGA COUNTY SEWER DISTRICT NO. 1 IN COOPERATION WITH THE ALBANY COUNTY WATER PURIFICATION DISTRICT; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$24,250,000, STATING THE PLAN OF FINANCING; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND PROVIDING FOR REIMBURSEMENT BY SARATOGA COUNTY SEWER DISTRICT NO. 1 TO SAID COUNTY**

WHEREAS, pursuant to proceedings had and taken in accordance with the provisions of Article 5A of the County Law and more particularly Resolution 170 - 2018 of this Board of Supervisors, an increase and improvement of facilities of Saratoga County Sewer District No. 1 (the District"), consisting of construction of a regional Biosolids Digester Facility by Saratoga County Sewer District No. 1 in cooperation with the Albany County Water Purification District (the "Project") has been approved at a total estimated maximum cost of \$24,250,000 to the County of Saratoga and the District; now therefore be it

RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF SARATOGA, NEW YORK (by the affirmative vote of not less than two thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. The County of Saratoga, New York (herein called "County"), is hereby authorized to undertake the Project, all as more fully described in the feasibility study completed by Arcadis of New York, Inc. and filed with the Board of Supervisors pursuant to Section 268 of the County Law. The County's 50% share of the total estimated maximum cost of said object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$24,250,000. The plan of financing includes the application of any grants received from the State of New York, issuance of not to exceed \$24,250,000 aggregate principal amount of bonds of the County, the principal of and interest on such bonds to be reimbursed to the County by the assessment and levy on the real property of users connected to the District's sewer system in accordance with the District's annual scale of charges for the collection, conveyance, treatment and disposal of sewage and wastewater from public corporations, improvement districts, commercial and industrial users and individuals, as such scale of charges currently exists and as it will be amended and adopted on an annual basis.

Section 2. Bonds of the County in the principal amount of \$24,250,000, or so much thereof as may be necessary, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance the County's 50% share of said total estimated cost.

Section 3. The period of probable usefulness for the specific object or purpose for which said \$24,250,000 bonds herein authorized are to be issued, within the limitations of §11.00 a. 4 of the Law, is forty (40) years.

Section 4. Current funds are not required to be provided as a down payment prior to the issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation thereof, pursuant to Section 107.00 d. 3. of said Law.

Section 5. The County intends to finance, and the County Treasurer is hereby authorized to advance such amounts as are necessary to pay the costs of said improvements, prior to the issuance of the bonds or bond anticipation notes herein authorized, out of any available funds of the County on an interim basis, which respective amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County pursuant to this Resolution, in the respective maximum amounts of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 6. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §21.00 relative to the issuance of bonds having substantially level or declining annual debt service, §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the Board of Supervisors relative to authorizing the issuance of any notes in anticipation of the sale of the respective amounts of bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the County Treasurer, as the chief fiscal officer of the County.

Section 7. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Saratoga. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year. Should the assessments upon benefited real property through user charges be insufficient to pay the principal of and interest on such bonds, there shall be annually levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 8. The validity of the bonds authorized by this Resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 9. The Clerk of the Board of Supervisors is hereby directed to publish the foregoing bond resolution, in summary, in "*The Saratogian*" and in "*The Daily Gazette*", newspapers having a general circulation in said County and hereby designated the official newspapers of said County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 10. This Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. This project will be entirely underwritten by the Sewer District.

Chairman Kinowski invited Supervisor Wood to the podium to read Resolution #172 in its entirety.

#### RESOLUTION 172 - 2018

Introduced by the Saratoga County Board of Supervisors

#### HONORING THE MEMORY OF PAUL E. LENT

WHEREAS, PAUL E. LENT unexpectedly passed away on June 22, 2018 after an accident on his farm; and

WHEREAS, PAUL E. LENT was born on July 22, 1952, grew up in the Town of Corinth and graduated from Corinth High School; and

WHEREAS, PAUL attended Grahm College in Boston, graduating with a degree in communications. PAUL started his public service career in 1974 as a Deputy for the Saratoga County Sheriff's Department. On November 21, 1977 PAUL was appointed by the Saratoga County Board of Supervisors as Director of Civil Defense for Saratoga County, a position that was later renamed by the Board to Director of Emergency Services. PAUL served as Director until June, 1990 when he went to work as a consultant in the private sector with RCC and Crown Castle Communications; and

WHEREAS, during his initial tenure with the County, PAUL's accomplishments were many and significant, and included: the allocation of millions of gallons of fuel during the energy crisis of the late 1970's; the creation of a STOP/DWI Plan for the County, which was the second such program in the State and one whose educational component for children received favorable national recognition; the creation of a paramedic Emergency Medical Service for Saratoga County through the use of grant funds; the coordination of the implementation of an Emergency 911 System in the County; and the improvement and upgrading of the County's emergency communications system; and

WHEREAS, PAUL returned to the County in March, 2006 when the Board of Supervisors again appointed him to the position of Director of Emergency Services. PAUL's impressive record of public safety accomplishments in Saratoga County continued as he oversaw the design, construction and implementation of the County's Emergency Communications Radio System, including the erection of new radio towers and major upgrades to the County's emergency communications equipment, that brought true interoperability to all emergency services providers within Saratoga County; and

WHEREAS, PAUL was appointed Supervisor for the Town of Galway by the Galway Town Board in November, 2013, and then elected as Supervisor for a term commencing January 1, 2014 and re-elected in

November, 2017. PAUL was a member of the Saratoga County Board of Supervisors serving on the Public Health, Equalization and Assessment, Law & Finance, Racing & Gaming Committees, and for the past three years as Chairman of the Public Safety Committee where he was instrumental in advocating for and advancing plans for the design of a new County Public Safety Facilities Building; and

WHEREAS, PAUL was an active and valuable member of his community serving as the Assistant Draft Horse Superintendent for the Saratoga County Fair and as a member of the Board of Directors of the Cornell Cooperative Extension of Saratoga County; and

WHEREAS, PAUL will always be remembered by those he worked with here at the County for his congenial nature, the breadth of his knowledge and expertise in the area of public safety, and his sense of humor; and

WHEREAS, it is appropriate and fitting that this Board commemorate the passing of our friend and colleague; now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Saratoga expresses its sense of loss and its sincere sympathies upon the death of PAUL E. LENT to his beloved family; and, be it further

RESOLVED, that the Clerk of the Board forward a certified copy of this Resolution to the family of PAUL E. LENT.

Ms. Gaston said she was just back from the NACo Conference. Supervisors Raymond and Veitch also attended and they will be giving a full report at a future meeting. She brought back copies of NACo's Annual Report. She said she didn't have copies for everyone but thought Supervisors Raymond and Veitch would have copies as well. She encouraged all Supervisors to attend these meetings.

Mr. Barrett introduced Kevin Du. Mr. Du is a graduate of Shenenedehowa Schools and is an engineering student at Michigan University. He is volunteering his time at town hall and Mr. Barrett thought it would be a good experience for him to attend a County meeting.

Mr. Grattidge said the Saratoga County Fair will be July 24<sup>th</sup> through July 29<sup>th</sup>. There will be a celebration of the life of Jeff Townsend at the Music Pavilion from 7pm to 9pm on opening day. Mr. Townsend was the Fair Manager for many years before his unexpected passing earlier this year. Mr. Grattidge said there will be a memorial at the Draft Horse Barn Opening Day, July 24<sup>th</sup>, at 9am in honor of Paul Lent. He said money is being collected to donate to the Fair in Paul's name. He encouraged Board members to attend.

Chairman Kinowski announced the following appointments:

Public Health Professional Advisory Council

Cynthia Lisuzzo, RN  
Director of Care Management  
Saratoga Hospital  
211 Church Street  
Saratoga Springs, NY 12866

Julie Smith, Executive Director  
Greater Adirondack Home Aides  
25 Willowbrook, Suite 4  
Queensbury, NY 12804

Terms Expire 12/31/2018

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

Respectfully submitted,

Pamela Wright  
Clerk of the Board