



## **SARATOGA COUNTY BOARD OF SUPERVISORS**

### **REGULAR MEETING RESOLUTIONS PRESENTED TUESDAY, AUGUST 18, 2020**

163. AUTHORIZING THE CHAIRMAN TO ENTER INTO A CONTRACT WITH REJHA GROUP, LLC TO PROVIDE TRANSPORTATION SERVICES FOR PRESCHOOL CHILDREN WITH SPECIAL NEEDS
164. AUTHORIZING THE CHAIR TO ENTER INTO ADDITIONAL 2020 SUBCONTRACTS FOR THE OFFICE FOR THE AGING
165. AUTHORIZING THE ACCEPTANCE OF CORONAVIRUS PREPAREDNESS AND RESPONSE SUPPLEMENTAL APPROPRIATIONS ACT FUNDING ADMINISTERED THROUGH THE AGING AND DISABILITY RESOURCE CENTER COVID-19 PROGRAM, AND AMENDING THE 2020 COUNTY BUDGET IN RELATION THERETO
166. AUTHORIZING THE CHAIR TO EXECUTE A CONTRACT WITH NORTHEAST DINING & LODGING, INC. D/B/A GOLDEN CORRAL FOR THE ELDERLY NUTRITION PROGRAM
167. AUTHORIZING AN AGREEMENT WITH HEALTH RESEARCH, INC. TO ACCEPT A NEW YORK STATE DEPARTMENT OF HEALTH PUBLIC HEALTH EMERGENCY PREPAREDNESS PROGRAM GRANT
168. APPOINTING CATHLEEN MEDICK AS ACTING DIRECTOR OF PUBLIC HEALTH AND AUTHORIZING A TEMPORARY INCREASE IN HER COMPENSATION
169. AMENDING THE 2020 COMPENSATION SCHEDULE UNDER THE SHERIFF'S DEPARTMENT
170. AUTHORIZING ACCEPTANCE OF A 2020 EMERGENCY MANAGEMENT PERFORMANCE GRANT FROM THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES
171. AMENDING THE COUNTY'S POLICY FOR THE REMOVAL OF AUCTION PARCELS AS IT PERTAINS TO THE FALL 2020 REAL PROPERTY AUCTION
172. URGING CONGRESS TO PASS INTO LAW THE COMMITMENT TO VETERAN SUPPORT AND OUTREACH ACT
173. URGING GOVERNOR CUOMO TO AUTHORIZE THE REOPENING OF SARATOGA CASINO HOTEL
174. AUTHORIZING THE CHAIR TO ENTER INTO THE NECESSARY AGREEMENTS TO APPLY FOR, ACCEPT AND ADMINISTER A 2020/2021 NEW YORK STATE SNOWMOBILE GRANT-IN-AID PROGRAM GRANT
175. AMENDING THE ZIM SMITH TRAIL CAPITAL ACCOUNT
176. SETTING A PUBLIC HEARING FOR THE REVIEW OF SARATOGA COUNTY CONSOLIDATED AGRICULTURAL DISTRICT #1 PURSUANT TO AGRICULTURE AND MARKETS LAW SECTION 303-A
177. APPOINTING A COMMISSIONER OF THE SARATOGA LAKE PROTECTION AND IMPROVEMENT DISTRICT

**REGULAR MEETING RESOLUTIONS PRESENTED TUESDAY, AUGUST 18, 2020**

**-Page2-**

178. AUTHORIZING ACCEPTANCE OF A GRANT FROM THE WILLIAM G. POMEROY FOUNDATION AND AMENDING THE 2020 COUNTY BUDGET IN RELATION THERETO
  
179. SETTING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING THE PROPOSED INCREASE IN THE MAXIMUM ESTIMATED COST OF THE REGIONAL BIOSOLIDS DIGESTER FACILITY TO BE CONSTRUCTED BY SARATOGA COUNTY SEWER DISTRICT NO. 1 IN COOPERATION WITH THE ALBANY COUNTY WATER PURIFICATION DISTRICT



# **SARATOGA COUNTY BOARD OF SUPERVISORS**

## **RESOLUTION 163 - 2020**

**Introduced by Supervisors Lucia, Connolly, Kusnierz, O'Connor, Winney, Wood and Zlotnick**

### **AUTHORIZING THE CHAIRMAN TO ENTER INTO A CONTRACT WITH REJHA GROUP, LLC TO PROVIDE TRANSPORTATION SERVICES FOR PRESCHOOL CHILDREN WITH SPECIAL NEEDS**

WHEREAS, proposals were solicited for a contract for the transportation of children with special needs in our Pre-School Special Education and Early Intervention Programs with services to commence on September 1, 2020; and

WHEREAS, as a result of the ongoing COVID-19 pandemic, and the unknown impact of anticipated regulations from the New York State Department of Health regarding transportation safety measures, social distancing, the number of children allowed per bus, and consequently the number of buses and aides needed, the County's Request for Proposals provided that in the event any state laws, regulations and executive orders regarding COVID-19 increase or decrease the number of children that can be transported in any vehicle, the contractor selected and the County agree to re-negotiate pricing based on the contractor's good faith estimate of the change in the number of required vehicles; and

WHEREAS, our Health and Social Services Committee and the Director of the Youth Bureau have recommended that the bid of Rejha Group, LLC, the lowest bid received, be accepted; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized and directed to execute an agreement with Rejha Group, LLC of Albany, New York for the transportation of children with special needs, for a term of three years, commencing on September 1, 2020, at the following rates:

2020-2021 School Year and 2021 Summer	\$65.29 per child per day \$89.63 per aide per day
2021-2022 School Year and 2022 Summer	\$69.86 per child per day \$95.90 per aide per day
2022-2023 School Year and 2023 Summer	\$74.75 per child per day \$102.90 per aide per day;

and, be it further

RESOLVED, that in the event any new State laws, regulations or Executive Orders regarding COVID-19 increase or decrease the number of children that can be transported in any vehicle, Rejha Group, LLC and the County agree to re-negotiate pricing based on Rejha Group, LLC's good faith estimate of the change in the number of required vehicles; 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.



## SARATOGA COUNTY BOARD OF SUPERVISORS

### RESOLUTION 164 - 2020

Introduced by Supervisors Lucia, Connolly, Kusnierz, O'Connor, Winney, Wood and Zlotnick

#### AUTHORIZING THE CHAIR TO ENTER INTO ADDITIONAL 2020 SUBCONTRACTS FOR THE OFFICE FOR THE AGING

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

WHEREAS, pursuant to Resolution 234-2019, this Board authorized and directed the Chair and/or the Director of our Office for the Aging to sign the 2020-2021 Annual Implementation Plan, its attached funding applications and subcontracts which including subcontracts for respite care services for seniors; and

WHEREAS, our Office for the Aging wishes to increase the number of agencies it has under contract to provide in-home respite care services due to a national shortage of in-home respite caregivers, and thereby ensure that its in-home respite caregiver pool is sufficient to meet current and anticipated demand by Saratoga County seniors 60 years of age and over; now, therefore, be it

RESOLVED, that the Chair of the Board and/or the Director of our Office for the Aging are authorized to sign the following subcontracts, with the form and content thereof being subject to the approval of the County Attorney:

<u>PROVIDER</u>	<u>FUNDING</u>	<u>SERVICE</u>	<u>TERM</u>	<u>AMOUNT</u>
Greater Adirondack Home Aides 25 Willowbrook Rd, #4 Queensbury, NY 12804	IIIE	In-Home Respite Care	9/1/20-12/31/20	\$24.00/hour
NEC Care, Inc. Home Instead Senior Care 12 Mountain Ledge Dr., #3 Gansevoort, NY 12831	IIIE	In-Home Respite Care	9/1/20-12/31/20	\$24.00/hour

BUDGET IMPACT STATEMENT: No budget impact



## **SARATOGA COUNTY BOARD OF SUPERVISORS**

### **RESOLUTION 165 - 2020**

**Introduced by Supervisors Lucia, Connolly, Kusnierz, O'Connor, Winney, Wood and Zlotnick**

**AUTHORIZING THE ACCEPTANCE OF CORONAVIRUS PREPAREDNESS AND RESPONSE SUPPLEMENTAL APPROPRIATIONS ACT FUNDING ADMINISTERED THROUGH THE AGING AND DISABILITY RESOURCE CENTER COVID-19 PROGRAM, AND AMENDING THE 2020 COUNTY BUDGET IN RELATION THERETO**

WHEREAS, federal legislation passed in response to the ongoing COVID-19 pandemic, known as Coronavirus Preparedness and Response Supplemental Appropriations Act includes funding to localities for the purchase of COVID-19 safety and preventative supplies for seniors 60 years and over in Saratoga County; and

WHEREAS, the Aging and Disability Resource Center ("ADRC") operates a Covid-19 Program and has advised our County Office for the Aging that the County is eligible to receive ADRC funding under the Coronavirus Preparedness and Response Supplemental Appropriations Act in the amount of \$40,015 for the purpose of purchasing COVID-19 safety and preventative supplies for Saratoga County seniors; and

WHEREAS, the approval of this Board of Supervisors and an amendment to the 2020 Saratoga County Budget is needed to accept these Coronavirus Preparedness and Response Supplemental Appropriations Act funds through ADRC; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby accepts Coronavirus Preparedness and Response Supplemental Appropriations Act funding in the amount of \$40,015 allocated through the Aging and Disability Resource Center COVID-19 Program for the purpose of purchasing COVID-19 safety and preventative supplies for seniors 60 years and older in Saratoga County; and be it further

RESOLVED, that the Chair of the Board is hereby authorized to execute any and all agreements and documents needed to accept said \$40,015 in Coronavirus Preparedness and Response Supplemental Appropriations Act funding from the Aging and Disability Resource Center's COVID-19 Program; with the form and content of such agreements and documents to be subject to the approval of the County Attorney; and be it further

RESOLVED, that the 2020 Saratoga County Budget is hereby amended as follows:

OFFICE FOR THE AGING:

Appropriations:

Increase Acct.: #A.76.763-8200 Departmental Supplies	\$40,015
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Revenues:

Increase Acct.: #A.76-4484 Federal Aid – COVID-19 Stimulus \$40,015

BUDGET IMPACT STATEMENT: No budget impact. 100% Federal Aid



## **SARATOGA COUNTY BOARD OF SUPERVISORS**

### **RESOLUTION 166 - 2020**

**Introduced by Supervisors Lucia, Connolly, Kusnierz, O'Connor, Winney, Wood and Zlotnick**

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

WHEREAS, our Office for the Aging conducts the Saratoga County Senior Nutrition Program which provides congregate meals as well as Home Delivered meals to senior citizens in Saratoga County; and

WHEREAS, pursuant to Resolution 130-2017, this Board authorized an agreement with Northeast Dining & Lodging, Inc. d/b/a Golden Corral for the provision of meals for the Saratoga County Senior Meals Program for the term June 1, 2017 through December 31, 2020 at a cost of \$7.15 per meal from June 1, 2017 through December 31, 2017, subject to an annual increase commencing on January 1, 2018, and on every January 1 thereafter during the term of the agreement, equal to any increase in the August Consumer Price Index for Urban Consumers as reported in August of the preceding year; and

WHEREAS, bids were solicited for vendors to supply meals for the Office for the Aging's Saratoga County Senior Meals Program for the term January 1, 2021 through December 31, 2024, and Northeast Dining & Lodging, Inc. d/b/a Golden Corral was the sole bidder; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an agreement with Northeast Dining and Lodging, Inc. d/b/a Golden Corral of 17 Old Gick Road, Saratoga Springs, New York, for the provision of meals for the Saratoga County Senior Meals Program for the term January 1, 2021 through December 31, 2024, at a cost of \$7.88 per meal, subject to an annual increase commencing on January 1, 2022, and on every January 1 thereafter during the term of the agreement, equal to any increase in the August Consumer Price Index for Urban Consumers as reported in August of the preceding year; with the form and content of such agreement being subject to the approval of the County Attorney.

**BUDGET IMPACT STATEMENT:** No budget impact.





## **SARATOGA COUNTY BOARD OF SUPERVISORS**

### **RESOLUTION 167 - 2020**

**Introduced by Supervisors Lucia, Connolly, Kusnierz, O'Connor, Winney, Wood and Zlotnick**

#### **AUTHORIZING AN AGREEMENT WITH HEALTH RESEARCH, INC. TO ACCEPT A NEW YORK STATE DEPARTMENT OF HEALTH PUBLIC HEALTH EMERGENCY PREPAREDNESS PROGRAM GRANT**

WHEREAS, continued funding is available from the New York State Department of Health ("NYS DOH") through Health Research, Inc. in an amount up to \$384,972 for Public Health Emergency Preparedness Program activities for the period July 1, 2020 through June 30, 2021; with \$184,972 immediately available to Saratoga County Public Health Services for reimbursement of expenditures for Public Health Emergency Preparedness Program activities and \$200,000 restricted by NYS DOH for use only in the event of a public health emergency; and

WHEREAS, a Resolution of this Board is required to accept these funds; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute all documents and agreements necessary with Health Research, Inc. to accept New York State Department of Health Public Health Emergency Preparedness Program grant funds in an amount up to \$384,972 for the term July 1, 2020 through June 30, 2021, with the form and content of such documents and agreements to be subject to the approval of the County Attorney.

**BUDGET IMPACT STATEMENT:** No budget impact.



## **SARATOGA COUNTY BOARD OF SUPERVISORS**

### **RESOLUTION 168 - 2020**

**Introduced by Supervisors Wood, Grattidge, Lawler, Lucia, Peck, Winney and Wright**

#### **APPOINTING CATHLEEN MEDICK AS ACTING DIRECTOR OF PUBLIC HEALTH AND AUTHORIZING A TEMPORARY INCREASE IN HER COMPENSATION**

WHEREAS, our Director of Public Health, Catherine Duncan, retired from her position with Saratoga County Public Health Services effective 7/31/20; and

WHEREAS, Cathleen Medick currently serves in the position of Director of Patient Services for Saratoga County Public Health Services; and

WHEREAS, maintaining continuity in our Public Health Department necessitates appointing an Acting Director of Public Health during the time required to hire someone to fill the new position of Commissioner of Public Health; now, therefore, be it

RESOLVED, that Cathleen Medick is appointed Acting Director of Public Health effective August 1, 2020 and continuing until such time as a new Commissioner of Public Health is appointed and assumes the duties of the position; and, be it further

RESOLVED, for fulfilling the additional duties and responsibilities of the position of Acting Director of Public Health, effective August 1, 2020 Cathleen Medick shall be compensated at the temporary rate of \$60.5427 per hour as a salaried employee until such time as a Commissioner of Public Health is appointed and assumes the duties of the position, after which Cathleen Medick shall return to her regular duties as Director of Patient Services at her previous rate of compensation for said position.

BUDGET IMPACT STATEMENT: No budget impact.



## **SARATOGA COUNTY BOARD OF SUPERVISORS**

### **RESOLUTION 169 - 2020**

**Introduced by Supervisors Wood, Grattidge, Lawler, Lucia, Peck, Winney and Wright**

#### **AMENDING THE 2020 COMPENSATION SCHEDULE UNDER THE SHERIFF'S DEPARTMENT**

WHEREAS, the Human Resources and Insurance Committee, the Director of Human Resources and the Saratoga County Sheriff have recommended that the 2020 Saratoga County Compensation Schedule be amended under Sheriff Department to reclassify one position of Records Management Clerk to Civil Clerk due to recent discovery law legislative changes which reduced the amount of records to be produced and increased the time for producing them, thereby eliminating the need for a position dedicated solely to discovery compliance; now, therefore, be it

RESOLVED, that the 2020 Saratoga County Compensation Schedule is amended effective as of August 21, 2020 as follows:

**UNDER SHERIFF DEPARTMENT:**

Reclassify (1) Records Management Clerk to (1) Civil Clerk

**BUDGET IMPACT STATEMENT:** No budget impact.

8/18/20



## **SARATOGA COUNTY BOARD OF SUPERVISORS**

### **RESOLUTION 170 - 2020**

**Introduced by Supervisors Peck, Lant, Lawler, O'Connor, Raymond, Veitch and Wright**

#### **AUTHORIZING ACCEPTANCE OF A 2020 EMERGENCY MANAGEMENT PERFORMANCE COVID-19 SUPPLEMENTAL PROGRAM GRANT FROM THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES**

WHEREAS, a federal Emergency Management Performance COVID-19 Supplemental ("EMPG-S) Program Grant is available through the New York State Division of Homeland Security and Emergency Services in the amount of \$48,009, which funds may be utilized to prevent, prepare for, and respond to the COVID-19 public health emergency during the performance period from January 27, 2020 through July 31, 2021; and

WHEREAS, our Office of Emergency Services proposes to utilize these funds in reimbursement of the costs of face masks, protective gowns and thermometers previously purchased; and

WHEREAS, the acceptance of these grant funds requires this Board's approval; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute any and all documents necessary to apply for and accept a 2020 Emergency Management Performance COVID-19 Supplemental ("EMPG-S) Program Grant in the amount of \$48,009 from the New York State Division of Homeland Security and Emergency Services, with the form and substance of such documents being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. 100% Federal Aid.



# **SARATOGA COUNTY BOARD OF SUPERVISORS**

## **RESOLUTION 171 - 2020**

**Introduced by Supervisors Winney, Connolly, Lant, Schopf, Wood and Zlotnick**

### **AMENDING THE COUNTY'S POLICY FOR THE REMOVAL OF AUCTION PARCELS AS IT PERTAINS TO THE FALL 2020 REAL PROPERTY AUCTION**

WHEREAS, Resolution 166-96 established the County's policy for removing parcels from the list of tax foreclosed parcels scheduled for sale at the County's semi-annual real property auctions; and

WHEREAS, the removal policy established by Resolution 166-96 provides that a Supervisor may request up to two removals of a parcel located in the Supervisor's town from the auction list, with the first request to be approved without condition; and a second request to be approved upon the conditions that the Equalization and Assessment Committee, now known as the Real Property Tax Committee, approve the removal request and that the former owner pay the current year's taxes; and

WHEREAS, the County's real property auction scheduled for September 15, 2019 was canceled due to an insufficient number of parcels to sell, while the County's real property auction scheduled for March 19, 2020 was canceled due to the COVID-19 pandemic; and

WHEREAS, prior to the Real Property Tax Committee's cancellation of the March 19, 2020 auction, there were approximately eleven (11) first requests for removal approved for parcels on the auction list; and

WHEREAS, the Real Property Tax Committee has scheduled the County's next real property auction for November 17, 2020, which auction will accept bids both online and by a limited number of in-person bidders; and

WHEREAS, former owners who did not request a first removal of their parcel from the March 19, 2020 auction have essentially received an eight (8) month extension from March 19, 2020 to November 17, 2020 in which to pay their delinquent taxes, and it is therefore appropriate that all parcel removal requests received for the November 17, 2020 auction be deemed second requests for removal, except for those parcels for which a second removal request has previously been granted, thereby requiring former owners to: i) obtain the approval of the Real Property Tax Committee to the removal; and ii) to pay the 2020 taxes owed on the parcel; and

WHEREAS, our Real Property Tax Committee has recommended that the auction parcel removal policy established by Resolution 166-96 be amended only for the County's upcoming real property auction on November 17, 2020 by deeming all parcel removal requests received as second requests for removal, except for those parcels for which a second removal request was previously granted by the Real Property Tax Committee; now, therefore, be it

RESOLVED, that all parcel removal requests received for the County's Real Property Auction scheduled for November 17, 2020 shall be deemed second requests for removal, except for those parcels for which a second removal request was previously granted by the Real Property Tax Committee, therefore requiring the approval of the Real Property Tax Committee for removal and payment of the 2020 taxes owed on the parcel; and, be it further

RESOLVED, that the auction parcel removal policy set forth in Resolution 166-96 is accordingly amended only for the County's upcoming real property auction on November 17, 2020 by deeming all parcel removal requests received as second requests for removal, except for those parcels for which a second removal request was previously granted by the Real Property Tax Committee.

BUDGET IMPACT STATEMENT: No budget impact.



## **SARATOGA COUNTY BOARD OF SUPERVISORS**

### **RESOLUTION 172 - 2020**

**Introduced by Supervisors Richardson, Barrett, Kusnierz, Lucia, Pemrick, Wright and Zlotnick**

#### **URGING CONGRESS TO PASS INTO LAW THE COMMITMENT TO VETERAN SUPPORT AND OUTREACH ACT**

WHEREAS, County Veterans Service Officers (CVSO) provide significant work for veteran applicants to federal and state governments with no federal fiscal support; and

WHEREAS, the National Association of County Veterans Service Officers (NACVSO) supports the passage into law of a bill pending before the United State Congress known as the U.S. Commitment to Veteran Support and Outreach Act ("CVSO Act") which recognizes the important role of local veteran advocates and the lack of vital federal funding to provide services; and

WHEREAS, the CVSO Act proposes to provide \$250,000,000 to local CVSO agencies over a five (5) year period; and

WHEREAS, said funding will assist local CVSO agencies in promoting veteran health and wellness through coordination, implementation, and evaluation of comprehensive veteran suicide prevention and outreach programs; and

WHEREAS, funding will support additional staffing needs, training and accreditation of personnel and technology updates; and

WHEREAS, the proposed Commitment to Veteran Support and Outreach Act is supported by the National Association of Counties (NACo) and the National Association of County Veteran Service Officers (NACVSO); now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby strongly urges the United States Congress to pass into law the proposed U.S. Commitment to Veteran Support and Outreach Act; and, be it further

RESOLVED, that the Clerk of the Board shall forward copies of this Resolution to the Director of the Saratoga County Veterans Service Agency, local Veterans organizations, Congressman Paul Tonko, Congresswoman Elise Stefanik, Senator Charles Schumer and Senator Kirsten Gillibrand.

**BUDGET IMPACT STATEMENT:** No budget impact.



## **SARATOGA COUNTY BOARD OF SUPERVISORS**

### **RESOLUTION 173 - 2020**

**Introduced by Supervisors Smith, Connolly, Gaston, Kusnierz, Lant, O'Connor and Veitch**

### **URGING GOVERNOR CUOMO TO AUTHORIZE THE REOPENING OF SARATOGA CASINO HOTEL**

WHEREAS, as a result of the public health threat presented by the COVID-19 pandemic, Governor Cuomo issued Executive Order 202 on March 7, 2020 declaring a State disaster emergency throughout New York State; and

WHEREAS, in furtherance of his authorized powers during a State disaster emergency, Governor Cuomo issued Executive Order 202.3 on March 16, 2020 directing all facilities authorized to conduct video lottery gaming or casino gaming to cease operation effective at 8:00 pm on March 16, 2020; and

WHEREAS, commencing with Executive Order 202.14, Governor Cuomo has extended his directed closure of video lottery gaming and casino gaming facilities several times, with Executive Order 202.55 being the latest Executive Order to extend the directed closure through September 4, 2020; and

WHEREAS, Saratoga Casino Hotel is one of the leading entertainment venues in the Capital District, hosting over 1.8 million visitors annually until the COVID-19 pandemic; and

WHEREAS, the video lottery gaming facilities of Saratoga Casino Hotel have been closed since March 16, 2020 pursuant to the Governor's Executive Orders, while Native American casinos in New York and neighboring states are operating; and

WHEREAS, Saratoga Casino Hotel has developed as multi-layered "Safe Bet" plan to implement physical as well as policy and procedural changes to protect the health and safety of employees and guests, which plan follows all guidelines set forth by the Center for Disease Control and the New York State Department of Health and assumes the facility will be opening with capacity limitations to be established by the State; and

WHEREAS, Saratoga Casino Hotel's Safe Bet plan focuses on preventing the spread of the COVID-19 virus through heightening standards in cleanliness and sanitation; installation of MERV-13 air filters; enforcing social distancing with floor guides; installing plexiglass barriers; taking every other video lottery terminal out of service; requiring face masks; conducting temperature checks and health screening upon entry; and having ID scanners available for contact tracing purposes if needed; and



WHEREAS, since its directed closure, Saratoga Casino Hotel has furloughed over 400 employees, who received salary and wages for two weeks and were covered by their employer's health insurance through July 31, 2020, after which employer health insurance was cancelled for 85 non-union furloughed employees, with another 205 furloughed union employees scheduled to lose their health insurance on September 30, 2020 if the Casino remains closed; and

WHEREAS, the continued closure of Saratoga Casino Hotel has significantly impacted harness racing at the facility, as 90% of the harness purses are earned through a percentage of video gaming revenues, and the absence of such revenues has resulted in the reduction of purses for the harness horsemen by 40% and a decrease in the number of weekly racing days from 4 to 3; and

WHEREAS, the current purse account for harness horsemen is paying out approximately \$130,000 per week, and without the return of video lottery revenue the account is expected to be depleted by the end of September, putting live racing at Saratoga Casino Hotel in jeopardy of being canceled; and

WHEREAS, since opening in 2004, the Casino has contributed 48% of their total gaming revenues to New York State Education on a weekly basis, contributing 1 billion dollars to support education across the State; and

WHEREAS, since opening, the Casino has spurred economic activity by contributing over \$28 million to the City of Saratoga Springs, and \$9 million to the County of Saratoga; and

WHEREAS, State-issued guidance has categorized video lottery gaming as a non-essential business, yet the business Saratoga Casino Hotel conducts is essential to the financial well-being of its employees and their families as well as the harness horsemen community; and

WHEREAS, the risk of contracting COVID-19 at Saratoga Casino Hotel is no greater than the risk presented to patrons of a Native American casino in New York or a neighboring state; and

WHEREAS, it will never be known whether video lottery gaming and casino gaming facilities in New York State can be safely opened and operated in New York State until they are allowed to open under strict safety protocols; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby expresses its full support of Saratoga Casino Hotel's "Safe Bet" plan, and urges Governor Andrew M. Cuomo in the strongest terms possible to authorize the reopening of Saratoga Casino Hotel subject to strict compliance with the safety protocols set forth in its Safe Bet plan; and be it further

RESOLVED, that the Clerk of the Board forward a copy of this Resolution to Governor Andrew M. Cuomo, Senate Majority Leader Andrea Stewart-Cousins, Senate Minority Leader Robert Ort, Assembly Speaker Carl Heastie, Assembly Minority Leader William Barclay, Senator James Tedisco, Senator Daphne Jordan, Assemblywoman Mary Beth Walsh, Assemblyman John McDonald, Assemblywomen Carrie Woerner, and Assemblyman Dan Stec.

BUDGET IMPACT STATEMENT: No budget impact.



## **SARATOGA COUNTY BOARD OF SUPERVISORS**

### **RESOLUTION 174 - 2020**

**Introduced by Supervisors Lawler, Kinowski, Pemrick, Raymond, Richardson, Schopf and Tollisen**

#### **AUTHORIZING THE CHAIR TO ENTER INTO THE NECESSARY AGREEMENTS TO APPLY FOR, ACCEPT AND ADMINISTER A 2020/2021 NEW YORK STATE SNOWMOBILE GRANT-IN-AID PROGRAM GRANT**

WHEREAS, on an annual basis since 1994, this Board has authorized acceptance of State aid for the maintenance of snowmobile trails and the administration of such aid by the Saratoga County Association of Snowmobile Clubs (Association); and

WHEREAS, the Association has requested that Saratoga County apply for a 2020/2021 New York State Snowmobile Grant-In-Aid Program Grant in an amount up to \$89,000, and to serve as a conduit between the State and the Association for the distribution of grant funds; and

WHEREAS, the Association has submitted to our Economic Development Committee a list of the trail mileage planned for each snowmobile club within the County and the Committee has approved said list; now, therefore, be it

RESOLVED, that the Chair of the Board execute all appropriate documents for application for, acceptance and receipt of a 2020/2021 State Snowmobile Grant-In-Aid Program Grant not to exceed \$89,000 and for its administration by the Saratoga County Association of Snowmobile Clubs; and it is further

RESOLVED, that the County Auditor is authorized to approve payment of the actual grant funds to the Association for use in the development of locally maintained snowmobile trails throughout the County; and it is further

RESOLVED, that the expenditure of grant funds is subject to receipt of Certificates of Insurance from each participating snowmobile club in the appropriate form and content as required by the County.

**BUDGET IMPACT STATEMENT:** None. The program is grant funded, and all funding is passed through to the Snowmobile Clubs.



## SARATOGA COUNTY BOARD OF SUPERVISORS

### RESOLUTION 175 - 2020

Introduced by Supervisors Lawler, Kinowski, Pemrick, Raymond, Richardson, Schopf and Tollisen

#### AMENDING THE ZIM SMITH TRAIL CAPITAL ACCOUNT

WHEREAS, Resolution 151-2018 amended the 2018 County Budget to appropriate \$4,557,000 from the Zim Smith Capital Account for the construction of the extension of the Zim Smith Trail from Coons Crossing Road in the Town of Halfmoon to the Elizabeth Street Extension in the City of Mechanicville, and recognized receipt of a \$250,000 grant from the New York State Office of Park, Recreation and Historic Preservation (“OPRHP”) for the construction of the Trail extension; and

WHEREAS, OPRHP later notified the County that it was actually receiving a \$500,000 Environmental Protection Fund (“EPF”) matching fund grant, which EPF grant was accepted pursuant to Resolution 281-2018; and

WHEREAS, it is now necessary to recognize receipt of the additional \$250,000 in EPF grant funds and to amend the Zim Smith Capital Account to provide funding for various projects related to the completion of Trail extension, including signage and striping; now, therefore, be it

RESOLVED, that the Zim Smith Trail Capital Account is amended as follows:

PLANNING:

Appropriations:

Increase Acct. #: HG.80.100-7092 Infrastructure	\$ 250,000
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Revenue:

Increase Acct. #: HG.80-3903 State Aid-NYS Parks	\$ 250,000
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BUDGET IMPACT STATEMENT: None. The additional \$250,000 in funding is 100% State aid.



# **SARATOGA COUNTY BOARD OF SUPERVISORS**

## **RESOLUTION 176 - 2020**

**Introduced by Supervisors Lawler, Kinowski, Pemrick, Raymond, Richardson, Schopf and Tollisen**

### **SETTING A PUBLIC HEARING FOR THE REVIEW OF SARATOGA COUNTY CONSOLIDATED AGRICULTURAL DISTRICT #1 PURSUANT TO AGRICULTURE AND MARKETS LAW SECTION 303-A**

WHEREAS, pursuant to Resolution 176-96, the Saratoga County Board of Supervisors approved the consolidation of Saratoga County Agricultural Districts #1, #3 and #4 into Saratoga County Consolidated Agricultural District #1 encompassing all or portions of the Towns of Moreau, Northumberland, Saratoga, Stillwater and Wilton; and

WHEREAS, on the petitions of interested landowners, this Board has modified the boundaries of Saratoga County Consolidated Agricultural District #1 on several occasions to include parcels owned by the requesting landowners within the District's boundaries, with the last such modification being pursuant to Resolution 77-2017; and

WHEREAS, Agriculture and Markets Law §303-a requires this Board of Supervisors to conduct a review of Saratoga County Consolidated Agricultural District #1 every eight (8) years, and to make a determination whether the District should be continued, terminated or modified; and

WHEREAS, the Saratoga County Agriculture Farmland Protection Board and the Saratoga County Planning Board have recommended that Saratoga County Consolidated Agricultural District #1 be continued with modifications to its map boundaries to incorporate assessment information contained in the Saratoga County 2020 tax rolls; and

WHEREAS, as part of its review process, this Board must hold a public hearing as required by Agriculture and Markets Law §303-a(2)(c), and receive public comment on any proposed modifications of the District's boundaries, and any recommendations of the Saratoga County Agricultural and Farmland Protection Board; now, therefore, be it

RESOLVED, that this Board of Supervisors shall hold a public hearing pursuant to Agriculture and Markets Law §303-a in conjunction with the Board's eight (8) year review of Saratoga County Consolidated Agricultural District #1, with said public hearing to be held on September 9, 2020 at 4:20 p.m. in the Meeting Room of the Saratoga County Board of Supervisors at 40 McMaster Street, Ballston Spa, New York; and be it further

RESOLVED, due to public health and safety concerns related to COVID-19, and in accordance with Governor Cuomo's Executive Order 202.1, as last extended by Executive Order

202.55, public comment will be received via email to: [publiccomment@saratogacountyny.gov](mailto:publiccomment@saratogacountyny.gov), or by written correspondence addressed to: Clerk of the Board, Saratoga County Board of Supervisors, 40 McMaster Street, Ballston Spa, NY, 12020, which public comment must be received by September 9, 2020 at 4:20 pm; and, be it further

RESOLVED, that the Clerk of the Board shall publish a notice of this public hearing in the official County newspapers; and, be it further

RESOLVED, that the Clerk of the Board shall post the notice of this public hearing on the home page of the County of Saratoga's website; and

RESOLVED, that the Clerk of the Board shall mail a copy of the notice of public hearing to the Towns of Moreau, Northumberland, Saratoga, Stillwater and Wilton, to the New York State Commissioner of Agriculture and Markets, and to those landowners whose land is the subject of proposed modifications to the boundaries of Saratoga County Consolidated Agricultural District #1.

BUDGET IMPACT STATEMENT: No budget impact.



## SARATOGA COUNTY BOARD OF SUPERVISORS

### RESOLUTION 177 - 2020

Introduced by Chairman Allen

#### APPOINTING A COMMISSIONER OF THE SARATOGA LAKE PROTECTION AND IMPROVEMENT DISTRICT

WHEREAS, pursuant to Chapter 460 of the Laws of 1986, the five Commissioners of the Saratoga Lake Protection and Improvement District are appointed by the Board of Supervisors; and

WHEREAS, Cristina Connolly has resigned her position as Commissioner at Large for the Saratoga Lake Protection and Improvement District; and

WHEREAS, the Saratoga Lake Protection and Improvement District has met with several candidates interested in fulfilling the unexpired term of Christina Connolly as Commissioner at Large, and the District has recommended that this Board appoint Victor Mazzotti to fulfill said unexpired term; now, therefore, be it

RESOLVED, that the following individual is appointed as Commissioner of the Saratoga Lake Protection and Improvement District for the stated term:

<u>Name</u>	<u>Municipality</u>	<u>Prior Resolution</u>	<u>Term Expires</u>
Victor Mazzotti 2 Stone Creek Dr. Stillwater, NY 12170	Commissioner At Large	Res. 8-2019	12/31/21

BUDGET IMPACT STATEMENT: No budget impact.



## **SARATOGA COUNTY BOARD OF SUPERVISORS**

### **RESOLUTION 178 - 2020**

**Introduced by Supervisors Pemrick, Kinowski, Kusnierz, Schopf, Tollisen, Winney and Wright**

#### **AUTHORIZING ACCEPTANCE OF A GRANT FROM THE WILLIAM G. POMEROY FOUNDATION AND AMENDING THE 2020 COUNTY BUDGET IN RELATION THERETO**

WHEREAS, the County Historian applied for and was awarded a grant in the amount of \$1,100 from the William G. Pomeroy Foundation for the purpose of purchasing and erecting an historic marker on the property of the LaRue Family Farm in the Town of Charlton to recognize Joseph LaRue, who came to Saratoga County in 1774 and became one of the earliest Justices of the Peace for the County in 1792; and

WHEREAS, the LaRue Family Farm is still owned by Joseph LaRue's descendants; and

WHEREAS, the acceptance of this William G. Pomeroy Foundation grant requires this Board's approval and an amendment to the 2020 Saratoga County Budget; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute any documents with the William G. Pomeroy Foundation needed to accept a grant in the amount of \$1,100 for the purchase of an historic marker recognizing Joseph LaRue, who came to Saratoga County in 1774 and became one of the earliest Justices of the Peace for the County in 1792; and, be it further

RESOLVED, that the 2020 County Budget is amended as follows:

#### **BOARD OF SUPERVISORS**

##### Appropriations:

Increase Acct. # A.11.111-7099 Other Capital Expense	\$1,100
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##### Revenues:

Increase Acct. # A.11-1689 Other Income	\$1,100
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**BUDGET IMPACT STATEMENT:** None. 100% Local Aid.



## **SARATOGA COUNTY BOARD OF SUPERVISORS**

### **RESOLUTION 179 - 2020**

**Introduced by Supervisors Pemrick, Kinowski, Kusnierz, Schopf, Tollisen, Winney, and Wright**

**SETTING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING THE PROPOSED INCREASE IN THE MAXIMUM ESTIMATED COST OF THE REGIONAL BIOSOLIDS DIGESTER FACILITY TO BE CONSTRUCTED BY SARATOGA COUNTY SEWER DISTRICT NO. 1 IN COOPERATION WITH THE ALBANY COUNTY WATER PURIFICATION DISTRICT**

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 (the "Board of Supervisors"), 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, the Board of Supervisors authorized the execution of a cooperative agreement between the County of Albany, on behalf of the Albany County Water Purification District, and the County of Saratoga, on behalf of the District, to commission a 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, a feasibility study (the "Feasibility Study") has been completed by Arcadis of New York, Inc., reviewed by the members of the Saratoga County Sewer District Commission and the Albany County Water Purification District'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 Feasibility Study determined that the construction of a regional biosolids handling facility (the “Facility”), to be located at the existing site of the ACWPD North Wastewater Treatment Plant in the Village of Menands, would provide a long-term, cost-effective and environmentally friendly means for Albany and Saratoga Counties to dispose of sludge/biosolids, provide for energy recovery, and result in significant annual savings for both the ACWPD and the District; and

WHEREAS, the County of Saratoga and County of Albany entered into an Intermunicipal Agreement dated as of July 1, 2018 (the “Intermunicipal Agreement”) to construct and operate the Facility, with each county to pay fifty percent (50%) of capital expenses and operations and maintenance expense; and

WHEREAS, the total maximum estimated cost of the Facility was originally determined to be \$48,500,000, as more fully described in the Feasibility Study and in the estimate of cost prepared in relation thereto, and the original plan of finance provided for the County and the County of Albany to each pay fifty percent (50%) of said estimated maximum cost, or \$24,250,000 each, with the County’s \$24,250,000 portion of said estimated maximum cost proposed to be financed through issuance of bonds by Saratoga County on behalf of the District; and

WHEREAS, following a public hearing held on July 11, 2018, the Board of Supervisors previously determined, pursuant to Resolution 170-2018, that it is in the public interest 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 the Facility at a maximum estimated cost of \$24,250,000; and

WHEREAS, due to certain changes in the Facility design, the estimated maximum cost of the Facility has increased from \$48,500,000 to \$56,000,000, with the County’s portion of said estimated maximum cost increasing from \$24,250,000 to \$28,000,000; and

WHEREAS, the County’s \$28,000,000 portion of said estimated maximum cost is proposed to be financed through issuance of bonds by Saratoga County on behalf of the District; and

WHEREAS, as a result of the increase in the estimated maximum cost of the Facility, the annual net cost to the typical property in the District is now estimated to be \$4.39; and

WHEREAS, the Board of Supervisors now desires to call a public hearing regarding the proposal to construct the Facility at the increased estimated maximum cost described above.

NOW, THEREFORE BE IT

RESOLVED, that pursuant to the provisions of County Law §§254 and 268, a public hearing be and the same hereby is called upon the proposal by Saratoga County Sewer District No. 1 to construct the Facility, in cooperation with the Albany County Water Purification District, at an increased estimated maximum cost of \$56,000,000, with the County’s 50% share being \$28,000,000, and at an estimated annual net cost of \$ \$4.39 to the typical property in the District; said public hearing to be held on September 9, 2020 at 4:25 p.m. at the Chambers of the Saratoga County Board of Supervisors, 40 McMaster Street, in the Village of Ballston Spa, New York; and be it further

RESOLVED, that the Clerk of the Saratoga County Board of Supervisors is hereby authorized and directed to cause a notice of said public hearing to be published at least once, the first publications thereof to be not less than ten (10) days nor more than twenty (20) days before the date set therein for the public hearing, in “The Saratogian” and “The Daily Gazette”, each of said newspapers having been designated the official newspapers of the County for such publication; and, be it further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No budget impact.