

## **LAW & FINANCE**

### **AGENDA**

January 13, 2021

4:00pm

Chairman: Jonathan Schopf

Members: Phil Barrett  
Tara Gaston  
Kevin Tollisen  
Matthew Veitch  
Sandra Winney  
Tom Wood

Welcome and Attendance

Approval of the minutes from December 9, 2020

Appointment of a Vice Chair

### **PUBLIC WORKS**

- Authorizing the implementation and funding in the first instance 100% of approved federal funding reimbursements through the "Marchiselli" program and New York State Department of Transportation (NYSDOT) for the second supplemental agreement totaling \$2,185,000 for the Ashdown Rd. Bridge project in the town of Clifton Park and amending the 2021 budget in relation thereto.  
(Chad Cooke, Public Works Commissioner)
- Authorizing the chair to enter into a Grade Separation Agreement with CP Rail for the Ashdown Road over CP Rail Bridge Superstructure Replacement in the Town of Clifton Park.  
(Chad Cooke, Public Works Commissioner)
- Authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project, and reallocating \$18,111 from the ROW Incidental Phase to the Preliminary Design Phase related to the Replacement of the County Road 31 (Fortsville Road) over North Branch Creek Culvert in the Town of Moreau, LIN 250, PIN 1761.40.  
(Chad Cooke, Public Works Commissioner)
- Authorizing the chair to enter into inter-municipal agreements with the Towns of Clifton Park, Corinth, Moreau and the City of Saratoga Springs for the purpose of managing the collection of recyclables at the County Recycling Centers located in their respective municipalities for the amount of \$35,000 per municipality per year, for a term of 2 years with the option to extend for 2 two year renewals.  
(Chad Cooke, Public Works Commissioner)

## **REAL PROPERTY TAX**

- Authorizing the County Auditor to approve corrections, tax refunds, and credits in the amounts not to exceed \$2,500.  
(Anna Stanko, Director of Real Property)
- Authorizing the acceptance of tender offers totaling to the amount of \$3,298.76.  
(Andrew Jarosh, County Treasurer)

## **PUBLIC SAFETY**

- Amending Resolution 284-2019 authorizing a continuation of an annual contract for Law Enforcement Services with the Town of Halfmoon from \$221,898.59 to \$221,850.  
(Michael Zurlo, County Sheriff)
- Authorizing a 2021 Contract for Police Services in the Town of Halfmoon.  
(Michael Zurlo, County Sheriff)
- Accepting an Aid to Prosecution Grant for the District Attorney's Office.  
(Karen Heggen, District Attorney)
- Authorizing the Chairman to enter into an agreement with the NYS Division of Criminal Justice Services to accept a 2020-2021 District Attorney Salary Aid Program Grant.  
(Karen Heggen, District Attorney)
- Authorizing a major contract with NMS Labs to cover increased fee prices coupled with an increased amount of fatalities in the county related to the COVID-19 pandemic.  
(Susan Hayes-Masa, David DeCelle, County Coroner)
- Authorizing a major contract with Tim Godlewski for morgue assistant services.  
(Susan Hayes-Masa, David DeCelle, County Coroner)
- Authorize an amendment to the 2021 budget to reappropriate unspent Statewide Interoperable Communications grant funds in the amount \$808,871.53.  
(Carl Zeilman, Commissioner of Emergency Services)

## **HEALTH & HUMAN SERVICES**

- Authorizing the Chairman of the Board to enter into an agreement with Blue-Raster in the amount of \$25,000 for technical/training support with the ESRI Arc GIS enterprise system software and appropriating funds from the 2020 budget to amend the 2021 budget accordingly.  
(Daniel Kuhles, Public Health Director)

- Authorizing the acceptance of state aid increases from the Office of Addiction Services and Supports in the amount of \$3,527 and amending the 2021 Budget.  
(Michael Prezioso, Commissioner of Mental Health & Addiction Services)
- Authorizing an amendment to the 2021 budget to reappropriate remaining COVID-19 response funds from 2020.  
(Supervisor Gaston)
- Authorizing a contract with the Saratoga Springs City Center to be used as a COVID-19 vaccination site.  
(Supervisor Gaston)

## **LAW & FINANCE**

- Amending the boundaries of Consolidated Agricultural District #2.  
(Jason Kemper, Director of Planning)
- Authorizing an agreement with Adirondack Environmental Services, Inc. for an amount not to exceed \$70,000 for lab testing relating to NYSDEC SPDES permit and compliance with effluent limits.  
(Dan Rourke, Executive Director of Sewer District)
- Authorizing an agreement with Tom Kubricky Company Inc. for an amount not to exceed \$500,000 from April 19, 2020 to April 20, 2021 to ensure the vendor is able to receive payment for work done in 2020 despite postponements due to the COVID-19 pandemic.  
(Dan Rourke, Executive Director of Sewer District)
- Adopting a Local Law to provide for a cost of living increase for certain County officials.  
(Hugh Burke, County Attorney)
- Authorizing the County Administrator to secure a County Credit Card from Adirondack Trust Bank with a credit limit not to exceed \$50,000.  
(Steve Bulger, County Administrator)

Other Business

- **Setting agenda for Board Meeting Scheduled For January 19, 2021**

Adjourn

Due to public health and safety concerns related to COVID-19, there is limited capacity in the Boardrooms. The public will have an opportunity to hear the meeting live via an audio signal using this call-in number and access code: Dial: 1-978-990-5145 Access Code: 1840389



## **SARATOGA COUNTY PLANNING DEPARTMENT**

**JASON KEMPER  
DIRECTOR**

**TOM L. LEWIS  
COUNTY PLANNING BOARD  
CHAIRMAN**

**January 7th, 2021**

**To: Law and Finance Committee Members**

**CC: County Administrator's Office  
County Attorney's Office  
Clerk of the Board of Supervisors**

**From: Jason Kemper, Director of Planning**

**RE: January 2021 Law and Finance Meeting**

### ***Agricultural District Amendment (Action Item – Set Public Hearing for Amendment of Consolidated Agricultural District #2)***

Pursuant to Agriculture and Markets Law 25-AA §303-b (AML 25-AA §303-b), Saratoga County held its required 30-day annual review period between October 1 and October 31, 2020. During this time, landowners may submit a request for inclusion of viable agricultural lands within their respective certified agricultural district. The purpose of this review is to provide agricultural landowners with an opportunity to add land to an existing agricultural district on an annual basis, outside of the review periods established in AML 303-a.

During the 2020 annual review, Saratoga County received petitions from two (2) landowners seeking inclusion of three (3) parcels in a Saratoga County Consolidated Agricultural Districts. The Saratoga County Agricultural and Farmland Protection Board reviewed each petition at their meeting held on December 21, 2020 and has recommended to the Saratoga County Board of Supervisors that these amendments be approved. The Board of Supervisors is required to hold a public hearing on the proposed amendments and adopt a formal resolution amending the boundaries of the districts per AML 25-AA §303-b.

In January, a request will be made to the Board of Supervisors to set a public hearing for the appropriate day in February. If no public comment is received the petitions will be formally approved by the Board. Each application will be covered in detail at the February Economic Development Committee Meeting.



The following is a list of petitions received by the Clerk of the Board of Supervisors during the 30 day review period in the month of October 2020. Each of these parcels have been recommended for inclusion into Agricultural District #2. Attached to this document, please find the report from the Agricultural and Farmland Protection Board.

1. Frank and Pamela Hoerauf, Town of Galway, Tax Map #: 185.-2-20.27, +/-23.38 acres located on Hermance Road. This property is currently used to cultivate garlic with aspirations of expanding the growing operation and to become a certified garlic grower. **The board recommends that the Frank and Pamela Hoerauf petition of +/- 23.38 acres be included in Saratoga County's Consolidated Agricultural District #2.**
2. Ziggy and Timber, LLC, Town of Corinth, Tax Map #'s: 73.-2-53.1 & 73.-2-53.2, a combined total of +/- 32.22 acres located on NYS Route 9N. This property is proposed to be utilized for cultivating garlic along with providing syrup, honey, plants and vegetables and eggs to the community. **Note:** The Town of Corinth is currently not listed as a certified municipality in Saratoga County Consolidated Agricultural District #2. In addition, the resolution will need to certify the Town of Corinth as a township in the Saratoga County Consolidated Agricultural District #2. **The board recommends that the Town of Corinth be certified and added to Saratoga County's Consolidated Agricultural District #2. The board recommends that the Ziggy and Timber, LLC petition of +/- 32.22 acres be included in Saratoga County's Consolidated Agricultural District #2.**

Recommended inclusions in Saratoga County Consolidated Agricultural District #2 is a total of +/- 55.60 acres.

RECEIVED  
OCT 19 2020

SARATOGA COUNTY  
PLANNING DEPARTMENT



## Saratoga County, New York Agricultural District Inclusion Form

(Please type)

Please complete this form for each parcel of your viable agricultural land that you wish to include within Saratoga County Consolidated Agricultural District #1 or #2. **Please submit this form no later than October 31, 2020 to the Office of the Clerk of Board, Saratoga County Board of Supervisors, 40 McMaster Street, Ballston Spa, New York 12020.** Each owner must sign below.

Landowner Name(s): Frank and Pamela Hoerauf

Telephone Number: 516-779-8598

Mailing Address: 1080 Hicksville rd , Seaford, New York 11783

Email Address: phoerauf1@optonline.net

### PROPERTY INFORMATION

Saratoga County Tax Map/ Parcel Identification Number for Parcel to be added:  
tax map # 185.-2-20.27

Street Address of Parcel, including City/Town/Village Located In:  
1548 Hermance rd, Galway, New York 12074

Agricultural District in which Parcel is located (check one): #1  #2

Total number of acres to be included: 23.38

Total acres tillable/cropped of the parcel to be included: 4

Current uses of the property: Organic Garlic farm

Please provide a brief explanation of why you would like the property to be included in an agricultural district: We have been growing organic garlic at this location for ten years now and would like to be included in the Agricultural district as we are looking to expand as well as become certified organic. We can be found on instagram as Mountainviewgarlic

By submitting this form, I/we understand that I/we am/are requesting to place my/our property within a New York State certified Agricultural District, and the property may not be removed from the district even if subdivided or combined with other property until the next eight year review period pursuant to New York State Agricultural Law 25-AA Section 303-a. I/we also understand that this is not a request for an agricultural assessment, which must be requested from the local tax assessor's office. I/we understand that this request is subject to review and approval by the Saratoga County Agricultural and Farmland Protection Board and the Saratoga County Board of Supervisors, and certification by the New York State Department of Agriculture and Markets.

Signature: Frank Hoerauf

Date: 10/12/2020

Signature: Pamela Hoerauf

Date: 10/12/2020

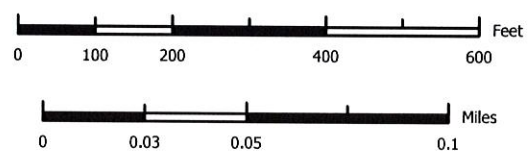




Hermance Road

Saratoga  
County

Galway



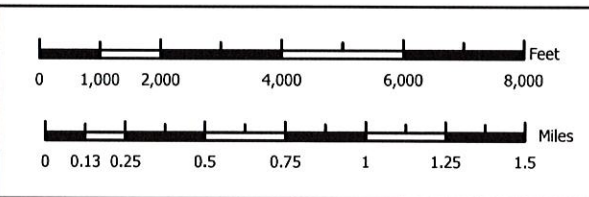
-  Agricultural District Petition
-  Tax Parcel
-  Agricultural District I
-  Agricultural District II

2020 Agricultural District  
Inclusion Petition  
ORTHOIMAGE

Hoerauf  
185.-2-20.27







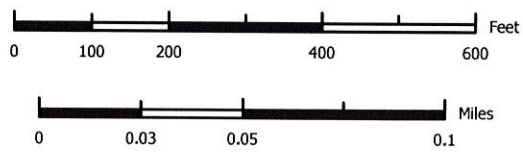
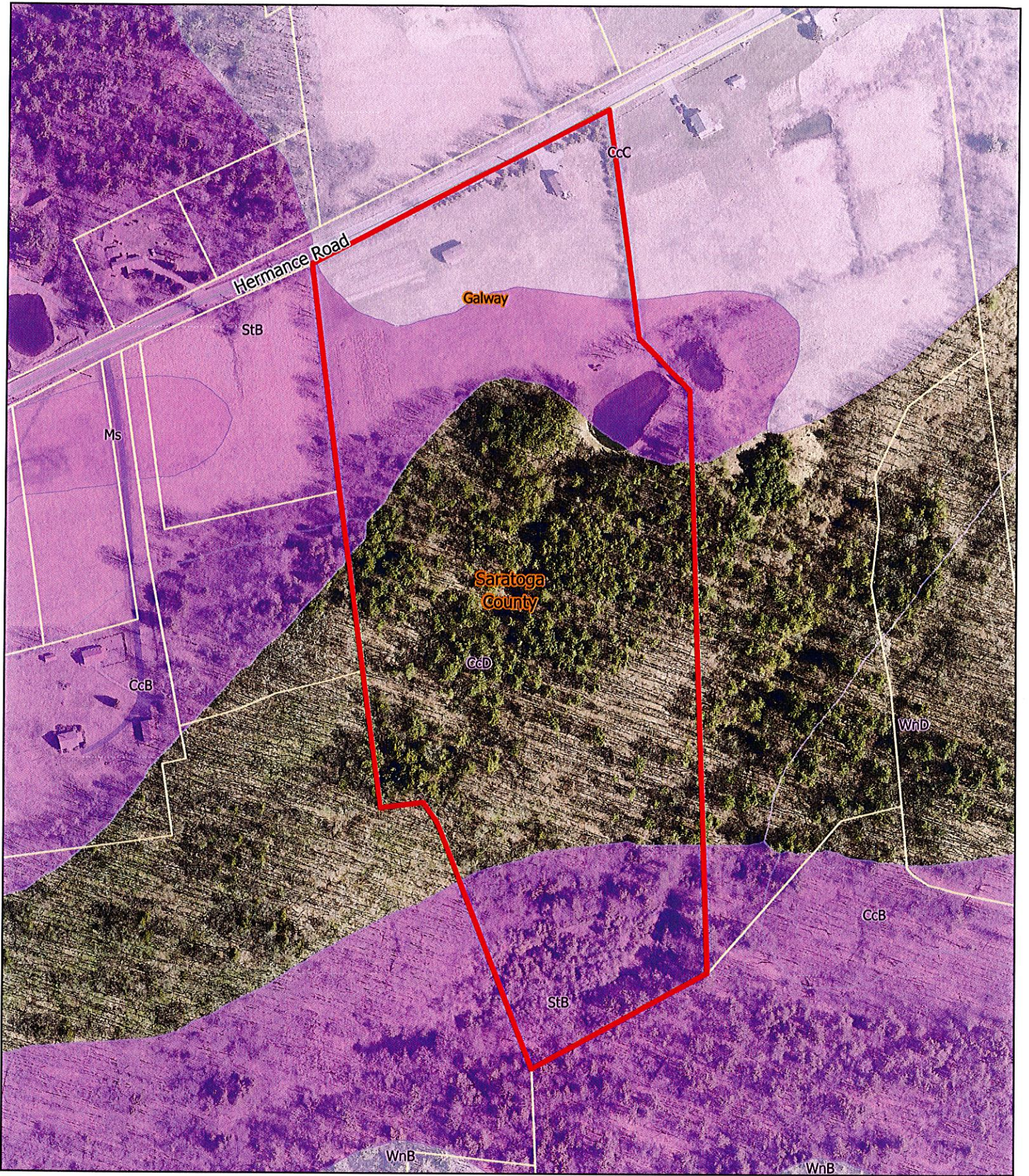
- Agricultural District Petition
- Agricultural District I
- Agricultural District II

2020 Agricultural District  
Inclusion Petition  
SITE

Hoerauf  
185.-2-20.27







- Agricultural District Petition
- Tax Parcel
- Prime Farmland
- Farmland of Statewide Importance
- Other Soils

2020 Agricultural District  
Inclusion Petition  
SOIL

Hoerauf  
185.-2-20.27





RECEIVED  
OCT 29 2020



Saratoga County, New York  
Agricultural District Inclusion Form  
(Please type)

Please complete this form for each parcel of your viable agricultural land that you wish to include within Saratoga County Consolidated Agricultural District #1 or #2. **Please submit this form no later than October 31, 2020 to the Office of the Clerk of Board, Saratoga County Board of Supervisors, 40 McMaster Street, Ballston Spa, New York 12020. Each owner must sign below.**

Landowner Name(s): Ziggy & Timber, LLC  
Telephone Number: 518-378-9332  
Mailing Address: 4839 NY-9N Corinth, NY 12822  
Email Address: Firewood15n@gmail.com

PROPERTY INFORMATION

Saratoga County Tax Map/ Parcel Identification Number for Parcel to be added:  
73. - 2 - 53.1 + 73. - 2 - 53.2

Street Address of Parcel, including City/Town/Village Located In:  
4839 NY-9N Corinth, NY 12822

Agricultural District in which Parcel is located (check one): #1 \_\_\_\_\_ #2  \* Proposed to be included in county AG district

Total number of acres to be included: 32.22

Total acres tillable/cropped of the parcel to be included: + / - 10

Current uses of the property: Sale of Firewood - Garlic - Syrup - Honey - Eggs - Plants - Vegetables

Please provide a brief explanation of why you would like the property to be included in an agricultural district: In 2020, 5,000 seeds were planted, when re-planted in 2021, yield will equal 25,000. Plan on being a garlic farmer in addition to providing syrup, honey, plants, vegetables, and eggs for the community.

By submitting this form, I/we understand that I/we am/are requesting to place my/our property within a New York State certified Agricultural District, and the property may not be removed from the district even if subdivided or combined with other property until the next eight year review period pursuant to New York State Agricultural Law 25-AA Section 303-a. I/we also understand that this is not a request for an agricultural assessment, which must be requested from the local tax assessor's office. I/we understand that this request is subject to review and approval by the Saratoga County Agricultural and Farmland Protection Board and the Saratoga County Board of Supervisors, and certification by the New York State Department of Agriculture and Markets.

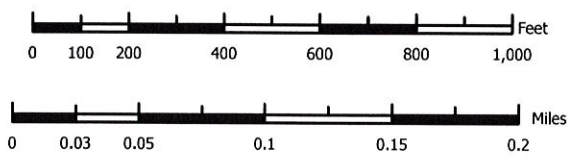
Signature: Lou Faraone





Date: 10/28/2020

Signature: \_\_\_\_\_

Date: \_\_\_\_\_





-  Agricultural District Petition
-  Tax Parcel
-  Agricultural District I
-  Agricultural District II

2020 Agricultural District  
Inclusion Petition Map  
ORTHO

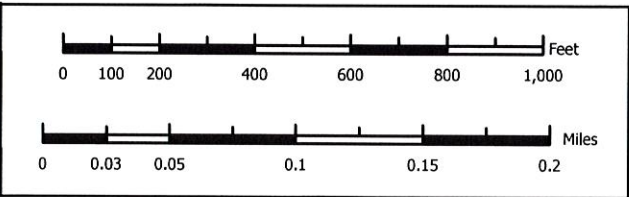
Ziggy & Timber, LLC  
73.-2-53.1 & 73.2-2-53.2











- Agricultural District Petition
- Tax Parcel
- Prime Farmland
- Farmland of Statewide Importance
- Other Soils

2020 Agricultural District  
Inclusion Petition Map  
SOIL

Ziggy & Timber, LLC  
73.-2-53.1 & 73.2-2-53.2







**Saratoga County Consolidated Agricultural District  
Report and Recommendation of the Saratoga County Agriculture  
& Farmland Protection Board to  
The Saratoga County Board of Supervisors  
Submitted January 2021**

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**Petitioners:**

Frank and Pamela Hoerauf, Town of Galway  
Ziggy and Timber, LLC, Town of Corinth

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Agriculture and Markets Law, Article 25-AA (AML 25-AA) authorizes the creation of agricultural districts through local landowner interest, preliminary county review, county adoption, and subsequent state certification. The purpose of agricultural districting is to encourage and promote the continued use of farmland for agricultural production. The program is based on a combination of landowner incentives and protections- all of which are designed to forestall the conversion of farmland to non-agricultural uses. Properties in State-certified agricultural districts receive benefits in the form of partial real property tax relief by way of agricultural and special assessments. Additionally, agricultural districts provide protections against overly restrictive local laws, government funded acquisition or construction projects, and private nuisance complaints involving agricultural practices.

Pursuant to AML 25-AA, the Board of Supervisors may establish an annual 30-day agricultural district review period, during which time landowner(s) with viable agricultural land may petition to be included in their respective agricultural district. In December of 2003, the Saratoga County Board of Supervisors adopted October as the annual 30-day agricultural district inclusion period. The 30-day timeframe takes place between October 1st and October 31st. In 2020, the Board of Supervisors received petitions from two (2) landowners requesting the inclusion of three (3) parcels into one of Saratoga County's certified agricultural districts.

The Saratoga County Agricultural & Farmland Protection Board (AFPB) met on December 21, 2020 to review the agricultural district inclusion requests that were received during the October 2020 30-day review period. The AFPB recommends that the following +/- 55.60 acres of viable farmland be added to the **Saratoga County Consolidated Agricultural District #2**:

1. **Frank & Pamela Hoerauf**, Town of Galway, Tax Map #: 185.-2-20.27, +/- 23.38 acres located on Hermance Road. This land is currently being used to cultivate garlic with aspirations of expanding the operation and becoming a certified organic garlic grower.
2. **Ziggy & Timber, LLC**, Town of Corinth, Tax Map #'s: 73.-2-53.1 & 73.-2-53.2, +/- 32.22 acres located on NYS Route 9N. This property is planned to be used to cultivate garlic in addition of providing syrup, honey, plants, vegetables and eggs to the community.

In accordance with Section 303-b of Article 25AA, the Saratoga County AFPB has prepared this report for the Board of Supervisors. The report considers the following questions regarding the status of farming in the agricultural districts and uses this information as the basis for its recommendation.

**1. The nature of farming and farm resources within such district(s):**

Farms in Saratoga County are a strong part of the County's heritage and an important industry to the County's health, both physically and financially.

In 2017 (the latest data provided by U.S. Dept. of Agriculture), there were 591 farms in Saratoga County averaging 121 acres per farm and producing an annual sales volume of \$76.8 million in agricultural products (USDA -2017 Census of Agriculture –Saratoga County, NY). The County's farms are concentrated along its eastern border (Ag. District #1) and in the southwest corner (Ag. District #2) where soil quality is better suited for farming practices. Saratoga County farms produce a wide variety of products including but not limited to: horses, apples, beef, dairy products, field crops, horticulture, livestock, and vegetables.

In 2020, the Saratoga County Board of Supervisors completed the New York State mandated 8-year review of the status of Saratoga County Consolidated Agricultural District #1 pursuant to the NYS AML 25-AA, Section 303a. Saratoga County's Consolidate Agricultural District #1 overlays within the boundaries of the Towns of Moreau, Northumberland, Saratoga, Stillwater and Wilton. The 8-year report prepared by the Saratoga County Agriculture and Farmland Protection Board for the Saratoga County Board of Supervisor's 8-year review indicates that there are approximately 61,642 acres in Saratoga County's Consolidate Agricultural District #1. The report concluded that approximately 67% of the lands within Saratoga County's Consolidate Agricultural District #1 was being used for farming and other agricultural-type purposes. Therefore, the majority of the land uses are of that for agricultural purposes and this portrays Saratoga County's Consolidate Agricultural District #1 as being robust and operating as intended to protect and sustain the farming industry. By utilizing information extracted from the County's Map Viewer program using data updated in 2018, illustrates that Saratoga County's Consolidate Agricultural District #2 has approximately 53,600 acres included in the Towns of Ballston, Charlton, Clifton Park, Edinburg, Galway, Greenfield, Malta, Milton, Providence and the City of Saratoga Springs. Subsequently, the Saratoga County's Consolidate Agricultural District #2 is scheduled to proceed through the NYS AML 25-AA, Section 303a 8-year review in early 2021. Finally, the lands included in both Saratoga County's Agricultural Districts #1 & #2 equal close to 21% of the total acres in Saratoga County further illustrating their importance.

## **2. The extent to which the district(s) has achieved its original objectives:**

The original purpose for creating the Agricultural Districts was to conserve, protect, and encourage the development and improvement of lands for agricultural production in Saratoga County. The sheer existence and designation of Agricultural Districts exemplifies how important farming and the agriculture industry is to Saratoga County. The Agricultural Districts has provided the foundation for the importance of and the protection of the continued sustainability of agriculture in the county that is experiencing ever increasing development pressure on its land for non-agricultural purposes. Again, Saratoga County's Consolidate Agricultural District #1's NYS AML 25-AA, Section 303a 8-year report concluded that approximately 67% of the lands within the district was being used for farming and other agricultural-type purposes. Therefore, Saratoga County's Consolidate Agricultural District #1 is robust and operating as intended to protect and sustain the farming industry.

The Agricultural Districts memorialize the identifiable areas of agricultural land in the County that are to be protected and the results are an increased exposure and interest in other agricultural and farmland protection initiatives within the County.

No less important are the environmental elements associated with protecting farmland in the agriculture districts such as: preservation of open space and scenic vistas, the conservation of

productive soils, the preservation of woodland and wetlands and the preservation of wildlife habitat. These tangible environmental attributes, which are integrated with the lands of the agricultural district, and the protection thereof, have also benefited the County and its communities.

**3. The overall status of farming, the farm economy and farm investment in such district(s):**

Saratoga County continues to experience significant and ongoing development pressure on its agricultural lands. The existence of the County’s Agricultural Districts helps to encourage the preservation of existing farmlands and discourage the conversion of farmland to non-agricultural uses. But, the threat persist.

The following is data from U.S. Dept. of Agriculture’s 2007, 2012 and 2017 Census of Agriculture reports for Saratoga County:

<u>Year</u>	<u># of Farms</u>	<u>Land in Farms</u>	<u>Avg. Size of Farms</u>	<u>Market Value of Products Sold</u>
2007	641	75,660 acres	118 acres	\$58,226,000
2012	583	78,849 acres	135 acres	\$79,968,000
2017	591	71,604 acres	121 acres	\$76,810,000

The above ten years of data overall shows that the farming industry, in Saratoga County, is in a decline even with the surge indicated in 2012.

**4. The extent to which the number of farms and farm acres in such district(s) furthers the purposes for which such district(s) was originally created**

The 2020 8-year review report prepared by the Saratoga County Agriculture and Farmland Protection Board for the Saratoga County Board of Supervisor’s review indicates that approximately 67% of the lands within Saratoga County’s Consolidate Agricultural District #1 was being used for farming and other agricultural-type purposes. This portrays Saratoga County’s Consolidate Agricultural District #1 as being robust and operating as intended to protect and sustain the farming industry.

The subsequent AML Article 20-AA, Section 303a 8-year review is to occur in late winter for Saratoga County Consolidated Agricultural District #2. It is anticipated that the same outcome will be derived and that the majority of the lands in Agricultural District #2 as being used for an agricultural-type purpose.

Therefore, both agricultural districts #1 and #2 are functioning as originally created protecting, promoting and sustaining the agriculture and farming industry in their distinct parts of the county.

**5. Any county agricultural and farmland protection planning or implementation efforts pursuant to Article 25-AA of the Agriculture and Markets Law**

The County Board of Supervisors adopted a County Agriculture and Farmland Protection Plan in December 1997. The plan provides background information on the status and importance of farming to the county’s economy and quality of life, and makes a series of recommendations for communities to consider. These recommendations focus on farmland protection, making improvements to the financial outlook for farming, and developing the community’s appreciation of agriculture’s economic and environmental value.

In 2003, the Board of Supervisor's implemented a grant funding program for Farmland Protection and Open Space Acquisition projects. The program, to date, has protected 4,813 acres of land with 2,968 acres being farmland protection projects. The County in conjunction with municipalities and the local land trust, has been quite successful in obtaining state money for purchase of development rights projects throughout the county.

In closing, the Saratoga County Consolidated Agricultural District #1 & #2 protect, preserve and promote its agricultural lands and its farming industry within the areas containing the County's more productive agricultural soils. The Agricultural Districts help preserve some of the County's more important natural and ecological attributes all the while creating employment opportunities and adding millions of dollars of revenue each year. It is these principle ideas that create the need to maintain and sustain the County's Agricultural Districts for the present and future financial and physical health of the County.



# SARATOGA COUNTY

## PRE-RESOLUTION MEMORANDUM

**TO:** Steve Bulger, County Administrator  
Matt Rose, Management Analyst  
Hugh Burke, Esq., County Attorney

**FROM:** Dan Rourke

**DATE:** 1/8/2020

**Committee:** Law and Finance

1. Budget Amendments: None
2. Amendments to the Compensation Schedule: None
3. Details on what the resolution will authorize:

**The resolution will authorize the chairman of the board to execute an agreement with Adirondack Environmental Services, Inc. The contract amount will be a Not to Exceed value of \$70,000. These are considered professional services and related to public health and therefore do not need to go bid. The original resolution for this style contract RES 39 of 2018. This is for lab testing relating to our NYSDEC SPDES permit and compliance with effluent limits**

4. Vendors/contractors Selected: Adirondack Environmental Services Inc.
  - a. Less desirable alternatives:
  - b. Were bid/proposals solicited: Yes, pricing was solicited initially.
  - c. Was the contractor selected the lowest bid or proposal: No, they are professional service relating to compliance
  - d. Was the contract awarded on the best value methodology:
  - e. Is the vendor/contractor a sole source:
  - g. Commencement date of contract term:
  - h. Termination of contract date:
  - i. Contract renewal and term:
  - j. Contact information (names, addresses): North Pearl Street Albany NY 12207
  - k. Is the vendor/contractor an LLS, PLLC or partnership: Corporation
  - l. State of vendor/contractor organization:
  - m. Time element and why:
  - n. Other remarks: Sewer District Commission approved the expenditure of the funds.
5. Is this an annual housekeeping resolution: NO
  - a. What were the terms of the prior resolution:
  - b. Are the terms changing:
  - c. What is the reason for the change in terms:



## SARATOGA COUNTY

6. Is a new position being created: NO

- a. Effective date:
- b. Salary and grade:

7. Is a new employee being hired: NO

- a. Full name of the new employee including suffixes:
- d. City/Town of residence:
- e. Effective date of employment:
- f. Salary and grade
- g. Appointed position:
- h. Term:

8. Is a grant being accepted: NO

- a. Source of grant funding:
- b. Amount of grant:
- c. Purpose grant will be used for:
- d. Equipment and/or services being purchased with the grant:
- e. Time period grant covers:

9. Remarks: SCSD requires special testing be done on influent and effluent wastewater to comply with SDPES permit requirements, and at times additional testing is required to source issues caused by industrial users. Additional testing may be required to better define the current issues with ammonia treatment at the WWTP as well.



# SARATOGA COUNTY

## PRE-RESOLUTION MEMORANDUM

**TO:** Steve Bulger, County Administrator  
Matt Rose, Management Analyst  
Hugh Burke, Esq., County Attorney

**FROM:** Dan Rourke

**DATE:** 1/8/2020

**Committee:** Law and Finance

1. Budget Amendments: None
2. Amendments to the Compensation Schedule: None
3. Details on what the resolution will authorize:

**The resolution will authorize the chairman of the board to execute an agreement with Tom Kubricky Company, Inc. for a NTE amount of \$500,000 for a term of April 19, 2020 to April 20, 2021. Typically, these costs are handled with a bid. The bid expired in April of 2020. Due to the NYS state of emergency issued because of Covid-19, certain procurement requirements were suspended. In April as opposed to bidding the emergency repair of sewer systems, the vendor agreed to extend their pricing to April of 2021. We will be going back out to bid March 2021 to get back on schedule. This contract is to ensure there is a mechanism to pay the contractor for work that was completed in 2020 and any other repairs that may occur in 2021. There was \$384,478.25 of work completed in 2020. The extra budgeted amount is for possible repairs required up until April of 2021.**

4. Vendors/contractors Selected: Tom Kubricky Company Inc..
  - a. Less desirable alternatives:
  - b. Were bid/proposals solicited: Yes, pricing was solicited initially.
  - c. Was the contractor selected the lowest bid or proposal: It I an emergency repair contract all bids are awarded
  - d. Was the contract awarded on the best value methodology:
  - e. Is the vendor/contractor a sole source:
  - g. Commencement date of contract term:
  - h. Termination of contract date:
  - i. Contract renewal and term:
  - j. Contact information (names, addresses): Tom Kubricky, President 1166 Route 9 Gansevoort NY 12831
  - k. Is the vendor/contractor an LLS, PLLC or partnership: Corporation
  - l. State of vendor/contractor organization:
  - m. Time element and why:
  - n. Other remarks: Sewer District Commission approved the expenditure of the funds.

5. Is this an annual housekeeping resolution: NO





## SARATOGA COUNTY

- a. What were the terms of the prior resolution:
- b. Are the terms changing:
- c. What is the reason for the change in terms:

6. Is a new position being created: NO

- a. Effective date:
- b. Salary and grade:

7. Is a new employee being hired: NO

- a. Full name of the new employee including suffixes:
- d. City/Town of residence:
- e. Effective date of employment:
- f. Salary and grade
- g: Appointed position:
- h. Term:

8. Is a grant being accepted: NO

- a. Source of grant funding:
- b. Amount of grant:
- c. Purpose grant will be used for:
- d. Equipment and/or services being purchased with the grant:
- e. Time period grant covers:

9. Remarks: The number or severity of pipe repairs is never known. I typically budget 200,000 a year for repairs and we are sometimes close and sometimes much much higher. Funds were already appropriated in the 2020 budget in a previous resolution for these excess costs above the \$200,000. The vendor didn't bill for the work until 5-6 months after the larger portion of the work was done in May.

Back Up – Screen shot of the current outstanding bills for TKC Inc from our county financial system. If any other Back-up is required please let me know.

Vendor Inquiry - 408384 - TKC



Last Name/Business TKC

Number

Go Reset

Vendors

- 408384 - TKC
- Documents (0)
- User Defined
- Invoices
- Receipt of Goods
- Checks
- 1099 History
- Purchase Orders
- Requisitions
- Wire Transfers

Charts Time Frame **Current Fiscal Year**

Invoices Invoice From Date **01/08/2020** To Date **01/08/2021** Group By **<ALL>** Date **Invoice Date**

Status	Invoice...	Invoice ...	Due Date	G/L Date	Description	Amount	Attachments
	IContains...	IContains...	IOOn...	IOOn...	IOOn...	IContains...	IEquals...
Edit	705	10/14/2020	12/31/2020	12/15/2020	9/22-9/25/20-cust:SCSD-Raise MHS on 9P. before DOT repaved road	\$44,124.15	1
Edit	3290	05/29/2020	12/31/2020	12/15/2020	5/28/20-cust:SCSD-Repair FM break at Tomahawk lane	\$3,492.90	0
Edit	3282	05/28/2020	12/31/2020	12/15/2020	4/20/20-cust:SCSD-return to pave driveway at Lakeview PS	\$5,431.08	1
Edit	3278	04/27/2020	12/31/2020	12/15/2020	3/25/20-cust:SCSD-Repair FM break at Lakeview Landing	\$4,425.29	1
Edit	3234	05/01/2020	12/31/2020	12/15/2020	4/30/19-cust:SCSD-paving and 3 MHS on R0ute 9P	\$6,184.35	1
Edit	3226	05/12/2020	12/31/2020	12/15/2020	5/4/20-cust:SCSD-repair FM at 1403 Route 9 (Stewarts) HM	\$4,989.02	1
Edit	3224	08/16/2020	12/31/2020	12/15/2020	8/16/20-cust:SCSD-fix GP at Franklin Beach Rd	\$4,228.10	0
Edit	3223	08/18/2020	12/31/2020	12/15/2020	8/4,8/5/20-cust:SCSD-Fix FM at 19 Westview Court	\$6,376.21	1
Edit	3222	05/21/2020	12/31/2020	12/15/2020	5/21/20-cust:SCSD-Repair FM break at 45 Summerfield Cirle	\$5,196.15	0
Edit	3206	10/12/2020	12/31/2020	12/14/2020	05/05-06/26/20 acct:SCSD1-Repair Route 236 Swr main break	\$300,031.15	2



## **SARATOGA COUNTY BOARD OF SUPERVISORS**

### **RESOLUTION 256 - 2020**

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

**INTRODUCING A PROPOSED LOCAL LAW IDENTIFIED AS  
INTRODUCTORY NO. 3 , PRINT NO. 1 OF 2020, RELATIVE  
TO AMENDING THE 2021 COUNTY COMPENSATION SCHEDULE  
TO PROVIDE A COST-OF-LIVING INCREASE FOR CERTAIN COUNTY  
OFFICIALS, AND SETTING A DATE FOR A PUBLIC HEARING THEREON**

WHEREAS, Resolution 240-2020 adopted the 2021 County Budget; and

WHEREAS, Resolution 243-2018 approved the current collective bargaining agreement with the General Unit of Local #846 of the Civil Service Employees Association, Inc. which provides a cost-of-living increase of 2.0% for 2021 for the affected employees; and

WHEREAS, the Board of Supervisors wishes to provide a similar increase, together with any accrued STEP increases, to certain elected or appointed County officials during their term of office; now, therefore, be it

RESOLVED, that a proposed Local Law, identified as Introductory No. 3 of 2020, Print No. 1 of 2020, entitled "A LOCAL LAW AMENDING THE 2021 COUNTY COMPENSATION SCHEDULE TO PROVIDE A COST-OF-LIVING INCREASE FOR CERTAIN COUNTY OFFICIALS", is hereby introduced before the Saratoga County Board of Supervisors, and the Board of Supervisors shall hold a Public Hearing on January 13, 2021 at 4:25 p.m. 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; 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 202.79, 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 January 13, 2021 at 4:25 pm; 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.

BUDGET IMPACT STATEMENT: No budget impact.

INTRODUCTORY NO. 3

PRINT NO. 1

INTRODUCED BY SUPERVISORS: **Wood, Grattidge, Lawler, Lucia, Peck, Winney and Wright**

COUNTY OF SARATOGA  
LOCAL LAW - 2021

A LOCAL LAW AMENDING THE 2021 COUNTY COMPENSATION  
SCHEDULE TO PROVIDE A COST-OF-LIVING INCREASE  
FOR CERTAIN COUNTY OFFICIALS

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

SECTION 1. The 2021 compensation for the following County officials shall be increased to the following levels, effective January 1, 2021:

ELECTED OFFICIALS

Susan Hayes-Masa, County Coroner	\$ 31,182
David DeCelle, Coroner	\$ 31,182
Michael Zurlo, Sheriff	\$139,601
Craig Hayner, County Clerk	\$120,848
Andrew Jarosh, County Treasurer	\$120,848

APPOINTED OFFICIALS

Christopher Schall, County Auditor	\$ 89,598
Andrew Blumenberg, Public Defender	\$135,095
Margaret McNamara, Director of Human Resources	\$135,182
Anna Stanko, Director of Real Property	\$ 89,209
Tina Potter, Commissioner of Social Services	\$141,918

SECTION 2. This Local Law is subject to a permissive referendum as provided in Municipal Home Rule Law §24.

SECTION 3. This Local Law shall become effective as provided in Municipal Home Rule Law §27.