



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 42 - 2021

Introduced by Supervisors Veitch, Lant, Lucia, O'Connor, Richardson, Tollisen and Winney

**INTRODUCING A PROPOSED LOCAL LAW IDENTIFIED AS
INTRODUCTORY NO. 1, PRINT NO. 1 OF 2021 AUTHORIZING
THE LEASING OF REAL PROPERTY OF THE COUNTY OF
SARATOGA TO GATEWAY HOUSE OF PEACE, INC., AND
SETTING A DATE FOR A PUBLIC HEARING THEREON**

WHEREAS, pursuant to Local Law No. 2 of 2011, this Board of Supervisors adopted a Local Law authorizing the leasing of real property of the County of Saratoga to Gateway House of Peace, Inc. at 479 Rowland Street in the Town of Milton, for the purposes of operating a hospice home for terminally ill people and their families and providing related services for an initial term of five (5) years with an option to renew for an additional five (5) years at a rent to be paid to the County of Saratoga of One (\$1.00) Dollar per year with the tenant agreeing to repair refurbish and upgrade the property and to use it solely for the quasi-public purpose of operating a hospice home with said lease being a net lease with the tenant assuming all costs relative to the operation and maintenance of the property; and

WHEREAS, the lease with Gateway House of Peace, Inc. will expire May 14, 2021; and

WHEREAS, Gateway House of Peace, Inc. has requested that the County renew its lease of the property on Rowland Street in the Town of Milton to Gateway House of Peace, Inc. for the continued quasi-public purposes of operating a hospice home and providing related services; and

WHEREAS, the Building and Grounds Committee and the Commissioner of Public Works has recommended that the County renew its lease with the Gateway House of Peace, Inc. under the same terms for an initial term of five (5) years with an option to renew for an additional five (5) years at a rent to be paid to the County of Saratoga of One (\$1.00) Dollar per year with the tenant agreeing to maintain and/or upgrade the property as necessary; now, therefore, be it

RESOLVED, that a proposed Local Law, identified as Introductory No. 1 Print No. 1 of 2021, entitled "A LOCAL LAW AUTHORIZING THE LEASING OF REAL PROPERTY OF THE COUNTY OF SARATOGA TO GATEWAY HOUSE OF PEACE, INC.", which is attached hereto as SCHEDULE A, is hereby introduced before this Saratoga County Board of Supervisors, and this Board of Supervisors shall hold a Public Hearing thereon on March 10, 2021 at 3:30 p.m., or as soon thereafter as the Board can convene, in the Meeting Room of the Saratoga County Board of Supervisors at 40 McMaster Street, Ballston Spa, New York 12020, on the matter of the adoption of such proposed Local Law; and, 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,

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 March 10, 2021 at 3:30 p.m.; 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.

BUDGET IMPACT STATEMENT: No budget impact.

INTRODUCTORY NO. 1

PRINT NO. 1

INTRODUCED BY: Supervisors Veitch, Lant, Lucia, O'Connor, Richardson, Tollisen and Winney

COUNTY OF SARATOGA
LOCAL LAW - 2021

A LOCAL LAW AUTHORIZING THE LEASING OF REAL PROPERTY
OF THE COUNTY OF SARATOGA TO GATEWAY HOUSE OF PEACE, INC.

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

SECTION 1. The County of Saratoga is the owner of real property located in Town of Milton which is identified on the Tax Maps of the Town of Milton as Section 177.14, Block 2, Parcel 21.1, which was conveyed to the County of Saratoga by Warranty Deed from Henry P. Witthohn and Judith Witthohn, recorded in the Saratoga County Clerk's Office in Book 1247 of Deeds at Page 520 on November 7, 1988. There is an existing brick building on the premises which Gateway House of Peace, Inc., a not-for-profit corporation, has been leasing from the County since May of 2011 and has requested a renewal of its lease for the purposes of operating a hospice home for terminally ill people and their families and providing related services. The term of such lease is for an initial five (5) years, with the tenant to have the option of renewal for an additional five (5) years. The rent to be paid to the County of Saratoga shall be One (\$1.00) Dollar per year with the tenant agreeing to maintain and/or upgrade the property as necessary and to use it solely for the quasi-public purpose of operating a hospice home for terminally ill people and their families and providing related services. The lease shall be a net lease with the tenant assuming all costs relative to the operation and maintenance of the property. The form and content of the lease agreement shall be subject to the approval of the County Attorney.

SECTION 2. Notwithstanding the provisions of Section two hundred fifteen of the County Law, or any other law of the State of New York, authorization is hereby given to the Chairman of the Saratoga County Board of Supervisors to execute a lease of the real property identified on the Tax Maps of the Town of Milton, Saratoga County New York as Section 177.14, Block 2, Parcel 21.1 to Gateway House of Peace, Inc. for its quasi-public purposes of operating a hospice house and providing related services, and for the municipal purposes of maintaining the County's property in a structurally sound and usable condition, with such lease to be subject to the approval of the County Attorney.

SECTION 3. This Local Law is subject to a permissive referendum as provided in Section 24 of the Municipal Home Rule Law.

SECTION 4. This Local law shall take effect after it is filed as provided in Section 27 of the Municipal Home Rule Law.