

REGULAR MEETING
TUESDAY, July 20, 2021
AT 4:00 p.m., E.S.T.

Board called to order by Chairman Kusnierz.

Roll call was taken. PRESENT – Eric Connolly, Philip C. Barrett, Jonathon Schopf, Richard Lucia, Preston Allen, Jean Raymond, Michael Smith, Arthur M. Wright, Kevin Tollisen, Darren O’Connor, Benny Zlotnick, Thomas Richardson, Theodore Kusnierz, Sandra Winney, Thomas N. Wood, III, Tara Gaston, Matthew E. Veitch, John Lant - 18. ABSENT – Joseph Grasso, Daniel Pemrick, Willard H. Peck, Edward D. Kinowski, John Lawler - 5.

The invocation was given by Thomas N. Wood, III, Chaplain.

Mr. Kusnierz recognized the family of Specialist Abigail Jenks in attendance today. The family was presented with flag which was flown at the County for 30 days in honor of Abigail. The following proclamation was read and presented to the family.

PROCLAMATION

WHEREAS, the freedom, security and prosperity that the American people have enjoyed throughout the history of our nation have been preserved due to the heroism and sacrifice of the men and women who have served in our armed forces; and

WHEREAS, the Saratoga County Board of Supervisors wishes to honor and memorialize the lives and courageous deeds of members of the armed forces who have served with distinction in the defense of our nation; and

WHEREAS, Specialist Abigail Rose “Abby” Jenks was a Saratoga County resident who proudly served our Country and our County in the armed services of the United States; and

WHEREAS, Abigail Rose Jenks of the Town of Wilton, grew up in the Greenfield-Saratoga area. As a child, Abby was an active participant in 4H, and was a 2018 graduate of Saratoga Springs High School; and

WHEREAS, Abigail Rose Jenks enlisted in the United States Army; and entered active duty in October 2018; and

WHEREAS, after training as a Fire Support Specialist at Fort Sill, Oklahoma, “Abby” completed the rigorous US Army Airborne Course at Ft. Benning, Georgia. “Abby” was then assigned to Fort Bragg, North Carolina to serve with the famous 82d Airborne Division. Specialist Jenks served as a Forward Observer assigned to Headquarters Battery, 1st Battalion, 319th Airborne Field Artillery Regiment, 3rd Brigade Combat Team; and

WHEREAS, on April 19th 2021, Specialist Jenks was killed while participating in an Airborne training operation from a UH-60 Blackhawk helicopter over Sicily Drop Zone on Fort Bragg; and

WHEREAS, for her service, Specialist Abigail Jenks was awarded the Army Achievement Medal, Army Good Conduct Medal, National Defense Service Medal, Global War on Terrorism Medal, Army Service Ribbon, and the Army Parachutist Badge. Specialist Jenks was also posthumously awarded the Meritorious Service Medal; and

WHEREAS, Specialist Abigail Jenks gave her life in the defense of the principles of freedom and democracy for which our nation stands; and

WHEREAS, it is fitting that the heroic service and sacrifice of Specialist Abigail Jenks for her nation and community be recognized and remembered, and her memory be honored; and now therefore, be it

PROCLAIMED, this flag was flown at the Saratoga County Board of Supervisors in honor of Specialist Abigail Rose “Abby” Jenks for 30 days and is presented to her family in grateful recognition by the Saratoga County Board of Supervisors on behalf of all of the citizens of the County for the service and sacrifice made by her for her country.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the Saratoga County Board of Supervisors this 9th day of June, 2021.

PRESENTATION

Dr. Roger Ramsammy, President of Hudson Valley Community College gave a presentation on a planned extension and renovations of HVCC Tech Smart Campus. Groundbreaking is expected this fall and they expect to begin classes in January. Mr. Kusnierz thanked Dr. Ramsammy and said that the campus will play a key role in serving our students and residents in the County.

Supervisor Tollisen presented the 2019 Proceedings of the Board of Supervisors. The 2019 Board Proceedings are dedicated in grateful recognition of the seniors in Saratoga County. Mr. Tollisen thanked County staff for their work in planning the Year of the Senior event at the Casino in Saratoga Springs.

PUBLIC INPUT

Darlene McGraw, Saratoga Springs, re: ADA

Ms. McGraw said that July 26 will be the 31 years since the American with Disabilities Act was signed. Ms. McGraw encouraged the County officials to learn more about E911. Ms. McGraw also requested that Saratoga County make their properties 100% smoke free and stated that better public transportation would help access services such as the new tech campus.

On a motion by Mr. Veitch, seconded by Ms. Gaston the minutes of the June 15, 2021 Board meeting was unanimously approved.

The Clerk presented the following correspondence:

Letter from Public Defender Andrew Blumenberg appointing Elizabeth Parizh as Assistant Public Defender effective June 25, 2021 with a term expiration of December 31, 2021

Received and Filed.

Letter from Congresswoman Elise Stefanik in support of the Towns of Wilton and Greenfield’s applications for County Trail Funds.

Copy to Trails & Open Space Committee.

Letter from the NYS Department of State confirming the filing of Local Law #4 of 2021.

Received and Filed.

Letter from Wayne Howe, Chairman of the Sewer Commission, requesting consideration of County funding from the Coronavirus Local Fiscal Recovery Funds.

Copy to Board of Supervisors and County Administrator.

Letter from Roy McDonald, President of the NYS Military Museum, requesting inclusion in Federal Funding coming to the County, towns and cities in Saratoga County.

Copy to Board of Supervisors and County Administrator.

Letter from Tri County Literacy Center requesting financial support.

Copy to Board of Supervisors and County Administrator.

REPORTS OF COMMITTEES

Supervisor Barrett gave an update from the Department of Health Transition Task Force. The transition to a full Department of Health is a large and expensive undertaking. Mr. Barrett thanked the members of the Task Force for their work. They are conducting bi-weekly calls with the Department of Health in Albany to keep them abreast of their progress to date. Mr. Barrett said that consensus of the Task Force is that the first step in the transition is to hire a Director of Environmental Health to begin building out the department. They have been working through variations of job descriptions for this position, and the Task Force will be forwarding the final description and a proposed salary range to the Board and Human Resources Committee to create the position. Mr. Barrett said that if there are any additional questions to reach out to him or Dr. Kuhles.

On a motion by Mr. Lucia, seconded by Mr. Veitch, Resolutions 191 through 217 were adopted by a unanimous vote.

RESOLUTION 191 - 2021

Introduced by Supervisors Gaston, Barrett, Connolly, Grasso, Peck, Smith and Veitch

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AMENDMENT TO THE AGREEMENT WITH TYLER TECHNOLOGIES, INC. FOR SERVICES REGARDING THE COUNTY'S TYLER TECH NEW WORLD FINANCIAL SERVICES SOFTWARE SYSTEM, AND AMENDING THE 2021 BUDGET IN RELATION THERETO

WHEREAS, pursuant to Resolution 164-2021, this Board authorized an amendment to its agreement with Tyler Technologies, Inc. for the installation of new SQL Servers, and for related services to our Finance and Human Resources software system, at an additional cost not to exceed \$5,000; and

WHEREAS, the County wishes to install an eSuite-eEmployee employee self-service module, which will allow County employees the ability to obtain their pay stubs and W2s; update W9, contact and direct deposit information; and interact with Human Resources and Payroll functions securely online; and

WHEREAS, Tyler Technologies, Inc. has provided a quote to the County for services to provide said module, at a cost of \$34,800, which includes a prorated recurring annual maintenance fee of \$2,500 and \$32,300 for licensing and installation costs; and

WHEREAS, it is appropriate to amend the existing agreement with Tyler Technologies, Inc. to allow for the installation of the new eSuite-eEmployee software, and for related services, at a cost not to exceed \$34,800; and

WHEREAS, an amendment to the 2021 budget is necessary to pay for the installation of this software; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an amendment to the agreement with Tyler Technologies, Inc. of Troy, Michigan, for the installation of eSuite- eEmployee software, and for related services, at an additional cost not to exceed \$34,800; and, be it further

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

RESOLVED, that the 2021 budget is amended as follows:

UNDER COUNTY TREASURER

Appropriations:

Increase Acct. #: A.16.000-8160 Data Processing Fees \$34,800

UNDER COUNTY ADMINISTRATOR

Appropriations:

Decrease Acct. #: A.14.999.9000 Unallocated Amount \$34,800

BUDGET IMPACT STATEMENT: Funds are available in the 2021 budget through an inter-department transfer from contingency.

RESOLUTION 192 - 2021

Introduced by Supervisors O'Connor, Grasso, Lant, Schopf, Richardson, Veitch and Wood

AMENDING THE 2021 COMPENSATION SCHEDULE UNDER PUBLIC HEALTH SERVICES

WHEREAS, the Human Resources and Insurance Committee, the Director of Human Resources and the Commissioner of Health have recommended that the 2021 Saratoga County Compensation Schedule be amended under Public Health Services to reclassify the position of Director of Patient Services to Director of Community Health Services with no change in salary or grade in order to assist in effectuating the transition to a full service public health department; and

WHEREAS, the reclassification from Director of Patient Services to Director of Community Health Services reflects the department's focus on the broader health of communities by partnering with healthcare providers, healthcare facilities, community and faith based organizations to meet or exceed population based health goals; now, therefore, be it

RESOLVED, that the 2021 Saratoga County Compensation Schedule is amended effective as of July 20, 2021 as follows:

UNDER PUBLIC HEALTH SERVICES:

Reclassify (1) Director of Patient Services to (1) Director of Community Health

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 193 - 2021

Introduced by Supervisors O'Connor, Grasso, Lant, Richardson, Schopf, Veitch and Wood

AMENDING THE 2021 COMPENSATION SCHEDULE UNDER COUNTY ADMINISTRATOR, HUMAN RESOURCES AND TREASURER

WHEREAS, pursuant to Resolution 75-2017 the position of Director of Finance was transferred from the Treasurer's Office to the County Administrator's Office; and

WHEREAS, pursuant to Resolution 272-2018, the positions of Payroll Supervisor to Payroll Clerk were transferred from the Treasurer's Office to Human Resources; and

WHEREAS, in order to improve efficiency, transparency, accountability and clarity of duties in the County's fiscal matters, the County Treasurer wishes transfer the positions of Director of Finance, Payroll Supervisor and Payroll Clerk back to the Treasurer's Office; and

WHEREAS, the Human Resources and Insurance Committee, Government and Review & Efficiency Committee, County Administrator and the Director of Human Resources have recommended that the 2021 Saratoga County Compensation Schedule be amended to transfer these positions back to the Treasurer's Office; now, therefore, be it

RESOLVED, that the 2021 Saratoga County Compensation Schedule is amended effective July 20, 2021 as follows:

UNDER COUNTY ADMINISTRATOR:

Abolish: (1) Director of Finance, Grade 21

UNDER HUMAN RESOURCES:

Abolish: (1) Payroll Supervisor, Grade 11, Step 6A
Abolish: (1) Payroll Clerk (Conf.), Grade 9, Step 4A

UNDER TREASURER:

(Create) (1) Director of Finance, Grade 21
(Create) (1) Payroll Supervisor, Grade 11, Step 6A
(Create) (1) Payroll Clerk (Conf.), Grade 9, Step 4A

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 194 - 2021

Introduced by Supervisors O'Connor, Grasso, Lant, Schopf, Richardson, Veitch and Wood

AMENDING THE 2021 COMPENSATION SCHEDULE TO RECLASSIFY CERTAIN POSITIONS UNDER COUNTY ATTORNEY'S OFFICE

WHEREAS, the Human Resources and Insurance Committee, the Director of Human Resources, and the County Attorney have recommended that the 2021 Saratoga County Compensation Schedule be amended under County Attorney to reclassify (1) Paralegal Specialist to (1) Assistant County Attorney at the base salary of \$92,341; and

WHEREAS, the salary and fringe benefits of the Assistant County Attorney position is 92% reimbursable through Federal funding under Title IV-E; now, therefore be it

RESOLVED, that the 2021 Saratoga County Compensation Schedule is amended effective as of July 21, 2021 as follows:

UNDER COUNTY ATTORNEY:

Reclassify (1) Paralegal Specialist to (1) Assistant County Attorney
Base Salary \$92,341

BUDGET IMPACT STATEMENT: No Budget Impact. The local share of the reclassification is \$3,146, and the funds are available in the 2021 budget.

RESOLUTION 195 - 2021

Introduced by Supervisors O'Connor, Grasso, Lant, Richardson, Schopf, Veitch and Wood

AMENDING THE 2021 COMPENSATION SCHEDULE UNDER OFFICE FOR THE AGING, AND AMENDING THE 2021 BUDGET IN RELATION THERETO

WHEREAS, the Human Resources and Insurance Committee, the Director of Human Resources and the Director of the Office for the Aging have recommended that the 2021 Saratoga County Compensation Schedule be amended under Office for the Aging to reclassify six (6) positions of Aging Services Specialists to Aging Services Specialist/Caseworker and one (1) Principal Account Clerk to Fiscal Manager in order to manage increasing workloads for these positions; and

WHEREAS, the costs associated with the reclassification of these positions will be 100% funded by the NY Connects program; now, therefore, be it

RESOLVED, that the 2021 Saratoga County Compensation Schedule is amended effective as of July 20, 2021 as follows:

UNDER OFFICE FOR THE AGING:

Reclassify (6) Aging Services Specialists to Aging Services Specialist/Caseworker as follows:

	<u>Salary Increase to</u>
1. Aging Services Specialist/Caseworker, step 2	\$52,158
2. Aging Services Specialist/Caseworker, base	\$50,806
3. Aging Services Specialist/Caseworker, step 2	\$52,158
4. Aging Services Specialist/Caseworker, step 20	\$58,520
5. Aging Services Specialist/Caseworker, step 12	\$56,324
6. Aging Services Specialist/Caseworker, base	\$50,806

Reclassify (1) Principal Account Clerk to Fiscal Manager, Step 10, \$64,683

And, be it further

RESOLVED, that the 2021 Saratoga County Budget is hereby amended as follows:

OFFICE FOR THE AGING

Appropriations:

Increase Acct.: #A.76.000-6000 Regular Wages	\$38,979.00
Increase Acct: #A.76.000-6910 Retirement	\$ 5,846.85
Increase Acct.: #A.76.000-6930 Social Security	\$ 2,981.89
Increase Acct.: #A.76.000-6960 Health Insurance	<u>\$14,558.66</u>
	\$62,366.40

Revenues:

Increase Acct.: #A.76-3774 New York Connects	\$62,366.40
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BUDGET IMPACT STATEMENT: None. 100% of the salary increases will be covered by NY Connects.

RESOLUTION 196 - 2021

Introduced by Supervisors Gaston, Barrett, Connolly, Grasso, Lant, O'Connor and Wood

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 \$1,186,140 for Public Health Emergency Preparedness

Program activities for the period July 1, 2021 through June 30, 2022; with \$186,140 immediately available to Saratoga County Public Health Services for reimbursement of expenditures for Public Health Emergency Preparedness Program activities and \$1,000,000 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 \$1,186,140 for the term July 1, 2021 through June 30, 2022, with the form and content of such documents and agreements to be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. Funds for this grant have been allocated within the 2021 budget.

RESOLUTION 197 - 2021

Introduced by Supervisors Gaston, Barrett, Connolly, Grasso, Lant, O'Connor and Wood

AUTHORIZING THE CHAIRMAN TO ENTER INTO A RENEWAL AGREEMENT WITH BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH, INC. FOR THE OPERATION OF THE ENHANCED STEPPING STONES PROGRAM

WHEREAS, as a result of the Raise the Age legislation enacted in 2017, the age of criminal responsibility for youths who commit crimes was raised to 18 years of age effective October 1, 2019; and

WHEREAS, under the provisions of the Raise the Age ("RTA") law, counties are to be reimbursed for all incremental costs associated with the implementation and ongoing services associated with raising the age of criminal responsibility, including local costs incurred in such areas as law enforcement, local detention, court services, Sheriff's transportation, probation, youth services and capital expenditures; and

WHEREAS, in order to qualify for reimbursement of RTA related expenditures, counties are required to adhere to the New York State imposed property tax cap and submit to the State for approval a comprehensive plan of work for raising the age locally which identifies eligible incremental costs for which reimbursement will be requested; and

WHEREAS, Saratoga County's Comprehensive 2020-2021 RTA Plan was approved by the New York State Office of Children and Family Services, Division of Criminal Justice Services and the Division of the Budget; and

WHEREAS, pursuant to Resolution 114-2020, the County entered into an agreement with Berkshire Farm Center and Services for Youth, Inc. ("Berkshire Farm Center") for the provision of intensive family-based in-home case management services to youth at risk in order to reduce and prevent the costly placement of 16 and 17 year old juvenile delinquents and adolescent offenders in specialized secure detention facilities for a term of one (1) year commencing on July 1, 2020 and terminating on June 30, 2021, at a cost of \$100,608; and

WHEREAS, our Health and Social Services Committee and the County's Commissioner of Social Services have recommended the County enter into a renewal agreement with Berkshire Farm Center for the provision of intensive family-based in-home case management services to youth at risk in order to reduce and prevent the placement of 16 and 17 year old juvenile delinquents and adolescent offenders; now therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute a renewal agreement with Berkshire Farm Center and Services for Youth, Inc. of Canaan, New York, for the provision of its Enhanced Stepping Stones program services which render intensive family-based in-home case management services to youth at risk in Saratoga County in order to reduce and prevent the placement of 16 and 17 year old juvenile

delinquents and adolescent offenders in specialized secure detention facilities; which renewal agreement shall be for a term of one (1) year commencing on July 1, 2021 and terminating on June 30, 2022, and at a cost of \$100,608; 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: None. 100% State Aid

RESOLUTION 198 - 2021

Introduced by Supervisors Gaston, Barrett, Connolly, Grasso, Lant, O'Connor and Wood

AUTHORIZING THE PAYMENT OF \$125,148 TO NEW YORK STATE OFFICE OF MEDICAID INSPECTOR GENERAL FOR REIMBURSEMENT OF MEDICAID OVER-BILLING

WHEREAS, it is the policy of the County of Saratoga in its oversight role of the Saratoga County Mental Health Center, the Saratoga County Public Health Department, and the Saratoga County Youth Bureau, to conduct its business in compliance with applicable federal, state, and local laws and regulations; and

WHEREAS, the County of Saratoga, in an effort to ensure compliance, has adopted the Saratoga County Medicaid Corporate Compliance Program which has established administration and departmental audit controls and measures with regard to billings and payments; and

WHEREAS, the Youth Bureau Compliance Officer, in the exercise of his due diligence, has identified a Medicaid over-billing involving Helping Hands Preschool of Clifton Park which resulted in an over-billing to New York State Medicaid of \$125,148; and

WHEREAS, the Corporate Compliance Officer self-reported the billing error to New York State Office of Medicaid Inspector General, the Saratoga County Administrator, and the Saratoga County Attorney; and

WHEREAS, the Saratoga County Compliance Officer, and the Youth Bureau Compliance Officer have implemented the necessary corrective action measures including operational changes, system changes, training and education; and

WHEREAS, the New York State Office of Medicaid Inspector General confirmed the amount of overpayment and has agreed to accept repayment in the amount of \$125,148 without further action based on the County self-reporting and taking responsive action; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute any documents necessary to facilitate the resolution of Case #21-2807, including repayment of \$125,148 from Saratoga County to New York State Office of Medicaid Inspector General; and, be it further

RESOLVED, that the form and substance of any documentation shall be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact. There are sufficient funds in the 2021 Budget to cover this repayment expense.

RESOLUTION 199 - 2021

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

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH TITAN ROOFING, INC. FOR REPAIRS TO THE SARATOGA COUNTY CORRECTIONAL FACILITY

WHEREAS, repairs to the roof at the Saratoga County Correctional Facility were needed earlier this year due to leaks in the roof; and

WHEREAS, bids for the roof repair were solicited in May, 2021 and Titan Roofing, Inc. was selected as the responsible low bidder and was authorized in June to complete the repairs through an Owner/Contractor Agreement; and

WHEREAS, our Buildings and Grounds Committee, the Commissioner of Public Works, and the County Sheriff have recommended that the bid of Titan Roofing, Inc. for repairs to the Saratoga County Correctional Facility roof in the amount of \$69,900, be accepted; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an agreement with Titan Roofing, Inc. of Springfield, Massachusetts, for the repair of the roof at the Saratoga County Correctional Facility at a cost not to exceed \$69,900; with the form and content of said agreement to be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. Funds for the agreement are available in the Sheriff's Department 2021 budget.

RESOLUTION 200 - 2021

Introduced by Supervisors Lant, Allen, Connolly, Lucia, Raymond, Schopf and Smith

AUTHORIZING CONTRACTS WITH LOCAL SCHOOL DISTRICTS FOR THE PROVISION OF DEPUTY SHERIFFS TO SERVE AS SCHOOL RESOURCE OFFICERS

WHEREAS, pursuant to Resolutions 156-2018, 167-2018 and 187-2020, 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, and Saratoga Springs City School District for the assignment of Saratoga County Sheriff's Department Road Patrol Deputies as School Resource Officers; and

WHEREAS, the aforementioned school district agreements expired on June 30, 2021; and

WHEREAS, the Sheriff wishes to renew each agreement to provide up to twelve (12) Road Patrol Deputies to the ten (10) school districts subject to each school district agreeing to be responsible for, and to pay to the County the sum of \$74,093.75 per assigned Deputy Sheriff serving in the capacity of School Resource Officer for 2021-2022 school year to cover the school district's pro-rata share of the County's employee, transportation, equipment and patrol car costs for each assigned Deputy; and

WHEREAS, as School Resource Officers, the duties of the assigned Deputies will include, but not be limited to: maintaining a presence on the assigned school campus directed towards protecting the safety and well-being of students and school staff; reducing disorder and student crime; assisting school personnel with truancy related issues; teaching and/or making classroom presentations to students and school personnel on such issues as violence prevention, substance abuse prevention, social conflict resolution, and school safety; responding to life or safety threatening emergencies; and

WHEREAS, our Public Safety Committee and the Saratoga County Sheriff have recommended that the County enter into agreements with 1) the following school districts for the provision of a single Road Patrol Deputy to serve as School Resource Officer: Burnt Hills-Ballston Lake Central School District, Corinth Central

School District, Galway Central School District, Mechanicville City School District, Saratoga Springs City School District, Schuylerville Central School District, South Glens Falls Central School District and Stillwater Central School District; and 2) the following school districts for the provision of two Road Patrol Deputies to serve as School Resource Officers: Ballston Spa Central School District and Shenendehowa Central School District; at a cost to be paid by each school district of \$74,093.75 per assigned Deputy Sheriff serving in the capacity of School Resource Officer for the 2021-2022 school year to cover the school district's approximate pro-rata share of the County's employee, transportation, equipment and patrol car costs for each assigned Deputy; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an agreement with each of the following school districts for a term of ten (10) months from September 1 to June 30, commencing with the 2021-2022 school year, subject to renewal for up to two additional terms of ten (10) months each, for the provision of a single Road Patrol Deputy to serve as School Resource Officer: Burnt Hills-Ballston Lake Central School District, Corinth Central School District, Galway Central School District, Mechanicville City School District, Saratoga Springs City School District, Schuylerville Central School District, South Glens Falls Central School District and Stillwater Central School District, at a cost to be paid by each school district of \$74,093.75 per assigned Deputy Sheriff serving in the capacity of School Resource Officer for the 2021-2022 school year to cover the school district's approximate pro-rata share of the County's employee, transportation, equipment and patrol car costs for each assigned Deputy; and be it further

RESOLVED, that the Chair of the Board is hereby authorized to execute an agreement with each of the following school districts for a term of ten (10) months from September 1 to June 30, commencing with the 2021-2022 school year, subject to renewal for up to two additional terms of ten (10) months each, for the provision of two Road Patrol Deputies to serve as School Resource Officers: Ballston Spa Central School District and Shenendehowa Central School District, at a cost to be paid by each school district of at a cost to be paid by each school district of \$74,093.75 per assigned Deputy Sheriff serving in the capacity of School Resource Officer for the 2021-2022 school year to cover the school district's pro-rata share of the County's employee, transportation, equipment and patrol car costs for each assigned Deputy; and, be it further

RESOLVED, that each of the foregoing 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

RESOLVED, that contract costs for any renewal period for the 2022-2023 or 2023-2024 school years shall be the school district's approximate pro-rata share of the County's employee, transportation, equipment and patrol car costs for each assigned Deputy, as calculated by the Saratoga County Sheriff by no later than June 1 prior to the commencement of that school year; and be it further

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

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 201 - 2021

Introduced by Supervisors Lant, Allen, Connolly, Lucia, Raymond, Schopf and Smith

APPOINTING ARTHUR D. NOLAN AS DEPUTY CORONER

WHEREAS, pursuant to Resolution 43-2017, this Board appointed Eugene M. Ladue as Deputy Coroner; and

WHEREAS, Eugene M. Ladue has resigned from the position of Deputy Coroner effective July 1, 2021; and

WHEREAS, our Public Safety Committee has approved the recommendation of Saratoga County Coroners Susan Hayes-Masa and David DeCelle that Arthur D. Nolan be appointed as Deputy Coroner effective as of July 1, 2021 at a per diem rate of \$225 per case without mileage; now, therefore, be it

RESOLVED, that Arthur D. Nolan of the Town of Greenfield be, and hereby is, appointed to the contract position of Deputy Coroner for the County of Saratoga effective July 1, 2021 at a per diem rate of \$225 per case without mileage.

BUDGET IMPACT STATEMENT: None. Funds for the position are included in the 2021 budget.

RESOLUTION 202 - 2021

Introduced by Supervisors Lant, Allen, Connolly, Lucia, Raymond, Schopf and Smith

ACCEPTING AN AID TO PROSECUTION GRANT FOR THE DISTRICT ATTORNEY'S OFFICE

WHEREAS, the State of New York maintains an anti-crime program to strengthen local governments' efforts to combat crime; and

WHEREAS, the State Division of Criminal Justice Services (DCJS) has offered an Aid to Prosecution Grant for the term April 1, 2021 through March 31, 2022 to provide salary support to the District Attorney's Office for the prosecution of violent crimes; and

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

RESOLVED, that the Chair of the Board of Supervisors and/or the County Administrator, and/or the District Attorney is hereby authorized, on behalf of the office of the District Attorney, to execute all necessary documents with the State Division of Criminal Justice Services for the acceptance of an Aid to Prosecution Grant in the amount of \$57,820, for the term April 1, 2021 through March 31, 2022, with the form and content of such documents being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 203 - 2021

Introduced by Supervisors Lant, Allen, Connolly, Lucia, Raymond, Schopf and Smith

AUTHORIZING THE ACCEPTANCE OF ADDITIONAL STATE AID FROM THE NEW YORK STATE STOP-DWI FOUNDATION, INC. FOR DWI CRACKDOWN PROGRAM PATROLS AND ACTIVITIES AND AMENDING THE 2021 BUDGET IN RELATION THERETO

WHEREAS, Resolution 89-2021 authorized renewal and implementation of our local STOP-DWI program and participation in the 2021 New York State STOP-DWI program; and

WHEREAS, Resolution 126-2021 authorized the acceptance of additional state funding in the amount of \$1,500 through the New York State STOP-DWI Foundation, Inc. for use in local DWI Crackdown Program patrols and activities during the grant cycle of October 1, 2020 through September 30, 2021; and

WHEREAS, on June 21, 2021, New York State STOP-DWI Foundation, Inc. informed Saratoga County STOP-DWI that it has been awarded an additional allocation of \$2,000 for the grant cycle of October 1, 2020 through September 30, 2021; and

WHEREAS, our Public Safety Committee and the STOP-DWI Coordinator have recommended acceptance of these additional program funds in the amount of \$2,000 and appropriation of the funds into Saratoga County’s 2021 STOP-DWI Program budget for the aforementioned purpose; and

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

RESOLVED, that the Chair of the Board and/or the County STOP-DWI Coordinator are hereby authorized and directed to execute any and all documents necessary to apply for and accept additional aid from the New York State STOP-DWI Foundation, Inc. in the amount of \$2,000 for use in Saratoga County’s STOP-DWI Crackdown Program patrols and activities; and it is further

RESOLVED, that the 2021 County Budget is amended as follows:

STOP-DWI

Appropriations:

Increase Account #A.33.000-7330 DWI Grants	\$ 500
Increase Account #A.33.000-7330.I DWI County	<u>\$1,500</u>
	\$2,000

Revenues:

Increase Account #A.33-3502 Traffic Safety Grant	\$2,000
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BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 204 - 2021

Introduced by Supervisors Lant, Allen, Connolly, Lucia, Raymond, Schopf and Smith

APPROVING THE COUNTY’S ALTERNATIVES TO INCARCERATION (ATI) PERFORMANCE-BASED SERVICES PLAN AND AUTHORIZING ACCEPTANCE OF STATE GRANTS FOR COMMUNITY WORK ORDER AND PRE-TRIAL RELEASE SERVICES PROGRAMS

WHEREAS, by Resolution 87-2021, this Board authorized the approval of our current Alternatives to Incarceration (ATI) program through June 30, 2021, and the acceptance of funding from the State Division of Criminal Justice Services’ Office of Probation and Correctional Alternatives; and

WHEREAS, the State Division of Criminal Justice Services has allocated funding for the County's ATI Program in the amount of \$26,224 for the period of July 1, 2021 through June 30, 2022; and

WHEREAS, it is necessary to approve the County’s ATI Performance-Based Service Plan program through June 30, 2022, and to authorize acceptance of the allocated ATI grant funding from the State Division of Criminal Justice Services’ Office of Probation and Correctional Alternatives during said period; now, therefore, be it

RESOLVED, that this Board of Supervisors approves the County’s Alternatives to Incarceration (ATI) Performance-Based Service Plan through June 30, 2022; and, be it further

RESOLVED, that the Chairman of the Board is authorized to execute all necessary documents with the State Division of Criminal Justice Services’ Office of Probation and Correctional Alternatives for the application for, and acceptance of, the following grants:

<u>FUND</u>	<u>PROGRAM</u>	<u>PERIOD</u>	<u>AMOUNT</u>
ATI	Community Work Order	7/1/21 - 6/30/22	\$ 9,853.20
ATI	Pre-Trial Release Services	7/1/21 - 6/30/22	\$16,370.80

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

RESOLUTION 205 - 2021

Introduced by Supervisors Lant, Allen, Connolly, Lucia, Raymond, Schopf and Smith

AUTHORIZING A MEMORANDUM OF AGREEMENT WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR THE TEMPORARY LOAN OF INTEROPERABLE COMMUNICATIONS RESOURCES THROUGH MARCH 31, 2024

WHEREAS, pursuant to Resolution 149-2015, the County entered into a Memorandum of Agreement with the New York State Division of Homeland Security and Emergency Services (“DHSES”) for the temporary loan of interoperable communications resources that has allowed Saratoga County to communicate with other New York State counties on a common platform for emergency management and public safety planning and response services; and

WHEREAS, pursuant to Resolution 193-2018, the County entered into a Memorandum of Agreement with DHSES for an extension of the term of the Memorandum of Agreement to January 31, 2021; and

WHEREAS, DHSES has offered to extend the term of the Memorandum of Agreement to March 31, 2024, to increase the number of Mutualink Edge Subscription Service licenses that allow the County to communicate with other counties on a common platform for emergency management and public safety planning and response services, and to provide additional hardware; and

WHEREAS, the execution of a new Memorandum of Agreement with DHSES for the temporary loan of interoperable communications resources for the extended period through March 31, 2024 requires this Board’s approval; now, therefore be it

RESOLVED, that the Chair of the Board and/or the Commissioner of Emergency Services is hereby authorized to execute a Memorandum of Agreement with the New York State Division of Homeland Security and Emergency Services for the temporary loan of interoperable communications resources through March 31, 2024; and, be it further

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

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 206 - 2021

Introduced by Supervisors Tollisen, Barrett, Kinowski, Lawler, Richardson, Wright and Zlotnick

AUTHORIZING A TIMBER HARVEST MANAGEMENT SERVICES AGREEMENT WITH SARATOGA LAND MANAGEMENT CORPORATION FOR A TIMBER HARVEST OF COUNTY-OWNED PARCELS IN THE TOWN NORTHUMBERLAND, AND AMENDING THE 2021 COUNTY BUDGET IN RELATION THERETO

WHEREAS, the County owns three parcels of forest land located within the Town of Northumberland (Tax Parcel # 129.-1-60, Tax Parcel # 129.-1-47, and Tax Parcel #129.-1-48), referred to as the “East Site”, which parcels have been cleared of timber in preparation for the construction of a Karner Blue Mitigation Area in accordance with the County’s plans to relocate the Karner Blue Butterfly Habitat at the Saratoga County Airport off-site to other County-owned forest lands; and

WHEREAS, the County entered into an existing minor contract with Saratoga Land Management Corporation on September 9, 2020 for timber harvest management services at the East Site to include marking timber harvest boundaries, marking and tallying all timber greater than 4 inches in diameter for harvest, preparation of timber bid materials, meeting with potential bidders on timber harvest, and coordination and monitoring of timber harvested from the County’s East Site parcels, for 15% of the total revenue of the harvest, not to exceed \$15,000; and

WHEREAS, due to additional work involved and significant time committed to timber harvest management at the East Site, the services rendered by Saratoga Land Management have exceeded the minor contract amount by an additional \$9,537; and

WHEREAS, it is necessary to enter into an agreement with Saratoga Land Management Corporation in the amount of \$24,537 in order to authorize payment of said amount that was in excess of the minor contract amount of \$15,000; and

WHEREAS, the Trails and Open Space Committee and the County’s Director of Planning have recommended that the County enter into an agreement with Saratoga Land Management Corporation for harvest management services at the East Site in the Town of Northumberland at a total cost of \$24,537; now, therefore be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an agreement with Saratoga Land Management Corporation, of Malta, New York, for timber harvest management services on the County’s East Site in the Town of Northumberland identified on the Saratoga County Tax Maps as Tax Parcels #129.-1-60, 129.-1-47 and 129.-1-48 in an amount not to exceed \$24,537; and, be it further

RESOLVED, that the foregoing agreement shall be subject to the approval of the County Attorney; and, be it further

RESOLVED, that the 2021 County budget is amended as follows:

UNDER PLANNING

Appropriations:

Increase Acct. #: A.80.000-8170 Meeting/Coordination Services \$9,537

Revenues:

Increase Acct. #: A.80.2652 Sale of Forest Products \$9,537

BUDGET IMPACT STATEMENT: None. The increased cost for this service is covered by the associated increase in timber harvest revenue for this project.

RESOLUTION 207 - 2021

Introduced by Supervisors Barrett, Gaston, Grasso, Schopf, Tollisen, Winney and Wood

AUTHORIZING APPLICATION FOR AND ACCEPTANCE OF FEDERAL FUNDS FOR THE WORKFORCE INNOVATION AND OPPORTUNITY ACT PROGRAM FOR THE 2021-2022 PROGRAM YEAR, AND AMENDING THE BUDGET IN RELATION THERETO

WHEREAS, Saratoga County is the designated grant recipient for \$1,874,612 in grant funds provided through the Workforce Innovation and Opportunity Act of 2014 (WIOA) to be awarded to Saratoga, Warren and Washington Counties for the program year 2021-2022; and

WHEREAS, Saratoga County’s available share of said federal funds for its Workforce Development Area Program is \$765,508.87, an increase of \$41,897 from the County’s share in the 2020-2021 program year; and

WHEREAS, this funding will allow Saratoga County to providing employment and training services for Adults, Youth and Dislocated Workers throughout the region and our county; and

WHEREAS, the authorization of this Board to execute documents for the application for and acceptance of these funds is needed, as well as an amendment to the 2021 County Budget; now, therefore, be it

RESOLVED, that the Chair of the Board and/or the Director of Employment and Training is authorized to execute all documents necessary to apply for and accept Workforce Innovation and Opportunity Act funds for the program year 2021-2022, with the form and substance of such documents being subject to the approval of the County Attorney; and, be it further

RESOLVED, that the 2021 Saratoga County Budget is amended as follows:

EMPLOYMENT AND TRAINING

Revenue

Increase Acct. #: CD.68-4790 Job Training Fed Aid \$41,897

Expense

Increase Acct. #: CD.68.681-8321 \$41,897

BUDGET IMPACT STATEMENT: None. 100% Federal Aid.

RESOLUTION 208 - 2021

Introduced by Supervisors Barrett, Gaston, Grasso, Schopf, Tollisen, Winney and Wood

APPROVING THE WORKFORCE DEVELOPMENT BOARD BUDGET FOR PROGRAM YEAR 2021-2022 FOR \$191,600 AND AUTHORIZING AGREEMENTS WITH WARREN AND WASHINGTON COUNTIES TO FUND WDB SERVICES

WHEREAS, Saratoga County, Warren County and Washington County are the component counties in the local Workforce Development Area; and

WHEREAS, Saratoga County acts as Grant Recipient for Workforce Innovation and Opportunity Act of 2014 (WIOA) funding for the local Workforce Development Area; and

WHEREAS, as one of the component counties of the Workforce Development Area, Saratoga County must approve the budget for the Workforce Development Board (WDB) and authorize expenditures thereunder for WDB services; now, therefore be it

RESOLVED, that the Saratoga County Board of Supervisors approves the attached Workforce Development Board Budget totaling \$191,600 for WDB’s fiscal year July 1, 2021 through June 30, 2022; and be it further

RESOLVED, that the Chair of the Board is authorized to execute any necessary agreements with the Counties of Warren and Washington and other entities to fund the Workforce Development Board and its services, with the form and content of such agreements being subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: No budget impact.

SWW Workforce Development Board PY21 Budget

PY '21 (7/1/21-6/30/22)	PY '21
WDB Budget	
Salaries	
F-T Executive Director	90,000
P-T Admin. Assistant	20,000
Benefits	28,195
WDB Staff memberships/Educ.	3,000
Mileage	560
Phone/PC Broadband	600
Office Exp, Postage, Supplies	3,000
Equipment	500
Meetings	5,000
Marketing	18,000
Misc.	1,500
Admin Fee	7,745
Rent/Insurance	3,500
One Stop Operator	10,000
Maintenance	0
Total Expenses	191,600

RESOLUTION 209 - 2021

Introduced by Supervisors Barrett, Gaston, Grasso, Schopf, Tollisen, Winney and Wood

AUTHORIZING A CONTRACT WITH J. J. YOUNG, LLC TO PROVIDE ADMINISTRATIVE SERVICES FOR THE WORKFORCE DEVELOPMENT BOARD

WHEREAS, the Workforce Innovation and Opportunity Act of 2014 (WIOA), as administered by the New York State Labor Department, prohibits the local Workforce Development Area, comprised of Saratoga, Warren and Washington Counties, and its staff from providing core, intensive or training services to customers and administrative services to the local Workforce Development Board; and

WHEREAS, the Workforce Development Board (WDB) therefore needs to obtain administrative services to assist in coordinating activities of the WDB for the Workforce Development Area; and

WHEREAS, pursuant to Resolution 136-2020, this Board authorized an agreement with J.J. Young, LLC for the administration of the Workforce Development Board's fiscal year budget from July 1, 2020 through June 30, 2021 at a cost of \$7,745; and

WHEREAS, Saratoga County is the Grant Recipient for WDB funding, and WDB expenditures are paid through County employment and training funds, with adjustments made in the allocation of WDB funding among Saratoga, Warren and Washington Counties; and

WHEREAS, the Workforce Development Board's Executive Committee and our Economic Development Committee have recommended that the current contract with J.J. Young, LLC for the administration of the Workforce Development Board's fiscal year budget be renewed for an additional term of one year; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a contract with J.J. Young, LLC, of Albany, New York for the administration of the Workforce Development Board's fiscal year budget from July 1, 2021 through June 30, 2022 at a cost not to exceed \$7,745; 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 210 - 2021

Introduced by Supervisors Barrett, Gaston, Grasso, Schopf, Tollisen, Winney and Wood

ACCEPTING \$236,857 FOR THE TANF SUMMER YOUTH EMPLOYMENT PROGRAM

WHEREAS, our Department of Employment and Training administers the TANF Summer Youth Employment Program in Saratoga County to provide employment opportunities for eligible youth ages 14-20; and

WHEREAS, funds in the amount of \$236,857 are available from the New York State Office of Temporary Disability Assistance to assist the Department of Employment and Training in delivering this service; and

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

RESOLVED, that the County of Saratoga hereby accepts funding from the New York State Office of Temporary Disability Assistance in the amount of \$236,857 to assist in the administration of the TANF Summer Youth Employment Program.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

RESOLUTION 211 - 2021

Introduced by Supervisors Veitch, Connolly, Gaston, Grasso, Raymond, Schopf and Tollisen

AMENDING THE POLICIES AND PROCEDURES MANUAL UNDER OPERATING BUDGET PROCEDURE

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

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

WHEREAS, the annual review of the Manual, mandated by Section 104-b of the General Municipal Law, has disclosed the appropriateness of revisions proposed by the Board’s Government Review and Efficiency Committee to the County’s Operating Budget Policy; and

WHEREAS, a copy of the Government Review and Efficiency Committee’s proposed Operating Budget Policy was provided to each member of this Board; and

WHEREAS, the Government Review and Efficiency Committee, and the Law and Finance Committee have recommended that the Operating Budget Policy be amended as proposed; and

WHEREAS, implementation of any legislative revisions to the Manual requires the approval of the Board; now, therefore, be it

RESOLVED, that the following section of the Saratoga County Policies and Procedures Manual is amended to revise the Operating Budget Policy, as more particularly described in the Government Review and Efficiency proposal:

<u>CHAP/SECTION</u>	<u>TITLE</u>	<u>LAST AMENDED</u>	<u>RESOL.</u>
2 A	Operating Budget	September 1997	128 of 1997

and, be it further

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

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 212 – 2021

Introduced by Supervisors Veitch, Connolly, Gaston, Grasso, Raymond, Schopf and Tollisen

AMENDING THE POLICIES AND PROCEDURES MANUAL UNDER VOUCHER AUDIT PROCEDURE

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

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

WHEREAS, the annual review of the Manual, mandated by Section 104-b of the General Municipal Law, has disclosed the appropriateness of revisions proposed by the Board’s Government Review and Efficiency Committee to the County’s Voucher Audit Procedure; and

WHEREAS, a copy of the Government Review and Efficiency Committee’s proposed revised Voucher Audit Procedure was provided to each member of this Board; and

WHEREAS, the Government Review and Efficiency Committee, the Law and Finance Committee, and the County Auditor have recommended that the Voucher Audit Procedure be amended as proposed; and

WHEREAS, implementation of any legislative revisions to the Manual requires the approval of the Board; now, therefore, be it

RESOLVED, that the following section of the Saratoga County Policies and Procedures Manual is amended to revise the Voucher Audit Procedure, as more particularly described in the Government Review and Efficiency’s proposal:

<u>CHAP/SECTION</u>	<u>TITLE LAST AMENDED</u>	<u>RESOL.</u>	
2 G	Voucher Audit Procedure	September 2018	212 of 2018

and, be it further

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

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 213 - 2021

Introduced by Supervisors Veitch, Connolly, Gaston, Grasso, Raymond, Schopf and Tollisen

INTRODUCING A PROPOSED LOCAL LAW IDENTIFIED AS INTRODUCTORY NO. 5, PRINT NO. 1 OF 2021, REPEALING LOCAL LAW 3 OF 1979, AND SETTING A DATE FOR A PUBLIC HEARING THEREON

WHEREAS, it is the recommendation of the Government Review and Efficiency, and Law and Finance Committees of this Board to repeal Local Law 3 of 1979, which created a Government Review and Efficiency Committee; now, therefore, be it

RESOLVED, that a proposed Local Law, identified as Introductory No. 5 of 2021, Print No. 1 of 2021, entitled “A LOCAL LAW OF THE COUNTY OF SARATOGA TO REPEAL LOCAL LAW 3 OF 1979”, is hereby introduced before the Saratoga County Board of Supervisors, and the Board of Supervisors shall hold a Public Hearing on August 17, 2021 at 3:45 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.

BUDGET IMPACT STATEMENT: No budget impact.

INTRODUCTORY NO. 5 OF 2021

PRINT NO. 1

INTRODUCED BY: Supervisors Veitch, Connolly, Gaston, Grasso, Raymond, Schopf and Tollisen

COUNTY OF SARATOGA
LOCAL LAW NO. [__] OF 2021

A LOCAL LAW OF THE COUNTY OF SARATOGA
REPEALING LOCAL LAW 3 OF 1979

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

SECTION 1.

Local Law 3 of 1979, entitled “A Local Law Relating to Legislative Review of Agencies, Programs, Functions and Positions of and in County Government; Providing for Periodic Legislative Review, Modification and Termination of such Agencies, Programs, Functions and Positions; Providing for Abolishment of Units and

Subunits of Government; Providing for the Appointment of a Committee, and Providing Effective Date," is hereby repealed.

SECTION 2.

This Local Law shall be effective upon its filing with the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

RESOLUTION 214 - 2021

Introduced by Supervisors Schopf, Barrett, Gaston, Tollisen, Veitch, Winney and Wood

SETTING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING THE PROPOSED CONSTRUCTION OF A BIOSOLIDS DIGESTER FACILITY BY SARATOGA COUNTY SEWER DISTRICT NO. 1

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, 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 \$129.00 per wet ton; and

WHEREAS, pursuant to Resolution 135-2017, this Board 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, for the construction of the regional joint biosolids facility; and

WHEREAS, pursuant to Resolution 170-2018 County Board authorized the construction of a regional joint biosolids facility in partnership with Albany County; and

WHEREAS, citing an increase in costs associated with the construction of the facility, Albany County invoked the provisions of the cooperative agreement to terminate their participation with the construction of the regional joint biosolids facility on May 3, 2021, thereby leaving Saratoga County the options to either continue hauling and disposing of sludge/biosolids from its treatment plant or construct a biosolids facility on its own; and

WHEREAS, the Saratoga County Sewer District Commission and the Sewer District's Executive Director have recommended that Saratoga County consider the construction of a biosolids facility at the existing wastewater treatment plant located in Mechanicville, New York to serve Saratoga County; and

WHEREAS, pursuant to Resolution 136-2017, the County entered into an agreement with Arcadis of New York, Inc. for the preparation of a feasibility study to examine whether a regional joint biosolids facility would be achievable; and

WHEREAS, the feasibility study was 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 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 Saratoga County Sewer District Commission and the Sewer District's Executive Director have recommended that a new feasibility study be commissioned by Arcadis of New York, Inc. to examine whether Saratoga County can construct a biosolids facility on its own; and

WHEREAS, the biosolids facility currently proposed will utilize anaerobic digestion and a dryer to reduce volume, produce a Class A biosolids product for land application, and the biogas produced will be cleaned and potentially used as Renewable Natural Gas injected into the common utility owned pipeline; and

WHEREAS, the annual net cost to the typical property in said District as a result of such costs has been estimated to be \$5.08; and

WHEREAS, all conditions precedent to the financing of such objects or purposes, including compliance with the provisions of the State Environmental Quality Review Act, will be performed; and

WHEREAS, it would appear that the construction of said sewer facility improvements would be in the best interests of the people of the County of Saratoga residing within the boundaries of Saratoga County Sewer District No. 1; now, therefore be it

RESOLVED, that the proposal by Saratoga County Sewer District No. 1 to construct, operate and maintain a biosolids digester facility as described in the Feasibility Study prepared by Arcadis of New York, Inc. at a not to exceed total project cost of \$51,900,000 is hereby introduced before the Saratoga County Board of Supervisors, and the Board of Supervisors shall hold a Public Hearing on August 17, 2021 at 3:30 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 construction, operation and maintenance of a biosolids digester facility, 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.

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 215 - 2021

Introduced by Supervisors Schopf, Barrett, Gaston, Tollisen, Veitch, Winney and Wood

SETTING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING PROPOSED UPGRADES TO SARATOGA COUNTY SEWER DISTRICT NO. 1'S WASTEWATER TREATMENT PLANT TO PROPERLY TREAT AMMONIA AND MEET NEW LIMITS PROPOSED BY NYSDEC

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, established a county sewer district designated and known as Saratoga County Sewer District No. 1, in said County (the "District"); and

WHEREAS, Saratoga County Sewer District No. 1 operates pursuant to the terms and conditions of a State Pollution Discharge Elimination System (SPDES) Permit issued and regulated by the Department of Environmental Conservation (DEC); and

WHEREAS, the Sewer District's SPDES Permit contains limits on the discharge of various pollutants and requirements for the measurement of said pollutants and the reporting of said measurements; and

WHEREAS, Saratoga County Sewer District No. 1 resolved violations of its SPDES permit by entering into administrative consent order with the DEC approved by Board Resolution 226-2019, and with the United States Environmental Protection Agency (USEPA) by Board Resolution 39-2020 and both consent orders called for Saratoga County Sewer District No. 1 to upgrade its existing facilities and properly treat ammonia; and

WHEREAS, the annual net cost to the typical property in said District as a result of such costs has been estimated to be \$5.08; and

WHEREAS, all conditions precedent to the financing of such objects or purposes, including compliance with the provisions of the State Environmental Quality Review Act, will be performed; and

WHEREAS, it would appear that the construction of said sewer facility improvements would be in the best interests of the people of the County of Saratoga residing within the boundaries of Saratoga County Sewer District No. 1; now, therefore be it

WHEREAS, the Board of Supervisors now desires to call a public hearing regarding the Project as required by County Law §268; now, therefore be it

RESOLVED, that the proposal by Saratoga County Sewer District No. 1 to upgrade the Saratoga County Sewer District No. 1's Wastewater Treatment Plant to properly treat ammonia and meet new limits proposed by an administrative order on consent imposed by DEC at a total not to exceed project cost of \$33,100,000 is hereby introduced before the Saratoga County Board of Supervisors, and the Board of Supervisors shall hold a Public Hearing on August 17, 2021 at 3:40 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 upgrades to the Saratoga County Sewer District No. 1's Wastewater Treatment Plant to properly treat ammonia and meet new limits proposed by an administrative order on consent imposed by DEC, 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 it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 216 - 2021

Introduced Chairman Kusnierz

ESTABLISHING THE SARATOGA COUNTY 250TH AMERICAN REVOLUTION COMMISSION

WHEREAS, milestone anniversaries commemorating significant historical events give our citizens the opportunity to reflect on our past and gain a better understanding of the way these people, events and ideas shaped our county, state and nation; and

WHEREAS, the 250th Anniversary of the American Revolution will be observed from 2025 through 2033, and throughout that period the geographical area that would become Saratoga County played a significant role in several events, conflicts, meetings, raids and transportation routes; and

WHEREAS, in the year 1777, one of the most important events of the entire Revolution, the surrender of the Army of British General John Burgoyne to American General Horatio Gates following the success of the Americans at the Battles of Saratoga, known as the Turning Point of the American Revolution, happened within our borders and changed the course of the war; and

WHEREAS, in recognition of this uniquely important role, it is appropriate for Saratoga County to commemorate this anniversary by planning events and activities that engage its citizens and provide an opportunity to learn about our common heritage, develop pride of place and celebrate our shared history; now, therefore be it

RESOLVED, that the Saratoga County Board of Supervisors authorize a Saratoga County 250th American Revolution Commission consisting of 13 official members (in honor of the 13 original colonies) tasked with planning and organizing all ceremonies, events, activities and celebrations recognizing the 250th Anniversary of the American Revolution in Saratoga County; and it is further

RESOLVED, that members of the commission will be appointed by the Chairman of the Board of Supervisors and shall include himself, the Town of Saratoga Supervisor, the Town of Stillwater Supervisor, the County Administrator, the County Historian, the Director of Saratoga County Veterans Services, the Superintendent of the Saratoga National Historical Park, a representative from the Saratoga County Historical Society, a Saratoga County educator, a representative from the local chapter of the DAR or SAR, a representative from a living history organization and two Saratoga County citizens at-large; and, be it further

RESOLVED, that individuals serving as members of the commission not representing an elected or appointed office shall serve a term of three years, eligible for reappointment; and, be it further

RESOLVED, that the functions, scope and activity of the Saratoga County 250th American Revolution Commission shall be solely and strictly of an advisory nature and the acts or statements of the Saratoga County 250th American Revolution Commission or any of its members individually or collectively shall in no way bind or be deemed to bind the County of Saratoga, its agents, or employees or the Saratoga County Board of Supervisors or any of its members; and, be it further

RESOLVED, that the members of the Saratoga County 250th American Revolution Commission shall receive no salary or compensation for their services; and, be it further

RESOLVED, that the commission will submit a report to the Clerk of the Saratoga County Board of Supervisors bi-annually to inform the board of its meetings, plans, activities and events; and, be it further

RESOLVED, that the Saratoga County 250th American Revolution Commission will be active from the date this resolution is passed until December 31, 2033.

BUDGET IMPACT STATEMENT: No budget impact

RESOLUTION 217 - 2021

Introduced by Chairman Kusnierz

AMENDING RESOLUTION 18-2020 APPOINTING MEMBERS TO THE NYRA LOCAL ADVISORY BOARD FOR SARATOGA RACETRACK

WHEREAS, Section 212(6)(a) of the Racing, Wagering and Breeding Law of the State of New York established a Local Advisory Board to the New York Racing Association (NYRA) Franchise Oversight Board for Saratoga Racetrack comprised of fifteen (15) members serving for a term of two (2) years each, with five (5) members to be appointed by the Saratoga County Board of Supervisors; and

WHEREAS, Chapter 59, Part NN, of the Laws of the State of New York for 2017 continues the operation, duties and functions of the Local Advisory Board beyond the dissolution of the Franchise Oversight Board and the re-privatization of NYRA; and

WHEREAS, this Board by Resolution 18-2020 appointed five individuals to the NYRA Advisory Board, and due to the change of Chairman of the Board and County Administrator effectuated in January 2021, an amendment of Resolution 18-2020 is required; now, therefore, be it

RESOLVED, that the following officials are appointed as members of the NYRA Local Advisory Board for the stated terms:

<u>Appointment</u>	<u>Current Office Holder/Incumbent</u>	<u>Term Expires</u>
County Administrator	Steven Bulger 40 McMaster Street Ballston Spa, NY 12020	12/31/2021
County Director of Planning	Jason Kemper 50 West High Street Ballston Spa, NY 12020	12/31/2021
Chair of the Board of Supervisors	Theodore Kusnierz, Jr. 40 McMaster Street Ballston Spa, NY 12020	12/31/2021
County Historian	Lauren Roberts 40 McMaster Street Ballston Spa, NY 12020	12/31/2021
Chair's Appointment	Matthew Veitch 40 McMaster Street Ballston Spa, NY 12020	12/31/2021

BUDGET IMPACT STATEMENT: No budget impact.

A motion was made by Supervisor Barrett, seconded by Supervisor Schopf to add Resolution 218 to the agenda. Unanimous.

A motion was made by Supervisor Schopf, seconded by Supervisor Barrett to enter into Executive Session for the purpose of discussions regarding proposed, pending or current litigation. Unanimous.

Mr. Kusnierz reported that a motion was made by Supervisor Schopf, seconded by Supervisor Lucia to come out of Executive Session. Unanimous.

Mr. Kusnierz said that no action was taken in Executive Session.

On a motion by Mr. Schopf, seconded by Mr. Barrett, Resolution 218 was adopted by a unanimous vote.

RESOLUTION 218 - 2021

Introduced by Supervisors Schopf and Barrett

AUTHORIZING THE COMMENCEMENT OF LEGAL ACTION TO RECOVER TAX PARCELS 216.-3-9; 216.48-3-3.1; and 216.56-1-4 AND AUTHORIZING THE RETENTION OF SPECIAL COUNSEL

WHEREAS, upon the recommendation of the County Attorney and upon the recommendation of Harris Beach, LLP, this Board has determined it to now be necessary and prudent to pursue legal remedies to enforce the County's rights; and

WHEREAS, the County Attorney has recommended that the law firm of Harris Beach, LLP be retained to serve as special counsel to represent the County in any legal action to be commenced against the owners,

operators, and title holders of tax parcels 216.-3-9; 216.48-3-3.1, and 216.56-1-4, and any other necessary parties; now, therefore be it

RESOLVED, that the Saratoga County Board of Supervisors authorizes the commencement of legal action against the owners, operators, title holders, and any other necessary parties, for the recovery of tax parcels 216.-3-9; 216.48-3-3.1; and 216.56-1-4, and any associated damages; and, be it further

RESOLVED, that the Chair of the Board, or the Vice-Chair of the Board in the Chair's absence, are hereby authorized to execute a retainer agreement with Harris Beach, LLP of Saratoga Springs, New York, to serve as special counsel with respect to the initiation and prosecution of the legal action authorized herein, the form and content of such retainer agreement to be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: Litigation services will be paid for out of the County Attorney Counsel Fees Fund. Damages sought to be recovered by the County in the litigation will include the expenses of the litigation and attorneys' fees.

OTHER BUSINESS

Mr. Veitch reported that he recently attend the National Association of Counties conference in Washington DC with Supervisors Gaston and Raymond representing Saratoga County. They continued to push the rural wireless resolution. The Resolution was carried and presented by Supervisor Gaston at the Telecom and Technology Standing Committee and was passed unanimously at that Committee. Mr. Veitch reported that this initiative was started a few years ago by Supervisor Wright. Ms. Gaston thanked Mr. Wright for all of his work on this initiative. Mr. Veitch reported that Larry Johnson is now the President of NACo and Mary Jo McGuire is the second Vice President.

Mr. Lant thanked the Board of Supervisors and County staff for their work in honoring Abigail Jenks.

Mr. Zlotnick read a letter from the Town of Wilton Board into the record.

This letter is to inform the Board of our opposition to any expansion services facilities or land acquisition at the airport located in the Town of Milton. As the host community, Milton is requesting the County consider our resident's concerns in the following areas: The increase in helicopter traffic especially low flying military training flights, and helicopter school have created a new level of noise and vibration, restricting the peaceful use of our residential property. Over the years the jet traffic has also increased but certainly not to the extent that a new terminal is needed, including a restaurant. That new siding or a paint job are in order for the terminal that is expected maintenance. The Saratoga County Airport is not a hub, passengers not waiting for a connecting flight and unlikely to eat in an airport restaurant. While we would however, encourage them to visit one of our many dining options and support our taxpaying businesses. The FAA recommendations are just that, recommendations. The fencing upgrade was not mandatory, it is unsightly and has resulted in the removal of noise buffering trees and expansion into the neighborhoods without clarification or notification of property owners. Our residents already live with the distinction of having the most county owned non-taxable property of any town in Saratoga County. We strenuously object to the purchase of additional residential property to the airport further eroding our tax base and potentially encroaching future runway expansion. We the Town board of Milton object to a multimillion dollar project that creates no benefit for our Town or its resident, and we respectfully request that as guests in our town, you consider our concerns and your decision on the scope and size of future projects. Respectfully submitted, Town Board of Milton.

Chairman Kusnierz announced the following appointments:

Health & Human Services Committee

Appointing

Supervisor Darren O'Connor, Chair

Supervisor Sandra Winney, Member

(Replacing Supervisor Tara Gaston as Member and Chair)

Terms Expiring December 31, 2021

Human Resources & Insurance Committee

Appointing
Supervisor Kevin Tollisen, Chair
(Replacing Supervisor Darren O'Connor as Member and Chair)

Term Expiring December 31, 2021

Saratoga County Public Health Advisory Task Force

Supervisor Darren O'Connor
(Replacing Supervisor Tara Gaston as Chair of Health & Human Services)

Term Expiring: May 17, 2023

Law & Finance Committee

Appointing
Supervisor Joseph Grasso, Member
(Replacing Supervisor Tara Gaston as Member)

Term Expiring December 31, 2021

Ms. Gaston stated for the record that she believes these actions removing her as both member and Chair are contrary to County Law. This has already been referred to the County Attorney and is also being referred to ethics consideration.

On a motion by Mr. Barrett, seconded by Mr. Lant the meeting was adjourned by a unanimous vote.

Respectfully submitted,

Therese Connolly
Clerk of the Board