



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 219 - 2021

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

AMENDING RESOLUTION 151-2021 TO AUTHORIZE THE TECHNOLOGY AND RESILIENCY COMMITTEE TO APPROVE CHANGE ORDERS TO THE AGREEMENT WITH PRESENTATION CONCEPTS CORPORATION

WHEREAS, the Technology and Resiliency subcommittee and the Director of Information Technology have identified that the Board of Supervisors Room and Board of Supervisors Conference Room are in need of audio/visual upgrades to enable more efficient and effective interaction with the public during open meetings; and

WHEREAS, Resolution 151-2021 authorized the Chair of the Board to execute an agreement with Presentation Concepts Corporation for audio/visual upgrade design and implementation at a cost not to exceed \$143,735, and authorized the Technology and Resiliency Committee to approve change orders to the agreement with Presentation Concepts Corporation in an amount not to exceed 10% of the above stated amount; and

WHEREAS, the Technology and Resiliency subcommittee approved a change order to the agreement on June 24, 2021 in the amount of \$10,537.00; and

WHEREAS, a second change order in the amount of \$11,283.00 has been proposed by Presentation Concepts Corporation, and it is necessary to amend resolution 151-2021 to increase the authorization to the Technology and Resiliency Committee to approve change orders to the agreement, not to exceed a total project cost of \$315,000, in accordance with the total 2021 adopted budget appropriation established by this Board for such upgrades; and

WHEREAS, the Technology and Resiliency Committee and the Director of Information Technology have recommended that Resolution 151-2021 be amended accordingly; now, therefore, be it

RESOLVED, that Resolution 151-2021 is hereby amended to authorize the Technology and Resiliency Committee to approve change orders to the agreement with Presentation Concepts Corporation for audio/visual upgrade design and implementation, not to exceed a total project cost of \$315,000, in accordance with the total 2021 adopted budget appropriation established by this Board for such upgrades; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No Budget Impact.



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 220 - 2021

Introduced by Supervisors Connolly, Kinowski, Lawler, Peck, Pemrick, Smith and Wright

AUTHORIZING A TAX REFUND IN THE TOWN OF CLIFTON PARK

WHEREAS, Resolution 280-2020 Section 3 (f) of the Saratoga County Board of Supervisors authorized a fifty (50) percent unit reduction for restaurants directly billed by the Saratoga County Sewer District No. 1, and restaurants that are anchor tenants of properties billed by the Sewer District for 2021 due to the COVID-19 pandemic; and

WHEREAS, tax parcel 271.16-1-3, which contains two restaurants, was not included in the original list of eligible parcels sent from the sewer district to the town assessor; and

WHEREAS, on February 3, 2021 the tax bill, including a sewer charge of \$13,797.00, was paid to the Town of Clifton Park Receiver of Taxes; and

WHEREAS, on June 23, 2021, the Saratoga County Sewer District approved the sewer unit reduction for tax parcel 271.16-1-3; now, therefore, be it

RESOLVED, that the Saratoga County Treasurer is hereby authorized and directed to issue a real property tax refund to Donald C. Greene in the amount of \$6,898.50 resulting from reducing the sewer unit charge from 54 units to 27 units; and, be it further

RESOLVED, that the Clerk of the Board of Supervisors shall forward a copy of this Resolution to the Saratoga County Treasurer.

BUDGET IMPACT STATEMENT: No budget impact. Funds are available in the 2021 budget to cover this refund.



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 221 - 2021

Introduced by Supervisors Tollisen, Grasso, Lant, Richardson, Schopf, Veitch and Wood

AMENDING THE 2021 COMPENSATION SCHEDULE TO CREATE A POSITION UNDER PUBLIC HEALTH SERVICES

WHEREAS, the County Public Health Services is anticipating a transition to a full service health department pursuant to Article 340 of the Public Health Law, and such transition will require adding a Director of Environmental Health Services; and

WHEREAS, the Public Health Advisory Task Force, the Commissioner of Health, and the Director of Human Resources have recommended that the 2021 Saratoga County Compensation Schedule be amended under Public Health Services to Create (1) Director of Environmental Health Services, Grade 19, Base Salary of \$95,472; now, therefore, be it

RESOLVED, that the 2021 Saratoga County Compensation Schedule is amended effective as of August 17, 2021, as follows:

UNDER PUBLIC HEALTH SERVICES

Create (1) Director of Environmental Health Services – Grade 19, Base Salary \$95,472;

and it is further;

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. Funds are allocated within the 2021 budget.



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 222 - 2021

Introduced by Supervisors O’Connor, Barrett, Connolly, Grasso, Lant, Winney and Wood

AMENDING RESOLUTION 200-2020, AUTHORIZING AMENDMENTS TO MENTAL HEALTH CONTRACTS TO INCLUDE STATE-FUNDED COST OF LIVING INCREASES AND AMENDING THE 2021 BUDGET IN RELATION THERETO

WHEREAS, Resolution 200-2020 authorized ongoing contracts for mental health services, subject to State appropriations therefore; and

WHEREAS, Resolution 200-2020 further authorized the Health and Human Services Committee to accept additional grant funds from the State of New York in support of the services to be rendered by contracting agencies listed in Resolution 200-2020, provided the additional grant funds accepted did not exceed 10% of the contract amounts; and

WHEREAS, Resolution 69-2021 amended Resolution 200-2020 to increase the authorized contract amounts to accept additional funding awarded by the NYS Office of Mental Health (OMH) and NYS Office of Addiction Services and Supports (OASAS) in the amount of \$9,133; and

WHEREAS, Resolution 116-2021 amended Resolution 200-2020 to increase the authorized contract amounts to accept additional funding awarded by the NYS Office of Mental Health (OMH) in the amount of \$11,400 for the provision of OMH supported housing services; and

WHEREAS, additional funds have become available from OMH and OASAS totaling \$23,369 for 1% cost of living adjustments (COLA), allocated for the following mental health service providers contractually retained pursuant to Resolution 200-2020 as amended by Resolution 69-2021:

A) From OMH the amount of \$15,877; thereby increasing provider contracts by the following amount:

<u>PROVIDER</u>	<u>AMOUNT</u>
Unlimited Potential, Inc.	\$ 4,391
Rise Healthy Housing and Support Services, Inc.	\$ 8,460
Saratoga Bridges (NYSARC, Inc.)	\$ 61
Rehabilitation Support Services, Inc.	\$ 980

The Workshop, Inc. (t/a Northeast Career Planning)	\$	102
Mechanicville Area Community Services Center	\$	73
Captain Community Human Services, Inc.	\$	221
Saratoga County (Transportation)	\$	1,083
Community, Work and Independence, Inc.	\$	64
Northeast Parent and Child Society, Inc.	\$	96
Saratoga Center for the Family, Inc.	\$	57
Shelters of Saratoga, Inc.	\$	289

B) From OASAS the amount of \$7,492; thereby increasing provider contracts by the following amount:

<u>PROVIDER</u>		<u>AMOUNT</u>
Rise Healthy Housing and Support Services, Inc.	\$	1,974
Albany Diocesan School Board	\$	207
The Alcohol and Substance Abuse Prevention Council, Inc.	\$	4,889
Franklin Community Center, Inc.	\$	422

and;

WHEREAS, our Health and Human Services Committee has authorized the acceptance of the foregoing additional grant funds from the State of New York in accordance with its authority to accept additional State grant funds that do not exceed 10% of the contract amounts set forth in Resolution 200-2020; and

WHEREAS, an amendment of the 2021 County Budget is needed to accept these funds; now, therefore, be it:

RESOLVED, that the Chair of the Board and/or the Commissioner of Mental Health and Addiction Services are hereby authorized to execute any agreements or documents needed to accept such funding awarded by OMH and OASAS in the combined amount of \$23,369; and it is further

RESOLVED, that Resolution 200-2020, as amended by Resolutions 69-2021 and 116-2021, is hereby amended to increase the authorized contract amounts for the following providers by amounts set forth in this Resolution: Unlimited Potential, Inc.; Rise Healthy Housing and Support Services, Inc.; Saratoga Bridges (NYSARC, Inc.); Rehabilitation Support Services, Inc.; The Workshop, Inc. (t/a Northeast Career Planning); Mechanicville Area Community Services Center; Captain Community Human Services, Inc.; Saratoga County (Transportation); Community, Work and Independence, Inc.; Northeast Parent and Child Society, Inc.; Saratoga Center for the Family, Inc.; Shelters of Saratoga, Inc.; Albany Diocesan School Board; The Alcohol and Substance Abuse Prevention Council, Inc.; and Franklin Community Center, Inc.; and it is further

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

MENTAL HEALTH AND ADDICTION SERVICES

Increase Appropriations

Acct.: #A.43.435-8350 – CSS Transportation	\$	1,083.00
Acct.: #A.43.441-8728.046 – Community Human Services	\$	126.00
Acct.: #A.43.441-8728.200 – Community Human Services	\$	95.00
Acct.: #A.43.441-8730.200 – Community Workshop RF	\$	64.00
Acct.: #A.43.441-8729.001 – Mechanicville Services LA	\$	70.00
Acct.: #A.43.441-8729.014 – Mechanicville Services CSS	\$	3.00
Acct.: #A.43.441-8749.037 – Northeast Career Planning	\$	102.00
Acct.: #A.43.441-8741.200 – NE Parent & Child Society RF	\$	96.00
Acct.: #A.43.441-8732.078 – Rehabilitation Support Services SH	\$	473.00
Acct.: #A.43.441-8732.200 – Rehabilitation Support Services SH RIV	\$	507.00
Acct.: #A.43.441-8733.037 – Assn of Ret Citizens LSE	\$	61.00
Acct.: #A.43.441-8731.001 – Saratoga Center for the Family LA	\$	57.00
Acct.: #A.43.441-8734.034 – Shelters of Saratoga LCM	\$	289.00
Acct.: #A.43.441-8726.014 – Transitional Services CSS	\$	26.00
Acct.: #A.43.441-8726.034 – Transitional Services ICM	\$	302.00
Acct.: #A.43.441-8726.039 – Transitional Services Rehab	\$	12.00
Acct.: #A.43.441-8726.078 – Transitional Services SH	\$	3,622.00
Acct.: #A.43.441-8726.200 – Transitional Services RF	\$	2,587.00
Acct.: #A.43.441-8726.570 – TSA Health Homes	\$	1,911.00
Acct.: #A.43.441-8727.014 – Unlimited Possibilities CSS	\$	1,730.00
Acct.: #A.43.441-8727.037 – Unlimited Possibilities ISE	\$	212.00
Acct.: #A.43.441-8727.039 – Unlimited Possibilities PR	\$	291.00
Acct.: #A.43.441-8727.040 – Unlimited Possibilities IJR	\$	825.00
Acct.: #A.43.441-8727.200 – Unlimited Possibilities RF	\$	1,333.00
Acct.: #A.43.443-8726.013 – TSA ASA	\$	1,974.00
Acct.: #A.43.443-8650 – Catholic Schools	\$	207.00
Acct.: #A.43.443-8735.013 – Franklin Comm Cntr.	\$	422.00
Acct.: #A.43.443-8738.013 – ASAPP	\$	4,889.00
		<u>\$ 4,889.00</u>
Total	\$	23,369.00

Increase Revenues

Acct.: #A.43-3469 – MH Reinvestment	\$	4,682.00
Acct.: #A.43-3470 – MH Health Homes	\$	1,911.00
Acct.: #A.43-3474 – Family Support	\$	126.00
Acct.: #A.43-3475 – Innovative Job Rehab	\$	825.00
Acct.: #A.43-3476 – SA Special Employment	\$	678.00
Acct.: #A.43-3483 – Alc Abuse Program State	\$	4,889.00
Acct.: #A.43-3489 – State Aid – OASAS	\$	2,603.00
Acct.: #A.43-3491 – Supported Housing	\$	4,095.00
Acct.: #A.43-3494 – CSS	\$	2,842.00
Acct.: #A.43-3495 – Intensive Case Management	\$	591.00
Acct.: #A.43-3497 – Local Assistance Contract Agency	\$	127.00
		<u>\$ 127.00</u>
Total	\$	23,369.00

and it is further;

RESOLVED, that Resolution 200-2020 as previously amended by 69-2021, is hereby amended accordingly; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. 100% State Aid.



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 223 - 2021

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

AUTHORIZING THE ACCEPTANCE OF ADDITIONAL STATE AID FROM HEALTH RESEARCH, INC. FOR THE ELC COVID-19 ENHANCED DETECTION NON-LAB GRANT AND AMENDING THE 2021 BUDGET IN RELATION THERETO

WHEREAS, Resolution 201-2020 authorized the acceptance of a grant from New York State Department of Health (“NYS DOH”) through Health Research, Inc. (“HRI”) New York State Department of Health ELC-COVID-19 Enhanced Detection Non-Lab grant in the amount of \$1,520,735 for the term July 1, 2020 through June 30, 2022; and

WHEREAS, additional funding is available from HRI for the ELC-COVID-19 Enhanced Detection Non-Lab grant in the amount of \$652,203 for the funding period of February 1, 2021 through March 31, 2023 for enhanced detection, surveillance and prevention of COVID-19 and to pay for temporary and contracted employees that are hired for COVID-19 response activities; and

WHEREAS, our Health and Human Services Committee and Commissioner of Health have recommended acceptance of these additional program funds in the amount of \$652,203 and appropriation to the 2021 budget for the aforementioned purpose; and

WHEREAS, the acceptance of these additional funds requires approval of this Board and an amendment to the 2021 County budget; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized and directed to execute any and all documents necessary to accept additional aid from the New York State Department of Health through Health Research, Inc. for the New York State Department of Health ELC-COVID-19 Enhanced Detection Non-Lab grant in the amount of \$652,203 for the grant period of February 1, 2021 through March 31, 2023; and, be it further

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

PUBLIC HEALTH SERVICES

Increase Appropriations

Acct.: #A.40.409-8190 – Other Professional Services	\$ 652,203
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Increase Revenues

Acct.: #A.40-4487 – PHEP Federal Aid Bioterrorism	\$ 652,203
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BUDGET IMPACT STATEMENT: None. 100% State Aid.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 224 - 2021

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

ACCEPTING AN EPIDEMIOLOGY AND LABORATORY CAPACITY REOPENING SCHOOLS GRANT FOR PUBLIC HEALTH SERVICES AND AMENDING THE 2021 COUNTY BUDGET IN RELATION THERETO

WHEREAS, the Federal Center for Disease Control and Prevention (CDC) through the New York State Department of Health (NYSDOH) and the Health Research Institute, Inc. (HRI) have established an Epidemiology and Laboratory Capacity (ELC) Reopening Schools grant; and

WHEREAS, Saratoga County Public Health Services has been awarded \$3,986,793.00 to assist with establishing COVID-19 screening and testing programs for students, teachers and staff to support and maintain safe, in-person instructions for schools; and

WHEREAS, Public Health Services intends to use the grant funding to obtain diagnostic tests and laboratory services to screen for COVID-19, shipping costs for specimens, support of a K-12 COVID surveillance officer, and support of school managers to provide on-site testing support to schools throughout the county; and

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

RESOLVED, that the Chair of the Board or the Commissioner of Health is hereby authorized, on behalf of Public Health Services, to execute all necessary documents and agreements for the acceptance of an Epidemiology and Laboratory Capacity (ELC) Reopening Schools grant in the amount of \$3,986,793, with the form and content of such documents being subject to the approval of the County Attorney; and it is further

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

PUBLIC HEALTH SERVICES

Increase Appropriations

Acct.: #A.40.409-8190 – Other Professional Services	\$3,958,793
Acct.: #A.40.409-8531 – Mailing	<u>\$ 28,000</u>
	\$3,986,793

Increase Revenues

Acct.: #A.40.4487 – PHEP Federal Aid Bioterrorism

\$3,986,793

and it is further;

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 225 - 2021

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

AUTHORIZING AN AGREEMENT WITH QUADRANT BIOSCIENCES, INC. FOR COVID-19 SCREENING, DIAGNOSTIC AND LABORATORY SERVICES TO PROVIDE SCHOOLS WITH COVID-19 TESTING RESOURCES

WHEREAS, the COVID-19 pandemic continues to have a significant impact across the county and its schools are in need of assistance to provide screening and diagnostic testing for COVID-19, which is recommended by the Centers for Disease Control and Prevention to reduce the risk to in-person education.

WHEREAS, Quadrant Biosciences, Inc. can provide Clarifi COVID-19 saliva testing kits which are FDA approved saliva-based, qPCR screening and diagnostic testing for the virus; along with laboratory services with results available in 24 hours or less, a complete suite of data management and electronic reporting platforms, sequencing of positive specimens, and both training and technical assistance to Public Health Services and schools throughout the county in implementing COVID-19 testing; and

WHEREAS, the Clarifi COVID-19 saliva testing kits provided by Quadrant Biosciences, Inc., is a sole source product sold and distributed exclusively by Quadrant Biosciences, Inc.; and

WHEREAS, our Health and Human Services Committee, Law and Finance Committee, and the Commissioner of Health have recommended that this Board authorize an agreement with Quadrant Biosciences, Inc. for COVID-19 screening, diagnostic and laboratory services, at a cost not to exceed \$3,520,000; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an agreement with Quadrant Biosciences, Inc., of Syracuse, New York, for COVID-19 screening, diagnostic and laboratory services to assist schools with enhanced detection and response to COVID-19, at a cost not to exceed \$3,520,000; and it is further

RESOLVED, that the form and content of such agreement shall be subject to the approval of the County Attorney; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 226 - 2021

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

AUTHORIZING CONTACT TRACING SERVICES AGREEMENTS WITH JESSICA MCCAMY, HANNAH IVES, MARY ANN PRIEST, AND BRIANNA MCLAIN

WHEREAS, pursuant to Resolution 111-2020, as amended by Resolution 281-2020, this Board authorized the County Administrator to execute up to seventy-five (75) minor contracts with individuals identified by Public Health Services as willing to serve and complete the required training to work as contact tracers on an as-needed basis, at a rate of compensation of \$25.00 per hour; and

WHEREAS, the County entered into existing minor contracts with Jessica McCamy, Hannah Ives, Mary Ann Priest, and Brianna McLain for contact tracer services; and

WHEREAS, there continues to be cases of COVID-19 in Saratoga County and it is imperative to maintain the services of quality contractors to perform essential contact tracing services; and

WHEREAS, Jessica McCamy has been a dependable contact tracer who is a college student and available to work full-time; and

WHEREAS, Hannah Ives has been a dependable contact tracer who is a college student and available to work full-time; and

WHEREAS, Mary Ann Priest has been a dependable contact tracer who is a school aide and is available to work full-time; and

WHEREAS, Brianna McLain has been a dependable contact tracer who is a college student and available to work full-time

WHEREAS, the cost of services performed by Jessica McCamy, Hannah Ives, Mary Ann Priest, and Brianna McLain have met or exceeded the minor contract limit of \$15,000; and

WHEREAS, our Health and Human Services Committee and Commissioner of Health have recommended that the County enter into one-year agreements with the following contact tracers, effective at the signing of said contracts: 1) Jessica McCamy, at a rate of \$25.00 per hour, for a maximum of 35 hours per week, with the total contract amount not to exceed \$45,500; 2) Hannah Ives, at a rate of \$25.00 per hour, for a maximum of 35 hours per week, with the total

contract amount not to exceed \$45,500; 3) Mary Ann Priest at a rate of \$25.00 per hour, for a maximum of 35 hours per week, with the total contract amount not to exceed \$45,500; and 4) Brianna McLain, at a rate of \$25.00 per hour, for a maximum of 35 hours per week, with the total contract amount not to exceed \$45,500; and, be it further

RESOLVED, that the form and content of said agreements shall be subject to the approval of the County Attorney, and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. Costs associated with this contract will be covered by a Health Research, Inc. grant.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 227 - 2021

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

AUTHORIZING THE ACCEPTANCE OF AN AMERICAN RESCUE PLAN ACT OF 2021 AIRPORT GRANT FROM THE FEDERAL AVIATION ADMINISTRATION

WHEREAS, federal legislation passed in response to the ongoing COVID-19 pandemic, known as the American Rescue Plan Act of 2021 (ARPA), includes funding for eligible local municipalities owning and operating airports to help offset a decline in revenues arising from diminished airport operations and activities as a result of the COVID-19 public health emergency; and

WHEREAS, our Department of Public Works submitted an ARPA grant application to the Federal Aviation Administration (FAA); and

WHEREAS, the FAA has advised The County of Saratoga that it has been awarded an ARPA Grant # 3-36-0004-044-2021 in the amount of \$59,000 for purposes directly related to the Saratoga County Airport, which may include, but not be limited to, reimbursement of the airport's operational, maintenance, and sanitation expenses; and

WHEREAS, the approval of this Board is needed to accept these ARPA grant funds; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby accepts the American Rescue Plan Act of 2021 Airport Grant in the amount of \$59,000 allocated through the Federal Aviation Administration; and it is further

RESOLVED, that the Chair of the Board and/or the Commissioner of Public Works is hereby authorized to execute any and all agreements or documents necessary to accept the \$59,000 ARPA Airport Grant funding from the FAA, with the form and content of such agreements and documents to be approved by the County Attorney; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. 100% Federal Aid.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 228 - 2021

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

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES TO ACCEPT A 2021 HOMELAND SECURITY PROGRAM GRANT AND AMENDING THE 2021 BUDGET IN RELATION THERETO

WHEREAS, funds are available from the New York State Division of Homeland Security and Emergency Services for a 2021 State Homeland Security Program (SHSP) grant in the amount of \$185,651; and

WHEREAS, said funds are available to pay for Verizon charges; a renewal of the “I Am Responding” (IAR) contract; and copier lease charges and the approval of this Board is needed to accept the SHSP grant funds; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby accepts the New York State Division of Homeland Security and Emergency Services – 2021 SHSP grant in the amount of \$185,651; and it is further

RESOLVED, that the Chair of the Board and/or the County Administrator is hereby authorized to execute any and all agreements or documents necessary to accept the \$185,651 SHSP grant, with the form and content of such agreements and documents to be approved by the County Attorney; and it is further

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

UNDER DEPARTMENT OF EMERGENCY SERVICES

Increase Appropriations

Acct.: #A.36.366-8544 – Communications Equip.	\$ 28,921
Acct.: #A.36.366-7033 – Personal Computers	\$ 55,500
Acct.: #A.36.366-7080 – Equipment	\$ 14,000
Acct.: #A.36.366-8190 – Other Professional Services	\$ 82,550
Acct.: #A.36.366-8533 – Other Professional Services	\$ 3,600
Acct.: #A.36.366-8543 – Office Equipment Rental	\$ 1,080
	<u>\$ 185,651</u>

Increase Revenues

Acct.: #A.36-3306 – Homeland Security

\$ 185,651

and, it is further;

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. 100% State Aid.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 229 - 2021

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

AUTHORIZING THE CHAIRMAN TO ENTER INTO INTERMUNICIPAL AGREEMENTS WITH PARTICIPATING MUNICIPALITIES FOR 2022 SARATOGA COUNTY ANIMAL SHELTER SERVICES

WHEREAS, pursuant to Resolution 212-2020, the County entered into intermunicipal agreements with those municipalities within Saratoga County which utilize the services of the Saratoga County Animal Shelter for shelter services rendered for the service period of January 1, 2021 through December 31, 2021; and

WHEREAS, our Public Safety Committee and the Director of the Animal Shelter have recommended that the County enter into renewal intermunicipal agreements with all participating municipalities for Saratoga County Animal Shelter services for the service period of January 1, 2022 through December 31, 2022, at the same rates and upon the same terms and conditions as authorized by Resolution 212-2020; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute intermunicipal agreements with those municipalities within Saratoga County which utilize the services of the Saratoga County Animal Shelter for shelter services rendered for the service period of January 1, 2022 through December 31, 2022, at the same rates and upon the same terms and conditions as authorized by Resolution 212-2020; and it is further

RESOLVED, that the form and content of such intermunicipal agreements shall be subject to the approval of the County Attorney; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No Budget Impact.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 230 - 2021

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

AUTHORIZING THE CHAIRMAN TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE UNITED STATES DEPARTMENT OF THE NAVY FOR THE LEASE OF NIGHT VISION GOGGLES

WHEREAS, pursuant to Resolution 221-2019, this Board accepted a New York State Homeland Security Program 2019 State Law Enforcement Terrorism Prevention Program (SLETPP) Grant in the amount of \$72,479, for the term September 1, 2019 through August 31, 2022, to pay for the costs of enhanced counter terrorism and response programs and equipment, including the Lexipol policy development and training program, dive team equipment, night vision equipment, and the replacement of a crime scene/evidence van for the Sheriff's Department; and

WHEREAS, pursuant to Resolution 186-2020, this Board authorized a cooperative agreement with the United States Department of the Navy's Naval Surface Warfare Center (NAVSEA), Crane division, for the loan of three (3) thermal imaging cameras and twelve (12) night vision goggles for a term of one year, at a cost of \$4,500, including maintenance and replacement if required, the cost of which was 100% funded by a 2018 Homeland Security grant; and

WHEREAS, the lease of said equipment is advantageous, as the estimated cost of purchasing the equipment would be approximately \$49,500; and

WHEREAS, the County's cooperative agreement with NAVSEA for the lease of thermal imaging and night vision equipment is set to expire; and

WHEREAS, our Public Safety Committee and the Saratoga County Sheriff have recommended that the County enter into a new one-year cooperative agreement with NAVSEA for the lease of fifteen (15) night vision goggles, consisting of twelve (12) AN/PVS 7B goggles and three (3) AN/PS 14S goggles, effective August 4, 2021 at a cost of \$4,500, which cost will be fully funded by the aforesaid 2019 Homeland Security grant; now, therefore, be it

RESOLVED, that the Chair of the Board and/or the Saratoga County Sheriff or his designee, are hereby authorized to execute a cooperative agreement with the United States Department of the Navy's Naval Surface Warfare Center, Crane Division, for the lease of fifteen (15) night vision goggles, consisting of twelve (12) AN/PVS 7B goggles and three (3) AN/PS 14S goggles, effective August 4, 2021 at a cost of \$4,500; and it is further

RESOLVED, that the form and content of such cooperative agreement shall be subject to the approval of the County Attorney; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No Budget Impact.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 231 - 2021

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

AUTHORIZING THE CHAIR OF THE BOARD TO ENTER INTO NECESSARY AGREEMENTS TO APPLY FOR, ACCEPT AND ADMINISTER A NEW YORK STATE SNOWMOBILE GRANT-IN-AID PROGRAM GRANT, AND AUTHORIZING THE ISSUANCE OF A NEGATIVE DECLARATION UNDER SEQRA

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

WHEREAS, the Association has requested that Saratoga County apply for a 2021-2022 New York State Snowmobile Grant-In-Aid Program Grant in an amount up to \$89,000, and to serve as a conduit between the State and the Association for the distribution of grant funds; and

WHEREAS, the Association has submitted to our Trails and Open Space Committee a list of the 2020-2021 trail mileage planned for each snowmobile club within the County, and the Committee has approved said list; and

WHEREAS, the approved trail mileage includes a new trail designated as “new trail ‘x’” in the Town of Galway; and

WHEREAS, the approved trail mileage includes an extension of trail “S80” in the Town of Corinth and the Town of Hadley; and

WHEREAS, the approved trail mileage includes an extension of trail “S86B” in the Town of Malta; and

WHEREAS, the proposed modifications to the snowmobile trail system in the County (the “Project”) is an Unlisted Action subject to the requirements of the State Environmental Quality Review Act (“SEQRA”); now, therefore, be it

RESOLVED, that the Chair of the Board and/or the Director of Planning is hereby authorized to execute all necessary documents to apply for, accept, and administer the 2021-2022 State Snowmobile Grant-In-Aid Program Grant not to exceed \$89,000 for the administration by the Saratoga County Association of Snowmobile Clubs; and it is further

RESOLVED, that the form and content of such documents and agreements shall be subject to the approval of the County Attorney; and it is further

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

RESOLVED, that based upon the Project as proposed and the responses set forth in Parts 1 and 2 of the Environmental Assessment Form prepared for the Project, this Board hereby determines that the Project will not have any significant adverse environmental impacts; and it is further

RESOLVED; that this Board hereby issues a Negative Declaration for this Unlisted Action pursuant to SEQRA and its implementing regulations found in 6 NYCRR Part 617; and it is further

RESOLVED, that the Chair of the Board is hereby authorized to execute the Environmental Assessment Form indicating the proposed action will not result in any significant adverse environmental impacts; and it is further

RESOLVED, that the Clerk of the Board is directed to cause the Negative Declaration to be filed in accordance with the requirements set forth in the applicable administrative and procedural regulations of SEQRA; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. 100% State Aid.



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 232 - 2021

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

AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH GREENWAY CONSERVANCY OF THE HUDSON VALLEY, INC. FOR THE CONSTRUCTION OF A SECTION OF THE CHAMPLAIN CANALWAY TRAIL IN THE TOWN/VILLAGE OF WATERFORD

WHEREAS, in January 2017, Governor Andrew M. Cuomo announced the creation of the Empire State Trail, which when completed, will be the nation's longest state multi-use trail and will consist of a 750 mile bicycle and walking trail that will run from New York City through the Hudson and Champlain Valleys to Canada, and from Albany to Buffalo on the Erie Canalway Trail; and

WHEREAS, a section of the Empire State Trail known as the Champlain Canalway Trail is a 61 mile long linear trail area primarily along the old Champlain Canal Towpath from the Village of Waterford in Saratoga County to the Village of Whitehall in Washington County; and

WHEREAS, the Greenway Conservancy for the Hudson River Valley, Inc. (Greenway Conservancy) is a public benefit corporation established by the State of New York in 1991, which is provided funding by the State for the purposes of creating and upgrading the Empire State Trail; and

WHEREAS, pursuant to Resolution 95-2021, this Board authorized a cooperative agreement with Greenway Conservancy in the amount of \$210,000 for Saratoga County construct and to act as contract administrator and project manager for the construction of a 1.2 mile section of the Champlain Canalway Trail over the lands of the State of New York in the Town and Village of Waterford; and

WHEREAS, following submission of bids for construction and due to increased construction costs, the anticipated cost of the project will be \$275,000, requiring an amendment of the cooperative agreement with Greenway Conservancy; and

WHEREAS, our Trails and Open Space Committee and the Director of Planning have recommended that the County's cooperative agreement with Greenway Conservancy for the Hudson River Valley, Inc., be amended to provide that a) Saratoga County construct a 1.2 mile section of the Champlain Canalway Trail over lands of the State of New York in the Town and Village of Waterford at a cost not to exceed amount to \$275,000; and b) that Greenway Conservancy for the Hudson River Valley, Inc., reimburse the County for its construction costs for the section of trail in an amount not to exceed \$275,000; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an amended cooperative agreement with Greenway Conservancy for the Hudson River Valley, Inc., providing for:

- 1) The County of Saratoga: a) to act as contract administrator and project manager for the construction of a 1.2 mile section of the Champlain Canalway Trail over lands of the State of New York in the Town and Village of Waterford, and b) to construct said section of the Champlain Canalway Trail at a cost not to exceed \$275,000; and
- 2) The Greenway Conservancy for the Hudson River Valley, Inc., to reimburse the County for its costs in constructing said section of the Champlain Canalway Trail, up to an amount not to exceed \$275,000;

and, be it further

RESOLVED, that the form and content of such amended cooperative agreement shall be subject to the approval of the County Attorney; and it is further

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

UNDER PLANNING DEPARTMENT

Increase Appropriations

Acct.: #A.80.000-7098 – Professional Services for Cap Purposes \$ 65,000

Increase Revenues

Acct.: #A.80.2770 – Unclassified Revenue \$ 65,000

and, be it further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. 100% of funding for this project will be provided through a grant with Hudson River Valley Greenway with no cost to Saratoga County.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 233 - 2021

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

AUTHORIZING A CONSTRUCTION AGREEMENT WITH W.M.J. KELLER & SONS CONSTRUCTION CORPORATION FOR THE CONSTRUCTION OF A PORTION OF THE CHAMPLAIN CANALWAY TRAIL IN THE TOWN AND VILLAGE OF WATERFORD

WHEREAS, pursuant to Resolution 95-2021, this Board authorized a cooperative agreement with the Greenway Conservancy for the Hudson River Valley, Inc. (Greenway Conservancy) providing for the County to act as contract administrator and project manager for the construction of a 1.2 mile section of the Champlain Canalway Trail in the Town and Village of Waterford, and for the Greenway Conservancy to reimburse the County for construction costs; and

WHEREAS, pursuant to Resolution 96-2021, the County entered into an agreement with CHA Consulting, Inc. (CHA) for the provision of construction bid phase, administration and inspection services for the construction of the 1.2 mile section of the Champlain Canalway Trail in the Town and Village of Waterford; and

WHEREAS, pursuant to specifications prepared by CHA, competitive bids for the construction work were solicited, and opened on July 15, 2021; and

WHEREAS, our Trails and Open Space Committee and the Director of Planning have recommended the award of the Champlain Canalway Trail construction contract to W.M.J. Keller & Sons Construction Corporation, the lowest bid received, at a cost of \$227,600; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an agreement with W.M.J. Keller & Sons Construction Corporation, of Castleton, New York, for construction services for the construction of a 1.2 mile section of the Champlain Canalway Trail in the Town and Village of Waterford, at a cost of \$227,600; and it is further

RESOLVED, that the form and content of such agreement shall be subject to the approval of the County Attorney; and it is further

RESOLVED, that the Trails and Open Space Committee is hereby authorized to approve change orders to such agreement not to exceed 10% of the contract amount; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. 100% of funding for this project will be provided through a grant with Hudson River Valley Greenway with no cost to Saratoga County.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 234 - 2021

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

AWARDING 2021 TRAILS GRANTS AND AMENDING THE BUDGET IN RELATION THERETO

WHEREAS, the 2021 Saratoga County Budget included a Trails Grant Program to give matching grants to local municipalities to fund trail development and construction projects; and

WHEREAS, the 2021 Trails Grant Program provides a pool of up to \$75,000 to fund trail feasibility studies, engineering work, and construction in local municipalities; and

WHEREAS, the Trails and Open Space Committee received ten applications for funding totaling \$82,011.44, which the Committee recommended be fully funded; and

WHEREAS, our Trails and Open Space Committee and Law and Finance Committee approved fully funding all ten applications submitted at a cost of \$82,011.44 through the transfer and utilization of \$7,011.44 from fund balance; and

WHEREAS, the funding in full of all 2021 Trails Grant Program applications received requires an amendment to the 2021 Saratoga County Budget; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors authorizes the payment under the 2021 Trails Grant Program of the sum of \$75,000 plus the transfer and payment of \$7,011.44 from fund balance, to the following municipalities for the purposes stated, upon condition that each municipality provide matching funds or services in-kind:

1. Town of Greenfield – in the amount of \$10,000 to be applied towards the Brookhaven Park Trail Upgrades including clearing, grading, and placing of gravel.
2. Town of Edinburg – in the amount of \$10,000 to be applied towards the cost of the Edinburg Walking and Natural Trail – Phase II, consisting of an upgrade of 3,000 linear feet of Phase II with wood fiber, passive exercise equipment, picnic tables, and benches and connection to Phase I.
3. Town of Ballston – in the amount of \$2,500 to be applied towards the Ballston Veteran's Trail Extension to Garrett Road, consisting of a feasibility study to further extend the Veteran's Trail to the west and determine the best route to connect to existing residential neighborhoods and the Ballston Spa School District.

4. Town of Halfmoon – in the amount of \$10,000 to be applied towards the Crescent Road Park path paving – Phase II, consisting of paving 1,900 linear feet on an existing stone dust trail on Canal Road between Beach Road and 165 Old Canal Road.
5. Town of Moreau – in the amount of \$10,000 to be applied towards the Hudson River Byway Trail – Phase I Design and Expansion, consisting of the construction of a trailhead, primary waterfront loop, fishing pier and kayak launch for Phase I of the scenic Hudson River Byway trail.
6. Town of Clifton Park – in the amount of \$10,000 to be applied towards the Summer Hill – The Oaks – Wishing Well Trail Restoration, consisting of restoring a portion of the one-mile paved trail connecting existing neighborhoods.
7. Town of Greenfield / Saratoga PLAN – in the amount of \$10,000 to be applied towards the Saratoga County Community Forest – Greenfield Access, consisting of establishing a public parking area along Wilton Road.
8. Town of Wilton / Saratoga PLAN – in the amount of \$10,000 to be applied towards the Saratoga County Community Forest – Wilton Access, consisting of establishing an off-road public parking area along U.S. Route 9.
9. Town of Malta – in the amount of \$2,111.44 to be applied towards the Malta Ecological Park Trail Restoration – Phase II, consisting of restoring the existing 0.75-mile trail with engineered wood fiber.
10. Town of Charlton – in the amount of \$7,400 to be applied towards the Elmer Smith Pedestrian Trail Extension, consisting of construction of an additional looping trail and link to existing 1,300 linear foot trail.

and, be it further

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

DEPARTMENT OF PLANNING

Appropriations

Increase Acct.: #A.80.000-8492 Local Assistance	\$7,011.44
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Revenues

Increase Acct.: #A.0599.B Appropriated Fund Balance	\$7,011.44
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BUDGET IMPACT STATEMENT: An allocation from Fund Balance in the amount of \$7,011.44 is required to fully fund all the trail applications.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 235 - 2021

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

AMENDING THE POLICIES AND PROCEDURES MANUAL UNDER OPERATING BUDGET PROCEDURES

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, including the Capital Budget Procedure and the Support for Outside Agencies and Not-For-Profit Corporations; and

WHEREAS, a copy of the Government Review and Efficiency Committee's proposed Operating Budget Policy, including the Capital Budget Procedure and the Support for Outside Agencies and Not-For-Profit Corporations, 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, including the Capital Budget Procedure and the Support for Outside Agencies and Not-For-Profit Corporations, be amended as proposed; and

WHEREAS, implementation of any legislative revisions to the Manual requires the approval of this 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	July 2021	211-2021

and, it is further

RESOLVED, that the Human Resources Department shall distribute copies of this amendment to all County departments and agencies; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No Budget Impact.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 236 - 2021

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

RESCINDING RESOLUTIONS 170-2018, 171-2018 AND 195-2020

WHEREAS, on July 17, 2018, this Board adopted Resolution 170-2018, entitled “Approving the Proposed Construction of a Regional Biosolids Digester Facility by Saratoga County Sewer District No. 1 in Cooperation with the Albany County Water Purification District, and Adopting a Negative Declaration Under SEQRA”; and

WHEREAS, on July 17, 2018, this Board adopted Resolution 171-2018, entitled “Authorizing the Issuance of \$24,250,000 Bonds of the County of Saratoga, or So Much Thereof As May Be Necessary, To Finance the County’s 50% Share of the Cost of Construction of a Regional Biosolids Digester Facility By Saratoga County Sewer District No. 1 in Cooperation with the Albany County Water Purification District; Stating the Estimated Maximum Cost Thereof is \$24,250,000; Stating the Plan of Financing; Providing for a Tax to Pay the Principal Of And Interest on Said Bonds; and Providing for Reimbursement by Saratoga County Sewer District No. 1 to Said County;” and

WHEREAS, on September 15, 2020, this Board adopted Resolution 195-2020, entitled “Authorizing the Issuance of an Additional \$3,750,000 Serial Bonds of the County of Saratoga, or So Much Thereof as May Be Necessary, to Finance the County’s 50% Share of the Cost of Construction of a Regional Biosolid Digester Facility By Saratoga County Sewer District No. 1 in Cooperation with the Albany County Water Purification District”; and

WHEREAS, pursuant to Resolution 170-2020, Saratoga County entered into an intermunicipal cooperative agreement with Albany County for the purposes of constructing a Regional Biosolids Digester Facility to be located in Menands, New York; 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 terminating the feasibility of the regional project; and

WHEREAS, special bond counsel for the County, Bond, Schoeneck & King, PLLC, has recommended that this Board adopt a resolution rescinding Resolutions 170-2018, 171-2018, and 195-2020; and

WHEREAS, based upon the recommendation of the Sewer District Commission, the Executive Director of Saratoga County Sewer District No. 1, and upon the recommendation of bond counsel, Bond, Schoeneck & King, PLLC, and the County Attorney, rescinding Resolutions 170-2018, 171-2018, and 195-2020 is necessary and appropriate under the circumstances; now, therefore, it is

RESOLVED, that Resolution 170-2018, adopted by this Board on July 17, 2018, is hereby rescinded; and it is further

RESOLVED, that Resolution 171-2018, adopted by this Board on July 17, 2018, is hereby rescinded; and it is further

RESOLVED, that Resolution 195-2020, adopted by this Board on September 15, 2020, is hereby rescinded; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No Budget Impact.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 237 - 2021

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

APPROVING THE PROPOSED CONSTRUCTION OF A BIOSOLIDS DIGESTER FACILITY BY SARATOGA COUNTY SEWER DISTRICT NO. 1 AND ADOPTING A NEGATIVE DECLARATION UNDER SEQR

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

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

WHEREAS, as a result of ceasing operations of its sludge incinerator, the District had to retain the services of a commercial hauler to remove, transport and dispose of sludge/biosolids from its Treatment Plant; and

WHEREAS, a feasibility study has been completed by Arcadis of New York, Inc., reviewed by the members of the District Commission 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 construction of a biosolids management facility at Saratoga County Sewer District No. 1's wastewater treatment plant (the "Project") is necessary to ensure the long term stability in the management and treatment of biosolids; 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, pursuant to Resolution 214-2021, this Board set a time for the holding of a public hearing on said increase and improvement of facilities in accordance with the feasibility study and estimate of cost; and

WHEREAS, Resolution 214-2021 authorized and directed the Clerk of the Board of Supervisors to publish the notice of public hearing and file a certified copy of such notice with the office of the State Comptroller; and

WHEREAS, said public hearing was duly held at the Chambers of the Saratoga County Board of Supervisors, 40 McMaster Street, in the Village of Ballston Spa, New York, in Saratoga County, on August 17, 2021, at 3:30 p.m.; and

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

WHEREAS, the Saratoga County Board of Supervisors wishes to reduce the volume and mass of biosolids not being utilized as a renewable gas source; and

WHEREAS, the Saratoga County Board of Supervisors proposes to address this issue by constructing a biosolids management facility that consists of sludge thickening and anaerobic digestion followed by dewatering and thermal drying in a sludge dryer, where biosolids will be disposed of by a third-party hauler. Biogas will be stored at lower pressure, conditioned, and introduced into the natural gas grid as renewable natural gas. Excess biogas will be utilized in boilers or flared; and

WHEREAS, the project which will treat 7,230 dry tons of biosolids in the digesters and 4,780 dry tons being dewatered and hauled off site annually, is consistent with the goals and objectives of the Saratoga County Sewer District; and

WHEREAS, the Saratoga County Board of Supervisors recognizes the importance of the Saratoga County Sewer Districts facility and has incorporated advancements in treating waste and utilizing it in a form of renewable energy sources; and

WHEREAS, this project is a Type I action pursuant to the State Environmental Quality Review Act (SEQR) and therefore subject to the regulations of that law (6 NYCRR 617); and

WHEREAS, the Saratoga County Board of Supervisors has conducted coordinated review with the involved agencies pursuant to 6 NYCRR 617.6 and no agencies objected to the Board's request to act as Lead Agency; and

WHEREAS, the Saratoga County Board of Supervisors has reviewed the potential impacts identified in the Parts 1, 2 and 3 of the Full Environmental Assessment Form (FEAF) and as a result has found no significant adverse environmental impacts will occur as a result of the project.

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 Saratoga County Sewer District hereby declares its intent to act as Lead Agency; and the Saratoga County Board of Supervisors shall file the Negative Declaration in accordance with 6 NYCRR 617.7; and 617.12; and be it further

RESOLVED, that upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interests of the people of the County of Saratoga residing within the boundaries of the District to proceed with the expenditure for the District's cost for construction of said sewer facility improvements, all as more fully described in the preambles hereof, and such increase and improvement of facilities is hereby authorized at a maximum estimated cost of \$51,900,000; and be it further

RESOLVED, the expense of said increase and improvement of facilities shall be financed by the issuance of bonds in an amount not to exceed \$51,900,000 of said County and the costs of said increase and improvement of facilities, including payment of principal of and interest on said bonds, shall be apportioned in accordance with the Sewer District's annual scale of charges for the collection, conveyance, treatment and disposal of sewage and wastewater from public corporations, improvement districts, commercial and industrial users and individuals, as such scale of charges currently exists and will be amended and adopted on an annual basis, with the expectation that any funds received by the District from NYS grants shall be used to pay a part of the cost of the project or to pay debt service on bonds issued to finance the project or shall be budgeted as an offset to such assessments to be levied and collected; and be it further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No Budget Impact.

Full Environmental Assessment Form
Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either “Yes” or “No”. If the answer to the initial question is “Yes”, complete the sub-questions that follow. If the answer to the initial question is “No”, proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Saratoga County Sewer District - Biosolids Management Facility		
Project Location (describe, and attach a general location map): 1002 Hudson River Rd, Mechanicville, NY 12118		
Brief Description of Proposed Action (include purpose or need): The proposed project will involve the production of Class A or B biosolids to reduce the volume and mass and provide additional disposal options for the Saratoga County Sewer District No. 1 (SCSD). The process generally consists of sludge thickening and anaerobic digestion followed by dewatering and a thermal dryer, where biosolids will be disposed of by a third-party hauler. The digestion facility would consist of two anaerobic digesters, a mechanical building house equipment. Digested sludge would flow by gravity to a secondary sludge holding tank. Digested sludge would be pumped from the secondary sludge holding tank to the existing dewatering process in the solids disposal building, where it would be pressed into cake and conveyed to the thermal drying system. The thermal dryer system would fit within the footprint of the existing incinerator area (to be decommissioned and demolished) in the solids disposal building with minor building modifications. Dried sludge would be conveyed by pneumatic discharge to a storage silo for offloading to trucks. The biogas produced by the anaerobic digesters will be treated to create renewable natural gas (RNG) and injected in the natural gas pipeline. The SCSD currently spends \$2.8M to haul unstabilized biosolids from the wastewater treatment plant. These improvements will reduce the projected costs for SCSD, create a Class A biosolids that can be land applied and biogas to produce RNG offsetting greenhouse gases.		
Name of Applicant/Sponsor: Saratoga County (Theodore T. Kusnier, Jr. - Chairman County Board of Supervisors)		Telephone: 518-884-4742
Address: 40 McMaster Street		E-Mail: moreausuper@townofmoreau.org
City/PO: Ballston Spa	State: NY	Zip Code: 12020
Project Contact (if not same as sponsor; give name and title/role): Dan Rourke - Executive Director SCSD No 1		Telephone: 518-664-7396
Address: 1002 Hudson River Rd. P.O. Box 550		E-Mail: DRourke@saratogacountyny.gov
City/PO: Mechanicville	State: NY	Zip Code: 12118
Property Owner (if not same as sponsor): Saratoga County Sewer District 1		Telephone:
Address: 1002 Hudson River Rd. P.O. Box 550		E-Mail:
City/PO: Mechanicville	State: NY	Zip Code: 12118

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)		
Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Council, Town Board, <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No or Village Board of Trustees		
b. City, Town or Village Planning Board or Commission <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
c. City, Town or Village Zoning Board of Appeals <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
d. Other local agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
e. County agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Saratoga County Board of Supervisors (funding), SCSD	August 2021
f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
g. State agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	EFC(funding), NYSDEC(SPDES,wetlands), NYSOPRHP(His. Arc.)	
h. Federal agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	U.S.Army Corps (wetlands)	
i. Coastal Resources.		
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
iii. Is the project site within a Coastal Erosion Hazard Area?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

C. Planning and Zoning

C.1. Planning and zoning actions.	
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<ul style="list-style-type: none"> • If Yes, complete sections C, F and G. • If No, proceed to question C.2 and complete all remaining sections and questions in Part I 	
C.2. Adopted land use plans.	
a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, identify the plan(s): NYS Heritage Areas: Mohawk Valley Heritage Corridor _____ _____	
c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes, identify the plan(s): _____ _____ _____	

C.3. Zoning	
a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. If Yes, what is the zoning classification(s) including any applicable overlay district? Industrial (Halfmoon)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
b. Is the use permitted or allowed by a special or conditional use permit?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
c. Is a zoning change requested as part of the proposed action? If Yes, i. What is the proposed new zoning for the site?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
C.4. Existing community services.	
a. In what school district is the project site located?	Mechanicville Central School District
b. What police or other public protection forces serve the project site?	Mechanicville Police Department, NYS Police and Saratoga County Sheriff
c. Which fire protection and emergency medical services serve the project site?	Mechanicville Central Fire Station, Halfmoon Fire Department, Clifton Park Fire Department, Clifton Park & Halfmoon Emergency Corps
d. What parks serve the project site?	Tallmadge Park, Halfmoon Town Park and Harris Park

D. Project Details

D.1. Proposed and Potential Development	
a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)?	Public utility - wastewater treatment
b. a. Total acreage of the site of the proposed action?	35 acres
b. Total acreage to be physically disturbed?	1-2 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?	35 acres
c. Is the proposed action an expansion of an existing project or use? i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No % 10 Units: 10,000 square feet
d. Is the proposed action a subdivision, or does it include a subdivision? If Yes, i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) ii. Is a cluster/conservation layout proposed? iii. Number of lots proposed? iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
e. Will the proposed action be constructed in multiple phases? i. If No, anticipated period of construction: ii. If Yes: • Total number of phases anticipated _____ • Anticipated commencement date of phase I (including demolition) _____ month _____ year • Anticipated completion date of final phase _____ month _____ year • Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No 24 months

f. Does the project include new residential uses? Yes No
 If Yes, show numbers of units proposed.

	One Family	Two Family	Three Family	Multiple Family (four or more)
Initial Phase	_____	_____	_____	_____
At completion	_____	_____	_____	_____
of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)? Yes No
 If Yes,

- Total number of structures 6
- Dimensions (in feet) of largest proposed structure: 65 height; 65 width; and 65 length
- Approximate extent of building space to be heated or cooled: 3400 square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? Yes No
 If Yes,

- Purpose of the impoundment: _____
- If a water impoundment, the principal source of the water: Ground water Surface water streams Other specify: _____
- If other than water, identify the type of impounded/contained liquids and their source. _____
- Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres
- Dimensions of the proposed dam or impounding structure: _____ height; _____ length
- Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? Yes No
 (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)

If Yes:

- What is the purpose of the excavation or dredging? Construction of the biosolids facility
- How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?
 - Volume (specify tons or cubic yards): 4,050 cubic yards
 - Over what duration of time? 12 months
- Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them.
The nature of the materials to be excavated for construction consist of areas of maintained grass with possible fill materials within the soils.
- Will there be onsite dewatering or processing of excavated materials? Yes No
 If yes, describe. _____
- What is the total area to be dredged or excavated? _____ 1.30 acres
- What is the maximum area to be worked at any one time? _____ 1.30 acres
- What would be the maximum depth of excavation or dredging? _____ 5 feet
- Will the excavation require blasting? Yes No
- Summarize site reclamation goals and plan: _____
The site once excavated/graded, will have a biosolids facility constructed on the site with other areas restored to natural grade and seeded.

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? Yes No
 If Yes:

- Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): There is a potential for some federal and possibly state wetlands to be impacted by the project. However, attempts will be made during site design to avoid wetlands and other waters of the U.S.

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:
The construction of the biosolids management facility may require fill in wetlands.

iii. Will the proposed action cause or result in disturbance to bottom sediments? Yes No

If Yes, describe: It is possible that a drainage ditch could be excavated during construction operations

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? Yes No

If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

c. Will the proposed action use, or create a new demand for water? Yes No

If Yes:

i. Total anticipated water usage/demand per day: _____ gallons/day

ii. Will the proposed action obtain water from an existing public water supply? Yes No

If Yes:

- Name of district or service area: _____
- Does the existing public water supply have capacity to serve the proposal? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No
- Do existing lines serve the project site? Yes No

iii. Will line extension within an existing district be necessary to supply the project? Yes No

If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____
- Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site? Yes No

If Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? Yes No

If Yes:

i. Total anticipated liquid waste generation per day: _____ gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____

iii. Will the proposed action use any existing public wastewater treatment facilities? Yes No

If Yes:

- Name of wastewater treatment plant to be used: Saratoga County Wastewater Treatment Plant
- Name of district: Saratoga County Sewer District No. 1
- Does the existing wastewater treatment plant have capacity to serve the project? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No

- Do existing sewer lines serve the project site? Yes No
- Will a line extension within an existing district be necessary to serve the project? Yes No

 If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? Yes No
 If Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans):

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? Yes No
 If Yes:

- i. How much impervious surface will the project create in relation to total size of project parcel?
 0.55 acres (new impervious) - 0.80 acres (ex. ash lagoon impervious area to be removed)
 / 34.96 acres (Total Parcel) = - 0.70% (net decrease in impervious)
- ii. Describe types of new point sources. No new point sources.

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?
Stormwater runoff will be directed to onsite management facility structures.

- If to surface waters, identify receiving water bodies or wetlands: _____
- Will stormwater runoff flow to adjacent properties? Yes No

iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? Yes No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? Yes No
 If Yes, identify:

- i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)
Heavy equipment and fleet/delivery vehicles during construction.
- ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)
Power generators for running equipment and tools for construction.
- iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)
Thermal dryer, biogas flare, and wastewater tanks

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? Yes No
 If Yes:

- i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) Yes No
- ii. In addition to emissions as calculated in the application, the project will generate:
 - _____ 6.355 Tons/year (short tons) of Carbon Dioxide (CO₂)
 - _____ Tons/year (short tons) of Nitrous Oxide (N₂O)
 - _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
 - _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆)
 - _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs)
 - _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? Yes No

If Yes:

i. Estimate methane generation in tons/year (metric): 1,030 tons/year

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring). Biogas will be stored at low pressure, conditioned, and introduced into the natural gas grid as renewable natural gas (RNG).
Excess biogas will be utilized in boilers or flared.

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? Yes No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust):
Diesel exhaust and potential of particulates and dust during construction activities.

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? Yes No

If Yes:

i. When is the peak traffic expected (Check all that apply): Morning Evening Weekend
 Randomly between hours of _____ to _____.

ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____

iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____

iv. Does the proposed action include any shared use parking? Yes No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____

vi. Are public/private transportation service(s) or facilities available within 1/2 mile of the proposed site? Yes No

vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? Yes No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? Yes No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? Yes No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: _____
Electricity for facility lighting, heating and cooling of structures. Additional demand is not expected to be significant.

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other):
Local utility

iii. Will the proposed action require a new, or an upgrade, to an existing substation? Yes No

l. Hours of operation. Answer all items which apply.

i. During Construction:

- Monday - Friday: 7:00 AM to 7:00 PM
- Saturday: _____
- Sunday: _____
- Holidays: _____

ii. During Operations:

- Monday - Friday: 24 hours/day
- Saturday: 24 hours/day
- Sunday: 24 hours/day
- Holidays: 24 hours/day

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? Yes No
 If yes:
 i. Provide details including sources, time of day and duration:
Construction operations may result in temporary noise increase due to the use of construction equipment and increased activity levels related to construction; once construction is completed, noise levels should return to existing levels found in and around the Saratoga County Sewer District.
 ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? Yes No
 Describe: _____

n. Will the proposed action have outdoor lighting? Yes No
 If yes:
 i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:
Lighting at staff access points and lighting for new facilities and pathways. All lighting will be directed downward to limit light spillage.
 ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? Yes No
 Describe: _____

o. Does the proposed action have the potential to produce odors for more than one hour per day? Yes No
 If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? Yes No
 If Yes:
 i. Product(s) to be stored _____
 ii. Volume(s) _____ per unit time _____ (e.g., month, year)
 iii. Generally, describe the proposed storage facilities: _____

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? Yes No
 If Yes:
 i. Describe proposed treatment(s):

 ii. Will the proposed action use Integrated Pest Management Practices? Yes No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? Yes No
 If Yes:
 i. Describe any solid waste(s) to be generated during construction or operation of the facility: Concrete from ash lagoons to be demolished and existing fill/stone material that is not able to be reused.
 • Construction: 1,800 tons per month for 3 months (unit of time)
 • Operation : 13.1 tons per day (unit of time)
 ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:
 • Construction: _____
 • Operation: _____
 iii. Proposed disposal methods/facilities for solid waste generated on-site:
 • Construction: Disposal at a permitted solid waste landfill such as the Albany Rapp Road Landfill
 • Operation: Class A or B biosolids will be hauled from the site and land applied in accordance with US EPA Part 503 Regulations and NYS Part 360 Regulations.

s. Does the proposed action include construction or modification of a solid waste management facility? Yes No
 If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing: _____

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? Yes No
 If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? Yes No
 If Yes: provide name and location of facility: _____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility: _____

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

- Urban Industrial Commercial Residential (suburban) Rural (non-farm)
 Forest Agriculture Aquatic Other (specify): _____

ii. If mix of uses, generally describe: _____

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	~14.5	14.25	-0.25
• Forested	0	0	0
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	5.3	5.55	+0.25
• Agricultural (includes active orchards, field, greenhouse etc.)	0	0	0
• Surface water features (lakes, ponds, streams, rivers, etc.)	0.20	0.20	0
• Wetlands (freshwater or tidal)	2-4	2-4	0
• Non-vegetated (bare rock, earth or fill)	1	1	0
• Other Describe: <u>Mowed/maintained lawn areas</u>	12	12	0

c. Is the project site presently used by members of the community for public recreation? Yes No
i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? Yes No
If Yes,
i. Identify Facilities:

e. Does the project site contain an existing dam? Yes No
If Yes:
i. Dimensions of the dam and impoundment:
• Dam height: _____ feet
• Dam length: _____ feet
• Surface area: _____ acres
• Volume impounded: _____ gallons OR acre-feet
ii. Dam's existing hazard classification: _____
iii. Provide date and summarize results of last inspection:

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? Yes No
If Yes:
i. Has the facility been formally closed? Yes No
• If yes, cite sources/documentation: Institutional knowledge
ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:
Saratoga County Sewer District Plant has a closed landfill.
iii. Describe any development constraints due to the prior solid waste activities: _____
None.

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? Yes No
If Yes:
i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred:

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? Yes No
If Yes:
i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: Yes No
 Yes – Spills Incidents database Provide DEC ID number(s): _____
 Yes – Environmental Site Remediation database Provide DEC ID number(s): _____
 Neither database
ii. If site has been subject of RCRA corrective activities, describe control measures: _____
iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? Yes No
If yes, provide DEC ID number(s): 546031 Hudson River PCB Sediments - State Superfund Program
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):
Hudson River PCB Sediments- from NYC Battery to Hudson Falls in Washington County. Dredging completed in 2015, habitat reconstruction completed in 2016, Facility decommissioning also completed in 2016.

v. Is the project site subject to an institutional control limiting property uses? Yes No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? Yes No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? _____ > 7 feet

b. Are there bedrock outcroppings on the project site? Yes No
 If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %

c. Predominant soil type(s) present on project site:

Sh - Shaker very fine sandy loam	_____	80 %
HuB - Hudson silt loam, 3-8% slopes	_____	15 %
Ma - Madalin mucky silty clay loam	_____	5 %

d. What is the average depth to the water table on the project site? Average: _____ 2 feet

e. Drainage status of project site soils: Well Drained: _____ 0 % of site
 Moderately Well Drained: _____ 15 % of site
 Poorly Drained _____ 85 % of site

f. Approximate proportion of proposed action site with slopes: 0-10%: _____ 100 % of site
 10-15%: _____ 0 % of site
 15% or greater: _____ 0 % of site

g. Are there any unique geologic features on the project site? Yes No
 If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? Yes No

ii. Do any wetlands or other waterbodies adjoin the project site? Yes No

If Yes to either *i* or *ii*, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? Yes No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name _____ Classification _____
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name Federal Waters, NYS Wetland, Federal Waters, Fe... _____ Approximate Size NYS Wetland (in a... _____
- Wetland No. (if regulated by DEC) ME-17, ME-16 _____

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? Yes No
 If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? Yes No

j. Is the project site in the 100-year Floodplain? Yes No

k. Is the project site in the 500-year Floodplain? Yes No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? Yes No
 If Yes:
 i. Name of aquifer: Principal Aquifer _____

m. Identify the predominant wildlife species that occupy or use the project site:		
Canada geese _____	American crow _____	Gray squirrel _____
European starling _____	American robin _____	White-tailed deer _____
Rock pigeon _____	Virginia opossum _____	Raccoon _____
n. Does the project site contain a designated significant natural community? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
If Yes:		
i. Describe the habitat/community (composition, function, and basis for designation): _____		
ii. Source(s) of description or evaluation: _____		
iii. Extent of community/habitat:		
• Currently: _____ acres		
• Following completion of project as proposed: _____ acres		
• Gain or loss (indicate + or -): _____ acres		
o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
If Yes:		
i. Species and listing (endangered or threatened): _____		
Bald Eagle		
p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
If Yes:		
i. Species and listing: _____		
q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
If yes, give a brief description of how the proposed action may affect that use: _____		
E.3. Designated Public Resources On or Near Project Site		
a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
If Yes, provide county plus district name/number: _____		
b. Are agricultural lands consisting of highly productive soils present? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
i. If Yes: acreage(s) on project site? No agricultural lands present on or adjacent to the site.		
ii. Source(s) of soil rating(s): _____		
c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
If Yes:		
i. Nature of the natural landmark: <input type="checkbox"/> Biological Community <input type="checkbox"/> Geological Feature		
ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____		
d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
If Yes:		
i. CEA name: _____		
ii. Basis for designation: _____		
iii. Designating agency and date: _____		

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? If Yes:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
i. Nature of historic/archaeological resource: <input type="checkbox"/> Archaeological Site <input checked="" type="checkbox"/> Historic Building or District ii. Name: Champlain Canal 90PR05171	
iii. Brief description of attributes on which listing is based: <u>Remains (locks, buildings, etc.) of the old Champlain Canal from Waterford to Whitehall.</u>	
f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
g. Have additional archaeological or historic site(s) or resources been identified on the project site? If Yes:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
i. Describe possible resource(s): _____ ii. Basis for identification: _____	
h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? If Yes:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
i. Identify resource: <u>Lakes to Locks Passage and the Mohawk towpath byway</u> ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): <u>both are State & National scenic byways</u> iii. Distance between project and resource: <u>0.10 miles to Lakes to Locks Passage and 3.9 miles to the Mohawk towpath byway.</u>	
i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? If Yes:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
i. Identify the name of the river and its designation: _____ ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666?	
	<input type="checkbox"/> Yes <input type="checkbox"/> No

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

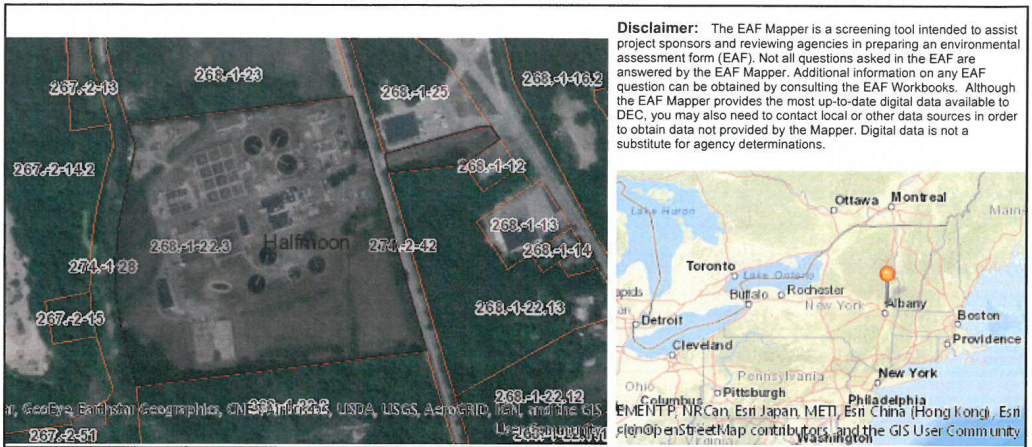
I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name Theodore T. Kusnierz, Jr. Date 7-21-21

Signature  Title Chairman - Saratoga County Board of Supervisors

EAF Mapper Summary Report

Thursday, July 8, 2021 8:03 AM



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.

B.i.i [Coastal or Waterfront Area]	No
B.i.ii [Local Waterfront Revitalization Area]	No
C.2.b. [Special Planning District]	Yes - Digital mapping data are not available for all Special Planning Districts. Refer to EAF Workbook.
C.2.b. [Special Planning District - Name]	NYS Heritage Areas: Mohawk Valley Heritage Corridor
E.1.h [DEC Spills or Remediation Site - Potential Contamination History]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Listed]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.ii [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.iii [Within 2,000' of DEC Remediation Site]	Yes
E.1.h.iii [Within 2,000' of DEC Remediation Site - DEC ID]	546031
E.2.g [Unique Geologic Features]	No
E.2.h.i [Surface Water Features]	Yes
E.2.h.ii [Surface Water Features]	Yes
E.2.h.iii [Surface Water Features]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
E.2.h.iv [Surface Water Features - Wetlands Name]	Federal Waters, NYS Wetland
E.2.h.iv [Surface Water Features - Wetlands Size]	NYS Wetland (in acres):66.6, NYS Wetland (in acres):22.8
E.2.h.iv [Surface Water Features - DEC Wetlands Number]	ME-17, ME-16
E.2.h.v [Impaired Water Bodies]	No

E.2.i. [Roadway]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.2.j. [100 Year Floodplain]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.2.k. [500 Year Floodplain]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.2.l. [Aquifers]	Yes
E.2.l. [Aquifer Names]	Principal Aquifer
E.2.n. [Natural Communities]	No
E.2.o. [Endangered or Threatened Species]	Yes
E.2.o. [Endangered or Threatened Species - Name]	Bald Eagle
E.2.p. [Rare Plants or Animals]	No
E.3.a. [Agricultural District]	No
E.3.c. [National Natural Landmark]	No
E.3.d. [Critical Environmental Area]	No
E.3.e. [National or State Register of Historic Places or State Eligible Sites]	Yes - Digital mapping data for archaeological site boundaries are not available. Refer to EAF Workbook.
E.3.e.ii [National or State Register of Historic Places or State Eligible Sites - Name]	Champlain Canal
E.3.f. [Archeological Sites]	Yes
E.3.i. [Designated River Corridor]	No

Full Environmental Assessment Form
Part 2 - Identification of Potential Project Impacts

Agency Use Only [If applicable]

Project :
 Date :

Part 2 is to be completed by the lead agency. Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

If the lead agency is a state agency **and** the action is in any Coastal Area, complete the Coastal Assessment Form before proceeding with this assessment.

Tips for completing Part 2:

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer “**Yes**” to a numbered question, please complete all the questions that follow in that section.
- If you answer “**No**” to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box “Moderate to large impact may occur.”
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the “whole action”.
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

1. Impact on Land Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1) <i>If “Yes”, answer questions a - j. If “No”, move on to Section 2.</i>			
		<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may involve construction on land where depth to water table is less than 3 feet.	E2d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

2. Impact on Geological Features

The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g)

NO

YES

If "Yes", answer questions a - c. If "No", move on to Section 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached: _____ _____	E2g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark. Specific feature: _____	E3c	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

3. Impacts on Surface Water

The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h)

NO

YES

If "Yes", answer questions a - l. If "No", move on to Section 4.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e	<input checked="" type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d	<input checked="" type="checkbox"/>	<input type="checkbox"/>

I. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
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4. Impact on groundwater

The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer. (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t)
If "Yes", answer questions a - h. If "No", move on to Section 5.

NO

YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c	<input type="checkbox"/>	<input type="checkbox"/>
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. Cite Source: _____	D2c	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may allow or result in residential uses in areas without water and sewer services.	D1a, D2c	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated.	D2c, E1f, E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer.	D2p, E2l	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources.	E2h, D2q, E2l, D2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

5. Impact on Flooding

The proposed action may result in development on lands subject to flooding. (See Part 1. E.2)
If "Yes", answer questions a - g. If "No", move on to Section 6.

NO

YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in development in a designated floodway.	E2i	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in development within a 100 year floodplain.	E2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in development within a 500 year floodplain.	E2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	<input type="checkbox"/>	<input type="checkbox"/>
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	<input type="checkbox"/>	<input type="checkbox"/>

g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>
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6. Impacts on Air The proposed action may include a state regulated air emission source. <input type="checkbox"/>NO <input checked="" type="checkbox"/>YES (See Part 1. D.2.f., D.2.h, D.2.g) <i>If "Yes", answer questions a - f. If "No", move on to Section 7.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels:			
i. More than 1000 tons/year of carbon dioxide (CO ₂)	D2g	<input type="checkbox"/>	<input checked="" type="checkbox"/>
ii. More than 3.5 tons/year of nitrous oxide (N ₂ O)	D2g	<input checked="" type="checkbox"/>	<input type="checkbox"/>
iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs)	D2g	<input checked="" type="checkbox"/>	<input type="checkbox"/>
iv. More than .045 tons/year of sulfur hexafluoride (SF ₆)	D2g	<input checked="" type="checkbox"/>	<input type="checkbox"/>
v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions	D2g	<input checked="" type="checkbox"/>	<input type="checkbox"/>
vi. 43 tons/year or more of methane	D2h	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

7. Impact on Plants and Animals The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.) <input type="checkbox"/>NO <input checked="" type="checkbox"/>YES <i>If "Yes", answer questions a - j. If "No", move on to Section 8.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2p	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.	E2p	<input checked="" type="checkbox"/>	<input type="checkbox"/>

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source: _____	E2n	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source: _____	E1b	<input checked="" type="checkbox"/>	<input type="checkbox"/>
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	<input checked="" type="checkbox"/>	<input type="checkbox"/>
j. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

8. Impact on Agricultural Resources			
The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.) <i>If "Yes", answer questions a - h. If "No", move on to Section 9.</i>		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	E1 a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

9. Impact on Aesthetic Resources The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1. E.1.a, E.1.b, E.3.h.) <i>If "Yes", answer questions a - g. If "No", go to Section 10.</i>				<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur		
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>		
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>		
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
f. There are similar projects visible within the following distance of the proposed project: 0-1/2 mile 1/2 -3 mile 3-5 mile 5+ mile	D1a, E1a, D1f, D1g	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
g. Other impacts: _____ _____		<input checked="" type="checkbox"/>	<input type="checkbox"/>		

10. Impact on Historic and Archeological Resources The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.) <i>If "Yes", answer questions a - e. If "No", go to Section 11.</i>				<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur		
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on the National or State Register of Historical Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places.	E3e	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.	E3f	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: _____	E3g	<input checked="" type="checkbox"/>	<input type="checkbox"/>		

d. Other impacts: _____ _____		<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. If any of the above (a-d) are answered “Moderate to large impact may occur”, continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	<input type="checkbox"/>	<input type="checkbox"/>
ii. The proposed action may result in the alteration of the property’s setting or integrity.	E3e, E3f, E3g, E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.	E3e, E3f, E3g, E3h, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>

11. Impact on Open Space and Recreation			
The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan. (See Part 1. C.2.c, E.1.c., E.2.q.) <i>If “Yes”, answer questions a - e. If “No”, go to Section 12.</i>		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in an impairment of natural functions, or “ecosystem services”, provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b E2h, E2m, E2o, E2n, E2p	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c E1c, E2q	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c	<input type="checkbox"/>	<input type="checkbox"/>
e. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

12. Impact on Critical Environmental Areas			
The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d) <i>If “Yes”, answer questions a - c. If “No”, go to Section 13.</i>		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

13. Impact on Transportation

The proposed action may result in a change to existing transportation systems.

 NO YES

(See Part 1. D.2.j)

If "Yes", answer questions a - f. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action will degrade existing transit access.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

14. Impact on Energy

The proposed action may cause an increase in the use of any form of energy.

 NO YES

(See Part 1. D.2.k)

If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1q, D2k	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. Other Impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

15. Impact on Noise, Odor, and Light

The proposed action may result in an increase in noise, odors, or outdoor lighting.

 NO YES

(See Part 1. D.2.m., n., and o.)

If "Yes", answer questions a - f. If "No", go to Section 16.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in routine odors for more than one hour per day.	D2o	<input checked="" type="checkbox"/>	<input type="checkbox"/>

d. The proposed action may result in light shining onto adjoining properties.	D2n	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input checked="" type="checkbox"/>	<input type="checkbox"/>

16. Impact on Human Health

The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1.D.2.q., E.1. d. f. g. and h.)
If "Yes", answer questions a - m. If "No", go to Section 17.

NO

YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	<input checked="" type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	<input checked="" type="checkbox"/>	<input type="checkbox"/>
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	<input checked="" type="checkbox"/>	<input type="checkbox"/>
m. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

17. Consistency with Community Plans

The proposed action is not consistent with adopted land use plans.
 (See Part 1. C.1, C.2. and C.3.)
 If “Yes”, answer questions a - h. If “No”, go to Section 18.

NO

YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action’s land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	<input type="checkbox"/>	<input type="checkbox"/>
h. Other: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

18. Consistency with Community Character

The proposed project is inconsistent with the existing community character.
 (See Part 1. C.2, C.3, D.2, E.3)
 If “Yes”, answer questions a - g. If “No”, proceed to Part 3.

NO

YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.	E3e, E3f, E3g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)	C4	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.	C2, E3	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

Project : Date :

Full Environmental Assessment Form
Part 3 - Evaluation of the Magnitude and Importance of Project Impacts
and
Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

Reasons Supporting This Determination:

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

See attached for documentation supporting the determination.

Determination of Significance - Type 1 and Unlisted Actions

SEQR Status: Type 1 Unlisted

Identify portions of EAF completed for this Project: Part 1 Part 2 Part 3

Upon review of the information recorded on this EAF, as noted, plus this additional support information
NYSDEC Threatened and Endangered Species Database (EAF Mapper), USFWS IPaC Tool for Threatened and Endangered Species, NYSDEC Spill and Remediation Database, and a site investigation involving a wetland delineation and mapping.

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the
Saratoga County Sewer District _____ as lead agency that:

A. This project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, this negative declaration is issued.

B. Although this project could have a significant adverse impact on the environment, that impact will be avoided or substantially mitigated because of the following conditions which will be required by the lead agency:

There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this conditioned negative declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6 NYCRR 617.7(d)).

C. This Project may result in one or more significant adverse impacts on the environment, and an environmental impact statement must be prepared to further assess the impact(s) and possible mitigation and to explore alternatives to avoid or reduce those impacts. Accordingly, this positive declaration is issued.

Name of Action: Saratoga County Sewer District - Biosolids Management Facility

Name of Lead Agency: Saratoga Board of Supervisors

Name of Responsible Officer in Lead Agency: Theodore T. Kusnierz, Jr.

Title of Responsible Officer: Chairman

Signature of Responsible Officer in Lead Agency:

Date:

Signature of Preparer (if different from Responsible Officer)

Cole Scrimer

Date:

08/11/2021

For Further Information:

Contact Person: Dan Rourke - Executive Director

Address: 1002 Hudson River Rd. P.O. Box 550, Mechanicville, NY 12118

Telephone Number: (518) 664-7396

E-mail: DRourke@saratogacountyny.gov

For Type 1 Actions and Conditioned Negative Declarations, a copy of this Notice is sent to:

Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of)

Other involved agencies (if any)

Applicant (if any)

Environmental Notice Bulletin: <http://www.dec.ny.gov/enb/enb.html>

Attachment A

Part 3 Documentation for Determination of Significance of the Saratoga County Sewer District Biosolids Management Facility

Saratoga County Biosolids Management Facility Project

Documentation

Full EAF Part 3 – Determination of the Magnitude and Importance of Project Impacts and Determination of Significance

The numbers below correspond to the impact questions in FEAF Part 2:

1. **IMPACT ON LAND** – The Saratoga County Soil Survey identifies the project area as predominately Shaker very fine sandy loam (Sh), includes slopes of 0-10%. However, site investigations revealed that the project area is comprised of disturbed soils, likely a result of the construction of the existing Saratoga County Sewer District Facility. The proposed project consists of a total 35-acre parcel in which 1 to 2 acres of land is proposed to be disturbed. Of this total area, approximately 14.5 acres consist of roads, buildings, and other paved surfaces. The use of Best Management Practices (BMP's) for erosion and sedimentation as detailed in a Stormwater Pollution Prevention Plan (SWPPP) will eliminate the potential for significant erosion during construction.

3. **IMPACTS ON SURFACE WATER** – The use of Best Management Practices for erosion and sedimentation should eliminate any potential for significant erosion during construction. These measures will be detailed in a SWPPP.

6. **IMPACT ON AIR**- The project will generate approximately 1,030 tons per year of methane and 6,355 tons per year of carbon dioxide. Biogas will be stored at low pressure, conditioned, and introduced into the natural gas grid as renewable natural gas (RNG). Excess biogas will be utilized in boilers or flared. Therefore, no significant impacts to air quality are anticipated.

7. **IMPACT ON PLANTS AND ANIMALS** – Current (2021) review of the NYSDEC ERM identified one record of NYS-listed endangered, threatened, special concern, and/or rare species of animals or plants, or significant natural communities within the project site. In addition, the USFWS Information for Planning and Consultation (IPaC) tool for threatened and endangered species was consulted.

The USFWS IPaC official species list is attached which identified no species in the vicinity nor did it identify any critical habitats within the project site.

The SEQR Full Environmental Assessment Form (FEAF) is linked to the New York State Department of Environmental Conservation (NYSDEC) online EAF Mapper. The mapper identified that bald eagle (*Haliaeetus leucocephalus*) has been documented in the vicinity of the Saratoga County Sewer District. To address these concerns, CHA biologists performed an assessment of potential impacts to bald eagle previously on February 20, 2019.

The survey conducted by CHA biologists on February 20, 2019 was to determine if bald eagles are nesting in proximity to the Saratoga County Sewer District, or if they are utilizing the project vicinities as a winter concentration area. It should be noted that the EAF Mapper did not identify the nature of the bald eagle occurrences (i.e. nesting vs. wintering) so an information request has been sent to the NY Natural Heritage Program (NHP) for information relating to these occurrences.

Based on the results of the survey, we conclude that, at that time, the proposed project is anticipated to have no effect on bald eagles because this species does not appear to be nesting or wintering at the Saratoga County Sewer District, as discussed below. Additional studies may be warranted due to this survey having been conducted over a year ago and because bald eagle locations can change.

The bald eagle survey was conducted at a time when active nesting, nests and/or bald eagles would be readily observable (leaf-off conditions). According to the NYSDEC¹, a bald eagle nest is a large structure, usually located high in a tall white pine tree near water. Wintering grounds are from southern Canada south, along major river systems, in intermountain regions, and in the Great Plains. Many hydroelectric plants, including some in New York, provide suitable wintering habitat for bald eagles.

The Saratoga County Sewer District site was walked in its entirety. All trees on and visible from the sites were thoroughly examined by CHA biologists utilizing 10x42 power binoculars. The CHA biologists have experience conducting eagle nesting and wintering surveys, and breeding and migratory bird surveys. No evidence of eagle nesting or use as a winter concentration area was observed. In addition to the field survey, two employees at the facility were interviewed to determine if they have observed bald eagle activity at the site. They both identified that they have witnessed bald eagles flying over the site on a transient basis, but they have not observed nests, nesting activities, or prolonged bald eagle presence. Based on these findings we conclude that this site, and all areas visible from this site, at the time of the survey, were not being used by bald eagles for nesting or as a winter concentration area. Additionally, the highly developed nature of the site and heavy human presence is a likely deterrent of bald eagle use of the site for more than transient purposes.

The site was walked again in June 2021 during the wetland delineation of the entire site. No eagle nests were observed.

9. IMPACT ON AESTHETIC RESOURCES – The proposed Saratoga County Sewer District Biosolids Management Facility is situated a reasonable distance from most aesthetics resources. The facility is set back approximately 1,700 feet off the main road (Hudson River Road) where

¹ New York Department of Environmental Conservation. Bald Eagle Fact Sheet. Available from: <https://www.dec.ny.gov/animals/74052.html>. Accessed July 19, 2021.

dense tree coverage provides a significant amount of screening from the public eye and should not interfere with those utilizing the aesthetic resources in the area such as the Lakes to Locks Passage and the Mohawk Towpath Byway. The site will be more visible during the leaf-off winter months. However, the improvements will be similar in character to the existing facility and unlikely to impact the trail users.

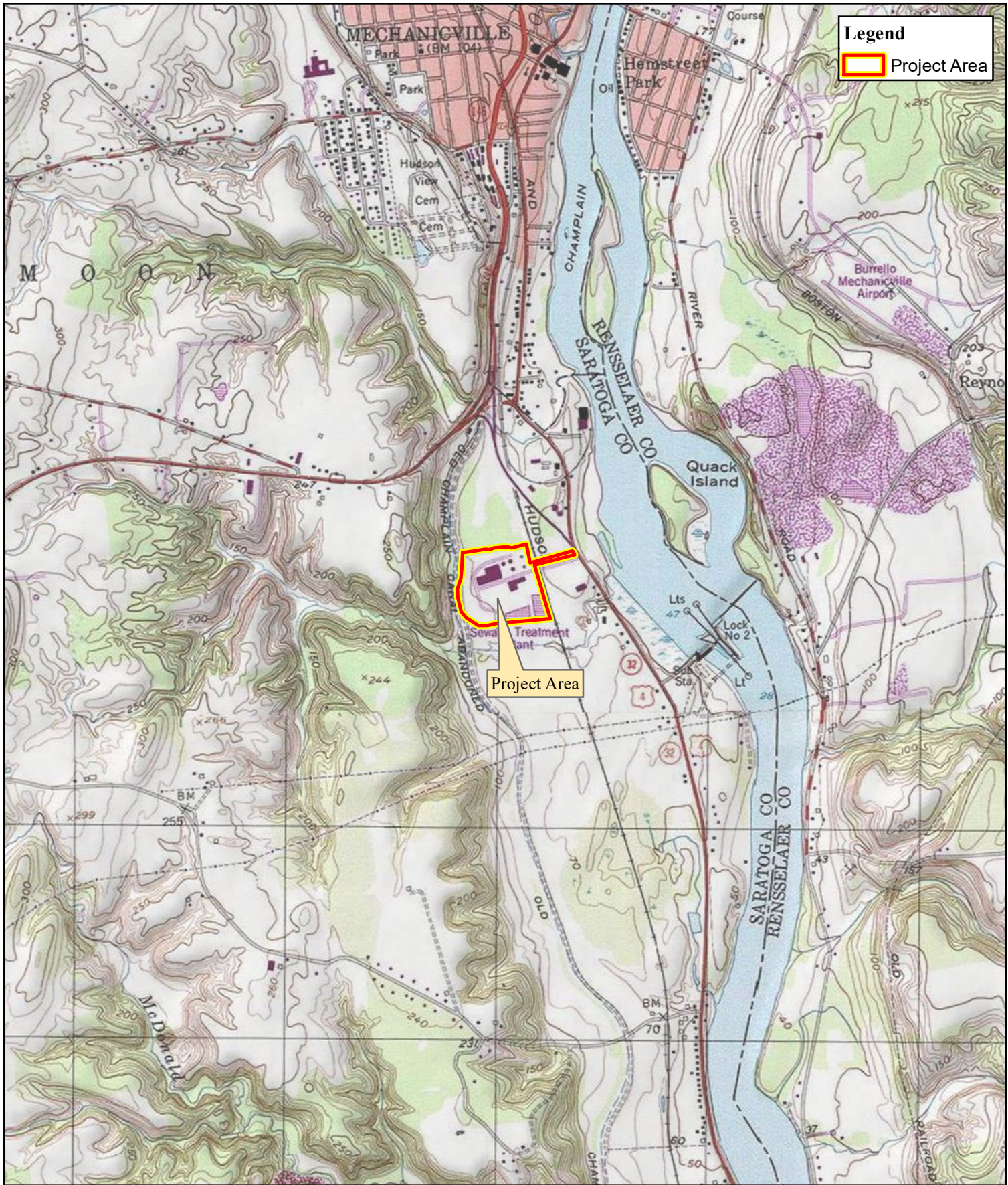
10. IMPACT ON HISTORIC AND ARCHEOLOGICAL RESOURCES - The project site is part of the Champlain Canal Historic District (90PR05171) and located in an area identified as sensitive for archaeological resources on the NYS Office of Parks, Recreation and Historic Preservation, State Historic Preservation Office (SHPO) archaeological site inventory. There have been previous Phase 1A and 1B Cultural Resources Investigations as part of previous projects located within and near the Saratoga County Sewer District. Cultural resources listed on the SHPO Cultural Resource Information System (CRIS) mapper included remains of locks, buildings, and artifacts from when the Champlain Canal was a working canal system in this area. A copy of the SHPO response dated July 29, 2021 is provided in Attachment C. As a result of the NYS SHPO review, it is their opinion that no properties, including archaeological and/or historic resources, listed or eligible for New York State and National Registers of Historic Places will be impacted by this proposed project.


14. IMPACT ON ENERGY- The proposed Biosolids Management Facility is anticipated to have an additional demand for electricity. Electricity will be needed for facility lighting, heating, and cooling of proposed structures. The additional demand is not expected to be significant and will be supplied by the local utility company. The Facility will also be generating biogas through the digestion process, and it is estimated that the approximately 508,200 therms will be generated annually.

15. IMPACT ON NOISE, ODOR, and LIGHT- Construction operations may result in temporary noise increase due to the use of construction equipment and increased activity levels related to construction; once construction is completed, noise levels should return to existing levels found in and around the Saratoga County Sewer District wastewater treatment plant. Construction will be limited to weekdays between the hours of 7AM to 7PM. Lighting will be installed at staff access points and lighting for new facilities and pathways. All lighting will be directed downward to limit light spillage. Therefore, no impacts are anticipated in relation to light or odor during construction or operation.



Attachments

Attachment A
Site Location Map



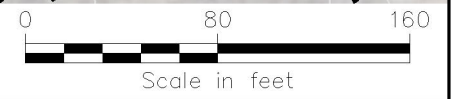
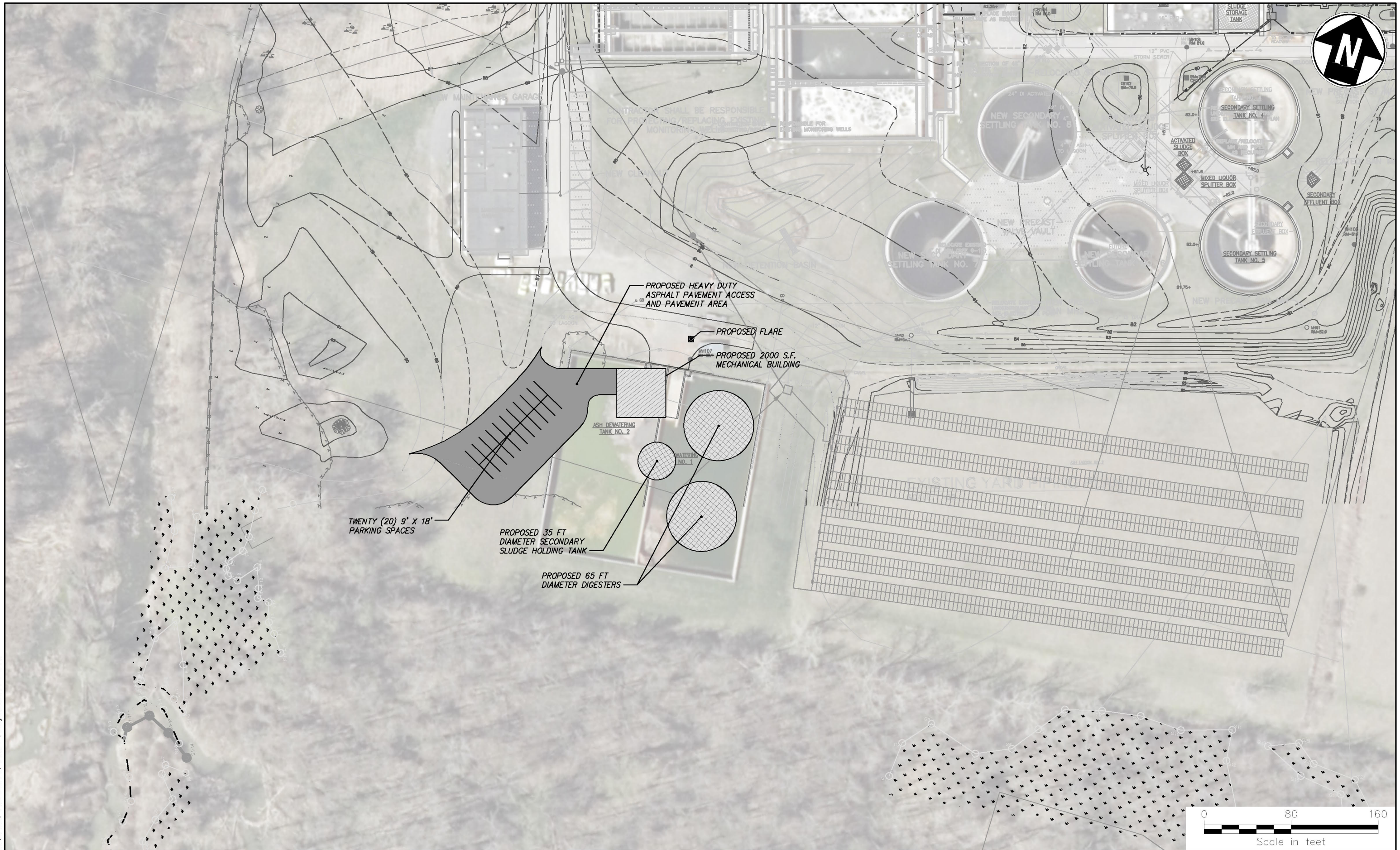
Legend
 Project Area

Project Area

		USGS Project Location Map Saratoga County Sewer District Regional Bio-Solids Handling Facility Saratoga County, New York
	Scale 1" = 2,000'	CHA Project No. 034555.000

Attachment B
Project Layout Plan

User:NOVELLI Spec:AUS-NCSMOD File:DRAWING2.DWG Scale:1:1 SavedDate: Time: Plot Date: Brooks, A.J.; 11/2/2015; 10:05; Layout:LAYOUT1



SARATOGA COUNTY SEWER DISTRICT
 BIOSOLIDS MANAGEMENT PLAN

EXISTING SITE PLAN

SCALE: AS NOTED

JULY 2021

FIGURE 8

Attachment C
Wetland Map

New York State regulated wetland north of site along fence line and as delineated on-site



New York State regulated wetland

New York State regulated wetland along fence line. May extend into site along toe of mound.

Attachment D
Threatened & Endangered Species Evaluation



United States Department of the Interior



FISH AND WILDLIFE SERVICE
New York Ecological Services Field Office
3817 Luker Road
Cortland, NY 13045-9385

Phone: (607) 753-9334 Fax: (607) 753-9699

<http://www.fws.gov/northeast/nyfo/es/section7.htm>

In Reply Refer To:

July 09, 2021

Consultation Code: 05E1NY00-2019-SLI-1121

Event Code: 05E1NY00-2021-E-10280

Project Name: Saratoga County Sewer District - Regional Biosolids Facility

Subject: Updated list of threatened and endangered species that may occur in your proposed project location or may be affected by your proposed project

To Whom It May Concern:

The enclosed species list identifies threatened, endangered, proposed and candidate species, as well as proposed and final designated critical habitat, that may occur within the boundary of your proposed project and/or may be affected by your proposed project. The species list fulfills the requirements of the U.S. Fish and Wildlife Service (Service) under section 7(c) of the Endangered Species Act (ESA) of 1973, as amended (16 U.S.C. 1531 *et seq.*). This list can also be used to determine whether listed species may be present for projects without federal agency involvement. New information based on updated surveys, changes in the abundance and distribution of species, changed habitat conditions, or other factors could change this list.

Please feel free to contact us if you need more current information or assistance regarding the potential impacts to federally proposed, listed, and candidate species and federally designated and proposed critical habitat. Please note that under 50 CFR 402.12(e) of the regulations implementing section 7 of the ESA, the accuracy of this species list should be verified after 90 days. This verification can be completed formally or informally as desired. The Service recommends that verification be completed by visiting the ECOS-IPaC site at regular intervals during project planning and implementation for updates to species lists and information. An updated list may be requested through the ECOS-IPaC system by completing the same process used to receive the enclosed list. If listed, proposed, or candidate species were identified as potentially occurring in the project area, coordination with our office is encouraged. Information on the steps involved with assessing potential impacts from projects can be found at: <http://www.fws.gov/northeast/nyfo/es/section7.htm>

Please be aware that bald and golden eagles are protected under the Bald and Golden Eagle Protection Act (16 U.S.C. 668 *et seq.*), and projects affecting these species may require development of an eagle conservation plan (http://www.fws.gov/windenergy/eagle_guidance.html). Additionally, wind energy projects should follow the Services wind

energy guidelines (<http://www.fws.gov/windenergy/>) for minimizing impacts to migratory birds and bats.

Guidance for minimizing impacts to migratory birds for projects including communications towers (e.g., cellular, digital television, radio, and emergency broadcast) can be found at: <http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/towers.htm>; <http://www.towerkill.com>; and <http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/comtow.html>.

We appreciate your concern for threatened and endangered species. The Service encourages Federal agencies to include conservation of threatened and endangered species into their project planning to further the purposes of the ESA. Please include the Consultation Tracking Number in the header of this letter with any request for consultation or correspondence about your project that you submit to our office.

Attachment(s):

- Official Species List
-

Official Species List

This list is provided pursuant to Section 7 of the Endangered Species Act, and fulfills the requirement for Federal agencies to "request of the Secretary of the Interior information whether any species which is listed or proposed to be listed may be present in the area of a proposed action".

This species list is provided by:

New York Ecological Services Field Office

3817 Luker Road

Cortland, NY 13045-9385

(607) 753-9334

Project Summary

Consultation Code: 05E1NY00-2019-SLI-1121

Event Code: 05E1NY00-2021-E-10280

Project Name: Saratoga County Sewer District - Regional Biosolids Facility

Project Type: WASTEWATER FACILITY

Project Description: The Albany County Water Purification District (ACWPD) and Saratoga County Sewer District (SCSD) (Districts) are proposing the construction of a Regional Biosolids Handling Facility at the existing wastewater treatment plant (North Plant) owned and operated by ACWPD. Both Districts are transitioning away from sewage sludge incinerators (SSIs) as the technology of biosolids treatment. Prior to this a total of five SSIs had been the technology utilized to treat and dispose of biosolids at ACWPD's South Plant (Church St., Albany) and North Plant (1 Canal Rd. South, Menands) and at the SCSD Plant (River Road, Halfmoon). As a result of aging infrastructure, more stringent air regulations, and a desire to produce biogas as renewable resource, SCSD stopped operation of its SSI March 2016 and ACWPD entered into an Order on Consent with the NYS Department of Environmental Conservation (NYSDEC) to replace the existing SSIs with anaerobic digestion facilities.

The proposed project at the Saratoga County Sewer District will involve the production of Class A or B biosolids to reduce the volume and mass and provide additional disposal options for the Saratoga County Sewer District No. 1. The process generally consists of sludge thickening and single-stage mesophilic anaerobic digestion followed by dewatering and thermal drying in a sludge dryer to approximately 90% solids for disposal by a third-party hauler. The digestion facility would consist of two conventional mesophilic anaerobic digesters located in the Northwest corner of the site. A mechanical building would house the digester recirculation and mixing pumps, boilers, and heat exchangers. Digested sludge would flow by gravity to a secondary sludge holding tank, sized for three days storage. Digested sludge would be pumped from the secondary sludge holding tank to the existing dewatering process in the solids disposal building, where it would be pressed into cake and conveyed to the thermal drying system. The thermal drying system for this scenario was assumed to be a single paddle dryer sized for maximum month capacity. This dryer system appears to be able to fit within the footprint of the existing incinerator area (to be decommissioned and demolished) in the solids disposal building. Dried sludge would be conveyed by pneumatic discharge to a storage silo for offloading to trucks. The biogas produced by the anaerobic digesters will be treated to create renewable natural gas (RNG).

Project Location:

Approximate location of the project can be viewed in Google Maps: <https://www.google.com/maps/@42.88053981474684,-73.68932563737403,14z>



Counties: Saratoga County, New York

Endangered Species Act Species

There is a total of 0 threatened, endangered, or candidate species on this species list.

Species on this list should be considered in an effects analysis for your project and could include species that exist in another geographic area. For example, certain fish may appear on the species list because a project could affect downstream species.

IPaC does not display listed species or critical habitats under the sole jurisdiction of NOAA Fisheries¹, as USFWS does not have the authority to speak on behalf of NOAA and the Department of Commerce.

See the "Critical habitats" section below for those critical habitats that lie wholly or partially within your project area under this office's jurisdiction. Please contact the designated FWS office if you have questions.

-
1. [NOAA Fisheries](#), also known as the National Marine Fisheries Service (NMFS), is an office of the National Oceanic and Atmospheric Administration within the Department of Commerce.

Critical habitats

THERE ARE NO CRITICAL HABITATS WITHIN YOUR PROJECT AREA UNDER THIS OFFICE'S JURISDICTION.

Attachment E
SHPO Evaluation



**Parks, Recreation,
and Historic Preservation**

ANDREW M. CUOMO
Governor

ERIK KULLESEID
Commissioner

July 29, 2021

Cole Scrivner
CHA Consulting Inc.
3 Winners Cir
3rd Floor
Albany, NY 12205

Re: DEC
Saratoga County Sewer District – Biosolids Management Facility
1002 Hudson River Rd, Mechanicville, NY 12118
21PR05093

Dear Cole Scrivner:

Thank you for requesting the comments of the Office of Parks, Recreation and Historic Preservation (OPRHP). We have reviewed the project in accordance with the New York State Historic Preservation Act of 1980 (Section 14.09 of the New York Parks, Recreation and Historic Preservation Law). These comments are those of the OPRHP and relate only to Historic/Cultural resources. They do not include potential environmental impacts to New York State Parkland that may be involved in or near your project. Such impacts must be considered as part of the environmental review of the project pursuant to the State Environmental Quality Review Act (New York Environmental Conservation Law Article 8) and its implementing regulations (6 NYCRR Part 617).

Based upon this review, it is the opinion of OPRHP that no properties, including archaeological and/or historic resources, listed in or eligible for the New York State and National Registers of Historic Places will be impacted by this project.

If further correspondence is required regarding this project, please be sure to refer to the OPRHP Project Review (PR) number noted above.

Sincerely,

R. Daniel Mackay

Deputy Commissioner for Historic Preservation
Division for Historic Preservation

Attachment F
Air Registration

Registration ID: 5-4138-00014/00019

Ren: 0

**AIR FACILITY REGISTRATION CERTIFICATE
in accordance with 6 NYCRR Subpart 201-4**

Registration Issued to: SARATOGA COUNTY
40 MCMASTER ST
BALLSTON SPA,NY 12020-1907

Contact: SARATOGA COUNTY
40 MCMASTER ST
BALLSTON SPA,NY 12020-1907

Facility: SARATOGA CO SEWER DIST #1
1002 HUDSON RIVER RD
MECHANICVILLE,NY 12118

Description:

The Saratoga County Sewer District #1 municipal wastewater treatment plant is capable of treating 43 million gallons per day(MGD) of raw sewage (65 MGD peak hourly flow rate) from surrounding areas including residential, commercial, and industrial. Non-exempt emission points include an influent grit screening (which vents to a biofilter or EP00006), primary settling tanks 1, 2, and 3 (EP 00004), primary settling tanks 4, 5, and 6 (which are vented to a carbon filter for odor control) and sludge storage/filtration (which vents to a biofilter, EPs 0009A and 0009B). Other operations at the plant are fugitive emissions sources including secondary settling tanks, aeration tanks, ash dewatering tanks, and chlorine contact tanks.

Exempt emissions sources include 6 small external combustion units, 3 diesel fired emergency generators, No. 2 fuel oil storage tanks, gasoline dispensing system, and parts washer.

Total Number of Emission Points: 5 **Cap By Rule:** No

Authorized Activity By Standard Industrial Classification Code:

4952 - SEWERAGE SYSTEMS

Registration Effective Date: 03/28/2019

Registration Expiration Date: 03/27/2029

List of Regulations in Application:

6 NYCRR Part 200	General Provisions
6 NYCRR Part 201	Permits and Registrations
6 NYCRR Part 202	Emissions Verification
6 NYCRR Part 211	General Prohibitions
6 NYCRR Part 212	Process Operations
6 NYCRR Part 215	Open Fires
6 NYCRR Part 217	Motor Vehicle Emissions
6 NYCRR Part 225	Fuel Composition and Use
6 NYCRR Part 227	Stationary Combustion Installations
40 CFR Part 60, Subpart A	General provisions
40 CFR Part 60, Subpart IIII	Standards of Performance for Stationary Compression Ignition Internal Combustion Engines
40 CFR Part 63, Subpart A	Subpart A - General Provisions apply to all NESHAP affected sources
40 CFR Part 63, Subpart JJJJJ	National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources
40 CFR Part 63, Subpart ZZZZ	Reciprocating Internal Combustion Engine (RICE) NESHAP
6 NYCRR Part 226	SOLVENT METAL CLEANING PROCESSES

**AIR FACILITY REGISTRATION CERTIFICATE
in accordance with 6 NYCRR Subpart 201-4**

List of Regulations in Application:

6 NYCRR Part 230	Gasoline Dispensing Sites and Transport Vehicles
6 NYCRR Part 257	Air Quality Standards - General
40 CFR Part 63	National Emissions Standards for Hazardous Air Pollutants
40 CFR Part 63, Subpart CCCCC	Gasoline Dispensing Facilities Area Source NESHAP

JAMES G COUTANT
REGION 5 AIR POLLUTION CONTROL ENGINEER
232 GOLF COURSE RD
WARRENSBURG, NY 12885

This registrant is required to operate this facility in accordance with all air pollution control applicable Federal and State laws and regulations. Failure to comply with these laws and regulations is a violation of the ECL and the registrant is subject to fines and/or penalties as provided by the ECL. If ownership of this facility changes, the registrant is required to notify the Department at the address shown above using the appropriate forms and procedures within 30 days after the transfer takes place. The present registrant will continue to be responsible for all fees and penalties until the Department has been notified of any change in ownership.

Attachment G
NYSDEC Remediation Database Information

Environmental Remediation Databases Details

Site Record

Document Repository

Site-related documents are available for review through the DECInfo Locator on line at [DECInfoLocator](#)

Administrative Information

Site Name: Hudson River PCB Sediments

Site Code: 546031

Program: State Superfund Program

Classification: 02

EPA ID Number:

Location

DEC Region: 5

Address: Hudson River, Hudson Falls-NYC Battery

City: Zip: 12180

County:Saratoga

Latitude: 43.286475666

Longitude: -73.595363441

Site Type:

Estimated Size: 0 Acres

Site Owner(s) and Operator(s)

Current Owner Name: New York State

Current Owner(s) Address:

,ZZ,

Current Owner Name: STATE OF NEW YORK

Current Owner(s) Address:

,ZZ,

Owner(s) during disposal: STATE OF NEW YORK

Current On-Site Operator: NYS Department of Transportation

Stated Operator(s) Address: State Campus - Building 5

Albany,NY 12233

Site Document Repository

Name: US Epa

Address: 187 Wolf road

colonie,NY

Hazardous Waste Disposal Period

From: 1946 **To:** present

Site Description

Site Location: This National Priorities List site includes the nearly 200-mile stretch of the Hudson River that extends from Hudson Falls in Washington County to the Battery in New York City. The river is part of the Champlain Canal between Fort Edward and Waterford. EPA is the lead agency for the investigation and cleanup of the site. **Site Features:** The site includes the main stem of the Hudson River, as well as the associated flood plains, river banks, riverine fringing wetlands, and backwater areas. **Current zoning / uses:** The river is currently used for recreation, transportation, and as a source of water for drinking and other purposes. The river floodplain areas include all types of land uses, from passive / recreational to residential to commercial / industrial. **Historical uses:** The General Electric Company (GE) discharged PCBs into the river from two capacitor manufacturing plants located in Hudson Falls and Fort Edward starting sometime in 1946. Previous investigations identified 40 areas or 'hot spots' in the upper Hudson that had sediments contaminated with greater than 50 ppm of PCBs. Also included in the definition of this site are five Remnant Deposits or river sediment areas that were exposed when the level of the river was lowered when the Fort Edward Dam was removed in 1973. EPA issued a Record of Decision (ROD) for this National Priorities List site on September 25, 1984 which included: in-place containment of the Remnant Deposits; evaluation of downstream domestic water quality at Waterford, New York; and interim "No Action" as to the PCB-contaminated river sediment. The 1984 ROD indicated that both the No Action decision for the river sediments and the containment remedy for the Remnant Deposits might be reexamined by EPA in the future. The containment remedy for the Remnant Deposits was performed by GE under a 1990 Consent Decree with EPA. In addition, in 1990, NYSDEC completed the evaluation of downstream domestic water quality at Waterford, New York, which concluded that PCB concentrations were below analytical detection limits after treatment and met standards applicable to public water supplies. In December 1989, EPA announced its decision to initiate a detailed Reassessment Remedial Investigation/Feasibility Study (RI/FS) of the September 1984 decision concerning the PCB contaminated Hudson River sediments. The Reassessment culminated with EPA's issuance of a second ROD for the site in February 2002 which included the dredging of an estimated 2.65 million cubic yards of PCB contaminated sediments from the Upper Hudson River (between Fort Edward and Troy), which was estimated in the ROD to contain about 66,300 kilograms of total PCBs (approximately 65% of the total PCB mass estimated to be present within the Upper Hudson River). The ROD also identified further evaluation of PCB contamination in the flood plains concurrent with the design phase of the project. EPA issued a series of Orders to GE for performance of the engineering design for the project. Phase 1 dredging commenced in May 2009, and was completed in October 2009. After completion of Phase 1, EPA reviewed the environmental monitoring and operational data to determine the changes to the project standards and to project design specifications for Phase 2. The changes to the project for Phase 2 were provided to GE in December 2010. GE, in accordance with the Consent Decree for the site, opted to implement Phase 2 of the remedy on 12/31/10. Construction work for Phase 2 of the remedial project started in 2011, and was completed in 2016. Dredging was completed in fall 2015; habitat reconstruction was completed in 2016. Facility decommissioning was performed in 2016. For more information on the Hudson River Fish advisory, copy and paste this link into a web browser: https://www.health.ny.gov/environmental/outdoors/fish/hudson_river/advisory_outreach_project/

Contaminants of Concern (Including Materials Disposed)

Contaminant Name/Type

polychlorinated biphenyls (PCB)

PCB aroclor 1254

PCB aroclor 1016

cadmium

lead

PCB aroclor 1242

Site Environmental Assessment

Nature and extent of contamination: **Contaminants:** The primary constituent of concern is PCBs, discharged from two GE capacitor plants in Hudson Falls and Fort Edward. The upstream extent of contamination is the portion of the river immediately above the Bakers Falls Dam at the GE Hudson Falls plant site. The downstream extent of contamination is the Atlantic Ocean. The commercial mixtures of PCBs discharged from the two GE plant sites changed over time; initially aroclor 1254, changing to aroclor 1242 and then to aroclor 1016. **Contaminant Concentrations:** PCBs have been found in excess of standards, criteria and guidance concentrations (SCGs) in sediments, surface water, biota, air, and soils at the Hudson River PCBs site. The primary sources at the plant sites have been almost completely abated through remedial work at the plant sites; as a result, the primary source of PCB to the surface water and biota of the river are the contaminated sediments in the river south of the plant sites. Prior to remediation of the Upper Hudson River from 2009 to 2016, PCB concentrations in sediment range from non-detect to greater than one percent PCB (> 10,000 parts per million). In surface water typically concentrations range from 2 nanograms per liter (ng/l or parts per trillion) to 100 ng/l, except at times of high flow when scour-driven remobilization of contaminated sediments can cause much higher concentrations in excess of 1 microgram per liter (1 ug/l or part per billion). Investigations are underway to determine the extent of floodplain impacts. To date, PCB concentrations in excess of 500 milligrams per kilogram (mg/kg or part per million) have been found in limited areas. The nature and extent of floodplain soil contamination has not yet been established. The Lower Hudson portion of the NPL site has not been fully investigated to date. **Significant threat:** PCB contamination in the Hudson River sediments continue to pose a significant threat to human health and/or the environment. Concentrations in PCBs in biota directly attributable to the waste disposal at the site have led the Department of Health to recommend that human consumption of biota be limited over a substantial portion of the Hudson River between Hudson Falls and the Battery in New York City. In the upper Hudson, the fishery is catch and release only, and the NYSDOH advisory is to eat none. To see the fish consumption advisories, go to: <https://www.health.ny.gov/publications/2794.pdf> and https://www.health.ny.gov/environmental/outdoors/fish/hudson_river/advisory_outreach_project/ The disposal of PCB into the Hudson River has also led to significant environmental damage as defined in 6 NYCRR Part 375. This site has been included in the Federal National Priorities List (NPL).

Site Health Assessment

Consumption of fish is the major potential route of human exposure to PCBs from this site. Because of site impacts, most fish from the Hudson River downstream of Hudson Falls have elevated PCB levels. Fishing is restricted to catch and release, with a "eat none" advisory for fish consumption, from Hudson Falls to Troy. In addition, there are advisories ("eat none" or "eat no more than 1 meal per month") on consumption of several fish species caught from the Hudson River below the Troy Dam to New York Harbor. People may come into contact with contaminants present in the shallow river sediments while entering or exiting the river during recreational activities, and may also come into contact with contaminants present in floodplain soils. This direct contact route of exposure is present primarily in the upper Hudson between Hudson Falls and Troy. GE under USEPA and State oversight has taken actions at several properties along the Hudson River to address PCB contaminated floodplain soils between Hudson Falls and Troy. These actions vary from deploying signs to installing various covers and are intended to reduce exposures to PCBs in floodplain soils until a permanent remedy is developed. Additionally, a remedial investigation to address floodplain soils in the Upper Hudson River Floodplain under USEPA and State oversight is now underway.

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8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 238 - 2021

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

BOND RESOLUTION AUTHORIZING THE ISSUANCE OF \$51,900,000 BONDS OF THE COUNTY OF SARATOGA, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF CONSTRUCTION OF A BIOSOLIDS DIGESTER FACILITY BY SARATOGA COUNTY SEWER DISTRICT NO. 1; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$51,900,000, STATING THE PLAN OF FINANCING; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND PROVIDING FOR REIMBURSEMENT BY SARATOGA COUNTY SEWER DISTRICT NO. 1 TO SAID COUNTY

WHEREAS, pursuant to proceedings had and taken in accordance with the provisions of Article 5A of the County Law and more particularly Resolution 237-2021 of this Board of Supervisors, an increase and improvement of facilities of Saratoga County Sewer District No. 1 (the District”), consisting of construction of a Biosolids Digester Facility by Saratoga County Sewer District No. 1 (the “Project”) has been approved at a total estimated maximum cost of \$51,900,000 to the County of Saratoga and the District; now therefore be it

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

Section 1. The County of Saratoga, New York (herein called “County”), is hereby authorized to undertake the reconstruction of the Saratoga County Sewer District No. 1 sewer system, including construction of a Biosolids Digester Facility, acquisition of land or rights in land and acquisition of original furnishings, equipment, machinery or apparatus required in connection therewith, at a maximum estimated cost of \$51,900,000. The plan of financing shall consist of the issuance of not to exceed \$51,900,000 aggregate principal amount of bonds of the County authorized to be issued pursuant to this resolution. Any federal or state grant funds received by the County for the specific objects or purposes described in this resolution shall be applied to pay the principal of and interest on the bonds or any bond anticipation notes issued in anticipation of the bonds or, to the extent obligations shall not have been issued under this resolution, to reduce the maximum principal amount to be borrowed for such specific objects or purposes.

Section 2. Bonds of the County in the principal amount of \$51,900,000, or so much thereof as may be necessary, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the “Law”) to finance the County’s total estimated cost.

Section 3. The period of probable usefulness for the specific object or purpose for which said \$51,900,000 bonds herein authorized are to be issued, within the limitations of §11.00 a. 4 of the Law, is forty (40) years.

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

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

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

Section 7. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Saratoga. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be assessed and levied upon the real property of users connected to the District’s sewer system, in accordance with the District’s annual scale of charges for the collection, conveyance, treatment and disposal of sewage and wastewater from public corporations, improvement districts, commercial and industrial users and individuals, as such scale of charges currently exists and as it will be amended and adopted on an annual basis, an amount sufficient to pay the principal of

and interest on such obligations as the same become due and payable, but if not paid from such source, all the taxable real property in the County shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal and interest on such obligations when due.

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

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

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

Section 10. The County Board of Supervisors hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the Project authorized by this resolution.

Section 11. This Resolution shall take effect immediately.

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

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 239 - 2021

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

APPROVING THE PROPOSED CONSTRUCTION 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, the proposed construction includes upgrades to the aeration blowers, upgrades to aeration diffusers, construction of two aeration basins, electrical upgrades and a new chemical storage and feed facility (collectively referred to hereinafter as the "Ammonia Treatment Project"); 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, pursuant to Resolution 215-2021, this Board set a time for the holding of a public hearing on said increase and improvement of facilities in accordance with the project and estimate of cost; and

WHEREAS, said public hearing was duly held at the Chambers of the Saratoga County Board of Supervisors, 40 McMaster Street, in the Village of Ballston Spa, New York, in Saratoga County, on August 17, 2021, at 3:40 p.m.; and

WHEREAS, notice of said public hearing was duly published and filed in the manner provided by law and proof thereof was submitted to said Board of Supervisors; 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 this Board hereby determines that the construction of said sewer facility improvements constitutes a "Type II Action" pursuant to the State Environmental Quality Review Act (SEQRA) and no further SEQRA review is required; and it is further

RESOLVED, that upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interests of the people of the County of Saratoga residing within the boundaries of the District to proceed with the expenditure for the District's cost for construction of said sewer facility improvements, all as more fully described in the preambles hereof, and such increase and improvement of facilities is hereby authorized at a maximum estimated cost of \$33,100,000; and be it further

RESOLVED, the expense of said increase and improvement of facilities shall be financed by the issuance of bonds in an amount not to exceed \$33,100,000 of said County and the costs of said increase and improvement of facilities, including payment of principal of and interest on said bonds, shall be apportioned in accordance with the Sewer District's annual scale of charges for the collection, conveyance, treatment and disposal of sewage and wastewater from public corporations, improvement districts, commercial and industrial users and individuals, as such scale of charges currently exists and will be amended and adopted on an annual basis, with the expectation that any funds received by the District from NYS grants shall be used to pay a part of the cost of the project or to pay debt service on bonds issued to finance the project or shall be budgeted as an offset to such assessments to be levied and collected; and be it further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No Budget Impact.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 240 - 2021

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

BOND RESOLUTION AUTHORIZING THE ISSUANCE OF \$33,100,000 BONDS OF THE COUNTY OF SARATOGA, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF CONSTRUCTION OF UPGRADES TO AMMONIA TREATMENT FACILITIES BY SARATOGA COUNTY SEWER DISTRICT NO. 1; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$33,100,000, STATING THE PLAN OF FINANCING; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND PROVIDING FOR REIMBURSEMENT BY SARATOGA COUNTY SEWER DISTRICT NO. 1 TO SAID COUNTY

WHEREAS, pursuant to proceedings had and taken in accordance with the provisions of Article 5A of the County Law and more particularly Resolution 239-2021 of this Board of Supervisors, an increase and improvement of facilities of Saratoga County Sewer District No. 1 (the District”), upgrades to aeration blowers, upgrades to aeration diffusers, construction of two aeration basins, electrical upgrades and a new chemical storage and feed facility (collectively referred to hereinafter as the “Ammonia Treatment Project”) has been approved at a total estimated maximum cost of \$33,100,000 to the County of Saratoga and the District; now therefore be it

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

Section 1. The County of Saratoga, New York (herein called “County”), is hereby authorized to undertake the reconstruction of the Saratoga County Sewer District No. 1 sewer system to upgrade ammonia treatment facilities, including upgrades to aeration blowers, upgrades to aeration diffusers, construction of two aeration basins, electrical upgrades and a new chemical storage and feed facility, acquisition of land or rights in land and acquisition of original furnishings, equipment, machinery or apparatus required in connection therewith, at a maximum estimated cost of \$33,100,000. The plan of financing shall consist of the issuance of not to exceed \$33,100,000 aggregate principal amount of bonds of the County authorized to be issued pursuant to this resolution. Any federal or state grant funds received by the County for the specific objects or purposes described in this resolution shall be applied to pay the principal of and interest on the bonds or any bond anticipation notes issued in anticipation of the bonds or, to the extent obligations shall not have been issued under this resolution, to reduce the maximum principal amount to be borrowed for such specific objects or purposes.

Section 2. Bonds of the County in the principal amount of \$33,100,000, or so much thereof as may be necessary, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the “Law”) to finance the County’s total estimated cost.

Section 3. The period of probable usefulness for the specific object or purpose for which said \$33,100,000 bonds herein authorized are to be issued, within the limitations of §11.00 a. 4 of the Law, is forty (40) years.

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

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

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

Section 7. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Saratoga. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be assessed and levied upon the real property of users connected to the District’s sewer system, in accordance with the District’s annual scale of charges for the collection, conveyance, treatment and disposal of sewage and wastewater from public corporations, improvement districts, commercial and industrial users and individuals, as such scale of charges currently exists and as

it will be amended and adopted on an annual basis, an amount sufficient to pay the principal of and interest on such obligations as the same become due and payable, but if not paid from such source, all the taxable real property in the County shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal and interest on such obligations when due.

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

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

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

Section 10. The County Board of Supervisors hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the Project authorized by this resolution.

Section 11. This Resolution shall take effect immediately.

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

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 241 - 2021

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

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH BOND, SCHOENECK & KING, PLLC FOR PROFESSIONAL LEGAL SERVICES RELATIVE TO THE ISSUANCE OF SERIAL BONDS IN AN AMOUNT NOT TO EXCEED \$85,000,000 TO FINANCE THE CONSTRUCTION OF A BIOSOLIDS DIGESTER FACILITY AND AMMONIA TREATMENT UPGRADES TO SARATOGA COUNTY SEWER DISTRICT NO. 1'S FACILITIES

WHEREAS, pursuant to Resolution 238-2021, this Board authorized the issuance of \$51,900,000 of serial bonds to finance the construction of a Biosolids Digester Facility at Saratoga County Sewer District No. 1's Wastewater Treatment Plant located in Mechanicville, New York; and

WHEREAS, pursuant to Resolution 240-2021, this Board authorized the issuance of \$33,100,000 of serial bonds to finance the construction of ammonia treatment upgrades to Saratoga County Sewer District No. 1's Wastewater Treatment Plant located in Mechanicville, New York; and

WHEREAS, Bond, Schoeneck & King, PLLC, of Syracuse, New York, has submitted a proposal to serve as bond counsel and to provide professional legal services to the County in connection with the upcoming issuance of said serial bonds at a cost of \$.60 (sixty cents) per thousand dollars of the principal amount of the bonds issued subject to a minimum fee of \$10,000 and up to a maximum of \$15,000 per issue, \$950 for preparation of any bond resolution, plus any out-of-pocket disbursements; with any other necessary legal services provided to be compensated at the hourly rate of the staff member(s) providing such services; and

WHEREAS, our Law and Finance Committee has recommended that the proposal of Bond, Schoeneck & King, PLLC be accepted; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute a retainer agreement with Bond, Schoeneck & King, PLLC of Syracuse, New York, for the provision of professional legal services as bond counsel in connection with the upcoming issuance of serial bonds in the amount of \$85,000,000 to finance the construction a Biosolids Digester Facility and the construction of ammonia treatment upgrades to Saratoga County Sewer District No. 1's Wastewater Treatment Plant, with said legal services to be provided at a cost of \$.60 (sixty cents) per thousand dollars of the principal amount of the bonds issued subject to a minimum fee of \$10,000 and up to a maximum of \$15,000 per issue, \$950 for preparation of the bond resolution,

plus any out-of-pocket disbursements; with any other necessary legal services provided to be compensated at the hourly rate of the staff member(s) providing such services; and it is further

RESOLVED, that the form and content of such retainer agreement shall be subject to the approval of the County Attorney; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No budget impact. The anticipated costs for legal services will be paid by bond counsel proceeds at the closing of the sale of the bonds.



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 242 - 2021

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

AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH CKM ELECTRICAL SERVICES, INC. TO PROVIDE ADDITIONAL ELECTRICAL CONSTRUCTION SERVICES TO THE SARATOGA COUNTY SEWER DISTRICT NO. 1'S RIVERSIDE #1 PUMP STATION

WHEREAS, the 2020 Capital Budget approved by this Board for Saratoga County Sewer District No. 1 includes upgrades to the Knox Woods and Riverside #1 pump stations; and

WHEREAS, pursuant to Resolution 138-2020, this Board authorized an agreement with CKM Electrical Services, Inc. for electrical construction services at a cost of \$111,815 for electrical construction services related to upgrades at Saratoga County Sewer District No. 1's Riverside #1 pump station; and

WHEREAS, it has been necessary for CKM Electrical Services, Inc. to provide additional unanticipated electrical construction services associated with pump voltage, and CKM Electrical Services, Inc., having submitted a change order for \$14,646.78 for such additional electrical construction services; and

WHEREAS, the Saratoga County Sewer District Commission and the Sewer District's Executive Director have recommended that the County's contract with CKM Electrical Services, Inc. be amended to authorize the provision of additional electrical construction services at the additional cost not to exceed \$14,646.78; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an amendment to the agreement with CKM Electrical Services, Inc. of Albany, New York for the provision of additional electrical construction services at Saratoga County Sewer District No. 1's Riverside #1 pump station, with such additional services to be provided at a cost not to exceed \$14,646.78; and, it is further

RESOLVED, that the form and content of such amendment shall be subject to the approval of the County Attorney; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No budget impact. Funds are available in the Sewer District's 2021 budget.



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 243 - 2021

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

AUTHORIZING THE CONVEYANCE OF A SEWER LINE EASEMENT OVER COUNTY LANDS IN THE TOWN OF HALFMOON

WHEREAS, property owned by the County of Saratoga shown on the Saratoga County tax maps as Tax Parcel #260.-2-55, commonly known as the "Zim Smith Trail," adjoins property owned by Duane J. Lineback and Catherine L. Lineback in the Town of Halfmoon and identified on the Saratoga County tax maps as Tax Parcel #260.-1-4.11 with an address of 121 Ushers Road, Halfmoon, New York; and

WHEREAS, said property owned by the County contains an interceptor sewer line owned and operated by Saratoga County Sewer District No. 1; and

WHEREAS, Duane J. Lineback and Catherine L. Lineback wish to install a sewer lateral line across said County lands that will connect to a manhole in the Sewer District's interceptor line for purposes of providing sewer service to their property; and

WHEREAS, the requested easement will not endanger the sewer interceptor line or in any way inhibit the use of the County's property by the Sewer District, the County or recreational users of the Zim Smith Trail; and

WHEREAS, establishing this easement over County lands for lateral connections to the County Sewer District provides a public benefit to the County by assisting in the management and maintenance of its public infrastructure, and providing protection to natural resources; and

WHEREAS, the Saratoga County Sewer District Commission and the Executive Director of Saratoga County Sewer District No. 1 have recommended that the requested sewer line easement be granted by this Board; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute any and all documents needed to convey a sewer line easement to Duane J. Lineback and Catherine L. Lineback for their installation of a sewer lateral line across County lands in the Town of Halfmoon identified as Tax Parcel #260.-2-55, which line will connect their property, identified as Tax Parcel #260.-1-4.11, to an interceptor manhole owned by Saratoga County Sewer District No. 1, with the form and content of such easement to be subject to the approval of the County Attorney; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No budget impact.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 244 - 2021

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

ADOPTING A LOCAL LAW IDENTIFIED AS INTRODUCTORY NO. 5 OF 2021, PRINT NO. 1, ENTITLED “A LOCAL LAW OF THE COUNTY OF SARATOGA TO REPEAL LOCAL LAW 3 OF 1979.”

WHEREAS, Resolution 213-2021 introduced and presented a proposed Local Law identified as Introductory No. 5, Print No. 1 of 2021, entitled “A Local Law of the County of Saratoga to Repeal Local Law 3 of 1979” to this Board of Supervisors and scheduled a public hearing thereon for August 17, 2021 at 3:45 p.m. in the Meeting Room of the Saratoga County Board of Supervisors, 40 McMaster Street, Ballston Spa, New York; and

WHEREAS, notice of the public hearing was duly published and posted as required by law; and

WHEREAS, the scheduled public hearing was held and all persons desiring to be heard submitted written comments to this Board; or appeared at the public hearing to be heard; now, therefore, be it

RESOLVED, that this Board of Supervisors, on this 17th day of August, 2021, hereby adopts a Local Law identified as Introductory No. 5, Print No. 1 of 2021, entitled “A Local Law of the County of Saratoga Repealing Local Law 3 of 1979”, as set forth in the annexed Schedule A; and it is further

RESOLVED, that the Clerk of the Board is directed to file the Local Law with the office of the New York State Secretary of State as required by the Municipal Home Rule Law §27; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No Budget Impact.

SCHEDULE A

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. 5 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.



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 245 - 2021

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

AMENDING THE 2021 COMPENSATION SCHEDULE TO CREATE POSITIONS UNDER OFFICE FOR THE AGING

WHEREAS, the County Senior Nutrition Program provides a critical service to our county residents including providing healthy and nutritious meals to thousands of eligible residents, including those that are home-bound; and

WHEREAS, the County Office for the Aging is responsible for the administration and management of the County's Senior Nutrition Program; and

WHEREAS, in an effort to increase efficiency and effectiveness in administering the County's Senior Nutrition Program, the Director of the Office for the Aging has proposed the creation of ten (10) positions within the County to provide services that were previously obtained through contracts with private vendors; and

WHEREAS, the Law and Finance Committee, the Director of the Office for the Aging, and the Director of Human Resources have recommended that the 2021 Saratoga County Compensation Schedule be amended under Office for the Aging to Create (1) Senior Food Service Helper, part time, \$18.00/Hour; and (9) Food Service Helper(s), part time, \$16.00/Hour; now, therefore, be it

RESOLVED, that the 2021 Saratoga County Compensation Schedule is amended effective as of August 17, 2021, as follows:

UNDER OFFICE FOR THE AGING

Create (1) Senior Food Service Helper, P/T, \$18.00/hr; and
Create (9) Food Service Helper, P/T, \$16.00/hr;

and, be it further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. Funds are allocated within the 2021 budget and stimulus funding is anticipated to be available to the Office for the Aging through September 2024.



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 246 - 2021

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

AUTHORIZING THE ACCEPTANCE OF \$22,324,096.50 IN FEDERAL AID UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 (ARPA)

WHEREAS, on March 11, 2021, the Federal Government passed the American Rescue Plan Act of 2021 (ARPA), which is a \$11.9 Trillion economic stimulus package intended to assist the United States recovery from the economic and health effects of the COVID-19 Pandemic and the ongoing recession; and

WHEREAS, the grant funds under ARPA are administered through the United States Department of Treasurer; and

WHEREAS, the U.S. Department of Treasury has issued guidance and rules relative to ARPA funding, including the Coronavirus Local Fiscal Recovery Fund Award Terms and Conditions and the most recent Interim Final Rule, dated July 19, 2021; and

WHEREAS, Saratoga County was directly awarded \$22,324,096.50; and

WHEREAS, acceptance of ARPA funding requires our approval and recognition respective to the County's General Ledger with the creation of a liability account "A-0688.ARPA" where such funds will be held until this Board determines appropriate funding expenditures in accordance with the rules and guidance as promulgated by the U.S. Department of Treasury; now, therefore, be it

RESOLVED, that the County Treasurer and Director of Finance are authorized to recognize acceptance of the American Rescue Plan Act of 2021 funding in the amount of \$22,324,096.50; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. 100% Federal Aid.

8/17/21



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 247 - 2021

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

**AUTHORIZING A SETTLEMENT WITH JOHNSON & JOHNSON,
JANSSEN PHARMACEUTICALS, INC., ORTHO-MCNEIL-JANSSEN
PHARMACEUTICALS, INC., AND JANSSEN PHARMACEUTICA, INC.
(COLLECTIVELY J&J) NAMED IN AN ACTION TO RECOVER DAMAGES
IN COMBATting AND TREATING OPIOID ABUSE**

WHEREAS, pursuant to Resolution 203-2017, this Board authorized the commencement of litigation against the manufacturers, distributors, and certain prescribing physicians of opioid pharmaceuticals to recover damages resulting from the County combatting and treating opioid abuse, and further authorized the retention of Napoli Shkolnik, PLLC to serve as special counsel with respect to the initiation and prosecution of such litigation; and

WHEREAS, the County of Saratoga and many other municipalities are a member of a lawsuit commenced in Suffolk County against manufacturers, distributors, and certain prescribing physicians of opioid pharmaceuticals; and

WHEREAS, an action was commenced against defendants Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc. (collectively "J&J"), based on claims that J&J contributed to the opioid epidemic by falsely promoting prescription opioids it manufactured and sold and by falsely promoting the increased use of opioids directly and through various 'front groups' and failing to implement measures to prevent diversion of prescription opioids in connection with distribution of its product, all of which contributed to a public health crisis; and

WHEREAS, J&J has offered to settle the claims of the County of Saratoga by paying a sum of between approximately \$418,468.60 and \$976,611.56 over ten (10) years to be used for restitution and abatement and agreeing to not manufacture, sell, or promote opioids; and

WHEREAS, the cornerstone of the proposed settlement is a full resolution of governmental claims filed in the State against J&J which will maximize the recovery and incentive scenarios are built into the agreement to secure and achieve a full \$229 million value of the settlement; and

WHEREAS, to join the proposed settlement, this Board needs to authorize the County becoming a party to the J&J Settlement Term Sheet and the New York Opioid Settlement Sharing Agreement and become a "direct share subdivision;" and

WHEREAS, pursuant to the terms of the proposed settlement, all counsel fees, costs and expenses will be paid directly by J&J from a separate fund; and

WHEREAS, if all incentives are met, Saratoga County will recover a total of \$976,611.56 from J&J, over ten annual payments and the County will further be able to apply for funds from State-held funds to be used for projects and programs focused on approved uses; and

WHEREAS, Napoli Shkolnik, PLLC, our Law and Finance Committee, and the County Attorney have recommended settlement of the lawsuit against J&J as recommended to avoid protracted litigation and to maximize the recovery of damages for the County; now, therefore, be it

RESOLVED, that it is in the best interests of the County to resolve and settle the litigation against J&J in the manner proposed by Napoli Shkolnik, PLLC, and this Board authorizes settlement of all claims and demands made by the County of Saratoga against Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc. (collectively "J&J") in the manner proposed by Napoli Shkolnik, PLLC; and it is further

RESOLVED, that the Chair of the Board and/or special counsel Napoli Shkolnik, PLLC, and/or the County Attorney are hereby authorized to execute Janssen New York State-Wide Opioid Settlement Agreement, the New York Subdivision Release Form, the New York Opioid Settlement Sharing Agreement and any other releases or documents necessary to settle and conclude the litigation commenced by the County of Saratoga against Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc. (collectively "J&J"); and it is further

RESOLVED, that the form and content of such documents and releases shall be subject to the approval of the County Attorney; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No Budget Impact.



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 248 - 2021

Introduced by Chairman Kusnierz

AMENDING RESOLUTION 1-2021 AS AMENDED BY RESOLUTION 53-2021 AND RESOLUTION 186-2021, TO AMEND THE RULES OF THE SARATOGA COUNTY BOARD OF SUPERVISORS

WHEREAS, pursuant to Resolution 1-2021, this Board adopted the Rules of the Saratoga County Board of Supervisors, effective January 6, 2021; and

WHEREAS, pursuant to Resolution 53-2021, this Board adopted an amendment to the Rules of the County Board of Supervisors, effective February 23, 2021, and pursuant to Resolution 186-2021, this Board adopted an amendment to the Rules of the County Board of Supervisors, effective June 15, 2021; and

WHEREAS, the Law and Finance Committee has recommended an amendment to the Rules of the Board and any amendment requires board approval by a two-thirds majority vote; now, therefore, be it

RESOLVED, that subheading "b" under section "V. Order of Business" be added to read as follows, with changes notated in bold and strikethrough text:

- V. Order of Business
 - a. The order of business at Regular meetings shall be as follows:
 - i. Regular Meetings:
 1. Calling of the roll of members
 2. Attention to the Flag
 3. Chaplain
 4. Presentations
 5. Public Input
 6. Approval of Minutes of prior meetings
 7. Correspondence
 8. Reports of Committees
 9. Reports
 10. Resolutions
 11. Requests for Separate Votes
 12. Motion and Adoption of all Resolutions
 13. Unfinished Business and New Proposals
 14. Other Business
 15. Adjournment
 - b. **The Chair of the Board shall have the discretion to modify the sequence of items within the order of business during a regular meeting to accommodate participation or to maintain decorum and order.**

and, be it further

RESOLVED, that all other parts of the “Rules of the Saratoga County Board of Supervisors” effective January 6, 2021, as amended by Resolution 53-2021 and 186-2021, remain unchanged; and it is further

RESOLVED, that this Resolution shall take effect immediately, and pursuant to the Rules of the Board Section XIII(b), such amendments shall be laid over to the next meeting of the Board of Supervisors.

BUDGET IMPACT STATEMENT: No Budget Impact.