



Law & Finance Committee

February 9, 2022 4PM

Chair: Jonathan Schopf

Members:

Phil Barrett- VC
Joe Grasso
John Lant
Jean Raymond
Kevin Tollisen
Matt Veitch

Welcome and Attendance

Approval of the minutes from January 12, 2022

REAL PROPERTY TAX

- Cancelling Delinquent Taxes in the Towns of Clifton Park, Saratoga, Moreau, Corinth, and Greenfield.
(Anna Stanko, Director of Real Property)
BUDGET IMPACT: No Budget Impact.
- Correcting a 2022 a Tax Bill in the Town of Waterford.
(Anna Stanko, Director of Real Property)
BUDGET IMPACT: No Budget Impact.
- Authorizing Agreements with the New York Environmental Protection and Spill Compensation Fund and the Town of Ballston Regarding a Certain Tax Delinquent Parcel in the Town of Ballston.
(Michael Hartnett, County Attorney)
BUDGET IMPACT: No Budget Impact.

BUILDINGS & GROUNDS

- Amending the 2022 Budget to Reappropriate Unspent Funds Related to the Audio/Visual Project in the Board and Committee rooms.
(Eileen Bennett, Director of Information Technology)
BUDGET IMPACT: The unspent funds from the 2021 budget will be reappropriated to the 2022 budget.
- Amending Resolution 151-2021 to Authorize the Buildings & Grounds Committee to Approve Change Orders to the Agreement with Presentation Concepts Corporation.
(Eileen Bennett, Director of Information Technology)
BUDGET IMPACT: No Budget Impact.
- Authorizing an Agreement with Consolidated Waste Services, LLC dba Twin Bridges Waste & Recycling for Refuse Pickup Services.
(Chad Cooke, Commissioner of Public Works)
BUDGET IMPACT: No Budget Impact. Funds for this agreement are included in the 2022 budget.

- Authorizing an Amendment to the Agreement with H2M Architects and Engineers for Construction Inspection Services Associated with the Pedesphere Rehabilitation Project.
(Chad Cooke, Commissioner of Public Works)
BUDGET IMPACT: No Budget Impact. Funds for this agreement are included in the 2022 budget.
- Authorizing an Agreement with Complete Building Solutions, Inc for Cleaning Services at the Clifton Park and Wilton DMV Offices.
(Chad Cooke, Commissioner of Public Works)
BUDGET IMPACT: No Budget Impact. Funds for this agreement are included in the 2022 budget.

PUBLIC SAFETY

- Authorizing an Amended Agreement with Forensic Medical Services, P.C. for Forensic Autopsy and Related services.
(Susan Hayes-Masa, David DeCelle, County Coroner)
BUDGET IMPACT: No Budget Impact. Funds for this agreement are included in the 2022 budget.
- Amending the 2022 County Budget to Reappropriate \$73,072.66 in Expenses and Revenues under Emergency Services.
(Ed Tremblay, Fire Coordinator)
BUDGET IMPACT: No Budget Impact. 100% State Aid.
- Authorizing a Three-year Lease Agreement with Bancorp for the Lease of 3 Vehicles for the Sheriff's Department.
(Michael Zurlo, County Sheriff)
BUDGET IMPACT: No Budget Impact. Funds for this agreement are included in the 2022 budget.
- Authorizing a Renewal Agreement with Black Creek Integrated Systems Corporation for the Licensing and Support of the Black Creek Sally-Port Jail Management System at the Saratoga County Correctional Facility.
(Michael Zurlo, County Sheriff)
BUDGET IMPACT: No Budget Impact. Funds for this agreement are included in the 2022 budget.
- Authorizing a 2022 Contract for Police Services with the Town of Halfmoon.
(Michael Zurlo, County Sheriff)
BUDGET IMPACT: No Budget Impact.
- Authorizing a 2022 Contract for Police Services with the Town of Clifton Park.
(Michael Zurlo, County Sheriff)
BUDGET IMPACT: No Budget Impact.

- Authorizing an Agreement with the Prevention Council of Saratoga County for a Certified Peer Recovery Advocate to be Assigned to the Saratoga County Correctional Facility.
(Michael Zurlo, County Sheriff)
BUDGET IMPACT: No Budget Impact. Funds for this agreement are included in the 2022 budget.
- Authorizing the Acceptance of an Indigent Legal Services Grant (Distribution #12) from the NYS Office of Indigent Legal Services.
(Andrew Blumenberg, Public Defender)
BUDGET IMPACT: No Budget Impact. 100% State Aid.
- Authorizing the Acceptance of a State Aid Grant for Reimbursement of Expenses Related to the Ignition Interlock Device Program from the NYS Division of Criminal Justice Services.
(Steven Bayle, Probation Director)
BUDGET IMPACT: No Budget Impact. 100% State Aid.

PUBLIC WORKS

- Authorizing an Intermunicipal Agreement with Warren County for the Costs Associated with Guiderail Replacement on the Corinth Bridge (CR9).
(Chad Cooke, Commissioner of Public Works)
BUDGET IMPACT: No Budget Impact. The County share of \$123,503 is included in the 2022 budget.
- Authorizing a Consultant Agreement with Creighton Manning Engineering LLP.
(Chad Cooke, Commissioner of Public Works)
BUDGET IMPACT: No Budget Impact. Funds for this agreement are included in the 2022 budget.

HEALTH & HUMAN SERVICES

- Amending resolution 296-2021, Authorizing an Amendment to the Agreement with Rise Housing and Support Services Inc to Supplement the Salary and Benefits of an Intake/Crisis Response Specialist (ICRS).
(Michael Prezioso, Commissioner of Mental Health & Addiction Services)
BUDGET IMPACT: No Budget Impact. 100% State Aid.
- Amending resolution 296-2021, to Accept Additional Grant Funds from the NYS Office of Addiction Services and Supports and Amending the 2022 County Budget in Relation thereto.
(Michael Prezioso, Commissioner of Mental Health & Addiction Services)
BUDGET IMPACT: No Budget Impact. 100% State Aid.
- Amending the 2022 County Budget to Reappropriate \$1,200 in Expenses and Revenues under Mental Health Addiction Services.
(Michael Prezioso, Commissioner of Mental Health & Addiction Services)
BUDGET IMPACT: No Budget Impact. 100% Local Aid.

- Authorizing the Acceptance of Workforce Development Grants from the NYS Office of Mental Health and the NYS Office of Addiction Services and Supports and Amending the 2022 County Budget in Relation thereto.
(Michael Prezioso, Commissioner of Mental Health & Addiction Services)
BUDGET IMPACT: No Budget Impact. 100% State Aid.
- Accepting a Federal Substance Abuse Prevention and Treatment Block Grant for Mental Health and Addiction Services and Amending the 2022 County Budget in Relation thereto.
(Michael Prezioso, Commissioner of Mental Health & Addiction Services)
BUDGET IMPACT: No Budget Impact. 100% Federal Aid.
- Amending the 2022 County budget to Reappropriate \$142,123 in Expenses and Revenues under the Department of Social Services.
(Tina Potter, Commissioner of Social Services)
BUDGET IMPACT: No Budget Impact. 100% State Aid.
- Authorizing the Acceptance of an Adult Protective Services Grant from the NYS Office of Children and Family Services and Amending the 2022 County Budget in Relation thereto.
(Tina Potter, Commissioner of Social Services)
BUDGET IMPACT: No Budget Impact. 100% State Aid.
- Authorizing Agreements with Local Ambulance Service Providers for the Provision of Ambulance Services Related to COVID-19 Mitigation and Response.
(Daniel Kuhles, Commissioner of Health)
BUDGET IMPACT: No Budget Impact. Funds for these agreements are included in the 2022 budget.
- Authorizing the Amendment and Extension of an Agreement with Blue Raster, LLC for technical training and support of the ESRI ARC GIS Enterprise System software.
(Daniel Kuhles, Commissioner of Health)
BUDGET IMPACT: No Budget Impact.

HUMAN RESOURCES & INSURANCE

- Authorizing a Renewal Agreement with 4MyBenefits, Inc. for the Continued Maintenance of an Employee Benefits Web Portal.
(Scot Chamberlain, Director of Human Resources)
BUDGET IMPACT: No Budget Impact. Funds for this agreement are included in the 2022 budget.
- Authorizing an Agreement with Saratoga Hospital, Inc. Corporate Health Services for the Provision of Physical Examinations and Laboratory Testing Services.
(Scot Chamberlain, Director of Human Resources)
BUDGET IMPACT: No Budget Impact. Funds for this agreement are included in the 2022 budget.

- Amending the 2022 Compensation Schedule to Create Positions under Public Health Services.
(Scot Chamberlain, Director of Human Resources)
BUDGET IMPACT: No Budget Impact. Funding the expansion of the Public Health Department was incorporated into the 2022 budget and included anticipated costs for these new positions.
- Amending the 2022 Compensation Schedule to provide a stipend for Senior Planner under the Planning Department.
(Scot Chamberlain, Director of Human Resources)
BUDGET IMPACT: No Budget Impact. Funds for this stipend are included in the 2022 Planning Department budget.
- Amending the 2022 Compensation Schedule to Create a Position under Sheriff's Department.
(Scot Chamberlain, Director of Human Resources)
BUDGET IMPACT: No Budget Impact. Funds for this position are included in the 2022 budget.
- Amending the Saratoga County Policies and Procedures Manual to Revise the Use and Maintenance of County Owned Vehicles and Operation of Personal Vehicles for County Business Policy.
(Scot Chamberlain, Director of Human Resources)
BUDGET IMPACT: No Budget Impact.

ECONOMIC DEVELOPMENT

- Authorizing Issuance of Third and Fourth Quarter 2021 Payments to Saratoga Economic Development Corporation for Marketing and Promotion Services.
(Steve Bulger, County Administrator)
BUDGET IMPACT: No Budget Impact.
- Authorizing an Agreement with Hudson Valley Community College for the Expansion of the HVCC North Campus in the Town of Malta and Amending the 2022 County Budget in Relation thereto.
(Steve Bulger, County Administrator)
BUDGET IMPACT: Funding for this agreement will require an appropriation from the unappropriated fund balance in the amount of \$1,500,000.

TRAILS & OPEN SPACE

- Approving Amendments to the Boundaries of Saratoga County Consolidated Agricultural Districts #1 & #2 and Authorizing the Issuance of a Negative Declaration under SEQRA.
(Jason Kemper, Director of Planning)
BUDGET IMPACT: No Budget Impact.

LAW & FINANCE

- Adopting a Local Law Identified as Introductory No. 1 of 2022 Print No. 1 entitled “A Local Law to Amend Local Law No. 2 of 1968 to Increase the Population Threshold for an Additional County Supervisor.
(Michael Hartnett, County Attorney)
BUDGET IMPACT: No Budget Impact.
- Amending the 2021 County Budget to increase Revenue and Appropriations by \$12,000,000 to cover additional revenue distribution costs in accordance with the sales tax formula.
(Steve Bulger, County Administrator)
BUDGET IMPACT: The additional sales tax distribution costs will be covered by recognizing \$12,000,000 in unbudgeted sales tax revenue.
- Authorizing Acceptance of a Grant from the William G. Pomeroy Foundation and Amending the 2022 County Budget in Relation thereto.
(Lauren Roberts, County Historian)
BUDGET IMPACT: No Budget Impact. 100% Local Aid.
- Requesting Home Rule Legislation to Amend Section 131 of the Family Court Act to Provide for an Additional Family Court Judge in Saratoga County.
(Michael Hartnett, County Attorney)
BUDGET IMPACT: No Budget Impact.
- Amending Resolution 278-2021 Authorizing a Lease Amendment and Extension Agreement with Wilton Mall, LLC for a Satellite Office for the Department of Motor Vehicles.
(Michael Hartnett, County Attorney)
BUDGET IMPACT: No Budget Impact.
- Authorizing a Bond Resolution for the Saratoga County Sewer District’s Interceptor Relining Project at a Cost not to exceed \$29,800,000.
(Dan Rourke, Executive Director of Sewer District)
BUDGET IMPACT: No Budget Impact.
- Amending the 2022 Budget to Reappropriate Unspent Funds Relating to Capital and other 2021 Saratoga County Sewer District No. 1 Projects.
(Dan Rourke, Executive Director of Sewer District)
BUDGET IMPACT: The unspent funds from the 2021 budget will be reappropriated to the 2022 budget.
- Authorizing an amendment to an agreement with Chazen Engineering DPC for pipe rehabilitation work in the Town of Stillwater.
(Dan Rourke, Executive Director of Sewer District)
BUDGET IMPACT: No Budget Impact. Funds for this agreement are included in the 2022 Sewer District budget.

- Authorizing a commitment of \$2M in ARPA funds for the extension of the Saratoga County Sewer Line into the Towns of Moreau and Wilton.
(Dan Rourke, Executive Director of Sewer District)
BUDGET IMPACT: These funds have been included in the recommended ARPA Infrastructure expenditures list for the County's Long Range Capital Planning Committee and will be taken from the \$22M County ARPA Fund payment scheduled in June 2022.

EXECUTIVE SESSION

- Discussions regarding proposed, pending or current litigations.
(Michael Hartnett, County Attorney)

OTHER BUSINESS

- Setting agenda for Board Meeting Scheduled For February 15, 2022

ADJOURN

The public will have an opportunity to hear the meeting live via an audio signal using this call-in number and access code:

Dial: 1-978-990-5145

Access Code: 1840389



County of **Saratoga**
Board of Supervisors

40 MCMASTER STREET
BALLSTON SPA, NEW YORK 12020
Phone: (518) 885-2240 Fax: (518) 884-4771

Theodore T. Kusnierz, Jr.
Chairman of the Board

December 1, 2021

Dr. Roger Ramsammy, President
Hudson Valley Community College
80 Vandenberg Avenue
Troy, NY 12180

Dear Dr. Ramsammy,

I am writing on behalf of the Saratoga County Board of Supervisors regarding the proposed Health & STEM Education Center at HVCC North in Malta. This is an exciting project that will benefit not only the residents and students in Saratoga County, but those across the greater Capital Region.

As part of the funding platform to get this project accomplished, HVCC is asking Saratoga County to commit \$1.5 million towards the construction of the new building. Based on discussions I have had with several fellow Supervisors, I expect there will be significant support for this project, and we will be initiating formal actions to review this worthwhile project. I will be asking for support of this funding request through our Board of Supervisors Committee process in January of 2022.

We look forward to working with you and your team on this exciting initiative and are eager to explore how Saratoga County can expand our partnership with HVCC on the future development of your Malta campus.

Respectfully Yours,

THEODORE T. KUSNIERZ, JR., CHAIRMAN
Saratoga County Board of Supervisors



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

TO: Steve Bulger, County Administrator
Ridge Harris, Deputy County Administrator
Michael Hartnett, County Attorney
Therese Connolly, Clerk of the Board

CC: Jason Kemper, Planning Director
Bridget Rider, Deputy Clerk of the Board
Matt Rose, Management Analyst
Clare Giammusso, County Attorney's Office
Audra Hedden, County Administrator's Office
Stephanie Hodgson, Director of Finance

FROM: Administration

DATE: 1/26/22

RE: Increasing 2021 Sales Tax Revenues and Appropriations

COMMITTEE: Law & Finance

1. Is a Resolution Required: **YES** or **NO**
(If YES, please complete #2- #10) (If NO, skip to #10 and provide reason for bringing the item)

2. Is a Budget Amendment needed: **YES** or **NO**
(If yes, budget lines and impact must be provided)

For 2021 Budget:

Increase Revenue: A.90-1110 by \$12,000,000; Increase Expense A.90.905-1985 by \$12,000,000

3. Are there Amendments to the Compensation Schedule: **YES** or **NO**
(If yes, provide details)

4. Specific details on what the resolution will authorize:
Amending the 2021 County Budget to increase Revenue and Appropriations by \$12,000,000 to cover additional revenue distribution costs in accordance with the sales tax formula

5. Does this item require hiring a Vendors/Contractors: **YES** or **NO**

- Were bids/proposals solicited:
- Is the vendor/contractor a sole source:
- Commencement date of contract term:
- Termination of contract date:
- Contract renewal and term:
- Contact information:
- Is the vendor/contractor an LLS, PLLC or partnership:
- State of vendor/contractor organization:
- Is this a renewal agreement: **YES** or **NO**
- Vendor/Contractor comment/remarks:



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

6. Is this an annual housekeeping resolution: YES or NO
(If yes, attach the last approved resolution)
- What were the terms of the prior resolution
 - Are the terms changing:
 - What is the reason for the change in terms:
7. Is a new position being created: YES or NO
- Effective date
 - Salary and grade
8. Is a new employee being hired: YES or NO
- Effective date of employment
 - Salary and grade
 - Appointed position:
 - Term:
9. Is a grant being accepted: YES or NO
- Source of grant funding:
 - Amount of grant:
 - Purpose grant will be used for:
 - Equipment and/or services being purchased with the grant:
 - Time period grant covers:
10. Remarks/Reasoning (Supporting documentation must be attached to this form):
- In 2021, the county recieved sales tax revenues over the originally forcasted budget amount. To allow for the expenses to be disbursed in accordance with the sales tax formula, the county budget must be amended to reflect the increased amount.
- The anticipated revenue from sales tax for 2021 was \$127,000,000.



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION ~~66-2020~~ 2022

Introduced by Supervisors ~~Penrick, Kinowski, Kusnierz, Schopf, Tollisen, Winney and Wright~~ Supervisors Schopf, Barrett, Grasso, Lant, Raymond, Tollisen, Veitch

AMENDING THE 20²¹ COUNTY BUDGET TO INCREASE APPROPRIATIONS AND REVENUES BY ~~\$3,000,000~~ TO COVER ADDITIONAL REVENUE DISTRIBUTION COSTS IN ACCORDANCE WITH THE SALES TAX FORMULA
\$12,000,000

WHEREAS, the 20²¹ County Budget needs to be amended to recognize unanticipated sales tax revenue in the amount of \$3,000,000 in 2019 that must be distributed to the cities, towns and villages pursuant to the County's sales tax distribution formula; now, therefore, be it
\$12,000,000

RESOLVED, that the 2019 County Budget is amended as follows:

NON-DEPARTMENTAL

Appropriations:

Increase Acct. # A.90.905-1985 Distribution of Sales Tax ~~\$3,000,000~~ \$12,000,000

Revenues:

Increase Acct. # A.90-1110 Sales and Use Tax ~~\$3,000,000~~ \$12,000,000

BUDGET IMPACT STATEMENT: The additional sales tax distribution costs will be covered by recognizing \$3,000,000 in unbudgeted sales tax revenue.



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

TO: Steve Bulger, County Administrator
Ridge Harris, Deputy County Administrator
Michael Hartnett, County Attorney
Therese Connolly, Clerk of the Board

CC: Jason Kemper, Planning Director
Bridget Rider, Deputy Clerk of the Board
Matt Rose, Management Analyst
Clare Giammusso, County Attorney's Office
Audra Hedden, County Administrator's Office
Stephanie Hodgson, Director of Finance

FROM: Lauren Roberts, County Historian

DATE: January 28, 2022

RE: Acceptance of Historic Marker Grant

COMMITTEE: Law and Finance

1. Is a Resolution Required: YES or NO
(If YES, please complete #2- #10) (If NO, skip to #10 and provide reason for bringing the item)
2. Is a Budget Amendment needed: YES or NO
(If yes, budget lines and impact must be provided)
A.19-1689 Other Income \$1,140, A.19.111-7099 Other Capital Expense \$1,140
3. Are there Amendments to the Compensation Schedule: YES or NO
(If yes, provide details)
4. Specific details on what the resolution will authorize:
Authorize acceptance of grant funding in the amount of \$1,140 and amend the 2022 budget in relation thereto.
5. Does this item require hiring a Vendors/Contractors: YES or NO
 - a. Were bids/proposals solicited:
 - b. Is the vendor/contractor a sole source:
 - c. Commencement date of contract term:
 - d. Termination of contract date:
 - e. Contract renewal and term:
 - f. Contact information:
 - g. Is the vendor/contractor an LLS, PLLC or partnership:
 - h. State of vendor/contractor organization:
 - i. Is this a renewal agreement: YES or NO
 - j. Vendor/Contractor comment/remarks:



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

6. Is this an annual housekeeping resolution: YES or NO
(If yes, attach the last approved resolution)
- What were the terms of the prior resolution
 - Are the terms changing:
 - What is the reason for the change in terms:
7. Is a new position being created: YES or NO
- Effective date
 - Salary and grade
8. Is a new employee being hired: YES or NO
- Effective date of employment
 - Salary and grade
 - Appointed position:
 - Term:
9. Is a grant being accepted: YES or NO
- Source of grant funding: William G. Pomeroy Foundation
 - Amount of grant: \$1,140
 - Purpose grant will be used for: historic marker
 - Equipment and/or services being purchased with the grant: marker and pole
 - Time period grant covers:
2022
10. Remarks/Reasoning (Supporting documentation must be attached to this form):
- I was awarded a grant from the William G. Pomeroy Foundation to erect a Legends and Lore marker at the intersection of Mill Road and Middle Grove Road in the Town of Greenfield in order to identify the former area of Splinterville (named after the splint factory that produced splints for fan and basket making) and commemorate Native American basket maker Sam Hill, who sold his baskets to tourists in Saratoga Springs in the early 1800s. His portrait was painted by an unknown artist ca. 1832 and hung in the office of the Union Hall Hotel until it closed. It is now held in a private collection. I am requesting a resolution to accept the funding of this grant. Thank you.



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION #-2022

Introduced by Supervisors

AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE WILLIAM G. POMEROY FOUNDATION FOR THE ESTABLISHMENT OF A LEGENDS AND LORE MARKER AND AMENDING THE 2022 COUNTY BUDGET IN RELATION THERETO

WHEREAS, the Saratoga County Historian has secured a grant from the William G. Pomeroy Foundation in the amount of \$1,140 for the purpose of purchasing and erecting a Legends and Lore marker in the Town of Greenfield, to be erected at the intersection of Mill Road and Middle Grove Road; the purpose of said marker is to identify the site of the former Splinterville and give a brief history of Native American craftsman Sam Hill; and

WHEREAS, the acceptance of this William G. Pomeroy Foundation grant requires this Board's approval and an amendment of the 2022 Saratoga County Budget; now, therefore, be it

RESOLVED, that the Chair of the Board and/or the County Historian are authorized to execute any agreements or documents necessary to accept or implement the grant award from the William G. Pomeroy Foundation in the amount of \$1,140.00 to erect a Legends and Lore marker in the Town of Greenfield; and, be it further

RESOLVED, that the 2022 County Budget is amended as follows:

COUNTY CLERK

Appropriations:

Increase Acct. # A.19.111-7099 Other Capital Expense \$1,140

Revenues:

Increase Acct. # A.19-2770 Unclassified Revenue \$1,140

; and it is further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: None. 100% Local Aid.



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

TO: Steve Bulger, County Administrator
Ridge Harris, Deputy County Administrator
Michael Hartnett, County Attorney
Therese Connolly, Clerk of the Board

CC: Jason Kemper, Planning Director
Bridget Rider, Deputy Clerk of the Board
Matt Rose, Management Analyst
Clare Giammusso, County Attorney's Office
Audra Hedden, County Administrator's Office
Stephanie Hodgson, Director of Finance

FROM: County Attorney

DATE: January 31, 2022

RE: Home Rule Request - 3rd Family Court Judge

COMMITTEE: Law and Finance

1. Is a Resolution Required: YES or NO
(If YES, please complete #2- #10) (If NO, skip to #10 and provide reason for bringing the item)

2. Is a Budget Amendment needed: YES or NO
(If yes, budget lines and impact must be provided)

3. Are there Amendments to the Compensation Schedule: YES or NO
(If yes, provide details)

4. Specific details on what the resolution will authorize:

Requesting Home Rule Legislation to amend Family Court Act 131.

5. Does this item require hiring a Vendors/Contractors: YES or NO

- a. Were bids/proposals solicited:
- b. Is the vendor/contractor a sole source:
- c. Commencement date of contract term:
- d. Termination of contract date:
- e. Contract renewal and term:
- f. Contact information:
- g. Is the vendor/contractor an LLS, PLLC or partnership:
- h. State of vendor/contractor organization:
- i. Is this a renewal agreement: YES or NO
- j. Vendor/Contractor comment/remarks:



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

6. Is this an annual housekeeping resolution: YES or NO
(If yes, attach the last approved resolution)
- What were the terms of the prior resolution
 - Are the terms changing:
 - What is the reason for the change in terms:
7. Is a new position being created: YES or NO
- Effective date
 - Salary and grade
8. Is a new employee being hired: YES or NO
- Effective date of employment
 - Salary and grade
 - Appointed position:
 - Term:
9. Is a grant being accepted: YES or NO
- Source of grant funding:
 - Amount of grant:
 - Purpose grant will be used for:
 - Equipment and/or services being purchased with the grant:
 - Time period grant covers:
10. Remarks/Reasoning (Supporting documentation must be attached to this form):

Attachments:

Family Court Act 131

Draft Markup Resolution

Resolution 22-1967; 72-1983

NYS Unified Court System Caseload Activity Reports

NY CLS Family Ct Act § 131

Current through 2022 released Chapters 1-12

New York Consolidated Laws Service > Family Court Act (Arts. 1 — 12) > Article 1 Family Court Established (Pts. 1 — 7) > Part 3 Number, Election, Term and Compensation of Judges Not Within the City of New York (§§ 131 — 138)

§ 131. Number of judges

The number of judges of the family court for each county outside the city of New York shall be as follows:

- (a)** in each county in which there was a separate office or offices of judge of the children's court authorized by law on the thirty-first day of August nineteen hundred sixty-two, the number of judges of the family court for such county shall be equal to the number of offices so authorized except those authorized by certificate filed pursuant to subdivision two of section four of the children's court act of the state of New York subsequent to March first, nineteen hundred and sixty-two; and, effective May fifteenth, nineteen hundred sixty-three, there shall be a separate office of judge of the family court for the county of Niagara; and, effective May fifteenth, nineteen hundred sixty-three, there shall be a separate office of judge of the family court for the county of Ulster; and, effective January first, nineteen hundred sixty-four, there shall be a separate office of judge of the family court for the county of St. Lawrence; and, effective January first, nineteen hundred sixty-five, there shall be a separate office of judge of the family court for the county of Chautauqua; and, effective January first, nineteen hundred sixty-seven, there shall be a separate office of judge of the family court for the county of Oneida; and, effective January first, nineteen hundred sixty-five, there shall be a separate office of judge of the family court for the county of Jefferson; and, effective January first, nineteen hundred sixty-six, there shall be a separate office of judge of the family court for the county of Rockland:
- (b)** in the other counties except the counties of Chautauqua, Jefferson and Oneida, a judge of the county court shall act as and discharge the duties of judge of the family court;
- (c)** in the counties of Chautauqua, Jefferson and Oneida, upon the expiration of the term of office of the special county judge who was continued as a judge of the family court pursuant to section one hundred thirty-two of this act, or if there was no special county judge in office on the effective date of this act, a judge of the county court of each such county shall act as and discharge the duties of judge of the family court.
- (d)** In the county of Nassau there shall be eight family court judges and the number of such judges now existing in said county is hereby increased accordingly.
- (e)** In the county of Monroe there shall be six family court judges and the number of such judges now existing in said county is hereby increased accordingly; in the county of Erie there shall be six family court judges and the number of such judges now existing in said county is hereby increased accordingly. In the county of Albany there shall be a total of three family court judges and the number of such judges now existing in such county is hereby increased accordingly.
- (f)** In the county of Onondaga there shall be three additional family court judges and the number of such judges now existing in such county is hereby increased accordingly. The

NY CLS Family Ct Act § 131

compensation of each such additional family court judge shall be the same as the compensation of existing family court judges in such county.

(g) There shall be a separate office of judge of the family court for the counties of Oswego and Sullivan and the compensation payable for each such separate office of judge of the family court shall be twenty-five thousand dollars per annum. In the county of Saratoga there shall be an additional family court judge and the number of such judges now existing in such county is hereby increased accordingly. The compensation of such additional family court judge shall be the same as the compensation of the existing family court judge in such county.

(h) In the county of Westchester there shall be three additional family court judges and the number of such judges now existing is hereby increased accordingly. The compensation of each additional family court judge shall be the same as the existing family court judge in such county.

(i) In the county of Schenectady there shall be one additional family court judge and the number of such judges now existing is hereby increased accordingly. The compensation of the additional family court judge shall be the same as the existing family court judge in such county.

(j) In the county of Genesee there shall be one additional family court judge and the number of such judges now existing is hereby increased accordingly. The compensation of the additional family court judge shall be the same as the existing family court judge in such county.

(k) In the county of Rockland there shall be one additional family court judge and the number of such judges now existing is hereby increased accordingly. The compensation of the additional family court judge shall be the same as the existing family court judge in such county.

(l) In the county of Dutchess there shall be two additional family court judges and the number of such judges now existing is hereby increased accordingly. The compensation of the additional family court judges shall be the same as the compensation paid to each of the existing family court judges in such county pursuant to section two hundred twenty-one-e of the judiciary law.

(m) In the county of Niagara there shall be one additional family court judge and the number of such judges now existing is hereby increased accordingly. The compensation of the additional family court judge shall be the same as the existing family court judge in such county.

(n) In the county of Ulster there shall be one additional family court judge and the number of such judges now existing is hereby increased accordingly. The compensation of the additional family court judge shall be the same as the existing family court judge in such county.

(o) In the county of Oneida there shall be two additional family court judges making a total of three family court judges in such county. The number of such judges now existing in such county is hereby increased accordingly. The compensation of the additional family court judges shall be the same as the compensation of the existing family court judge in such county.

(p) In the county of Suffolk there shall be four additional family court judges making a total of ten family court judges in such county. The number of such judges now existing in such county is hereby increased accordingly. The compensation of each such family court judge shall be the same as the compensation of existing family court judges in such county.

(q) In the county of Rensselaer, there shall be one additional family court judge and the number of judges now existing is hereby increased accordingly. The compensation of the additional family court judge shall be the same as the existing family court judge in such county.

(r) In the county of Orange there shall be three additional family court judges, making a total of four family court judges, and the number of such judges now existing is hereby increased accordingly. The compensation of each such additional family court judge shall be the same as the compensation paid to each of the existing family court judges in such county.

NY CLS Family Ct Act § 131

(s) In the county of Broome there shall be a total of three family court judges and the number of such judges now existing is hereby increased accordingly. The compensation of such additional family court judge shall be the same as the compensation paid to each of the existing family court judges in such county.

(t) There shall be a separate office of judge of the family court for the county of Clinton and the compensation payable for such separate office of judge of the family court shall be the same as the compensation payable to the judge of the county court of Clinton county.

(u) There shall be an additional family court judge for each of the following counties: Albany, Broome, Chautauqua, Franklin, Nassau, Oneida, Oswego, Schenectady, Suffolk, Ulster and Westchester. The compensation of each such additional family court judge shall be the same as the compensation paid to each existing family court judge in the county for which it is established or, if there is no separately-elected family court judge in such county, the same as the compensation paid to a judge of the county court in such county.

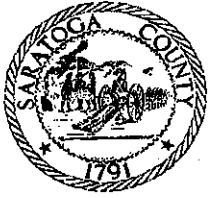
(v) There shall be an additional family court judge for each of the following counties: Delaware, Dutchess, Erie, Monroe, and Warren. The compensation of each such additional family court judge shall be the same as the compensation paid to each existing family court judge in the county for which it is established or, if there is no separately-elected family court judge in such county, the same as the compensation paid to a judge of the county court in such county.

History

Add, L 1962, ch 687, § 6, eff Sept 1, 1962; amd, L 1962, ch 702, § 1; L 1963, ch 776, § 1; L 1963, ch 778, § 1; L 1963, ch 832, § 1; L 1963, ch 949, § 1; L 1964, ch 89, § 1; L 1964, ch 655, § 1; L 1964, ch 670, § 1; L 1964, ch 671, § 1; L 1964, ch 678, § 1; L 1964, ch 680, § 1; L 1964, ch 686, § 1, eff April 22, 1964; L 1968, ch 987, § 11; L 1970, ch 125, § 5, eff April 11, 1970; L 1970, ch 1015, § 1; L 1971, ch 158, eff April 21, 1971; L 1971, ch 215, eff May 4, 1971; L 1971, ch 392, § 1; L 1972, ch 133, § 1; L 1972, ch 548, § 1, eff May 24, 1972; L 1973, ch 295, § 1, eff May 8, 1973; L 1973, ch 603, §§ 10, 11; L 1974, ch 353, § 1; L 1974, ch 567, § 1; L 1975, ch 205, § 1; L 1975, ch 555, § 1, eff Aug 1, 1975; L 1977, ch 489, § 3; L 1977, ch 490, § 1, eff Aug 1, 1977; L 1978, ch 699, § 1; L 1982, ch 500, § 4, eff July 13, 1982; L 1984, ch 572, § 1, eff July 27, 1984; L 1985, ch 547, § 1, eff July 24, 1985; L 1987, ch 318, § 1, eff July 20, 1987; L 1990, ch 209, § 5, eff June 2, 1990; L 1992, ch 588, § 1, eff July 24, 1992; L 1998, ch 117, § 1, eff June 26, 1998; L 1998, ch 232, § 1, eff July 7, 1998; L 2000, ch 178, § 1, eff July 19, 2000; L 2005, ch 240, § 4, eff Aug 1, 2005; L 2014, ch 44, §§ 2, 3, effective June 26, 2014.

New York Consolidated Laws Service
Copyright © 2022 Matthew Bender, Inc.,
a member of the LexisNexis (TM) Group All rights reserved.

End of Document



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION XX - 2022

Introduced by Supervisors [Law and Finance Committee]

**REQUESTING HOME RULE LEGISLATION TO AMEND
SECTION 131 OF THE FAMILY COURT ACT TO PROVIDE FOR AN ADDITIONAL
FAMILY COURT JUDGE IN SARATOGA COUNTY**

WHEREAS, Family Court Act §131 designates the number of Family Court Judges of each county outside the city of New York; and

WHEREAS, by Resolution 22-1967, this Board requested Home Rule Legislation to amend the Family Court Act to “establish the office of the family court judge in Saratoga County;” and

WHEREAS, by Chapter 987 of the Laws of 1968, the New York State legislature amended Family Court Act §131, by adding twenty-five Family Court Judge positions across the State to include one Family Court Judge in Saratoga County; and

WHEREAS, by Resolution 72-1983, this Board requested Home Rule Legislation to amend the Family Court Act to provide for a second Family Court Judge in Saratoga County; and

WHEREAS, by Chapter 572 of the Laws of 1984 the New York State Legislature amended Family Court Act §131(g), to provide “[i]n the county of Saratoga there shall be an additional family court judge and the number of such judges now existing in such county is hereby increased accordingly.”

WHEREAS, since the early 1980’s Saratoga County has seen a tremendous increase in population with the preliminary 2020 Federal Census being 235,509 as compared to the 1980 Federal Census being 153,759, representing an increase of 54% in population; and

WHEREAS, the number of cases being filed and adjudicated in Saratoga County Family Court having increased, with 5,175 cases having been commenced in 2021, which included 16,685 appearances; and

WHEREAS, within the Capital District, the County of Albany presently has four (4) Family Court Judges; and the County of Schenectady has three (3) Family Court Judges despite having a smaller population than Saratoga County; and

DRAFT – MARKUP RESOLUTION

WHEREAS, the present caseload of the Saratoga County Family Court is so high that if a trial of issues is required, a trial date cannot be scheduled for at least six (6) months; and

WHEREAS, the Board of Supervisors is concerned over the possible delays and associated problems which occur from the excessively high ration of cases which must be dealt with by two (2) Family Court Judges; and

WHEREAS, based on the recommendation the Law and Finance Committee of this Board; now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Saratoga hereby requests and urges the enactment of state legislation amending Section 131 of the Family Court Act which would create a third Judge for the Saratoga County Family Court; and is further

RESOLVED, that the Clerk of the Board is directed to forward certified copies of this Resolution to Chief Judge Janet DiFiore, Chief Administrative Judge Felix Catena, Governor Kathleen Hochul, Senator Daphne Jordan, Senator James Tedisco, Assemblywoman Carrie Woerner, Assemblywoman MaryBeth Walsh, and Assemblyman John McDonald, III.

BUDGET IMPACT STATEMENT: No Budget Impact.

studies, which studies are to be paid for in full by funds to be received from the State of New York, and

WHEREAS, It is necessary to provide first instance funds for these purposes, pending receipt of money from the State, now, therefore, be it

RESOLVED, That there be transferred from Unappropriated Cash Reserve Fund (909) the sum of \$135,000.00 to the following two items: 1.) To Provision for Capital Projects (290-560)

Sewer Study, Special Account H-16	\$75,000.00
-----------------------------------	-------------

2.) To Provision for Capital Projects (290-560)	
Water Study, Special Account H-1	\$60,000.00

and be it further

RESOLVED, That there be transferred from Contingent Fund (290-650) To Economic Opportunity Program (250-707) the sum of \$500.00.

Resolution adopted by the following vote:

AYES—Brown, DeMarco, Edwards, Eggleston, George, Ginter, Hatlee, Hequembourg, Koval, Petteys, Quackenbush, Quinlan, Robinson, Sanford, Saunders, Smead, Snyder, Taylor, Vidulich, Weed—20.

NOES—None.

RESOLUTION NO. 22

**Requesting the Passage of a Special Law and
Authorizing a Home Rule Request for the Passage of
Such Legislation Creating the Separate Office of
Family Court Judge for Saratoga County**

By Messrs. Smead, Koval, Hatlee, Eggleston and Snyder:

WHEREAS, The Saratoga County Judge has for many years served also as Children's Court Judge and, more recently, as Family Court Judge for Saratoga County, and

WHEREAS, Over the years the volume of work in each Court has continued to grow and expand so that it is, today, too great a case load for any one judge to carry with any degree of efficiency and with justice to litigants and/or parties in both of said Courts, and

WHEREAS, There has been introduced in the Legislature of this State identical bills under Senate bill (Print No. 1732, Intro. No. 1732) and Assembly bill (Print No. 2760, Intro. No. 2724) both entitled "An Act to Amend the Family Court Act in Relation to Establishing the Office of Family Court Judge in Saratoga County", NOW, therefore, be it

RESOLVED, That this Board request the enactment of such legislation as set forth in Assembly bill (Print No. 2760, Intro No. 2724) and Senate bill (Print No. 1732, Intro. No. 1732) entitled "AN ACT to amend the family court act in relation to establishing the office of family court judge in Saratoga County" and be it further

RESOLVED, That the Chairman and Clerk of this Board be and they hereby are authorized and directed to execute and file a Home Rule Request for passage of such Special Law with each House for each bill and be it further

RESOLVED, That necessity exists for such legislation because this Board lacks the power to enact such legislation by local law and be it further

RESOLVED, That this Board approve such request.

Resolution adopted by the following vote:

AYES—Brown, DeMarco, Edwards, Eggleston, George, Hatlee, Hequembourg, Koval, Petteys, Quackenbush, Quinlan, Robinson, Sanford, Smead, Snyder, Weed—16.

NOES—Ginter, Saunders, Taylor, Vidulich—4.

RESOLUTION NO. 23

By Messrs. Hatlee, Koval, Ginter, Petteys and Eggleston:

WHEREAS the County Superintendent of Highways has indicated the need in the County for a GRADALL, and

WHEREAS said Superintendent has complied with the law by taking sealed bids, after public advertisement, and has recommended to this Board the purchase of the low bidder, therefore be it

RESOLVED, that the said Superintendent be, and he hereby is, authorized and directed to purchase from J. C. Georg Corporation of 2011 Central Avenue, Albany, New York, one (1) Model 600 Gradall

**RESOLUTION NO. 72
REQUESTING LEGISLATION FOR THE CREATION OF AN ADDITIONAL JUDGE FOR
THE SARATOGA COUNTY FAMILY COURT.**

By Messrs. Meager, Dailey, Dudak, McDonald, McNeary, Robinson and Mrs. Dake:

WHEREAS, The County of Saratoga in the last decade has the second highest rate of increase in population of any County in the State of New York with the 1980 Federal Census being 153,759 as compared to the 1970 Federal Census of 121,764, such representing an increase of 26.39% in population, and

WHEREAS, In this period of economic hardship, many persons have noted that there has been an increasing number of petitions filed and adjudicated in the Saratoga County Family Court, there having been 3980 cases adjudicated in 1982 by the County's Family Court Judge, and

WHEREAS, The County of Saratoga has one of the lowest Family Court Judge to population ratios in the State of New York, and

WHEREAS, Within the Capital District, the Counties of Albany, Rensselaer and Schenectady all presently have two (2) Family Court Judges, even though Rensselaer and Schenectady Counties have smaller populations than Saratoga County, and

WHEREAS, The present case load of the Saratoga County Family Court is so high that if a trial of the issues is required, a trial date can not be scheduled for seven (7) weeks, and

WHEREAS, This increase in the number of cases in the Family Court has been recognized by the Saratoga County Bar Association which in January of 1983 voted unanimously to request that a second Family Court Judge be created for the County, and

WHEREAS, This Board of Supervisors is concerned over the possible delays and associated problems which occur from the excessively high ratio of cases which must be dealt with by the one Family Court Judge; now, therefore, be it

RESOLVED, That this Board of Supervisors urges the enactment of legislation which would create an additional Judge for the Saratoga County Family Court, and be it further

RESOLVED, That the Clerk of this Board be and she hereby is authorized and directed to forward certified copies of this Resolution to Chief Judge Lawrence H. Cooke, Chief Administrative Judge Herbert B. Evans, Governor Mario M. Cuomo, Senator Joseph L. Bruno, Senator Hugh T. Farley, Assemblyman Robert A. D'Andrea, Assemblyman Glenn H. Harris and Assemblyman Michael J. Hoblock, Jr.

BUDGET IMPACT STATEMENT:

Space requirement costs not known at this time.

**RESOLUTION NO. 73
AUTHORIZING THE CHAIRMAN OF THE SARATOGA COUNTY BOARD OF SUPERVISORS TO EXECUTE A SUBCONTRACT FOR SERVICE PROVISIONS TO SARATOGA COUNTY ELDERLY UNDER TITLE III.**

By Messrs. McDonald, Bokus, Dudak, Edwards, Sgambati, Simoni and Mrs. Smead:

WHEREAS, The Saratoga County Office for the Aging, operating under Title III of the Older Americans Act of 1965, as amended, works for the establishment and expansion of programs and services which will assist the older persons in areas of their most urgent needs, and

WHEREAS, The order to implement such programs and services, it is necessary for the Saratoga County Office for the Aging to enter into subcontracts to provide these needed services; now, therefore, be it

RESOLVED, That the Chairman of this Board of Supervisors be and he hereby is authorized and directed to execute on behalf of Saratoga County the following sub-contract:

\$2,500.00 to the Schuylerville Central School System for the provision of transportation to elderly residents of the Schuylerville area.

BUDGET IMPACT STATEMENT:

None - included in the 1983 budget.

RESOLUTION NO. 74

NEW YORK STATE UNIFIED COURT SYSTEM
CASELOAD ACTIVITY REPORT
FAMILY COUNTY AND SUPREME IDV - YTD TERM 13, 2021 (1/4/2021 - 1/2/2022)

County - SARATOGA

	1/21	2/21	3/21	4/21	5/21	6/21	7/21	8/21	9/21	10/21	11/21	12/21	13/21
Total New Filings*	414	363	439	437	411	428	378	429	378	403	375	381	339
Child Protective	17	14	23	39	4	36	9	47	11	13	19	21	37
Juvenile Delin	0	5	4	3	8	7	11	4	4	3	6	17	5
PINS	0	0	0	0	1	2	0	0	0	1	1	0	1
Custody	228	166	209	202	208	209	199	199	189	202	173	171	161
Family Offence	38	60	51	46	48	41	44	54	53	52	48	41	35
Paternity	8	9	13	10	12	7	3	8	5	10	2	5	5
Support	107	91	123	111	109	104	104	97	95	103	107	109	84
USDL	2	0	0	1	1	2	0	2	2	2	3	2	0
All Other	8	15	8	11	9	6	2	12	13	6	8	7	5
PPH	6	3	8	14	11	14	6	6	6	11	8	8	6
Total Dispositions*	406	408	424	440	452	376	288	501	363	459	427	428	329
Child Protective	21	21	45	21	17	27	16	43	5	29	32	20	30
Juvenile Delin	2	8	4	8	1	0	2	6	8	7	3	11	9
PINS	1	1	0	1	0	0	0	1	0	0	2	0	0
Custody	169	224	186	179	234	186	139	258	196	255	207	215	153
Family Offence	44	41	38	45	55	34	27	44	41	51	48	60	36
Paternity	7	6	9	16	10	7	5	11	7	4	7	11	2
Support	151	94	115	146	100	103	83	129	92	91	104	96	86
USDL	3	1	0	0	1	1	0	1	1	0	3	0	1
All Other	2	9	19	10	23	4	10	2	7	11	13	7	6
PPH	6	3	8	14	11	14	6	6	6	11	8	8	6
Total Pending**	1,766	1,719	1,739	1,736	1,691	1,741	1,843	1,761	1,784	1,705	1,657	1,609	1,617
Pending 180+ Days**	293	324	341	348	306	275	282	261	252	222	223	186	188
					%Chg								%Chg
	2018	2019	2020	2021	20-21				2018	2019	2020	2021	20-21
Total New Filings*	6,466	6,583	4,859	5,175	6.5%	Total Dispositions*	6,386	6,485	4,477	5,301	18.4%		
Child Protective	321	442	304	290	-4.6%	Child Protective	211	433	303	327	7.9%		
Juvenile Delin	59	63	61	77	26.2%	Juvenile Delin	55	59	67	69	3.0%		
PINS	13	19	11	6	-45.5%	PINS	14	22	8	6	-25.0%		
Custody	2,952	2,971	2,262	2,516	11.2%	Custody	2,807	2,879	1,979	2,601	31.4%		
Family Offence	543	506	504	611	21.2%	Family Offence	532	502	444	564	27.0%		
Paternity	113	114	85	97	14.1%	Paternity	115	119	84	102	21.4%		
Support	2,179	2,193	1,392	1,344	-3.4%	Support	2,358	2,186	1,379	1,390	0.8%		
USDL	21	24	17	17	0.0%	USDL	27	21	18	12	-33.3%		
All Other	171	163	130	110	-15.4%	All Other	173	176	102	123	20.6%		
PPH	94	88	93	107	15.1%	PPH	94	88	93	107	15.1%		
Appearances	14,899	15,335	13,392	16,685	24.6%	Disp 180+ days	225	238	435	818	88.0%		
						As % of Total Disp	3.5%	3.7%	9.7%	15.4%			
						Total Pending	1,354	1,385	1,763	1,617	-8.3%		
						Pending 180+ days	24	57	270	188	-30.4%		
						As % Total Pending	1.8%	4.1%	15.3%	11.6%			

* Figures include initial and supplemental petitions (docket count) and permanency planning hearings (children count).

** Includes both cases where issue is joined and not joined.

1/31/2022



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

TO: Steve Bulger, County Administrator
Ridge Harris, Deputy County Administrator
Michael Hartnett, County Attorney
Therese Connolly, Clerk of the Board

CC: Jason Kemper, Planning Director
Bridget Rider, Deputy Clerk of the Board
Matt Rose, Management Analyst
Clare Giammusso, County Attorney's Office
Audra Hedden, County Administrator's Office
Stephanie Hodgson, Director of Finance

FROM: Michael Hartnett, County Attorney

DATE: February 3, 2022

RE: Amending Resolution 278-2021

COMMITTEE: Law and Finance

1. Is a Resolution Required: YES or NO
(If YES, please complete #2- #10) (If NO, skip to #10 and provide reason for bringing the item)

2. Is a Budget Amendment needed: YES or NO
(If yes, budget lines and impact must be provided)

3. Are there Amendments to the Compensation Schedule: YES or NO
(If yes, provide details)

4. Specific details on what the resolution will authorize:

Amending Resolution 278-2021 to reflect corrected electricity and water rates associated with the DMV Wilton Office lease.

5. Does this item require hiring a Vendors/Contractors: YES or NO

- a. Were bids/proposals solicited:
- b. Is the vendor/contractor a sole source:
- c. Commencement date of contract term:
- d. Termination of contract date:
- e. Contract renewal and term:
- f. Contact information:
- g. Is the vendor/contractor an LLS, PLLC or partnership:
- h. State of vendor/contractor organization:
- i. Is this a renewal agreement: YES or NO
- j. Vendor/Contractor comment/remarks:



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

6. Is this an annual housekeeping resolution: YES or NO
(If yes, attach the last approved resolution)
- a. What were the terms of the prior resolution
 - b. Are the terms changing:
 - c. What is the reason for the change in terms:
7. Is a new position being created: YES or NO
- a. Effective date
 - b. Salary and grade
8. Is a new employee being hired: YES or NO
- a. Effective date of employment
 - b. Salary and grade
 - c. Appointed position:
 - d. Term:
9. Is a grant being accepted: YES or NO
- a. Source of grant funding:
 - b. Amount of grant:
 - c. Purpose grant will be used for:
 - d. Equipment and/or services being purchased with the grant:
 - e. Time period grant covers:
10. Remarks/Reasoning (Supporting documentation must be attached to this form):

An Amendment of Resolution 278-2021 is needed to reflect corrected amounts for the fixed cost for electricity and water rates in the 2022 - 2024 DMV Wilton Office Lease extension. Electricity rate change from \$4.32/sq. ft. to \$4.49/sq. ft. Water rate change from \$35/month to \$37.13/month. All other terms would remain the same.



10/19/21

SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 278 - 2021

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

AUTHORIZING A LEASE AMENDMENT AND EXTENSION AGREEMENT WITH WILTON MALL, LLC FOR A SATELLITE OFFICE FOR THE DEPARTMENT OF MOTOR VEHICLES

WHEREAS, pursuant to Resolution 164-2019, this Board authorized a lease amendment and extension agreement with Wilton Mall, LLC for the lease of space in Wilton Mall for a satellite office for the County Department of Motor Vehicles for a term of two years commencing on January 1, 2020, with an option for one two-year extension; and

WHEREAS, Wilton Mall, LLC has proposed to extend its lease for the space in Wilton Mall for a term of two years commencing January 1, 2022, and expiring on December 31, 2023, totaling \$3,750 per month, plus: i) an annual fixed cost for electricity of \$4.32 per square foot; and ii) an annual fixed charge for water in the amount of \$35.00 per month subject to annual increases of 2% to fixed electricity charge commencing on January 1, 2023 and an annual increase of 3% to said rental rate and fixed charge for water commencing on January 1, 2023; and

WHEREAS, our Buildings and Grounds Committee and the County Clerk have recommended the acceptance of Wilton Mall, LLC's proposed lease amendment and extension; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a lease amendment and extension agreement with Wilton Mall, LLC for the continued lease of space in the Wilton Mall for a satellite office for the County Department of Motor Vehicles for a term of two years commencing on January 1, 2022, at a rental rate commencing January 1, 2022, totaling \$3,750 per month, plus: i) an annual fixed cost for electricity of \$4.32 per square foot; and ii) an annual fixed charge for water in the amount of \$35.00 per month; subject to annual increases of 2% to fixed electricity charge commencing on January 1, 2023 and an annual increase of 3% to said rental rate and fixed charge for water commencing on January 1, 2023; and, be it further

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

BUDGET IMPACT STATEMENT: None. Funds are included in the 2022 Tentative Budget.



SARATOGA COUNTY ATTORNEY

Saratoga County Municipal Center
40 McMaster Street
Ballston Spa, New York 12020

Telephone: 518-884-4770

Fax: 518-884-4720 (Not for Service)

MICHAEL J. HARTNETT
County Attorney

MICHELLE W. GRANGER
First Assistant

*original mailed
to Hesterich
12/2/21*

Copy

Assistant
HUGH G. BURKE
VIDA L. MCCARTHY-CERRITO
ALEXIS M. OSBORNE
MICHAEL P. NAUGHTON SR.
NICHOLAS M. MARTIN
MARIBETH A. HUNT

Paralegal Specialist
JENNY R. MARCOTTE

MEMORANDUM

DATE: December 1, 2021

TO: [REDACTED]
County Clerk

FROM: Michael Hartnett
Saratoga County Attorney's Office

SUBJECT: Vendor Name : Wilton Mall, LLC
Vendor Address : 3065 NY 50, Saratoga Springs, NY 12866 Space F020
Vendor I.D. # : N/A
Contract Amount : See Agreement Per Res. 278-2021
Contract Period : 1/1/22-12/31/23
Contract I.D.# : N/A
Purpose of Agreement : 2nd Amendment to lease agreement for DMV

Attached, please find one fully executed copy of the above referenced contract, which has been executed by the Chairman of the Board of Supervisors on November 30, 2021.

Please send this contract to the above named vendor.

cc: Clerk, Board of Supervisors, w/enclosure
County Auditor, w/enclosure
County Administrator w/out enclosure

SECOND AMENDMENT OF LEASE AGREEMENT

November 30, 2021 THIS SECOND AMENDMENT OF LEASE AGREEMENT ("Agreement") is made as of ("Effective Date") by and between WILTON MALL, LLC, a Delaware limited liability company ("Landlord"), and COUNTY OF SARATOGA, a municipal corporation duly organized under the laws of the State of New York, acting by and through its County Department of Motor Vehicles ("Tenant").

RECITALS

A. Landlord and Tenant entered into that certain Lease Agreement made as of June 9, 2014 ("Shopping Center Lease") as amended by that certain First Amendment of Lease Agreement and First Extension of Term made as of August 8, 2019 ("First Amendment") for the lease of certain premises more commonly known as Space F020 ("Premises"), located in the City of Saratoga Springs, County of Saratoga, State of New York, in a commercial project commonly referred to as Wilton Mall ("Center"), all as more particularly set forth in the Lease. The Shopping Center Lease and First Amendment are sometimes collectively referred to as the "Lease".

B. Landlord and Tenant desire by this Agreement to amend the Lease as hereinafter set forth.

TERMS

NOW, THEREFORE, in consideration of the foregoing Recitals, the mutual covenants herein contained, and good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree as follows:

1. **Defined Terms.** All initial capitalized terms used in this Agreement shall have the same meaning given such terms in the Lease, unless otherwise defined in this Agreement.

2. **Extension of Term.**

2.1. **Extension of Term.** The term of the Lease is extended for 24 months commencing on January 1, 2022 and expiring on December 31, 2023 ("Extension Period"), upon all of the terms, covenants, conditions and rents contained in the Lease, except as otherwise set forth in this Agreement.

2.2. **Condition of Premises.** Tenant acknowledges and agrees that Landlord shall have no obligation to undertake any work of improvement upon the Premises and that Tenant shall continue to lease the Premises for the Term, as hereby extended, in an "As Is" condition; however, nothing in this Section shall be deemed to modify Landlord's repair obligations as set forth in Section 12.1.1 of the Lease.

3. **Amendment of Lease.** The Lease is amended as of the Effective Date, unless another date is expressly provided, as follows:

3.1. **Expiry Date (Section 1.7)** is amended by deleting "December 31, 2021" and replacing it with "December 31, 2023".

3.2. **Fixed Minimum Rent (Section 5.5.1).** The Lease is amended by adding the following to the end of Section 1.8:

Notwithstanding anything to the contrary contained in Sections 1.8 and 5.5.1 of this Lease, commencing on January 1, 2022, Annual Fixed Minimum Rent shall be \$45,000.00 and Monthly Fixed Minimum Rent shall be \$3,750.00. Commencing on January 1, 2023 and on each January 1st thereafter (each such date is sometimes referred to as an "Extended Rent Adjustment Date"), the Fixed Minimum Rent then in effect (or which would then have been in effect absent any abatement or reductions in Fixed Minimum Rent, except for

permanent reductions in Fixed Minimum Rent due to a permanent Taking) shall be increased by 3%.

3.3. **Additional Rent.** Tenant will continue to pay all other items of Additional Rent in accordance with the terms of the Lease.

3.4. **Option to Extend Term.** The Option to Extend Term, as set forth in Section 3.5 of the First Amendment, is deleted in its entirety.

4. **Effect.** Except as expressly modified by this Agreement, the Lease shall remain unchanged and in full force and effect, and nothing in this Agreement shall be deemed to waive or modify any of the provisions of the Lease.

5. **No Offer.** Landlord and Tenant hereby agree that Landlord's submission of this Agreement to Tenant shall not constitute an offer to amend the Lease. This Agreement shall be effective only, and is expressly conditioned, upon the execution of this Agreement by Landlord and Tenant.

6. **Captions.** The captions and Section numbers appearing in this Agreement are for convenience only and are not a part of this Agreement and do not in any way limit, amplify, define, construe or describe the scope or intent of the terms or provisions of this Agreement.

7. **Counterparts.** This Agreement may be executed in several counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same Agreement. Any signature to this Agreement transmitted electronically through DocuSign or by pdf which is certified as authentic by an e-mail from the Tenant shall be deemed an original signature and be binding upon the parties hereto (it being agreed that such electronic signature shall have the same force and effect as an original signature).

8. **Successors.** The provisions of this Agreement shall bind and inure to the benefit of the parties hereto and their respective heirs, representatives, successors and assigns.

9. **Tenant's Representations and Release of Landlord.** Tenant represents that it holds the entire tenant interest in the Lease and that it has not made any assignment, sublease, transfer, conveyance or other disposition of the Lease or any interest in the Lease.

10. **Executory Authority.** Each party executing this Agreement hereby represents and warrants that the individual(s) executing this Agreement on behalf of such party has/have full power and authority to bind such party to the terms hereof.

11. **Merger.** This Agreement contains the entire agreement of the parties hereto with respect to the subject matter hereof, and may not be modified or terminated except in writing by all parties hereto.

////SIGNATURE PAGE TO FOLLOW////

IN WITNESS WHEREOF, this Agreement has been entered into by the parties as of the day and year first above written.

LANDLORD:

WILTON MALL, LLC,
a Delaware limited liability company

By: **WILTON SPC, INC.,**
a Delaware corporation
its manager

Digitally signed by:
Cassie Maloyl

By: _____ November 16, 2021
Name: Cassie Maloyl
Title: VP and Senior Leasing Counsel

TENANT:

SARATOGA COUNTY,
Acting by and through its County Department
of Motor Vehicles

By: Theodore J. Kusnier, Jr.
Name: Theodore J. Kusnier, Jr.
Title: Chairman, Board of Supervisors
Pursuant to Resolution 278-2021

APPROVED BY:

By: [Signature]
Title: Saratoga County Attorney
Date: November 18, 2021



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION XX - 2022

Introduced by Supervisors [Law and Finance Committee]

AMENDING RESOLUTION 278-2021 AUTHORIZING A LEASE AMENDMENT AND EXTENSION AGREEMENT WITH WILTON MALL, LLC FOR A SATELLITE OFFICE FOR THE DEPARTMENT OF MOTOR VEHICLES

WHEREAS, pursuant to Resolution 278-2021, this Board authorized a lease amendment and extension agreement with Wilton Mall, LLC for the lease of space in Wilton Mall for a satellite office for the County Department of Motor Vehicles for a term of two years commencing on January 1, 2022, at a rental rate commencing January 1, 2022, totaling \$3,750 per month, plus: i) an annual fixed cost for electricity of \$4.32 per square foot; and ii) an annual fixed charge for water in the amount of \$35.00 per month; subject to annual increases of 2% to fixed electricity charge commencing on January 1, 2023 and an annual increase of 3% to said rental rate and fixed charge for water commencing on January 1, 2023; and

WHEREAS, an amendment of Resolution 278-2021 is needed to reflect corrected amounts for the fixed cost for electricity and water rates; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute a lease amendment and extension agreement with Wilton Mall, LLC for the continued lease of space in the Wilton Mall for a satellite office for the County Department of Motor Vehicles for a term of two years commencing on January 1, 2022, at a rental rate commencing January 1, 2022, totaling \$3,750 per month, plus: i) an annual fixed cost for electricity of \$4.49 per square foot; and ii) an annual fixed charge for water in the amount of \$37.13 per month; subject to annual increases of 2% to fixed electricity charge commencing on January 1, 2023 and an annual increase of 3% to said rental rate and fixed charge for water commencing on January 1, 2023; and it is further

RESOLVED, that Resolution 278-2021 is amended accordingly; and it is further

RESOLVED, that the form and content of such lease amendment and extension 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.



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

TO: Steve Bulger, County Administrator
Ridge Harris, Deputy County Administrator
Michael Hartnett, County Attorney
Therese Connolly, Clerk of the Board

CC: Jason Kemper, Planning Director
Bridget Rider, Deputy Clerk of the Board
Matt Rose, Management Analyst
Clare Giammusso, County Attorney's Office

FROM: Sewer District

DATE: 2/3/22

RE: Authorizing a bond resolution for SCSD's Interceptor Relining Project

COMMITTEE: Law and Finance

1. Is a Resolution Required: YES or NO
(If YES, please complete #2- #10) (If NO, skip to #10 and provide reason for bringing the item)

2. Is a Budget Amendment needed: YES or NO
(If yes, budget lines and impact must be provided)

3. Are there Amendments to the Compensation Schedule: YES or NO
(If yes, provide details)

4. Specific details on what the resolution will authorize:

The resolution will approve bonding SCSD's interceptor rehabilitation project for a cost not to exceed \$29,800,000. This project is part of the sewer districts capital plan, and the Board of Supervisors approved the project resolution for this work in 2020 after a public hearing. Please see the previous resolutions attached. See below for further reasoning on why the project is needed.

5. Does this item require hiring a Vendors/Contractors: YES or NO

- a. Were bids/proposals solicited: No
- b. Is the vendor/contractor a sole source: No
- c. Commencement date of contract term: TBD
- d. Termination of contract date: N/A
- e. Contract renewal and term:
- f. Contact information:
- g. Is the vendor/contractor an LLS, PLLC or partnership:
- h. State of vendor/contractor organization:
- i. Is this a renewal agreement: YES or NO
- j. Vendor/Contractor comment/remarks:



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

6. Is this an annual housekeeping resolution: YES or NO
(If yes, attach the last approved resolution)
- What were the terms of the prior resolution
 - Are the terms changing:
 - What is the reason for the change in terms:
7. Is a new position being created: YES or NO
- Effective date
 - Salary and grade
8. Is a new employee being hired: YES or NO
- Effective date of employment
 - Salary and grade
 - Appointed position:
 - Term:
9. Is a grant being accepted: YES or NO
- Source of grant funding:
 - Amount of grant:
 - Purpose grant will be used for:
 - Equipment and/or services being purchased with the grant:
 - Time period grant covers:
10. Remarks/Reasoning (Supporting documentation must be attached to this form):

SCSD owns and maintains a 19 mile interceptor sewer that runs from Saratoga Springs to the WWTP in Halfmoon. The pipe was installed in the 70's and is nearing the end of its useful life. Since about 2005 SCSD replaced small sections of this pipe every year - but at the rate of investment it would have taken 35 years. Based on a report completed in 2001 - the pipe was already deteriorating and an estimate was given that 90% of the pipe should be rehabilitated by around 2020. To date we have about 26% rehabilitated. This bond will allow us to rehabilitate the rest using cured in place pipe lining technology to save money and decrease the projects footprint. We did receive the approval the office of state comptroller for this project as well.

9/15/20



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 196 - 2020

SEP 15 2020

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

SETTING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING THE PROPOSED REHABILITATION AND IMPROVEMENT OF THE SARATOGA COUNTY SEWER DISTRICT SEWER INTERCEPTOR AND RELATED FACILITIES

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, the sewer interceptor and related facilities serving properties in the District are in need of rehabilitation and improvement, as described in the report prepared by MJ Engineering & Land Surveying, P.C. dated January 2020 (the "Engineer's Report"); and

WHEREAS, the estimated maximum cost of the rehabilitation and improvement of the sewer interceptor and related facilities, including acquisition and installation of equipment, machinery or apparatus required in connection therewith (the "Project"), is \$ 29,800,000; and

WHEREAS, the cost of the Project is proposed to be financed through the issuance of bonds by Saratoga County on behalf of the District; and

WHEREAS, the annual net cost to the typical property in the District as a result of such costs has been estimated to be \$ 22.46; and

WHEREAS, Saratoga County Sewer District No. 1 and its consultant MJ Engineering has previously determined that the Project is a "Type II Action" under the State Environmental Quality Review Act, requiring no further review thereunder; and

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

RESOLVED, that pursuant to the provisions of County Law §268, a public hearing be and the same hereby is called upon the proposal by Saratoga County Sewer District No. 1 to undertake the rehabilitation and improvement of the sewer interceptor and related facilities serving properties in the District, including acquisition and installation of equipment, machinery or apparatus required in connection therewith, as described in the Engineer's Report; said public hearing to be held on October 14, 2020 at 4:25 p.m. at the chambers of the Saratoga County Board of Supervisors, 40 McMaster Street, in the Village of Ballston Spa, New York; and be it further

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

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No budget impact.

11/17/20



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 245 - 2020

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

APPROVING THE PROPOSED REHABILITATION AND IMPROVEMENT OF THE SARATOGA COUNTY SEWER DISTRICT SEWER INTERCEPTOR AND RELATED FACILITIES

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

WHEREAS, a 14.04 mile section of the District's sewer interceptor and related facilities serving properties in the District are in need of rehabilitation and improvement, as described in the report prepared by M.J. Engineering & Land Surveying, P.C. dated January 2020 (the "Engineer's Report"); and

WHEREAS, the estimated maximum cost of the rehabilitation and improvement of said section of sewer interceptor and related facilities, including acquisition and installation of equipment, machinery or apparatus required in connection therewith (the "Project"), is \$29,800,000; and

WHEREAS, the cost of the Project is proposed to be financed through the issuance of bonds by Saratoga County on behalf of the District; and

WHEREAS, the annual net cost to the typical property in the District as a result of such costs has been estimated to be \$22.46; and

WHEREAS, the Sewer District and their consulting engineers have previously determined that the Project is a "Type II Action" under the State Environmental Quality Review Act, requiring no further review thereunder; and

WHEREAS, on September 15, 2020, the Board of Supervisors duly adopted Resolution 196-2020, calling a meeting of the Board of Supervisors for the purpose of holding a public hearing regarding the proposed project; and

WHEREAS, such Resolution authorized and directed the Clerk of the Board of Supervisors to publish the notice of public hearing; and

WHEREAS, notice of said public hearing was duly published in the manner provided by law and proof thereof was submitted to said Board of Supervisors; 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 said County, on October 14, 2020 at 4:25 p.m.; and

NOW, THEREFORE BE IT

RESOLVED, that upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest of the people of the County of Saratoga residing within the boundaries of the District to undertake the rehabilitation and improvement of the deteriorating 14.04 mile section of sewer interceptor and related facilities serving properties in the District, including acquisition and installation of equipment, machinery or apparatus required in connection therewith, as described in the Engineer's Report, at a maximum estimated cost of \$29,800,000; and be it further

RESOLVED, the cost of the Project shall be financed by the issuance of bonds of the County in an amount not to exceed \$29,800,000 and the costs of the Project including payment of principal and interest on said bonds, shall be apportioned 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 will be amended and adopted on an annual basis; and be it further

RESOLVED, that no expenditure for the Project shall be made or contract let until the New York State Comptroller has provided its consent in accordance with County Law Section 268. Appropriate County officers and staff are hereby directed to prepare an application to the New York State Comptroller in the manner provided by law; and be it further

RESOLVED, that the financing of the Project shall not occur until the Board of Supervisors has adopted a Bond Resolution in accordance with the New York Local Finance Law; and be it further

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: No budget impact on the 2020 Saratoga County Budget.



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

TO: Steve Bulger, County Administrator
Ridge Harris, Deputy County Administrator
Michael Hartnett, County Attorney
Therese Connolly, Clerk of the Board

CC: Jason Kemper, Planning Director
Bridget Rider, Deputy Clerk of the Board
Matt Rose, Management Analyst
Clare Giammusso, County Attorney's Office

FROM: Sewer District

DATE: 2/3/22

RE: Reappropriation of Capital funds from 2021 to 2022

COMMITTEE: Law and Finance

1. Is a Resolution Required: **YES** or **NO**
(If YES, please complete #2- #10) (If NO, skip to #10 and provide reason for bringing the item)

2. Is a Budget Amendment needed: **YES** or **NO**
(If yes, budget lines and impact must be provided)

See attached spreadsheet for budget lines to be modified

3. Are there Amendments to the Compensation Schedule: **YES** or **NO**
(If yes, provide details)

4. Specific details on what the resolution will authorize:

The resolution will authorize the re-appropriation of funds from 2021 ongoing capital projects to the 2022 budget. The projects include - Ammonia Upgrade Design, Biosolids Management Facility Design, Secondary Clarifier design, Roof Replacement for Building 2 at the WWTP, pump station design, still water pipe rehab design among others. A previous re-appropriation resolution from last year is attached. This is a typical annual resolution for the sewer district.

5. Does this item require hiring a Vendors/Contractors: **YES** or **NO**

- a. Were bids/proposals solicited: No
- b. Is the vendor/contractor a sole source: No
- c. Commencement date of contract term: TBD
- d. Termination of contract date: N/A
- e. Contract renewal and term:
- f. Contact information:
- g. Is the vendor/contractor an LLS, PLLC or partnership:
- h. State of vendor/contractor organization:
- i. Is this a renewal agreement: **YES** or **NO**
- j. Vendor/Contractor comment/remarks:



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

6. Is this an annual housekeeping resolution: YES or NO
(If yes, attach the last approved resolution)
- a. What were the terms of the prior resolution
 - b. Are the terms changing:
 - c. What is the reason for the change in terms:
7. Is a new position being created: YES or NO
- a. Effective date
 - b. Salary and grade
8. Is a new employee being hired: YES or NO
- a. Effective date of employment
 - b. Salary and grade
 - c. Appointed position:
 - d. Term:
9. Is a grant being accepted: YES or NO
- a. Source of grant funding:
 - b. Amount of grant:
 - c. Purpose grant will be used for:
 - d. Equipment and/or services being purchased with the grant:
 - e. Time period grant covers:
10. Remarks/Reasoning (Supporting documentation must be attached to this form):
- See previous resolution attached. The budget lines and amounts and amounts are highlighted in Red in the attached spreadsheet. The budget is ES.81.(812/813 see spreadsheet).



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 57 - 2021

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

AMENDING THE 2021 BUDGET TO REAPPROPRIATE UNSPENT FUNDS RELATING TO CAPITAL AND OTHER 2020 SARATOGA COUNTY SEWER DISTRICT NO. 1 PROJECTS

WHEREAS, unexpended 2020 funds for Saratoga County Sewer District No. 1's capital projects, including, but not limited to, Pump Station rehabilitations, engineering services for the Joint Feasibility Study, engineering services for the Saratoga Springs Pump Station Upgrade, HVAC and new storage building construction at the Wastewater Treatment Plant and secondary Clarifier Upgrades in the amount of \$8,163,891.80 need to be re-appropriated to the 2021 budget in order to complete the balance of work related to said projects in 2021, now, therefore, be it

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

SEWER DISTRICT:

Appropriations:

Increase Acct.: #ES.81.812-7092 Infrastructure	\$ 555,537.80
Increase Acct.: #ES.81-812-7098 Professional Services for Capital Purposes	\$ 636,660.00
Increase Acct.: #ES.81-813-7095 Capital Equipment	\$4,573,870.00
Increase Acct.: #ES.81-813-7098 Professional Services	<u>\$2,397,824.00</u>
	\$8,163,891.80

Revenues:

Increase Acct.: #ES-0599.B Appropriated Fund Balance	\$8,163,891.80
--	----------------

BUDGET IMPACT STATEMENT: None. Funds for capital projects in the 2020 budget will be re-appropriated to the 2021 budget and cover the total projected costs of all new and ongoing capital projects.

SCSD No. 1 - 2021 to 2022 Capital Budget Reappropriations

812.7092		
Quadrant Biosciences WW Analysis	\$	37,000.00
Knox Woods/Riverside Trinity	\$	395,541.30
Knox Woods/Riverside 1 CKM Electrical	\$	122,996.50
Total	\$	555,537.80 812.7092
812.7098		
Chazen Companies Knox Woods/Riverside & land I	\$	36,063.50 Maybe add\$ 33,763
D&R Pump Station Upgrade	\$	127,720.00
MJ Interceptor Rehab Design	\$	32,063.50
Weston and Sampson SS Pump Station	\$	160,310.00
Total	\$	356,157.00 812.7098
	\$	911,694.80 812 Totals
813.7095		
HVAC and Roof Upgrades at the WWTP	\$	2,200,000.00
Building 2 Roof Repair	\$	352,811.00
Centrica Solar Array	\$	53,408.30
Secondary Clarifier, MCC, Gate Upgrade	\$	4,000,000.00
Hot water supply and Return Piping	\$	498,082.06
Total	\$	7,104,301.36 813.7095
813.7098		
GPI storage Building Roof and HVAC Repair	\$	168,080.00
B&L Ammonia Upgrade	\$	267,531.00
Arcadis Joint Digester Facility Engineering	\$	3,000,000.00
Secondary Clarifier	\$	161,190.89
Local Limits	\$	47,000.00
CMMS and Asset Management	\$	40,776.19
Total	\$	3,684,578.08 813.7098
	\$	10,788,879.44 813 Totals
	\$	555,537.80 812.7092
	\$	356,157.00 812.7098
	\$	7,104,301.36 813.7095
	\$	3,684,578.08 813.7098

\$ 11,700,574.24 Tot. Reappropriation

\$ Difference for each account **AVAILABLE 2021 CAPITAL \$**

\$ 2,587,315.66 Avail Cap 812.7092

\$ 392,023.00 Avail Cap 812.7098

\$ 2,979,338.66 TOTAL 812

\$ 6,205,513.57 Avail Cap 813.7095

\$ 3,565,009.00 Avail Cap 813.7098

\$ 9,770,522.57 TOTAL 813

Tot ####

\$ 12,749,861.23 Total in all Capital Accounts

\$ 89,267.77 Subtract Outstanding Pay

\$ 12,660,593.46 Total Available for reappropriation

\$ 960,019.22 Difference in capital accounts -



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

TO: Steve Bulger, County Administrator
Ridge Harris, Deputy County Administrator
Michael Hartnett, County Attorney
Therese Connolly, Clerk of the Board

CC: Jason Kemper, Planning Director
Bridget Rider, Deputy Clerk of the Board
Matt Rose, Management Analyst
Clare Giammusso, County Attorney's Office

FROM: Sewer District

DATE: 2/3/22

RE: Contract amendment for Chazen Companies for Inspection Work for Stillwater I&I reduction project

COMMITTEE: Law and Finance

1. Is a Resolution Required: **YES** or **NO**
(If YES, please complete #2- #10) (If NO, skip to #10 and provide reason for bringing the item)

2. Is a Budget Amendment needed: **YES** or **NO**
(If yes, budget lines and impact must be provided)

3. Are there Amendments to the Compensation Schedule: **YES** or **NO**
(If yes, provide details)

4. Specific details on what the resolution will authorize:

The resolution will authorize the chairmen to execute an amended agreement with The Chazen Companies in the amount of \$33,763. This will amend previous resolutions 244-2020 and 139-2019. Both resolutions are attached below. The original proposal for pipe rehabilitation work in the Town of Stillwater did not include funds for construction inspection. This resolution with authorize amending the contract to include funds for construction inspection. The total contract amount will go from \$193,500 to \$227,263.

5. Does this item require hiring a Vendors/Contractors: **YES** or **NO**

- a. Were bids/proposals solicited: Originally Yes
- b. Is the vendor/contractor a sole source: No
- c. Commencement date of contract term: TBD
- d. Termination of contract date: N/A
- e. Contract renewal and term:
- f. Contact information: Brady Sherlock 4 British American Boulevard Latham, NY 12110
- g. Is the vendor/contractor an LLS, PLLC or partnership: DPC
- h. State of vendor/contractor organization: New York
- i. Is this a renewal agreement: **YES** or **NO**
- j. Vendor/Contractor comment/remarks:

Vendor performed design, did not have inspection hours in original proposal



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

6. Is this an annual housekeeping resolution: YES or NO
(If yes, attach the last approved resolution)
- What were the terms of the prior resolution
 - Are the terms changing:
 - What is the reason for the change in terms:
7. Is a new position being created: YES or NO
- Effective date
 - Salary and grade
8. Is a new employee being hired: YES or NO
- Effective date of employment
 - Salary and grade
 - Appointed position:
 - Term:
9. Is a grant being accepted: YES or NO
- Source of grant funding:
 - Amount of grant:
 - Purpose grant will be used for:
 - Equipment and/or services being purchased with the grant:
 - Time period grant covers:
10. Remarks/Reasoning (Supporting documentation must be attached to this form):
- See previous resolution attached.

December 13, 2021

Mr. Daniel Rourke, P.E.
Executive Director
Saratoga County Sewer District No. 1
PO Box 550
Mechanicville, New York 12118

*Re: Proposal for Professional Services – Mod 1
Riverside Sanitary Sewer Rehabilitation
Saratoga County, New York
Chazen Project No.: 31961.01*

Dear Mr. Rourke:

The Chazen Companies (Chazen) are pleased to submit this professional services modification proposal associated with the Riverside Sanitary Sewer Rehabilitation project. Please find our current project understanding, scope of services and associated fee schedule below.

SCOPE OF SERVICES

The following represents the tasks that you have requested, and that we believe are necessary to accomplish your desired objectives. Please refer to Schedule and Fee Summary table near the end of this proposal for the costs and time schedules associated with each task.

Task 05 – Construction Administration Services

Scope – Chazen will provide construction phase services related to the proposed improvements including both construction administration and construction inspection. Chazen will be responsible for maintaining contract documentation, reviewing project scheduling, and maintaining accurate recording of construction activities. The construction administration services provided in this task include:

- Issuance of a Notice of Award/Notice to Proceed following award of the construction contract(s) by the SCSD;
- Preparation of complete, executed contract documents and distribution of copies to all parties;
- Attendance at a pre-construction meeting;
- Review and approval of submittals and shop drawings as provided by the Contractor(s);
- Response to questions and requests for information (RFIs) from the Contractor(s) during construction;
- Attendance at regularly scheduled construction progress meetings;
- Review and approval of construction design changes. Change orders resulting in a change in the contract value or substantially affecting the completed works will be reviewed with the SCSD prior to approval;
- Preparation and distribution of change orders for review and approval by the SCSD;
- Review and certifications of Contractor's payment requests;
- Coordination of construction activities, including pump station bypass, project phasing, and system startup;

New York: Hudson Valley • Capital District • North Country • Westchester
Tennessee: Nashville • Chattanooga **Oregon:** Portland

- Provide documentation of system startup;
- As work approaches substantial completion, prepare punch list items for each contract;
- Following final completion, provide written certification of completion for release of retainage and certification of compliance with design and operational parameters, including system performance report;
- Prepare an operation and maintenance manual, including operation and maintenance information provided by equipment manufacturers, shop drawings, and warranty information, and;
- Provide one (1) reproducible set of record drawings and one (1) digital copy of record drawings in a file format as requested by the SCSD.

It is anticipated that the project will achieve substantial completion twenty six (26) weeks following the issuance of the Notice to Proceed. If additional time is added to the Contract, Chazen will provide a supplemental modification proposal for additional Construction Administration Services.

Task 06 – Part Time Construction Inspection Services

Scope – Chazen will provide a qualified field representative to conduct construction inspection for the during of construction. Inspection staff will be present part-time during the project. Critical phases of the project may require more frequent inspection time onsite. This is anticipated to be during the initial commencement of construction work to set a standard of quality and review any comments/questions between the Contractor, Engineer, and SCSD. Inspection staff will maintain daily reports, as well as other records critical to the documentation of the construction process. Such documentation will be provided to the SCSD on a bi-weekly basis, or when otherwise requested.

Chazen's proposal includes a total of 300 hours of inspection time for the project. Based as the scope of work as stated in the RFP and understood by Chazen, this is believed to be adequate. In the event that during the course of construction it is determined that additional inspection time is necessary, Chazen will submit advanced, formal notification to the SCSD stating as such, along with an estimate for the total additional time necessary to provide inspection services in accordance with the approved scope of work. No additional construction inspection hour will be charged beyond the 300 hours contained in this proposal without the explicit consent of the SCSD. Billing for construction inspection services will be performed on a time and material basis, and unused inspection time will not be charged.

Professional Services Fee Schedule

Chazen proposes to bill each task as indicated in the following Fee and Time Schedule Summary. Invoices will be issued monthly for all services performed during that month, and are payable upon receipt. Lump Sum tasks will be billed according to milestone completions for each deliverable, or commensurately with the percentage of the task which has been completed.

Fee and Time Schedule Summary

Tasks		Fee Estimates		Proposed Schedules
Task No.	Task Description	Lump Sum Fee Bill	Time and Materials Estimate	Projected Start / End Dates ⁽¹⁾
06	Construction Administration Services	\$10,483	---	Start: Week 1 End: Week 26
06	Part Time Construction Inspection Services	---	\$23,280	Start: Week 1 End: Week 26
Total Estimated Fee:		\$33,763		

¹ Projected start and end dates are subject to change and are based on date from authorization to proceed. Because certain aspects of the project are outside of Chazen’s control (e.g., review agency schedules, actions, and approvals), Chazen cannot guarantee completion of the project within these proposed schedules.

Agreement

As formal direction to proceed, please provide authorization in accordance with the County’s procedures. If you have any questions or require additional information, please do not hesitate to contact this office at (518) 273-0055.

Sincerely,



Brady M. Sherlock, P.E.
Manager, Municipal Services

Cc: Eric P. Johnson, P.E., LEED AP - Chazen
Joseph M. Lanaro, P.E. - Chazen

Saratoga County Sewer District #1 Riverside Sanitary Sewer Rehabilitation

Manpower Estimate

		Chazen, A LaBella Company						
Personnel		Eric P. Johnson, PE, LEED AP	Brady M. Sherlock, PE	Kevin Gallgher, EIT	Connors, Michael ¹	Field Inspection Staff ²	Total Hours	Task Totals
Billing Rate		\$182	\$162	\$89	\$127	\$70		
Task #	Task Description							
5	Construction Administration Services	4	30	55		89	\$10,483	
6	Construction Inspection Services				40	260	\$23,280	
Total Hours		4	30	55	40	260	389	\$33,763

¹ Mr. Connors will provide management of field construction staff. His billed time shall not exceed 40 hours without prior autho

² Chazen will provide qualified inspection staff with wastewater collection experience. Inspector provided will depend on projec



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 139 - 2019

Introduced by Supervisors Allen, Kinowski, Ostrander, Pemrick, Schopf, Szczepaniak and Wright

AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH CHAZEN ENGINEERING, LAND SURVEYING & LANDSCAPE ARCHITECTURE CO. DPC FOR DESIGN, CONSTRUCTION ADMINISTRATION AND CONSTRUCTION INSPECTION SERVICES RELATED TO PLANNED UPGRADES TO SARATOGA COUNTY SEWER DISTRICT NO. 1'S KNOX WOODS AND RIVERSIDE #1 PUMP STATIONS

WHEREAS, the 2019 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, the Riverside #1 pump station was built as part of the original County sewer system installed in the 1970s, and the Knox Woods pump station was installed in 1987; and

WHEREAS, the Saratoga County Sewer District Commission solicited and received professional engineering proposals for the design, construction administration and construction inspection services related to the planned upgrades to the Riverside #1 and Knox Woods pump stations; and

WHEREAS, the Sewer District Commission and the Sewer District's Executive Director have recommended that the proposal of Chazen Engineering, Land Surveying & Landscape Architecture Co. DPC for the provision of said design, construction administration and construction inspection services at a cost of \$110,000 be accepted for the reasons that it provided the best value based on experience and price; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an agreement with Chazen Engineering, Land Surveying & Landscape Architecture Co. DPC of Poughkeepsie, New York for design, construction administration and construction inspection services relative to the planned upgrades to Saratoga County Sewer District No. 1's Knox Woods and Riverside #1 pump stations, at a cost not to exceed \$110,000; with the form and content of such agreement to be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. Funds are available in the Sewer District's 2019 budget.



SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 244 - 2020

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

AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH THE CHAZEN COMPANIES ENGINEERING D.P.C. FOR EVALUATION AND DESIGN SERVICES FOR INFLOW AND INFILTRATION PROJECTS RELATED TO PLANNED UPGRADES TO SARATOGA COUNTY SEWER DISTRICT NO. 1'S RIVERSIDE #1 PUMP STATION IN THE TOWN OF STILLWATER

WHEREAS, pursuant to Resolution 139-2019, the County entered into an agreement with Chazen Engineering, Land Surveying & Landscape Architecture Co. DPC ("Chazen") to provide design, construction administration and construction inspection services relative to the planned upgrades to Saratoga County Sewer District No. 1's Knox Woods and Riverside #1 pump stations, at a cost not to exceed \$110,000; and

WHEREAS, the Riverside #1 pump station was built as part of the original County sewer system installed in the 1970s, and incorporated existing pipe in the area that pre-dated the construction of the pump station, which pipe is composed of vitrified clay pipe and is susceptible to multiple failures; and

WHEREAS, the New York State Department of Environmental Conservation ("NYSDEC") has included in its comments on the Riverside pump station upgrades a directive that the Sewer District begin evaluating and designing inflow and infiltration projects for the Riverside area so as to protect the pump station; and

WHEREAS, as the NYSDEC has requested these upgrades be completed in their pump station project review letter, the Sewer District Commission and the Executive Director of the Sewer District have recommended that the County execute an amendment to the existing agreement with The Chazen Companies Engineering D.P.C. for the provision of evaluation and design services for inflow and infiltration projects for the Riverside area at an additional a cost of \$83,500; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an amendment to the agreement with The Chazen Companies Engineering D.P.C. of Poughkeepsie, New York, for the provision of evaluation and design services for inflow and infiltration projects for the Riverside #1 pump station area in the Town of Stillwater, at an additional cost of \$83,500, thereby increasing the total contract to the not to exceed amount of \$193,500; with the form and content of such amendment to be subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: None. Funds are available in the Sewer District's 2020 budget.



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

TO: Steve Bulger, County Administrator
Ridge Harris, Deputy County Administrator
Michael Hartnett, County Attorney
Therese Connolly, Clerk of the Board

CC: Jason Kemper, Planning Director
Bridget Rider, Deputy Clerk of the Board
Matt Rose, Management Analyst
Clare Giammusso, County Attorney's Office
Audra Hedden, County Administrator's Office
Stephanie Hodgson, Director of Finance

FROM: Steve Bulger, County Administrator

DATE: 2/7/2022

RE: Sewer District extension

COMMITTEE: Law & Finance

1. Is a Resolution Required: **YES** or **NO**
(If YES, please complete #2- #10) (If NO, skip to #10 and provide reason for bringing the item)

2. Is a Budget Amendment needed: **YES** or **NO**
(If yes, budget lines and impact must be provided)

3. Are there Amendments to the Compensation Schedule: **YES** or **NO**
(If yes, provide details)

4. Specific details on what the resolution will authorize:
This resolution will authorize a commitment of \$2M in ARPA funds for the extension of the Saratoga County Sewer Line into the Towns of Moreau and Wilton.

5. Does this item require hiring a Vendors/Contractors: **YES** or **NO**

- a. Were bids/proposals solicited:
- b. Is the vendor/contractor a sole source:
- c. Commencement date of contract term:
- d. Termination of contract date:
- e. Contract renewal and term:
- f. Contact information:
- g. Is the vendor/contractor an LLS, PLLC or partnership:
- h. State of vendor/contractor organization:
- i. Is this a renewal agreement: **YES** or **NO**
- j. Vendor/Contractor comment/remarks:



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

6. Is this an annual housekeeping resolution: YES or NO
(If yes, attach the last approved resolution)
- a. What were the terms of the prior resolution
 - b. Are the terms changing:
 - c. What is the reason for the change in terms:
7. Is a new position being created: YES or NO
- a. Effective date
 - b. Salary and grade
8. Is a new employee being hired: YES or NO
- a. Effective date of employment
 - b. Salary and grade
 - c. Appointed position:
 - d. Term:
9. Is a grant being accepted: YES or NO
- a. Source of grant funding:
 - b. Amount of grant:
 - c. Purpose grant will be used for:
 - d. Equipment and/or services being purchased with the grant:
 - e. Time period grant covers:
10. Remarks/Reasoning (Supporting documentation must be attached to this form):
- Budget impact statement: These funds have been included in the recommended ARPA Infrastructure expenditures list for the County's Long Range Capital Planning Committee and will be taken from the \$22M County ARPA Fund payment scheduled in June 2022.