



Law & Finance Committee

June 14, 2023 4PM

40 McMaster Street, Ballston Spa, NY

Chair: Jonathan Schopf

Members:

Phil Barrett-VC
Diana Edwards
Joe Grasso
John Lant
Kevin Tollisen
Matt Veitch

Welcome and Attendance

Approval of the minutes from May 10, 2023

HEALTH & HUMAN SERVICES

- Authorizing use of opioid settlement funds by Saratoga County Department of Health to support prevention programs, prevent misuse of opioids, and prevent overdose deaths and other harms, and amending the 2023 County budget in relation thereto.
(Daniel Kuhles, Commissioner of Health)
BUDGET IMPACT: The budget will be amended to accept these funds and authorize the related expenses.
- Authorizing the acceptance of year 10 Local Health Department Performance Incentive award, and amending the 2023 County budget in relation thereto.
(Daniel Kuhles, Commissioner of Health)
BUDGET IMPACT: The budget will be amended to accept these funds, authorize the related expenses, and increase fund balance by \$9,000.
- Authorizing use of opioid settlement funds by Saratoga County Department of Health to support substance misuse education programs for youth, and amending the 2023 County budget in relation thereto.
(Daniel Kuhles, Commissioner of Health)
BUDGET IMPACT: The budget will be amended to accept these funds and authorize the related expenses.
- Authorizing an agreement with Nixon Peabody, LLC for the provision of professional legal services.
(Daniel Kuhles, Commissioner of Health)
BUDGET IMPACT: No Budget Impact. Funds are included in the Department Budget.
- Adopting a fee schedule for Saratoga County Department of Health Environmental Health Programs.
(Daniel Kuhles, Commissioner of Health)
BUDGET IMPACT: No Budget Impact.

PUBLIC WORKS

- Authorizing an intermunicipal agreement with the Town of Wilton and amending the 2023 County budget in relation thereto.
(Chad Cooke, Commissioner of Public Works)
BUDGET IMPACT: No Budget Impact. Funds are included in the Department Budget.

BUILDINGS & GROUNDS

- Authorizing a memorandum of understanding with the State of New York for the lease of office space in the Services Building for the occupancy by the New York State Department of Labor.
(Chad Cooke, Commissioner of Public Works)
BUDGET IMPACT: No Budget Impact. Funds are included in the Department Budget.
- Authorizing payment to CPC Development I, LLC for the lease of space for a satellite office for the Saratoga County Department of Motor Vehicles.
(Chad Cooke, Commissioner of Public Works)
BUDGET IMPACT: No Budget Impact. Funds are included in the Department Budget.

AIRPORT IMPROVEMENT

- Authorizing the acceptance of the feasibility study recommendations and authorizing use of a project labor agreement for Fixed Base Operator Terminal Building at the Saratoga County Airport.
(Chad Cooke, Commissioner of Public Works)
BUDGET IMPACT: No Budget Impact.

LEGISLATIVE & GOVERNMENT AFFAIRS

- Amending the Policies and Procedures Manual under Voucher Audit Procedure.
(D'Arcy Plummer, County Auditor)
BUDGET IMPACT: No Budget Impact.

PUBLIC SAFETY

- Amending Resolution 109-2022 and authorizing an amended agreement with Jaqueline Bashkoff, PHD for the provision of expert psychological services to assist the Public Defender's Office.
(Andrew Blumenberg, Public Defender)
BUDGET IMPACT: No Budget Impact. Funds are included in the Department Budget.
- Authorizing an agreement with the Prevention Council of Saratoga County Inc. for certified recovery peer advocate services at the Saratoga County Correctional Facility.
(Michael Zurlo, County Sheriff)
BUDGET IMPACT: No Budget Impact. Funds are included in the Department Budget.

- Authorizing an agreement with the New York State Division of Criminal Justice Services to accept a 2023 Crimes Against Revenue Program Grant.
(Karen Heggen, District Attorney)
BUDGET IMPACT: No Budget Impact. Funds are included in the Department Budget.
- Authorizing an agreement with Mission Critical Partners, LLC for the maintenance of the County's Computer-Aided Dispatch System.
(André Delvaux, Director of Emergency Management)
BUDGET IMPACT: The budget will be amended to increase appropriations and decrease fund balance by \$21,405.
- Authorizing a four-year maintenance service agreement with Motorola Solutions, Inc. for maintenance of the County's Public Safety Radio infrastructure.
(André Delvaux, Director of Emergency Management)
BUDGET IMPACT: No Budget Impact. Funds are included in the Department Budget.
- Authorizing the transfer of ARPA funds and purchase of a County Hazardous Material Response Vehicle.
(André Delvaux, Director of Emergency Management)
BUDGET IMPACT: The budget will be amended to accept these funds and authorize the related expenses.

HUMAN RESOURCES & INSURANCE

- Amending the Saratoga County Policies and Procedure Manual to adopt a Remote/Telework Program policy.
(Scot Chamberlain, Director of Human Resources)
BUDGET IMPACT: No Budget Impact.
- Appointing Kelly Devall as acting Director of the Animal Shelter and authorizing a temporary increase in compensation.
(Scot Chamberlain, Director of Human Resources)
BUDGET IMPACT: No Budget Impact. Funds are included in the Department Budget.

ECONOMIC DEVELOPMENT

- Authorizing the transfer of funds from the Economic Development Reserve Fund and amending the 2023 County budget in relation thereto.
(Jason Kemper, Director of Planning & Economic Development)
BUDGET IMPACT: The budget will be amended to increase appropriations and decrease the Economic Development Grant Reserve Fund by \$14,200.

TRAILS & OPEN SPACE

- Amending Resolution 378-2022 to reduce the total project cost and award amount to the Town of Greenfield for the Middle Grove Town Park Expansion accredited by the Farmland/Open Space Preservation grant program.
(Jason Kemper, Director of Planning & Economic Development)
BUDGET IMPACT: No Budget Impact.
- Authorizing the transfer of funds from the County Open Space Reserve and amending the 2023 County budget in relation thereto.
(Jason Kemper, Director of Planning & Economic Development)
BUDGET IMPACT: The budget will be amended to increase appropriations and decrease the Open Space Reserve Fund by \$2,319.37.

LAW & FINANCE

- Authorizing an agreement with General Control Systems Inc. for the maintenance services and equipment upgrades for the instrumentation systems at the Saratoga County Sewer District No. 1's Wastewater Treatment Plant and Collections System..
(Dan Rourke, Executive Director of Sewer District)
BUDGET IMPACT: No Budget Impact. Funds are included in the Department Budget.
- Authorizing an intermunicipal agreement with the Town of Moreau for the joint construction, operation and maintenance of a Forcemain located in the Towns of Moreau and Wilton.
(Dan Rourke, Executive Director of Sewer District)
BUDGET IMPACT: No Budget Impact.
- Authorizing a revenue sharing agreement with the towns and cities relative to host community benefit programs received from the CHPE, LLC in connection with the Champlain Hudson Power Express Project.
(Steve Bulger, County Administrator)
BUDGET IMPACT: No Budget Impact.
- Urging the Governor to veto A.04282B/S.3505B to move certain local elections to even-numbered years.
(Steve Bulger, County Administrator)
BUDGET IMPACT: No Budget Impact.

EXECUTIVE SESSION

- Discussion regarding collective negotiations pursuant to article fourteen of the Civil Service Law.

OTHER BUSINESS

- Law and Finance Committee approval required for a partial distribution of funds for projects identified by the Supervisors of Saratoga Springs.

(Steve Bulger, County Administrator)

BUDGET IMPACT: No Budget Impact. Funds are included in the Department Budget.

- **Setting agenda for Board Meeting Scheduled For June 20, 2023**

Adjourn



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

TO: Steve Bulger, County Administrator
Ridge Harris, Deputy County Administrator
Michelle Granger, County Attorney
Therese Connolly, Clerk of the Board
Stephanie Hodgson, Director of Budget

CC: John Warmt, Director of Purchasing
Jason Kemper, Director of Planning and Economic Development
Bridget Rider, Deputy Clerk of the Board
Matt Rose, Management Analyst
Tracy Goodson, County Attorney's Office
Audra Hedden, County Administrator's Office

DEPARTMENT: Sewer District #1

DATE: 6/7/2023

COMMITTEE: Law & Finance

1. Is a Resolution Required:

Yes, Contract Approval

2. Proposed Resolution Title:

Approve a new contract with General Control Systems Inc. for an amount not to exceed \$40,000 contract for work related to SCSD #1's SCADA system.

3. Specific Details on what the resolution will authorize:

General Controls is our sole provider of SCADA services at SCSD #1 as they have an intimate knowledge of the hardware and software. We have purchased software that allows us to report permitted values from our instrumentation to our month discharge monitoring report. The existing software was housed on a old server that has reached its end of life, and we need to replace the server. IT stated the best course would be to purchase the server through our SCADA vendor as they are aware of the requirements, set up, troubleshooting etc. This cost covers the server costs, time to configure the server and the software, as well as some additional time for potential SCADA issues that occur in 2023.

This column must be completed prior to submission of the request.

County Attorney's Office
Consulted

4. Is a Budget Amendment needed: YES or NO
If yes, budget lines and impact must be provided.
Any budget amendments must have equal and offsetting entries.

County Administrator's Office
Consulted

- Please see attachments for impacted budget lines.
(Use ONLY when more than four lines are impacted.)

Revenue

Account Number	Account Name	Amount
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Expense

Account Number	Account Name	Amount
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Fund Balance (if applicable): (Increase = additional revenue, Decrease = additional expenses)

Amount:

5. Identify Budget Impact (**Required**):

No Budget Impact. Funds are included in the Department Budget

- a. G/L line impacted ES.81.813-8293
- b. Budget year impacted 2023
- c. Details

6. Are there Amendments to the Compensation Schedule?

YES or NO (If yes, provide details)

a. Is a new position being created? Y N

Effective date

Salary and grade

b. Is a new employee being hired? Y N

Effective date of employment

Salary and grade

Appointed position:

Term

c. Is this a reclassification? Y N

Is this position currently vacant? Y N

Is this position in the current year compensation plan? Y N

Human Resources Consulted

7. Does this item require the awarding of a contract: Y N

a. Type of Solicitation

b. Specification # (BID/RFP/RFQ/OTHER CONTRACT #)

c. If a sole source, appropriate documentation, including an updated letter, has been submitted and approved by Purchasing Department? Y N N/A

d. Vendor information (including contact name):

General Control Systems Inc.

17 Corporate Circle Albany NY 12203

e. Is the vendor/contractor an LLC, PLLC, or partnership: LLC

f. State of vendor/contractor organization: NY

g. Commencement date of contract term: 1/1/2023

h. Termination of contract date: 12/31/2023

i. Contract renewal date and term:

k. Is this a renewal agreement: Y N

l. Vendor/Contractor comment/remarks:

They provide all repairs for our SCADA system which is integral in maintaining compliance with our SPDES permit.

Purchasing Office Consulted
Yes

County Administrator's Office
Consulted

8. Is a grant being accepted: YES or NO
- a. Source of grant funding:
 - b. Agency granting funds:
 - c. Amount of grant:
 - d. Purpose grant will be used for:
 - e. Equipment and/or services being purchased with the grant:
 - f. Time period grant covers:
 - g. Amount of county matching funds:
 - h. Administrative fee to County:

9. Supporting Documentation:

- Marked-up previous resolution
- No Markup, per consultation with County Attorney
- Information summary memo
- Copy of proposal or estimate
- Copy of grant award notification and information
- Other Rate Sheet and Server Quote

10. Remarks:



GENERAL CONTROL SYSTEMS

General Control Systems, Inc.

Engineering and Field Rate Schedule

January 1, 2023

Activity	Engineer	I&C Technician	Technician	Shop	Engineering Prevailing Rate *	Technician Prevailing Rate *	Notes
FIELD RATES:							
A. Hourly Rate	Standard Rate	Standard Rate	Standard Rate		Prevailing Rate	Prevailing Rate	Up to 8 hours any day, Monday - Friday 7:00 AM - 5:00 PM including incidental living expenses, except overnight.
Domestic	\$171.93/Hr	\$133.87/Hr	\$110.33/Hr	\$78.32/Hr	\$179.63/Hr	\$148.39/Hr	
International	\$216.81/Hr	\$186.45/Hr	\$141.46/Hr				
B. Travel Time			At Standard Hourly Rates.				Time involved in actual total time enroute to and from job site area.
C. Overtime -- Extended Weekdays & Saturdays	Time & ½	Time & ½	Time & ½	Time & ½	Time & ½	Time & ½	Weekday overtime and all hours prior to 7:00 AM or beyond 5:00 PM and all Saturday time. Total overtime not exceeding 16 hours per day. Time and a half.
D. Overtime -- Excess 16 hrs./ Day & Sundays	Double Time	Double Time	Double Time	Double Time	Double Time	Double Time	All Sunday and Holiday work - All time in excess of 16 Hours/day. Double Time.
E. Auto Travel (Round Trip)	\$ 0.91/Mile	\$ 0.91/Mile	\$ 0.91/Mile	\$ 0.91/Mile	\$ 0.91/Mile	\$ 0.91/Mile	Vehicle charges are an aggregate rate for use of company vehicle, including trip charge, fuel, vehicle equipment, OHP.
F. Public Transport and Living.	Cost + 10 %	Cost + 10 %	Cost + 10 %	Cost + 10 %	Cost + 10 %	Cost + 10 %	Transportation & living expenses at cost + 10%, based on a round trip fares for personnel and equipment.
IN HOUSE RATES:							
G. Hourly Rate	\$132.11/Hr	\$96.91/Hr	\$87.67/Hr	\$61.49/Hr	N/A	N/A	
H. Remote/Phone Support	\$132.11/Hr	\$96.91/Hr			N/A	N/A	

* See additional notes on Page 2

NOTES:

1. I&C Technician include instrument calibrations, minor PLC troubleshooting (not Engineer level), etc.
2. Technicians include skilled wiremen, mechanics, draftspersons etc.
3. Engineer include skilled programmer, SCADA programming, network engineering, computer setup and configuration, and instrument configurations, etc.
4. Shop includes general labor such as wire person helper or as necessary to assist engineer or technician.
5. Parts and materials supplied in connection with Field Service work will be priced in accordance with General Control Systems published Condition of Sale.
6. Phone services are either technical phone support or online programming and apply to all non-warranty work. Line charges apply to all online connections made by a General Control Systems engineer whether phone, internet, or wireless.
7. Job Time is calculated portal to portal from Albany, NY.
8. Minimum Charge - 2 Hours.
9. Prevailing rates are charged and paid where required under NY State Labor classifications only. The prevailing rate columns listed above apply where required. Prevailing rates only apply while on site. Travel is charged at standard rates listed above.
10. Our base prevailing rates listed above are calculated using the NY Albany county rate. Where other counties apply, the above prevailing rates are adjusted using an offset difference starting with the county rate where the work took place minus Albany counties rate. This includes the base plus benefits for each counties rate.
11. No discounts apply to any prevailing rate offset adjustments.
12. Vehicle Trip Charge is not subject to IRS regulations for personal mileage rates. This is strictly a vehicle charge for operations per mile and includes overhead and profit on the company vehicle.

Example rate offset adjustment using Rockland county as the county where the work took place, and an Engineer covered under prevailing rate work.

	2022 Albany County Electrician	2022 Rockland County Electrician	
Base Rate:	\$45.00	\$48.00	
Supplemental Benefits: +	<u>\$29.24</u> +	<u>\$27.68</u>	Offset is the counties rates where work took place minus Albany county rate as the reference rate.
sub total	\$74.24	\$75.68	\$75.68 - \$74.24 = \$1.44 County Offset Rate Adjustment Note: Rate offsets are passed on without any markup or additional expenses.
Engineering Prevailing Billing Rate		\$179.63 Per Hr	
County Rate offset adjustment		<u>\$1.44</u> Per Hr	
Adjusted Prevailing Billing Rate		\$181.07 Per Hr	



17 Coporate Circle
 Albany, New York 12203
 Phone: (518) 270-8045 Fax (518) 270-8042
www.generalcontrolsystems.com

QUOTE

QUOTE NO: SQ23-2031
 Rev: 0
 DATE: April 21, 2023
 Quotation Valid for 30 DAYS

To: SCSD #1
 Att: Gene Hutchings

Page: 1
 of: 1

Ph: 518-664-7396 Email: ghutchings@saratogacountyny.gov
 Fax:

Ref: HACH WIMS Server

SALES PERSON	JOB	SHIPPING METHOD	SHIPPING TERMS	DELIVERY DATE	PAYMENT TERMS	DUE DATE
Thomson	N/A	Best Way	Pre Pay & Add	TBD	NET 30	TBD

Line Item	Qty	Description	Unit Price	Line Total
1	1	HACH WIMS Server To Include: (1) Dell PowerEdge R350 Tailor Made, Intel® Xeon® E-2388G 3.2GHz, 16M Cache, 8C/16T, Turbo (95W), 3200 MT/s C3, RAID 1 for 2 HDDs or SSDs (Matching Type/Speed/Capacity) (2) 900GB 15K RPM SAS 12Gbps 512n2.5in Hot-plug Hard Drive, 3.5in HYB CARR (1) Day of on-site installation & configuration Note: Any additional time and/or materials to be billed T/M	\$7,062.00	\$7,062.00
			Subtotal	\$7,062.00
			Sales Tax	
			Total	\$7,062.00

This quotation prepared by: Megean Thomson

THANK YOU FOR YOUR BUSINESS!



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 Albany, New York 12203
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SALES PERSON	JOB	SHIPPING METHOD	SHIPPING TERMS	DELIVERY DATE	PAYMENT TERMS	DUE DATE
Thomson	N/A	Best Way	Pre Pay & Add	TBD	NET 30	TBD

Line Item	Qty	Description	Unit Price	Line Total
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To accept this quotation, sign here and return: X [Signature] 5/1/23

THANK YOU FOR YOUR BUSINESS!



10/19/21

SARATOGA COUNTY BOARD OF SUPERVISORS

RESOLUTION 290 - 2021

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

AUTHORIZING AN AGREEMENT WITH GENERAL CONTROL SYSTEMS, INC. FOR MAINTENANCE SERVICES FOR THE INSTRUMENTATION SYSTEMS AT SARATOGA COUNTY SEWER DISTRICT NO. 1'S WASTEWATER TREATMENT PLANT AND COLLECTION SYSTEM

WHEREAS, the County has previously entered into annual minor contracts with General Control Systems, Inc. ("GCSI") for professional services, equipment and hardware to repair and update instrumentation systems, including the Supervisory Control and Data Acquisition ("SCADA") system throughout the Saratoga County Sewer District No. 1's Wastewater Treatment Plant and collection system; and

WHEREAS, as a result of increasing maintenance needs for the SCADA system this year, including unplanned repair and maintenance, services rendered by GCSI have exceeded the threshold for a minor contract; and

WHEREAS, the Saratoga County Sewer District Commission and the Executive Director of the Saratoga County Sewer District No. 1 have recommended that the County enter into an agreement with General Control Systems, Inc. for professional services, equipment and hardware to repair and update Saratoga County Sewer District No. 1's instrumentation systems, including its SCADA system, and ancillary equipment, for the term January 1, 2021 through December 31, 2021 at a cost not to exceed \$30,000; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an agreement with General Control Systems, Inc., of Green Island, New York for professional services, equipment and hardware to repair and update Saratoga County Sewer District No. 1's instrumentation systems, including its SCADA system, and ancillary equipment, throughout the Sewer District's Wastewater Treatment Plant and collection system, for the term January 1, 2021 through December 31, 2021 at a cost not to exceed \$30,000; and, be it further

RESOLVED, that the form and content of such agreement shall be subject to the approval of the County Attorney; and, be it 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
Michelle Granger, County Attorney
Therese Connolly, Clerk of the Board
Stephanie Hodgson, Director of Budget

CC: John Warmt, Director of Purchasing
Jason Kemper, Director of Planning and Economic Development
Bridget Rider, Deputy Clerk of the Board
Matt Rose, Management Analyst
Tracy Goodson, County Attorney's Office
Audra Hedden, County Administrator's Office

DEPARTMENT: Sewer District #1

DATE: 6/12/2023

COMMITTEE: Law & Finance

1. Is a Resolution Required:

Yes, Other

2. Proposed Resolution Title:

AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF MOREAU FOR THE JOINT CONSTRUCTION, OPERATION AND MAINTENANCE OF A FORCEMAIN LOCATED IN THE TOWNS OF MOREAU AND WILTON.

3. Specific Details on what the resolution will authorize:

This intermunicipal agreement outlines the responsibilities of the Town and County for the construction, operation and maintenance of a forcemain that serves a portion of the Town of Moreau and eventually discharges to SCSD NO.1's WWTP. The agreement outlines the responsibilities such as the scope of the construction, the proposed schedule of completion, billing practices per the Scale of Charges, and any current or future rights both entities maintain with regards to the system. The County Attorney's office has reviewed the language and has approved it. This IMA is required to apply for grant funding via the IMG grant opportunity under the Water Infrastructure Improvement Act. This resolution will also grant Authority to the Executive Director of SCSD No.1 to submit the IMG grant application on behalf of the County. Final form and content will be approved by the county attorney before execution.

This column must be completed prior to submission of the request.

County Attorney's Office
Consulted

4. Is a Budget Amendment needed: YES or NO
If yes, budget lines and impact must be provided.
Any budget amendments must have equal and offsetting entries.

County Administrator's Office
Consulted

Please see attachments for impacted budget lines.
(Use ONLY when more than four lines are impacted.)

Revenue

Account Number	Account Name	Amount
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Expense

Account Number	Account Name	Amount
----------------	--------------	--------

Fund Balance (if applicable): (Increase = additional revenue, Decrease = additional expenses)

Amount:

5. Identify Budget Impact (**Required**):

No Budget Impact

- a. G/L line impacted
- b. Budget year impacted
- c. Details

6. Are there Amendments to the Compensation Schedule?

YES or NO (If yes, provide details)

a. Is a new position being created? Y N

Effective date

Salary and grade

b. Is a new employee being hired? Y N

Effective date of employment

Salary and grade

Appointed position:

Term

c. Is this a reclassification? Y N

Is this position currently vacant? Y N

Is this position in the current year compensation plan? Y N

Human Resources Consulted

7. Does this item require the awarding of a contract: Y N

a. Type of Solicitation

b. Specification # (BID/RFP/RFQ/OTHER CONTRACT #)

c. If a sole source, appropriate documentation, including an updated letter, has been submitted and approved by Purchasing Department? Y N N/A

d. Vendor information (including contact name):

e. Is the vendor/contractor an LLC, PLLC, or partnership:

f. State of vendor/contractor organization:

g. Commencement date of contract term:

h. Termination of contract date:

i. Contract renewal date and term:

k. Is this a renewal agreement: Y N

l. Vendor/Contractor comment/remarks:

Purchasing Office Consulted

County Administrator's Office
Consulted

8. Is a grant being accepted: YES or NO
- a. Source of grant funding:
 - b. Agency granting funds:
 - c. Amount of grant:
 - d. Purpose grant will be used for:
 - e. Equipment and/or services being purchased with the grant:
 - f. Time period grant covers:
 - g. Amount of county matching funds:
 - h. Administrative fee to County:

9. Supporting Documentation:

- Marked-up previous resolution
- No Markup, per consultation with County Attorney
- Information summary memo
- Copy of proposal or estimate
- Copy of grant award notification and information
- Other Draft IMA

10. Remarks:

County Forcemain Connection Intermunicipal Agreement

This Agreement (“Agreement”) is made and entered into this _____ day of _____ 2023 by and between Saratoga County, a municipal corporation existing by and under the laws of the State of New York, acting for Saratoga County Sewer District No.1, and having its principal place of business located at 40 Mc Master Street, Ballston Spa, New York 12020, (hereinafter referred to as the “County”), and the Town of Moreau, a municipal corporation existing by and under the laws of the State of New York, acting for Town of Moreau Sewer District 1, Extension 5, and having its principal place of business located at 351 Reynolds Road, Moreau, New York 12828, (hereinafter referred to as the “Town”), (collectively referred to herein as the “Parties”).

WHEREAS, on April 6, 2021, the Town and County entered into an Agreement to construct a sanitary sewer forcemain (hereinafter referred to as the “County Forcemain Connection”), which will connect the Town to the Saratoga County Sewer District No. 1 (hereinafter referred to as “SCSD”) collection and treatment system, and such April 6, 2021 Agreement remains in effect until construction of the County Forcemain Connection is complete; and

WHEREAS, the Parties are currently constructing the County Forcemain Connection with a scheduled completion date of December 15, 2023; and

WHEREAS, the Parties desire to enter into an Agreement setting forth the terms, as hereinafter described, and each Party’s responsibilities in conjunction therewith; and

WHEREAS, the Town of Moreau is entirely located within the boundaries of Saratoga County Sewer District No. 1; and

NOW, THEREFORE, in consideration of the foregoing and pursuant to the authority vested in the County and the Town by the General Municipal Law, the Town Law, and other statutes of the State of New York, and in consideration of the mutual covenants and agreements hereinafter set forth, the Parties hereto do mutually agree as follows:

ARTICLE 1 – PURPOSE

1. The purpose is to define long-term billing, operation, and maintenance items associated with the County Forcemain Connection.

ARTICLE 2 – TERM

1. This Agreement shall become effective on such date that the Agreement is fully executed by both parties.

ARTICLE 3 – TOWN RESPONSIBILITIES

1. The Town agrees to construct the County Forcemain Connection from Station 228+55 to Station 503+10 as shown on the construction specifications and plans titled “District 1,

Extension 5 County Forcemain Connection,” prepared by Laberge Group, dated November 2022, last revised January 2023 (hereinafter referred to as the “Plans”).

2. Once construction is completed, the Town agrees that the SCSD will be responsible for the operation and maintenance of the portion to be constructed by the Town.
3. The Town agrees to convey ownership and notify the SCSD in writing when all debts and liens associated with constructing the Town portion of the County Forcemain Connection are satisfied.
4. The SCSD will bill the Town for trunking and treatment of sewerage, and the Town will be responsible for billing the Town of Moreau sewer customers.
5. The Town agrees to pay SCSD based on the published scale of charges for trunking and treatment of sewerage but based on the number of gallons discharged for treatment as measured by the flow meter to be installed as part of the County Forcemain Connection.
6. The Town agrees to cooperate with the County to secure grant funding that may be available for the County Forcemain Connection.

ARTICLE 4 – COUNTY RESPONSIBILITIES

1. The SCSD agrees to construct the County Forcemain Connection from Station 70+50 to Station 228+55 as shown on the Plans.
2. The SCSD agrees to operate and maintain the County Forcemain Connection as shown on the Plans, including the section constructed by the Town from station 228+55 to station 503+10.
3. The SCSD agrees that before any property within the Town of Moreau is permitted to connect to the County Forcemain Connection, the property must be added to a Town sewer district in accordance with all applicable Town of Moreau codes and regulations.
4. SCSD agrees to seek NYS Department of Agriculture and Markets approval and, if allowed, adopt a policy restricting the connection of properties within an Agricultural District to the County Connection Forcemain.
5. SCSD agrees to take ownership of the Town constructed section of the County Connection Forcemain once all debt and liens are satisfied.
6. SCSD agrees to list and maintain a trunking and treatment charge for the Town of Moreau on its official Scale of Charges For SCSD (hereinafter referred to as Scale of Charges), with the unit charge not to exceed the unit charge for any other Town within Saratoga County.
7. The SCSD agrees to periodically invoice the Town of Moreau on a Commercial User Equivalent Connection Unit (ECU) basis as defined on the official Scale of Charges.
8. The SCSD agrees that the total ECU count for billing will follow the commercial user flow-based method defined on the Scale of Charges which generally consists of five (5) units for the first 412,500 gallons and one (1) additional unit for each additional 75,000 gallons, or part thereof.
9. The SCSD agrees to take ownership of the portion of the County Forcemain Connection constructed by the Town after all debt and liens are satisfied.

10. The SCSD agrees to cooperate with the Town to secure grant funding that may be available for the County Forcemain Connection.

ARTICLE 5 – GOVERNING LAW

1. This Agreement shall be governed by the laws of the State of New York without giving effect to any conflict of law principles.

ARTICLE 6 – GENERAL TERMS AND CONDITIONS

1. This Agreement constitutes the entire Agreement between the Parties with respect to its subject matter. This Agreement may not be amended except by writing, signed by all Parties.
2. The parties shall each comply with all applicable rules and regulations, inclusive of State or Federal regulatory agencies.
3. No waiver of any breach of any condition of the Agreement shall be binding unless in writing and signed by the Party waiving said breach. No such waiver shall in any way affect any other term or condition of this Agreement or constitute a cause or excuse for a repetition of such or any other breach unless the waiver includes the same.
4. This Agreement shall be binding upon the Parties hereto and shall remain in effect in the event of changes to the governing board of either Party.
5. This Agreement is not assignable by either Party without that Party's written consent from the other Party.
6. The maximum duration of this Agreement is as provided by New York State General Municipal Law.
7. The headings of this Agreement are illustrative only and shall not affect the interpretation of this Agreement.
8. The invalidity or unenforceability of any provision(s) of this Agreement shall not affect the validity or enforceability of any other provision of this Agreement, which shall remain in full force and effect.

SIGNATURE PAGE TO FOLLOW

IN WITNESS WHEREOF, the officers below have the requisite authorization and have executed this Agreement on the date written above

County of Saratoga

Form and Content Approved

Jonathan Schopf
Vice-Chair of the Board of Supervisors

County Attorney

Per Resolution _____

Town of Moreau

Theodore T. Kusnierz, Jr., Supervisor



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

TO: Steve Bulger, County Administrator
Ridge Harris, Deputy County Administrator
Michelle Granger, County Attorney
Therese Connolly, Clerk of the Board
Stephanie Hodgson, Director of Budget

CC: John Warmt, Director of Purchasing
Jason Kemper, Director of Planning and Economic Development
Bridget Rider, Deputy Clerk of the Board
Matt Rose, Management Analyst
Tracy Goodson, County Attorney's Office
Audra Hedden, County Administrator's Office

DEPARTMENT: County Administrator

DATE: 6.6.2023

COMMITTEE: Law & Finance

1. Is a Resolution Required:

Yes, Other

2. Proposed Resolution Title:

Authorizing a Revenue Sharing Agreement with the towns and cities relative to Host Community Benefit payments received from the CHPE, LLC in Connection with the Champlain Hudson Power Express Project

3. Specific Details on what the resolution will authorize:

With the adoption of Res. 268-2022, the County Board of Supervisors authorized a Host Community benefit Agreement with CHPE, LLC and as part of that agreement, CHPE agreed to make payment totaling \$126,888,420 to Saratoga County over a thirty-year period. This resolution designates how that funding will be divided up amongst the municipalities. A breakdown is attached for review.

This column must be completed prior to submission of the request.

County Attorney's Office
Consulted

4. Is a Budget Amendment needed: YES or NO
If yes, budget lines and impact must be provided.
Any budget amendments must have equal and offsetting entries.

County Administrator's Office
Consulted Yes

Please see attachments for impacted budget lines.
(Use ONLY when more than four lines are impacted.)

Revenue

Account Number	Account Name	Amount
----------------	--------------	--------

Expense

Account Number	Account Name	Amount
----------------	--------------	--------

Fund Balance (if applicable): (Increase = additional revenue, Decrease = additional expenses)

Amount:

5. Identify Budget Impact (**Required**):

No Budget Impact

- a. G/L line impacted
- b. Budget year impacted
- c. Details

Funds will be included in the 2026 County budget

6. Are there Amendments to the Compensation Schedule?

YES or NO (If yes, provide details)

a. Is a new position being created? Y N

Effective date

Salary and grade

b. Is a new employee being hired? Y N

Effective date of employment

Salary and grade

Appointed position:

Term

c. Is this a reclassification? Y N

Is this position currently vacant? Y N

Is this position in the current year compensation plan? Y N

Human Resources Consulted
N/A

7. Does this item require the awarding of a contract: Y N

a. Type of Solicitation

b. Specification # (BID/RFP/RFQ/OTHER CONTRACT #)

c. If a sole source, appropriate documentation, including an updated letter, has been submitted and approved by Purchasing Department? Y N N/A

d. Vendor information (including contact name):

e. Is the vendor/contractor an LLC, PLLC, or partnership:

f. State of vendor/contractor organization:

g. Commencement date of contract term:

h. Termination of contract date:

i. Contract renewal date and term:

k. Is this a renewal agreement: Y N

l. Vendor/Contractor comment/remarks:

Purchasing Office Consulted
N/A

County Administrator's Office
Consulted **Yes**

8. Is a grant being accepted: YES or NO
- a. Source of grant funding:
 - b. Agency granting funds:
 - c. Amount of grant:
 - d. Purpose grant will be used for:
 - e. Equipment and/or services being purchased with the grant:
 - f. Time period grant covers:
 - g. Amount of county matching funds:
 - h. Administrative fee to County:

9. Supporting Documentation:

- Marked-up previous resolution
- No Markup, per consultation with County Attorney
- Information summary memo
- Copy of proposal or estimate
- Copy of grant award notification and information
- Other _____

10. Remarks:

<u>ANNUAL HOST BENEFIT TOTAL</u>	<u>IMPACTED TOWNS TOTAL</u>	<u>ALL TOWNS TOTAL</u>	<u>COUNTY</u>	<u>IMPACT TOWNS ANNUAL (EACH)</u>	<u>ALL TOWNS ANNUAL (EACH)</u>
\$2,631,207	\$ 877,069	\$ 877,069	\$877,069	\$109,634	\$41,765
\$2,669,360	\$ 889,787	\$ 889,787	\$889,787	\$111,223	\$42,371
\$2,708,066	\$ 902,689	\$ 902,689	\$902,689	\$112,836	\$42,985
\$2,747,333	\$ 915,778	\$ 915,778	\$915,778	\$114,472	\$43,608
\$3,019,433	\$ 1,006,478	\$ 1,006,478	\$1,006,478	\$125,810	\$47,928
\$3,063,215	\$ 1,021,072	\$ 1,021,072	\$1,021,072	\$127,634	\$48,622
\$3,107,631	\$ 1,035,877	\$ 1,035,877	\$1,035,877	\$129,485	\$49,327
\$3,152,692	\$ 1,050,897	\$ 1,050,897	\$1,050,897	\$131,362	\$50,043
\$3,444,437	\$ 1,148,146	\$ 1,148,146	\$1,148,146	\$143,518	\$54,674
\$3,494,382	\$ 1,164,794	\$ 1,164,794	\$1,164,794	\$145,599	\$55,466
\$3,545,050	\$ 1,181,683	\$ 1,181,683	\$1,181,683	\$147,710	\$56,271
\$3,596,453	\$ 1,198,818	\$ 1,198,818	\$1,198,818	\$149,852	\$57,087
\$3,909,216	\$ 1,303,072	\$ 1,303,072	\$1,303,072	\$162,884	\$62,051
\$3,965,900	\$ 1,321,967	\$ 1,321,967	\$1,321,967	\$165,246	\$62,951
\$4,023,406	\$ 1,341,135	\$ 1,341,135	\$1,341,135	\$167,642	\$63,864
\$4,081,745	\$ 1,360,582	\$ 1,360,582	\$1,360,582	\$170,073	\$64,790
\$4,416,992	\$ 1,472,331	\$ 1,472,331	\$1,472,331	\$184,041	\$70,111
\$4,481,039	\$ 1,493,680	\$ 1,493,680	\$1,493,680	\$186,710	\$71,128
\$4,546,014	\$ 1,515,338	\$ 1,515,338	\$1,515,338	\$189,417	\$72,159
\$4,611,931	\$ 1,537,310	\$ 1,537,310	\$1,537,310	\$192,164	\$73,205
\$4,971,229	\$ 1,657,076	\$ 1,657,076	\$1,657,076	\$207,135	\$78,908
\$5,043,312	\$ 1,681,104	\$ 1,681,104	\$1,681,104	\$210,138	\$80,053
\$5,116,440	\$ 1,705,480	\$ 1,705,480	\$1,705,480	\$213,185	\$81,213
\$5,190,628	\$ 1,730,209	\$ 1,730,209	\$1,730,209	\$216,276	\$82,391
\$5,575,651	\$ 1,858,550	\$ 1,858,550	\$1,858,550	\$232,319	\$88,502
\$5,656,498	\$ 1,885,499	\$ 1,885,499	\$1,885,499	\$235,687	\$89,786
\$5,738,517	\$ 1,912,839	\$ 1,912,839	\$1,912,839	\$239,105	\$91,088
\$5,821,726	\$ 1,940,575	\$ 1,940,575	\$1,940,575	\$242,572	\$92,408
\$6,234,260	\$ 2,078,087	\$ 2,078,087	\$2,078,087	\$259,761	\$98,957
<u>\$6,324,656</u>	<u>\$ 2,108,219</u>	<u>\$ 2,108,219</u>	<u>\$2,108,219</u>	<u>\$263,527</u>	<u>\$100,391</u>
\$126,888,420	\$ 42,296,140	\$ 42,296,140	<u>\$42,296,140</u>	<u>\$5,287,018</u>	<u>\$2,014,102</u>
<u>BREAKDOWN</u>					
Total Town/City Share \$84MM	2/3				
County Share \$42MM	1/3				
IMPACTED TOWNS:					
Ballston					
Clifton Park					
Greenfield					
Milton					
Moreau					
Northumberland					
Saratoga Springs					
Wilton					

SUMMARY

The Board of Supervisors, County IDA, and County Administration negotiated a Host Benefit Agreement with Champlain Hudson Power Express in 2022. The basis of this is to offset impacts within the County for the overland route, primarily along existing railroad tracks. These payouts are expected to start upon completion of the power line, which is projected in 2026 or 2027.

As proposed, the \$126.9 million Host Benefit package from CHPE would be split up over a 30-year period the following way:

- 1/3 (\$42.2 million) would be equally split between all 21 towns/cities.
- 1/3 would be split equally among the 8 towns impacted by the line running through their municipality.
- 1/3 would go to the County and be dedicated to the Capital Facilities Reserve Fund.



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

TO: Steve Bulger, County Administrator
Ridge Harris, Deputy County Administrator
Michelle Granger, County Attorney
Therese Connolly, Clerk of the Board
Stephanie Hodgson, Director of Budget

CC: John Warmt, Director of Purchasing
Jason Kemper, Director of Planning and Economic Development
Bridget Rider, Deputy Clerk of the Board
Matt Rose, Management Analyst
Tracy Goodson, County Attorney's Office
Audra Hedden, County Administrator's Office

DEPARTMENT: County Administrator

DATE: 6.12.2023

COMMITTEE: Law & Finance

1. Is a Resolution Required:

Yes, Other

2. Proposed Resolution Title:

Urging the Governor to Veto A.04282B/S.3505B to Move
Certain Local Elections to Even-Numbered Years

3. Specific Details on what the resolution will authorize:

This Resolution would send a Resolution in Opposition to the bills A.04282B/S.3505B and urging the Governor to Veto the legislation. Additionally, it sends a copy of this resolution to local state representatives and leadership of each legislative chamber.

This column must be completed prior to submission of the request.

County Attorney's Office
Consulted Yes

4. Is a Budget Amendment needed: YES or NO
If yes, budget lines and impact must be provided.
Any budget amendments must have equal and offsetting entries.

County Administrator's Office
Consulted Yes

Please see attachments for impacted budget lines.
(Use ONLY when more than four lines are impacted.)

Revenue

Account Number	Account Name	Amount
----------------	--------------	--------

Expense

Account Number	Account Name	Amount
----------------	--------------	--------

Fund Balance (if applicable): (Increase = additional revenue, Decrease = additional expenses)

Amount:

5. Identify Budget Impact (**Required**):

No Budget Impact

- a. G/L line impacted
- b. Budget year impacted
- c. Details

6. Are there Amendments to the Compensation Schedule?

YES or NO (If yes, provide details)

a. Is a new position being created? Y N

Effective date

Salary and grade

b. Is a new employee being hired? Y N

Effective date of employment

Salary and grade

Appointed position:

Term

c. Is this a reclassification? Y N

Is this position currently vacant? Y N

Is this position in the current year compensation plan? Y N

Human Resources Consulted
No

7. Does this item require the awarding of a contract: Y N

a. Type of Solicitation

b. Specification # (BID/RFP/RFQ/OTHER CONTRACT #)

c. If a sole source, appropriate documentation, including an updated letter, has been submitted and approved by Purchasing Department? Y N N/A

d. Vendor information (including contact name):

e. Is the vendor/contractor an LLC, PLLC, or partnership:

f. State of vendor/contractor organization:

g. Commencement date of contract term:

h. Termination of contract date:

i. Contract renewal date and term:

k. Is this a renewal agreement: Y N

l. Vendor/Contractor comment/remarks:

Purchasing Office Consulted
No

County Administrator's Office
Consulted **Yes**

8. Is a grant being accepted: YES or NO
- a. Source of grant funding:
 - b. Agency granting funds:
 - c. Amount of grant:
 - d. Purpose grant will be used for:
 - e. Equipment and/or services being purchased with the grant:
 - f. Time period grant covers:
 - g. Amount of county matching funds:
 - h. Administrative fee to County:

9. Supporting Documentation:

- Marked-up previous resolution
- No Markup, per consultation with County Attorney
- Information summary memo
- Copy of proposal or estimate
- Copy of grant award notification and information
- Other Draft Resolution

10. Remarks:

Urging the Governor to Veto A.04282B/S.3505B to Move Certain Local Elections to Even-Numbered Years

Whereas, the Saratoga County Board of Supervisors believes that increasing participation in the election process and reducing costs of government operations is good for our republic; and

Whereas, Assembly Member Amy Paulin and State Senator James Skoufis reintroduced legislation that would move local elections to even-number years during the 2023 legislative session; and

Whereas, versions of this legislation were introduced in previous years and failed to reach the floor for a vote due to lack of support; and

Whereas, after the 2022 session concluded, the bill sponsor indicated that hearings would be held on the proposal through the Election Committee process; however, there were no hearings held; and

Whereas, the legislation passed in the middle of the night on the last days of the legislative session which is counter to the idea of an open and transparent government; and

Whereas, the Saratoga County Board of Supervisors has several concerns with this bill; and

Whereas, this legislation usurps the home rule powers reserved by local governments and protected by the Constitution of the State of New York, raising questions of legality and constitutional authority; and

Whereas, local municipalities have had the ability to change their elections to even-number years for decades, and chose not to do so; and

Whereas, we believe that establishing the schedule of local elections is the right of the local government, and has been for more than 100 years; and

Whereas, The Assembly Bill sponsor indicated that she had not received any messages of support for this proposal from any of the 57 Counties and 933 Towns across New York State impacted by this legislation and

Whereas, this legislation excludes more than half of all New Yorkers who vote in cities and villages from the changes to election law, creating an inequity among New York voters; and

Whereas, this legislation unfairly excludes the elections to offices in New York City and all other cities and villages in New York State, as well as certain offices within all counties and towns; and

Whereas, the proposed legislation circumvented the legislative committee process during this session, limiting public input and understanding of the impact; and

Whereas, there has been no financial analysis or operational analysis of the impact on local Boards of Elections; and

Whereas, there are concerns that the election and ballot counting technology would not be able to adequately meet the demands of the significantly increased ballot size; and

Whereas, this will create confusion amongst voters in towns and counties across New York State; and

Whereas, separating the elections affords voters more time to better understand important local issues and provides candidates the appropriate platform to explain their stance on issues; and

Whereas, moving local elections to even-numbered years would increase the cost of campaigns for local office, reducing the number of candidates willing to invest funds into their own campaign, because the cost of media will increase to compete with national and state level campaign advertisements, and

Whereas, there are significant legal and constitutional questions regarding the legality of this measure that have not been adequately addressed; and

NOW, THEREFORE, BE IT RESOLVED that this Board of Supervisors urges the Governor to oppose this legislation and utilize her veto authority to reject this proposal; and

Resolved, that copies of this resolution be distributed by the Clerk of The Board of Supervisors to Governor Kathy Hochul, Senate Majority Leader Andrea Stewart Cousins, Assembly Speaker Carl Heastie, Senate Minority Leader Robert Ortt, Assembly Minority Leader William Barclay, Assembly Bill Sponsor Amy Paulin, Senate Bill Sponsor James Skoufis, Senator James Tedisco, Assemblymember John McDonald, Assemblymember Mary Beth Walsh, Assemblymember Carrie Woerner, and Assemblymember Matthew Simpson



SARATOGA COUNTY

AGENDA ITEM REQUEST FORM

TO: Steve Bulger, County Administrator
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CC: John Warmt, Director of Purchasing
Jason Kemper, Director of Planning and Economic Development
Bridget Rider, Deputy Clerk of the Board
Matt Rose, Management Analyst
Tracy Goodson, County Attorney's Office
Audra Hedden, County Administrator's Office

DEPARTMENT: County Administrator

DATE: 6.5.2023

COMMITTEE: Law & Finance

1. Is a Resolution Required:

No, Committee Approval Only

2. Proposed Resolution Title:

Authorizing a partial distribution of funds for projects identified by the Supervisors of Saratoga Springs

3. Specific Details on what the resolution will authorize:

Distribution of \$18,000 pursuant to Res. 386-2022 to Saratoga Shredders, a not-for-profit organization.

The funds will allow for the purchase of approximately 30 bicycles for the Not-For-Profit group Saratoga Shredders. The Saratoga Springs City School District will be starting a Cycling curriculum to educate students on getting acclimated to riding bikes and educating them on safe cycling practices. Saratoga Shredders will be partnering with the School district in developing and implementing the program, starting in Fall 2023, and providing the bicycles and other equipment for the program.

This column must be completed prior to submission of the request.

County Attorney's Office
Consulted **Yes**

4. Is a Budget Amendment needed: YES or NO
If yes, budget lines and impact must be provided.
Any budget amendments must have equal and offsetting entries.

County Administrator's Office
Consulted Yes

Please see attachments for impacted budget lines.
(Use ONLY when more than four lines are impacted.)

Revenue

Account Number	Account Name	Amount
----------------	--------------	--------

Expense

Account Number	Account Name	Amount
----------------	--------------	--------

Fund Balance (if applicable): (Increase = additional revenue, Decrease = additional expenses)

Amount:

5. Identify Budget Impact (**Required**):

No Budget Impact. Funds are included in the Department Budget

- a. G/L line impacted A.90.900-8492
- b. Budget year impacted 2023
- c. Details

6. Are there Amendments to the Compensation Schedule?

YES or NO (If yes, provide details)

a. Is a new position being created? Y N

Effective date

Salary and grade

b. Is a new employee being hired? Y N

Effective date of employment

Salary and grade

Appointed position:

Term

c. Is this a reclassification? Y N

Is this position currently vacant? Y N

Is this position in the current year compensation plan? Y N

Human Resources Consulted
N/A

7. Does this item require the awarding of a contract: Y N

a. Type of Solicitation

b. Specification # (BID/RFP/RFQ/OTHER CONTRACT #)

c. If a sole source, appropriate documentation, including an updated letter, has been submitted and approved by Purchasing Department? Y N N/A

d. Vendor information (including contact name):

e. Is the vendor/contractor an LLC, PLLC, or partnership:

f. State of vendor/contractor organization:

g. Commencement date of contract term:

h. Termination of contract date:

i. Contract renewal date and term:

k. Is this a renewal agreement: Y N

l. Vendor/Contractor comment/remarks:

Purchasing Office Consulted
N/A

County Administrator's Office
Consulted **Yes**

8. Is a grant being accepted: YES or NO
- a. Source of grant funding:
 - b. Agency granting funds:
 - c. Amount of grant:
 - d. Purpose grant will be used for:
 - e. Equipment and/or services being purchased with the grant:
 - f. Time period grant covers:
 - g. Amount of county matching funds:
 - h. Administrative fee to County:

9. Supporting Documentation:

- Marked-up previous resolution
- No Markup, per consultation with County Attorney
- Information summary memo
- Copy of proposal or estimate
- Copy of grant award notification and information
- Other _____

10. Remarks: