

CERTIFICATE

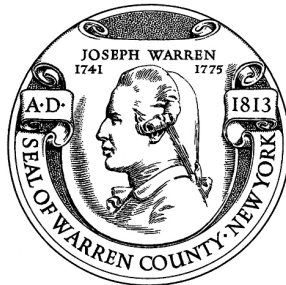
Pursuant to the provisions of Section 211, of the County Law, I, the undersigned Clerk of the Board of Supervisors of the County of Warren, State of New York, do hereby certify that the following volume contains a true record of the proceedings of the Board of Supervisors for the year 2019.

Amanda Allen,
Clerk



First Row (left to right) Mary Elizabeth Kissane, Cynthia Hyde, Claudia Braymer, Edna Frasier, Amanda Allen, Sarah McLenithan; **Second Row** (left to right) Kevin Geraghty, Eugene Merlino, Andrea Hogan, Peter McDevitt, Denis Dickinson; **Third Row** (left to right) Brad Magowan, Ronald Conover, Matthew Simpson, Ryan Moore; **Fourth Row** (left to right) Craig Leggett, Frank Thomas, William Loeb, Douglas Beaty, Bennett Driscoll Jr., and Michael Wild.

PROCEEDINGS
of the
BOARD OF SUPERVISORS
WARREN COUNTY
2019



RONALD F. CONOVER, CHAIRMAN
TOWN OF BOLTON

AMANDA ALLEN, CLERK

**WARREN COUNTY BOARD OF SUPERVISORS
ORGANIZATION MEETING
FRIDAY, JANUARY 4, 2019**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 11:01 a.m.

Board called to order by Amanda Allen, *Clerk of the Board of Supervisors*.

Salute to the flag was led by Supervisor Thomas.

Roll was called and the following members were present:

Bolton	-Ronald F. Conover
Chester	-Craig R. Leggett
City of Glens Falls	
Ward 1	-John Diamond
Ward 2	-Peter V. McDevitt
Ward 3	-Claudia K. Braymer
Ward 4	-William Loeb
Ward 5	-Bennett F. Driscoll Jr.
Hague	-Edna A. Frasier
Horicon	-Matthew J. Simpson
Johnsburg	-Andrea Hogan
Lake George	-Dennis Dickinson
Lake Luzerne	-Eugene J. Merlino
Queensbury	-John F. Strough
	-Michael Wild
	-Douglas N. Beaty
	-Brad Magowan
	-Matthew Sokol
Stony Creek	-Frank E. Thomas
Thurman	-Cynthia Hyde
Warrensburg	-Kevin B. Geraghty

Mrs. Allen announced the first order of business would be the selection of a Board Chair for 2019. She advised that any Board Member could be nominated for the Chair and a second to a nomination was not required. She added any person nominated could decline the nomination if they so choose. She informed the floor was now open to nominations for the Chair.

Supervisor Simpson nominated Supervisor Conover as Chairman.

Supervisor Hogan advised that when she ran for election it had been stated more than once that a women should not be chosen as a representative due to the lack of respect for women at the County. She informed in the past she had not experienced what she would refer to as discrimination here on this Board, as she had always been treated fairly and with respect. She continued, that being said there were currently four Supervisors who were women, only one of which was Chair of a Committee this past year. She mentioned that this was not adequate or accurate representation of the population of this County. She remarked today she was proudly nominating Supervisor Braymer as Chair not only because she believed Supervisor Braymer would do a good job leading this Board, but also because it was time the Board members recognized that their actions had consequences and it was time to signal that all voices were heard equally in this room.

Supervisor McDevitt nominated Supervisor Beaty.

There being no further nominations, Mrs. Allen called for a roll call vote, explaining that each Supervisor should indicate whether they were voting for Supervisors Beaty, Braymer or Conover to serve as Chair. Following the vote it was determined Supervisor Conover would serve as Chairman, receiving 551 votes (*Supervisors Thomas, Geraghty, Conover, Leggett,*

Frasier, Simpson, Dickinson, Merlino, Wild, Magowan and Sokol); Supervisor Braymer received 307 votes (*Supervisors Hyde, Diamond, Braymer, Loeb, Driscoll, Hogan and Strough*) and Supervisor Beaty received 142 (*Supervisors McDevitt and Beaty*).

During the roll call vote Supervisor Merlino apprised that he was voting for Supervisor Conover because he respected him for committing to working on the sales tax allocation, as this was something he himself had been advocating to change over the last ten years. He added he had a slight issue with an At-Large Supervisor leading the Board due to the lack of time they spent visiting the small town Supervisors to get a better understanding of the issues they dealt with. He concluded by stating he planned on keeping after Supervisor Conover to ensure he maintained his promise to work on the sales tax allocation if he won the Chairmanship.

Mrs. Allen requested that Supervisors Frasier and Sokol escort Supervisor Conover to the front so he could subscribe to the Constitutional which would be administered by Pam Vogel, County Clerk.

Chairman Conover subscribed to the Constitutional Oath, as administered by Mrs. Vogel, following which a round of applause was given.

Chairman Conover assumed the Chair and proceeded with the following address:

"STATE OF THE COUNTY
JANUARY 4, 2019

"I will begin by thanking everyone for their vote on confidence serving as Chairman of the Warren County Board of Supervisors these past two years, as it had been a distinct honor. I am humbled by your support and grateful for the opportunity to serve the taxpayers of this County for another year.

"In 2018 we passed another on-time 2019 Budget staying under the State-imposed tax cap. Much of the credit goes to Frank Thomas our Budget Officer, our Budget Team including Ryan Moore and his colleagues in the Administrator's office, and of course our Department Heads. Frank continues to do an exceptional job with the County Budget and we are most appreciative of his continued and excellent service on behalf of the taxpayers. I have asked Supervisor Frank Thomas to continue as Warren County Budget Officer for 2019, and he has accepted.

"In 2018 we caught a few revenue breaks. Reduced retiree health insurance costs and increased sales tax revenue were enormously helpful in preparing the 2019 Budget. While retiree premium cost growth will be capped for 2020, we should not take for granted that sales tax will be as robust in 2019; therefore we will continue to carefully forecast and analyze the County's short and long-term finances. This year more than in any previous year since its development, our five-year budget forecast aided us in our budget analysis and decision-making. It provided us multiple financial scenarios based on possible actions. In short it has taken us to a new level in our budget analysis and our decision-making.

"For 2019 I have asked Supervisor Matt Sokol to continue to Chair the Warren County Finance Committee. As Chair of this Committee, Matt will also continue in his responsibilities as Vice Chairman of the Warren County Board of Supervisors. Matt is someone with the knowledge, experience and temperament to step in on a moment's notice to perform the duties of the Chair should he be called upon to do so.

"Today Warren County finds itself in a good financial condition. Our bond rating continues to hold at AA Stable. We have no need for short-term borrowing for cash flow purposes and our bonded indebtedness of \$44 million is but a fraction of our constitutional debt limit of \$158 million. We are in the enviable position of having an adequate unassigned fund balance of about \$19.5 million, which is forecasted to grow when the 2018 books are closed.

"A healthy fund balance makes it possible to avoid short-term borrowing and helps us stay below the State imposed property tax cap, which we've done every year since it began. Our County tax rate is the tenth lowest in the state, and our local sales tax rate of 3% is the lowest in the state.

"As our Treasurer Mike Swan correctly reminds us, the fund balance is not inexhaustible nor was it created overnight. It is the result of the fine work of our employees, Department Heads, an overall conservative approach to expenditures and revenue projections by this Board, and frankly, a few lucky breaks such as last year's sales tax. Going forward we must be extremely careful about using these savings for recurring annual operating costs.

"Last year we largely completed a \$16 million court expansion project. This major project was on budget and many months ahead of schedule. My compliments to all involved in the project and the smooth planning that has taken place during the transition into this new space. In 2019 phases 3-5 will begin including rehab to the Supreme Court Facility. I have every expectation and confidence that under the excellent leadership of Kevin Hajos and Frank Morehouse, these phases of the project will be completed on time and within budget.

"Much thanks also to Warren County Treasurer Mike Swan for his efforts in timing and securing excellent financing for this project and the NSTEM Project at SUNY Adirondack Community College. If you have not seen the new building or Adirondack Hall, I recommend you do so. It is an important new addition to the college and our community, as is the new Culinary Arts Institute in downtown Glens Falls. Once again, I would also like to congratulate President Duffy and her project team for the successful delivery of these important projects to our college and our community.

"In 2018 the Warren County Sales tax revenue was up approximately 5.5%. As you might expect, this year-over-year increase had a positive impact on the 2019 County Budget. That being said, we all need to keep a watchful eye on these revenues as we move into 2019. If necessary we should be prepared to make operating adjustments should sales tax revenues begin to wain.

"In 2018 we completed Fixed Base Operations bidding and related contracts for the County Airport. It should result in a greater share of Airport revenue to the County. It is a credit to our Department Heads that participated in the development of the RFP and to our County Facilities Committee, our Highway Superintendent, Airport Manager and our negotiating team of Supervisors Beaty, McDevitt and Sokol. For

2019 the net cost of the Airport is estimated at approximately \$356,000. That's down significantly from last year's budgeted amount of \$546,000. Over the next ten years we're conservatively projecting a 3.5% per year growth in Airport revenue. If that happens, it will represent almost \$2.4 million dollars in cumulative savings over the next ten years.

"In 2019 we will begin to consider a significant modification to the runway expansion project. Much thanks to our Airport Manager, Don DeGraw, and Highway Superintendent, Kevin Hajos, for advancing an alternative option that is less costly and less environmentally intrusive. I look forward to hearing from the FAA relative to this option as we move into 2019.

"In 2018 we made important appointments including the County Administrator, Social Services Commissioner, Airport Manager, Health Department Director and DPW Superintendent. I think most of you would agree that these appointments are paying big dividends to Warren County. Much of the credit for getting this done belongs to our Personnel Committee under the excellent Chairmanship of Kevin Geraghty. Today, we are in a much better place in so many ways and I would like to take this opportunity to publicly thank Kevin for making sure that these appointments got done in 2018. I have asked Kevin to continue to serve as Personnel Chair in 2019 and he has accepted.

"This year we will conclude interest arbitration with the PBA, continue negotiations with the Police Supervisors Union, and begin negotiating with the CSEA; no small or simple matter. I have every confidence in our team that we will end in a good place that is fair to both taxpayers and our dedicated employees.

"In 2017 we moved to self-insurance for our health coverage. This decision resulted in the avoidance of a large double digit increase in health costs in 2018 and 2019. As our health insurance costs are above \$11 million, this cost avoidance was a significant benefit to our 2019 Budget and I might add to our employees and retirees, who share in these costs. Our move to Humana for 2019 for our retirees resulted in a \$900,000 expense reduction to our 2019 Budget. Our expectation is that our experience with self-insurance will continue to be positive in 2019 and beyond and that we will be able to keep the future growth in health insurance at a more manageable level.

"In 2018 we began the process of addressing the provision of EMS services in our more rural areas. The existing response systems continue to be stressed and our EMS experts have advised us that the situation was only going to get worse.

"We know based on our meetings and conversations that this is also the case in other neighboring counties, as well. It is vitally important that we continue to work toward adequate, sustainable emergency response systems for our residents and visitors. The legislation introduced by Senator Little failed to make it out of the Assembly last year; this year we will once again lobby Albany for legislation to help us set up a part county tax district. Other counties will be joining us in delivering this

message including the New York State Association of Counties. In the interim we must continue to develop our plan of action. I have once again asked Supervisor Leggett to lead this undertaking and he has accepted. There is not a more important task going forward than putting our EMS response on a sound, professional financial footing.

"In 2019 we will implement our Shared Services plan. I am especially excited to work with my fellow town supervisors, Mayor Hall and Mayor Blais on LED conversions for our streetlights with the assistance of the New York Power Authority. "In 2019 our plan is to expand on our highway improvement program. These improvements are needed, and I would hope that the allocation of additional funding proposed in the Budget Officers message will be approved early in 2019. Also, in 2019 we will be soliciting an RFP for the Railroad Corridor. I would like to thank DPW Chairman Matt Simpson and the DPW Committee for spearheading this initiative in 2018 and into 2019. I have no doubt that, like the Airport RFP, if we invest time and resources in the process we will get to the best place possible. I have asked Matt to continue to lead the Public Works Committee. As far as I am concerned relative to the Corridor, everything is on the table until such time as this Board says otherwise.

"In 2019 we will be expanding our partnership with the private sector through the Regional Chamber Of Commerce Convention and Visitor Bureau to improve our overall tourism program. We have an exceptional tourism program and I am excited by the opportunity to develop more events and to work closely with our business community to better package our region. The numbers don't lie, occupancy tax revenues last year were up more than 4%, which demonstrates that our collective efforts are working. I know Supervisor Merlino and Supervisor Dickinson are very watchful of this program and I would like to publicly thank them for their good work as Chairs of the Tourism and Occupancy Tax Committees. I have asked that they continue to Chair these important committees in 2019.

"Working with our municipal partners, we are making excellent progress in addressing the amount of salt that we use on our roads. New salt products, special equipment, brining techniques, temperature sensors, cameras, computers and accurate calibrations are examples that are moving us to a better understanding of salt use which will hopefully result in much less salt finding its way into the environment and into our waters.

"So too with the issue of harmful algae blooms as we did with aquatic invasive species we are leading the way with reducing the introduction of nitrates into our waters. The Town of Queensbury has already adopted a septic compliance ordinance with other Lake George communities soon to follow. Other initiatives in Queensbury and Lake George to help property owners upgrade their septic systems are underway and set an excellent example of what can be done when we work in concert toward important goals.

"As many of you know I continue to believe that Warren County needs to play a greater role in assisting with the modernization of infrastructure throughout our County. The first step to meeting this challenge was to develop a County-wide capital plan. Our Shared Services Plan begins the process with engineering assistance from Warren County to its municipalities. The new sewer treatment plant in Lake George, Storm Water separation work in the City of Glens Falls and other communities, water and sewer work in numerous towns are a few examples that need to be addressed. Let us now take the next step to develop a full capital plan for our County. To aid us in developing such a County-wide Capital Plan, I will be asking our County Administrator, working with our Planning Office and Ed Bartholomew and our economic development partners, to begin the process of developing a comprehensive capital infrastructure plan for our County and our municipalities. From this comprehensive plan we will be better able to direct our needs to available funding sources. We will be better able to prioritize them and position our projects for funding. Eventually, I believe Warren County should create a major capital funding program to assist with the myriad of costs including up-front engineering, local share on capital projects and even project costs. Let us spend 2019 putting into place the talent, program and resources to get this done. I have asked Supervisor Simpson to spearhead this initiative through the Public Works Committee.

"We are fortunate to have great employees who day in and day out do an excellent job providing services to the people of this county, many of them do so under difficult, harsh and even dangerous conditions. They are an exceptional group of dedicated individuals and we are most appreciative of all they do. They are the unsung heroes who make it all work. They are the people that keep us safe, respond to emergencies, assist the less fortunate, help our neighbors stay in their homes, plow and maintain our roads and bridges, maintain our municipal buildings and grounds and serve our residents in so many more vital and important ways.

"On behalf of the Warren County Board of Supervisors I would like to take this opportunity to thank our County employees for their service and to wish all our employees a happy, healthy and prosperous New Year.

"I have had the privilege these past nine years of being Bolton's representative to the Warren County Board of Supervisors, four as Vice Chairman and for the past two years as Chairman of the Board.

"As Chairman, it is my job to help set the agenda, steward the process, ensure that it is open and fair and that those wishing to speak are heard. This is the essence of our democratic system of government and you can be assured that I will continue to perform these duties to the very best of my ability "so help me god".

Respectfully submitted,
Ronald F. Conover, Chairman
Warren County Board of Supervisors"

Proceeding with the Agenda review, Chairman Conover called for the reading of resolutions. Mrs. Allen announced that a motion was needed to bring proposed Resolution Nos. 1-3 to the floor. The motion was made Supervisor Dickinson, seconded by Supervisor Merlino and carried unanimously.

Chairman Conover called for discussion on resolutions or requests for roll call votes. There being no discussion or requests for roll call votes, Chairman Conover called for a vote on resolutions, following which Resolution Nos. 1 - 3 were approved, as presented.

RESOLUTION NO. 1 OF 2019

Resolution introduced by Chairman Conover

ADOPTING THE RULES OF THE BOARD OF SUPERVISORS

RESOLVED, that the Rules of the Board of Supervisors providing for the conduct of its meetings, committees of the Board of Supervisors and the exercise of its governmental functions are hereby adopted as set forth in Schedule "A", attached hereto, and be it further

RESOLVED, that the said Rules as adopted shall be effective immediately and all Rules adopted in preceding years are hereby repealed.

SCHEDULE "A"

RULES OF THE BOARD OF SUPERVISORS

A. Meetings of Board of Supervisors

1. At the Regular Meeting of the Board of Supervisors held in December of each year the Board shall by resolution fix the date for the organizational meeting of the Board for the ensuing year, which date shall not be later than the 8th day of January, and the place and hour of such organization meeting. A total of 501 weighted votes, as allocated among the elected Supervisors pursuant to Local Law No. 12 of 2011, shall constitute a quorum for the transaction of business. A quorum being present, the Clerk of the last Board shall call the meeting to order and the members present shall by roll call vote, by a majority of the total weighted voting power of the members of the Board, select one of their number Chairman, who shall preside at such meeting and at all meetings during the year. In case of the absence of the Chairman at any meeting, the Finance Chairman shall serve as Vice Chairman, as provided by Local Law No. 1 of 1968. The Chairman may call any member temporarily to the Chair. The Board may transact such other and further business as may properly come before such meeting.
2. In addition to the foregoing, the Board at the annual organization meeting shall transact the following business: the appointment of any officers required by law or desired by the Board; adopt the Rules of Procedure for the ensuing year; and any other matter that the Chairman wishes to bring before the meeting.

3. The Board shall convene in regular meeting at 10:00 o'clock in the forenoon on the third Friday of each month for the public meeting of the Board, unless a different time shall have been determined at a previous meeting. The meetings for the year 2019 are scheduled as follows:

- i) January 18, 2019
- ii) February 15, 2019
- iii) March 15, 2019
- iv) April 19, 2019
- v) May 17, 2019
- vi) June 21, 2019
- vii) July 19, 2019
- viii) August 16, 2019
- ix) September 20, 2019
- x) October 18, 2019
- xi) November 15, 2019
- xii) December 20, 2019

Meetings shall be called to order as soon thereafter as a quorum is present. Any regular meeting of the Board may be adjourned by motion adopted by a majority vote of the membership present.

The Board shall convene in special meeting upon call of the Chairman (or, if appropriate, the Vice Chairman) or upon written request for a special meeting signed by a majority of the total membership of the Board. At the direction of the Chairman (or Vice Chairman) or upon receiving such a written request, notice in writing stating the time, place and purpose of the special meeting shall be served personally or by mail upon each member by the Clerk of the Board at least forty-eight hours before the date fixed for holding the meeting or a member may waive the service of the notice for such meeting by a writing signed by him.

4. Business shall be transacted in the following order:

- | | |
|------------|---|
| 10:00 A.M. | Call to Order
Salute to Flag
Roll Call
Motion to approve the Minutes of previous meeting,
subject to correction by the Clerk of the Board
Introduction and welcome to guests
Report by Chairman of the Board
Committee reports
Report of County Administrator
Report of County Attorney
Call for reading of communications
Call for reading of resolutions
Discussion-on resolutions
Motion to vote on resolutions |
|------------|---|

Further discussion on resolutions
Privilege of the floor
Announcements
Adjournment

5. All resolutions shall be in writing and filed with the Clerk before noon on the Tuesday preceding the regular meeting on Friday of each month and at least three days prior to any adjourned or special meeting. The Clerk shall photocopy all resolutions and mail copies thereof to each Supervisor on each Tuesday prior to a regular meeting and on the third day prior to any adjourned or special meeting. All resolutions shall be considered by the Supervisors on each regular meeting date. No resolution shall be presented after noon on the Tuesday before the regular Friday meeting except with the approval of a majority of the total weighted voting power of the members of the Board. Any Supervisor may request a resolution to be tabled until the next meeting, either regular, special or adjourned, and, if approved by the majority of the total weighted voting power of the Board, such resolution shall not be voted upon at the meeting when presented except where a statute prescribes a date on or before which the Board of Supervisors must adopt a resolution. A majority of the total weighted voting power of the Board shall be necessary to take it off the table.

B. Conduct of Meetings of Board of Supervisors

1. All questions relating to the priority of business shall be decided without debate.
2. The Chairman shall preserve order and shall decide all questions of order, subject to the appeal of the Board.
3. The Chairman in all cases shall have the right to vote, and when his vote makes an equal division the question shall be lost.
4. Any member desiring to speak or present any subject matter shall address the Chair and shall not further proceed until recognized by the Chair and granted the floor.
5. No debate shall be in order until the pending question shall be stated by the Chair or read by the Clerk.
6. No member shall speak more than once on any question until every member choosing to speak shall have spoken. If the Chairman wishes to enter into debate, he may do so only after he excuses himself from the Chair and a Temporary Chairman is appointed by the Chairman.

7. Any member, upon being called to order, shall take his seat and remain there until the point raised is determined. If the point be sustained, he shall not further proceed, except in order, unless by permission.
8. No business shall be transacted by the Board, as such, while a Committee or Committees are out at work, except to adjourn.
9. All motions and resolutions shall be presented in open regular meeting. The Chair will state to what Committee the motion or resolution shall be referred unless such reference is objected to in which case the Board shall decide.
10. All motions shall be reduced to writing, except those introduced at the Organization Meeting, if desired by the Chairman or any Supervisor, delivered to the Clerk and read before the same shall be debated. Any motion may be withdrawn at any time before amendment with the consent of the Second.
11. While a member is speaking no member shall entertain any private discourse or pass between him or the Chair.
12. A motion to adjourn shall always be in order, and shall be decided without debate.
13. When a question is under debate no motion shall be entertained, unless for adjournment of the Board, for the previous question, to place on the table indefinitely; to place on the table for a certain day; to hold; to amend it. These several motions shall have precedence in the order in which they are here stated and shall not be subject to debate.
14. The minutes of this Board shall be printed monthly and delivered by the Clerk of the Board on or before the regular meeting of the Board for the next succeeding month.

C. Committees of the Board of Supervisors

1. Standing Committees consisting of at least three (3) members shall be appointed by the Chairman at the Organization Meeting or not later than the first regular meeting following the Organization Meeting, upon the following subjects, to wit:

<u>Committee</u>	<u>No.of Members</u>
Budget	11
County Facilities <i>(including Airport and Building & Grounds)</i>	11
Criminal Justice & Public Safety <i>(including Offices of Assigned Counsel, District Attorney, Probation, Public Defender, Courts, Fire Prevention & Building Code Enforcement, Office of Emergency Services, and Sheriff & Communications)</i>	11
Economic Growth & Development <i>(including Planning & Community Development and Economic Development)</i>	9
Environmental Concerns & Real Property Tax Services	9
Extension Services	9
Finance <i>(including County Treasurer)</i>	11
Health, Human & Social Services <i>(including Mental Health, Public Health, Department of Social Services, Countryside Adult Home and Youth Programs)</i>	9
Legislative & Rules	11
Occupancy Tax Coordination	9
Personnel & Higher Education <i>(including Civil Service Human Resources and Performance Evaluation)</i>	11
Public Works <i>(including D.P.W., Parks, Recreation & Railroad, Warren County Sewer and Solid Waste & Recycling)</i>	9
Shared Services	9
Support Services <i>(including County Administrator [includes Mail Room], Auditor, Board of Elections, Clerk of the Board, County Attorney, County Clerk-DMV, Historian, Information Technology, Self-Insurance, Purchasing, Weights & Measures)</i>	9
Tourism	9

2. Special Committees may be authorized at any legal meeting of the Board. They shall, unless otherwise ordered and directed by a majority of the Board, be appointed by the Chairman. The period of time that a special committee shall serve shall be designated when it is created.

3. The first member appointed to each committee shall be and act as the Chairman of such committee. The 2nd shall act as Vice Chair of the Committee if both the Chair and Vice Chair are absent the acting chair shall be established by the respective placement on the Committee. The meetings of each committee shall be held upon call by the Chairman thereof, except as hereinafter provided. The Chairman of each committee shall give or cause to be given by the Clerk of the Board of Supervisors notice in person, by telephone or by mail at least two days in advance of the day, hour and place

of each meeting of the committee except that no advance or prior notice shall be required when the committee meeting is held on a day when the Board shall be in session. A meeting of any committee shall be held at any time whenever a majority of the members of a committee shall sign a written notice of such meeting, which notice shall clearly state the day, hour and place of such meeting, provided that such notice shall be served in person or mailed to the Chairman of such committee and the Chairman of the Board of Supervisors at least three days in advance of the day specified in such notice.

4. All reports of Committee shall be in writing and shall be read on presentation upon the request of any member.
5. Committees making reports shall return to the Clerk with such reports all papers relating thereto.
6. The Chairman of the Board of Supervisors shall be an ex-official member of a standing committee when a) a quorum is not present at any regularly or specially scheduled committee meeting; b) if such membership will provide a quorum as herein specified; and c) the Chairman is available to attend. The total membership of the committee as established by Board Rules shall not change or be increased by the presence and availability of the Chairman in determining whether a majority of members are present to allow the conduct of business, rather the Chairman shall be considered an alternate or substitute for a non-present committee member. Once the Chairman becomes a member by virtue of the criteria set forth above (whether at the start of or during a meeting), the Chairman shall be a voting member and shall continue as a member of the committee until a quorum is established or reestablished by appointed Committee members at the subject meeting or subsequent meetings. If an executive session is called for the Chairman's vote shall count towards the total needed for a majority vote of the entire Committee.
7. When any Committee of the Board of Supervisors is acting on any matter affecting a single Municipality or is engaged in seeking or obtaining rights of way in a particular municipality, the Supervisor(s) of the affected municipality shall be provided with an opportunity to make a presentation or otherwise be heard by the Committee.

D. Voting by Members of the Board of Supervisors

1. All members present shall vote upon each question at the request of any member.
2. If a resolution contains items that can be voted on separately, and a request is made by any member to do so, each item contained in the resolution shall

be subject to a separate vote.

3. All questions shall be decided by a majority of the total weighted voting power of the Board unless otherwise required by law or as required herein. All questions shall be decided by weighted vote in accordance with the terms of Local Law No. 12 of 2011, as it may be amended from time to time. Whenever in these Rules of Order there is reference to a majority vote or a 2/3rds vote of the Board, it means a majority of the voting power of the members of the Board or 2/3rds of the voting power of the members of the Board as defined in Local Law No. 12 of 2011.
4. The following resolutions shall require a roll call vote: fixing or altering salaries, or establishing salary and wage classifications; adoption of the budget; any appropriation or expenditure of public funds; transfers to and from .1 salary codes within the authorized budget and transfers between funds, including Capital and Road Fund Projects; levying of taxes; bond resolutions; any authorizations to fund or refund indebtedness; legalizing informal acts of a town meeting, village election, town or village officer; legalizing municipal obligations incurred through error or mistake wherein a 2/3rds vote is required; alteration of the boundaries of a town; local laws; any sale or conveyance of county property, either real or personal.
5. A roll call vote upon any resolution or other proceeding shall be taken upon request of any member.
6. All resolutions adopted by the Board of Supervisors shall become effective upon their adoption or as otherwise provided by law or as specified in the resolution.
7. Every Resolution amending Occupancy Tax spending guidelines heretofore or hereafter adopted by resolution of the Board of Supervisors shall be effective only if adopted by at least a 2/3 vote of the voting strength of the Board of Supervisors.
8. Filling of existing vacant positions (not new positions, these can only be created by 2/3rd majority vote of the Board) will only be authorized with the following approvals: County Administrator, Budget Officer and, 2/3rd majority vote of appropriate oversight committee. In the event a Department has an urgent operational or financial related need to fill a vacant position and the oversight committee 1) has not voted to deny filling the position, and 2) will not convene again for one week or more, the Chair of the oversight committee, in his/her sole discretion, may call a special committee meeting or approve the filling of the position and report such approval to the Committee at its next meeting. In the case where the Chair may approve the filling of the position, a 2/3rds vote by the oversight committee will not be necessary. All vacant positions authorized to be filled in accordance with the

procedures set forth in these rules shall be reported each month on the Personnel Committee agenda. If filing of the existing vacant position is denied by any of the above processes, only 2/3rds vote of the County Board of Supervisors can fill the existing vacant position.

9. The Warren County Sheriff is authorized to fill positions that become vacant in the uniform correctional staff to maintain mandated staffing levels at the Warren County Correctional Facility providing those staffing levels not exceed the following:

Correction Officers - 75	Correction Lieutenants - 2
Correction Sergeants - 9	Correction Captain - 1

All notices approved shall remain in effect for six (6) months from the date of committee approval only to allow department heads to properly evaluate probationary employees and take appropriate action when necessary.

E. General

1. Upon the request by any member of the Board of Supervisors, the Clerk of the Board shall draft a Proclamation of acknowledgment, congratulations, commendation or otherwise recognizing a particular person(s), achievement(s), cause(s) or event(s) on behalf of the Board and for execution by the Chairman without the need for a Board Resolution. This rule will serve as a standing authorization.
2. No standing rule of the Board shall be rescinded, suspended or changed, or any additional rule or order added thereto, unless it be by 2/3rds consent (as 2/3rds vote defined under Local Law No. 12 of 2011). In the event a rule is suspended, such suspension shall apply only to that matter which is before the Board at the time of such suspension. The rules may be amended at any time.
3. All questions not covered in the rules shall be decided according to Robert's Rules of Order-Revised.
4. The rules of the Board shall be published in the Proceedings in the year first adopted and whenever amended.
5. The rules of the Board shall continue in full force and effect unless and until a new set of rules is adopted by the Board.

Adopted by unanimous vote.

RESOLUTION NO. 2 OF 2019**Resolution introduced by Chairman Conover****DESIGNATING OFFICIAL PAPERS**

RESOLVED, that The Post-Star and The Sun Community News (News Enterprise), formerly known as The North Creek News-Enterprise, having been selected by members of this Board for such purposes, be, and hereby are, designated as the newspapers published in the County of Warren for publication of all local laws, notices and other matters required by law to be published.

Adopted by unanimous vote.

RESOLUTION NO. 3 OF 2019**Resolution introduced by Chairman Conover****DESIGNATING DEPOSITARIES**

RESOLVED, that pursuant to Section 212 of the County Law, the following named banks are designated as official depositories of the County of Warren to the limits set opposite the name of each such bank, to wit:

Citizens Bank	\$ 4,000,000.00
JP Morgan Chase, 12 Corporate Woods Boulevard Albany, NY12211	8,000,000.00
TD Bank, N.A.	4,000,000.00
Glens Falls National Bank & Trust	60,000,000.00
Bank of America	4,000,000.00
NBT Bank, N.A. Northville, NY	10,000.00
Key Bank of N.Y.	1,000,000.00
NBT Bank, N.A. Speculator, NY	10,000.00
M&T Bank 80 State Street Albany, NY 12207	2,000,000.00
NBT Bank, N.A. Glens Falls, NY 12801	4,000,000.00
Adirondack Trust Company 24 Maple Street Glens Falls, NY 12801	4,000,000.00
Community Bank 244 Main Street North Creek, NY 12853	5,000.00

and be it further

RESOLVED, that the County Treasurer be, and hereby is, authorized to deposit

monies received by him in any of the Warren County offices of said banks within the limitations herein before set forth, provided, however, that the County Treasurer shall arrange for such security as is required pursuant to General Municipal Law Section 10 and other applicable laws of the State of New York, and be it further

RESOLVED, that the County Treasurer be, and hereby is, authorized to continue the investment of funds only in the above designated Warren County banks.

Adopted by unanimous vote.

Chairman Conover called for announcements.

Supervisor Strough advised Barbara Tierney, *Budget Officer, Town of Queensbury*, was organizing a bus that would travel to and from the conference for the New York State Association of Towns and Villages in New York City at the end of February and he encouraged anyone interested in taking the bus to contact himself or Ms. Tierney to confirm their reservation.

Supervisor Loeb remarked that he had always found the Organization Meetings to be pleasant, but he felt today's was exceptional because Mrs. Allen had directed the meeting rather than having the Board members select a temporary Chairman, which he preferred.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Dickinson and seconded by Supervisor Wild, Chairman Conover adjourned the meeting at 11:30 a.m.

January 16, 2019

**WARREN COUNTY BOARD OF SUPERVISORS
SPECIAL BOARD MEETING
WEDNESDAY, JANUARY 16, 2019**



NOTICE OF SPECIAL MEETING

TO THE MEMBERS OF THE BOARD OF SUPERVISORS OF WARREN COUNTY:

You are hereby notified that I, RONALD F. CONOVER, Chairman of the Board of Supervisors of the County of Warren, pursuant to the power vested in me by Rule A.3 of the Rules of the Board of Supervisors, hereby call and convene a special meeting of the Board of Supervisors of Warren County to be held in the Supervisors' Room in the Warren County Municipal Center, Town of Queensbury, New York, on **JANUARY 16, 2019 AT 1:00 P.M.**, for the purpose of:

1. Workshop regarding sales tax distributions in Warren County, and
2. To conduct such other business as may properly come before the Board of Supervisors.

The Clerk of the Board of Supervisors is hereby directed to call for the meeting and give written notice to all members of the Board of Supervisors of such meeting.

Dated: January 8, 2019

(Signed) RONALD F. CONOVER, CHAIRMAN
Warren County Board of Supervisors

To the Members of the Board of Supervisors: At the direction of the Chairman of the Board, I am notifying you of the Special Meeting called for the time, place and purposes set forth above.

(Signed) AMANDA ALLEN, CLERK
Warren County Board of Supervisors

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 1:00 p.m.

Mr. Ronald F. Conover presiding.

Salute to the flag was led by Supervisor Conover.

Roll called, the following members present:

Supervisors Diamond, McDevitt, Loeb, Driscoll, Frasier, Simpson, Hogan, Dickinson, Merlino, Strough, Wild, Beaty, Magowan, Sokol, Thomas, Hyde, Geraghty and Conover- 18;
Supervisors Leggett and Braymer absent- 2

Chairman Conover apprised there was one order of business on the agenda today regarding proposed Resolution No. 4, *Home Rule Request by Warren County for the Enactment of Senate Bill No. S.721 and Assembly Bill No. A.210 Entitled "An Act to Amend Chapter 368 of the Laws of 2008 Amending the Tax Law Relating to Authorizing the County*

of Warren to Impose an Additional Mortgage Recording Tax, in Relation to Extending the Effectiveness Thereof", and he requested Ryan Moore, County Administrator, to explain its purpose.

Supervisors Braymer and Leggett entered the meeting at 1:02 p.m.

Mr. Moore stated a local law had been introduced at the December 21, 2018 Board meeting that permitted the extension of an additional mortgage recording tax which had expired on December 1, 2018 due to the inability of the State Legislature to pass that Bill in the Assembly and Senate. He advised any County that was impacted by this legislation was required to adopt a resolution and distribute it to the Legislature as soon as possible because it was a prerequisite for the Assembly and Senate to vote on this Bill. He said today was the earliest opportunity for the Board to act on the proposed Resolution with the notion that the forms would be disbursed to the Legislature tomorrow to allow them to advance the Bill.

Chairman Conover called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

Supervisor Strough asked whether a motion was required to bring the resolution to the floor and Chairman Conover replied in the negative.

Chairman Conover called for a vote on Resolution No. 4, following which it was approved as presented.

Proceeding with the Agenda review, Chairman Conover advised the Board would now proceed into a Workshop Session to discuss sales tax distributions in Warren County and he extended privilege of the floor to Mr. Moore.

Mr. Moore commenced by apologizing for the length of the presentation he would be reviewing, adding this was due to the complex nature of the issue and the many revolving parts involved. Supervisor Wild asked whether printed copies of the presentation were available for the Board members and Mr. Moore replied in the negative, apprising he would email the presentation to the Board members immediately following the conclusion of the meeting. He acknowledged the Board members, as well as the members of the public who had spent time discussing the matter with him regarding their points of view; he added he had attempted to incorporate everyone's point of view into the presentation. He indicated it was his job to explain the issue, provide some historical context to the current distribution formula, ensure everyone was aware of how it worked and compare it to the 50/50 proposal that had been advanced and circulated amongst the Board members. He said a few other proposals had recently been provided by various members of the Board which he would be briefly addressing at the conclusion of the presentation. He proceeded with the Power Point Presentation entitled "*Warren County Sales Tax Distribution Formula: Current vs. 50/50 Proposal*", which he reviewed in detail, a copy of which is on file with the items distributed at the January 16th Special Board meeting.

During the presentation Supervisor Simpson asked Mr. Moore to clarify with regard to who paid the 2017 property tax levy that the Town of Bolton, whose population was about 2,200 residents, paid 15.38% of the levy, while the City of Glens Falls, whose population was upwards of 14,000 citizens, paid 9.23%, and Mr. Moore replied in the affirmative. Mr. Moore explained the expense side of the equation was based solely on valuation and did not take into account population. He added this was how the cost of the County Government was determined.

Supervisor Loeb requested that Mr. Moore elaborate on the special distribution of additional sales tax to the City of Glens Falls which he said implied there was an expense being shouldered by the City. Mr. Moore informed the special distribution to the City of Glens Falls commenced in 2002, but he could not speak to the details of how and why the 2% was calculated. He said the purpose of it was to acknowledge something the City was doing which would benefit communities outside of the City.

Supervisor Merlino stated he had become a member of the Board following the deal with the City; however, he noted, it was likely he would have voted in favor of it because it pertained

to the City processing sewer for the Town of Queensbury at their plant. He indicated this was a good idea, but what should have been handled differently was placing a percentage figure on it because it had steadily increased from around \$275,000 in 2002 to over \$600,000 today. He continued, it had cost the County taxpayers more money because they used a percentage instead of an annual raise. He mentioned now that he was more familiar with sales tax he realized he would be more cautious about using a percentage since they provided for continuous increases.

Supervisor Diamond advised the concept in 2002 regarding this agreement was that as the City of Glens Falls expanded its sewer capacity then there would be an additional growth which the percentage was based on. He pointed out the developers who constructed new hotels off of Exit 18 of the Adirondack Northway would not have done so if they did not have access to the sewer which was provided by the City. He added both sales and occupancy tax would increase as a result of these facilities being built.

Mr. Moore apprised the special distribution was allocated from the County's portion of the sales tax thereby reducing revenue to the County and was replaced with property taxes that were paid according to the valuation of each town.

With regard to the 50/50 proposal, Supervisor Dickinson informed the smaller towns would be hurt by this plan because their expenses to the County would remain the same, but their portion of the sales tax would decrease. He questioned how anyone could support a plan that would take money away from the municipalities without providing them with other means to pay for the services they provided.

Supervisor Braymer remarked as previously stated by Mr. Moore the tax liability was premised with the idea that the municipalities with the greater ability to pay would shoulder more of the burden. She added as this changed it was obvious that those municipalities who presently had less liability were not as capable of paying. Mr. Moore explained when a municipality was proportionally valued more than in the past they received a larger portion of the sales tax revenue, but at the same time they were required to pay a greater portion of the County's expenses. Supervisor Simpson added in contrast if a municipalities valuation decreased then the cost would be shifted onto the other towns throughout the County. With regard to Supervisor Braymer's point, Mr. Moore stated the expense would always be more than the amount of sales tax revenue unless there was an upsurge in sales tax meaning a town that was on the rise would be impacted greater than one that was growing slower. He said this was why the County tax levy was determined according to property value, as the purpose was for the expense to fall on the municipalities with the most wealth who had the ability to pay it.

Supervisor Simpson noted that the report indicated there were 1,671 residential parcels with homes in the Town of Horicon, but according to the 2010 census there were only 1,389 residents meaning the seasonal residents were not being taken into consideration. Mr. Moore stated using the census figures was not an appropriate measure because of the large seasonal population in the County.

Chairman Conover remarked he felt it was important that the members of the public were aware that municipal budgets were not part of the County tax levy, nor were special districts such as sewer, water, lighting, etc.

With regard to the other proposed formula which required sales tax distribution and expense liability for County programs to be determined based solely on population, Chairman Conover advised the municipalities who were highlighted in green were contributing more in terms of what their population would dictate in terms of expense. Mr. Moore stated if the County expenses were determined on a population proportion it was possible that some of the expenses such as those incurred from Medicaid would be concentrated in certain communities. Chairman Conover apprised if the County programs were benefitting the figures highlighted in red greater than they were to those highlighted in green than it would be weighted that way. He stated what he interpreted this to mean was that if expense was divided on a per capita

basis than the figures swung dramatically. Mr. Moore pointed out this would never occur because the State would always divide the cost of County Government according to valuation. Chairman Conover interjected that there were programs that could be divided on a per capita user based system and Mr. Moore concurred. Mr. Moore informed he was aware of three programs that could be billed out to the municipality it originated in such as Safety Net or for the kids from a municipality who were attending out-of-County community colleges. He explained the County had the option to bill that expense from that child attending an out-of-County community college to the municipality where the child lived. He added another example were election costs which currently a portion was billed back to municipalities, but the County had the ability to bill back more. He said there may be more programs where this was permissible, but these were the three he knew of offhand.

Chairman Conover offered privilege of the floor to anyone present wishing to address the Board regarding the presentation, noting since this was not a public hearing the comments should be limited to a few minutes.

Roger Bombardier, *Town of Horicon Resident*, voiced his concern that arguments were not based on sand and when the presentation referred to population it was considering year-round population. He said the towns who would receive a decrease in this new proposal had summer populations that varied greatly meaning the term population was based upon "sand". He stated he interpreted this to mean the arguments based on this were not appropriate.

Deanna Rehm, *Town of Bolton Resident*, apprised she had been an assessor in Warren County for thirty-nine years, but she was present today as a taxpayer and interested citizen. She acknowledged Mr. Moore for doing an excellent job compiling all of the information for the presentation which displayed the impacts of several different scenarios; however, she noted, she would like to remind the Board members to take into consideration several things. She mentioned that New York State levied sales tax and placed it into a pot to fund State services which was the initial intent in Warren County, pointing out the State did not distribute it per capita. She stated initially during the 1970's the sales tax came close to equaling whatever the County tax levy was meaning the County would expend \$4 million and the share that was distributed to reduce the towns levy for their share of the County tax was also \$4 million. She continued, during the 1980's the sales tax exceeded what the County tax levy was with the County levy equaling around \$6 million and the Towns share adding up to almost \$10 million resulting in towns getting additional revenue every year after they paid their County tax in full. She stated during the 1990's the municipalities opted to use the distribution to defray their town tax because the County tax levy was greater than the sales tax revenue to offset it. She pointed out in 2017 there was a County levy of \$42 million and the County's share of the sales tax revenue was a mere \$24 million. She said the amount of sales tax revenue had not kept pace with the rate at which the County tax levy was rising. With regard to the population distribution and whether it was somewhat flawed, Ms. Rehm apprised she felt a number of the Board members believed this was an appropriate way to distribute sales tax because this was the method used when distributing occupancy tax. She explained occupancy tax was a location based tax where an individual occupied a room which generated occupancy tax that was allocated back to the municipality where the room was rented. She mentioned sales tax did not directly relate to population, as there were a number of demographics that determined how much an individual or a household might spend that would be taxable as a sales tax, as the high ticket items such as cars, boats, construction supplies co-related to disposable income. She mentioned a municipality where the average household income was around \$40,000 would not generate the same sales tax to the County as one whose disposable income was around \$80,000. She remarked if the Board members were to decide that population was a factor it was necessary to do some demographic examination to ensure that there would be 50% more sales tax produced from a community with a population of 3,000 as compared to one with 2,000 residents. She spoke to the town Supervisors, apprising if they were to receive more distribution it would not be distributed to the residents, but rather used as revenue to

reduce the town tax. She continued, that reduction in town tax would be based on value of the property meaning a homeowner with a home valued at \$100,000 would possibly realize 20% of the savings of a homeowner whose home was valued at \$500,000. She said homes valued at \$100,000 had the same County tax bill regardless of where it was located, but the town level which was being mixed in was different, as it was the value of the town to support town services. She apprised this meant a higher value town cost per thousand was less than a lower valued town. She mentioned school tax was significantly more in the Town of Queensbury than it was in the Towns of Bolton and Lake George, apprising neither the State or the County attempted to change this, as it was simply a function of how much revenue was required and what was the value of the community. She remarked this was how it was handled in New York State; she said it was an admiral tax that she believed should be an admiral revenue.

A round of applause was given.

Bill McGhee, *Town of Horicon Resident*, informed he would possibly have to sell his home if the 50/50 proposal was adopted. He said he had inherited his lakefront property, which he paid a significant amount of taxes on. He advised if this proposal was adopted someone would have to explain to Supervisor Simpson how to continue to manage the Town which would be losing around \$500,000 in revenue. He questioned how the town could continue to maintain the services to the residents, including those to Schroon and Brant Lakes and he voiced his appreciation for this support. He asked anyone with ideas on how to manage the town with such a significant loss of revenue to discuss them with Supervisor Simpson. He concluded by thanking the Board members for providing him with the opportunity to voice his opinion which he would like them to consider.

Joan Caruso, *Town of Horicon Seasonal Resident*, advised even though she was a seasonal resident she paid a significant amount of taxes which was why she felt she should count.

Rich Nawrot, *Town of Horicon Resident*, advised he and his wife were year-round residents that lived on East Shore Drive which was located on the east side of Schroon Lake. He voiced his opposition to the new way the Board members were considering distributing sales tax largely in part to population, as their town had a substantial number of seasonal residents and he pointed out he was maybe one of the five year-round residents on his road with the remainder being seasonal. He indicated since seasonal residents paid the same amount of taxes as the year-round ones, he felt they should be included in the population count if the County was going to move towards this type of valuation. He continued, even if they were only residents for a portion of the year they were still residents and should be counted as such. He stated they were not counted in the census because their homes were not their permanent one. He mentioned the amount of sales tax revenue generated from the residents of the Town of Horicon or any of the other northern municipalities, who had to do all of their shopping in the Town of Queensbury meaning a significant amount of their sales tax payments were generated by them in the Towns of Queensbury and Lake George which had a new Price Chopper. He said sales tax was not limited to year-round residents, as the seasonal residents, as well as the visitors to the region spent a substantial amount of money in the Towns of Queensbury and Lake George. He concluded by advising these were a few things that should be considered with the reformulation.

Kathy Muncil, *Representing Fort William Henry in Lake George*, stated she did not believe the business perspective was considered in terms of cost and she asked Mr. Moore whether any calculation had been identified relative to businesses within the overall value. Mr. Moore apprised the overall tax levy included what businesses were paying, but when it was broken down in an attempt to get an "apples to apples" comparison only residential homes were considered, but it was entirely possible for him to determine the impact on businesses. Ms. Muncil mentioned as a business owner she would appreciate if this perspective could be developed. She remarked that she felt Mr. Moore had prepared a phenomenal presentation that answered many of her questions and as a business owner she would suggest the Board

members tread lightly in terms of creating any theory of instability with regard to taxation for businesses. She apprised businesses dealt with wage, insurance and sewer tax increases each year rendering it more difficult each year for them to sustain operations. She reiterated that she would request that they tread cautiously to ensure businesses and/or communities could have time to plan for these things. She concluded her remarks by indicating she would be interested in seeing what services were provided by the municipalities with the different scenarios, as the towns did have some say in what they would provide.

Chairman Conover announced the presentation would be available on the County website.

Steve Ramant, *Town of Hague Resident*, apprised it appeared as if the high population towns were benefitting most and he questioned how the smaller municipalities such as his own were supposed to answer to their residents, who paid a substantial amount of taxes, why their services had decreased. He concluded by stating he could not comprehend why the towns with larger populations needed more money than ones with lower populations.

Gina Mintzer, *Executive Director, Lake George Regional Chamber of Commerce & CVB*, stated she thought she was coming today to listen and learn as she had for the past fifteen months in her position, but then a colleague had asked her to speak as a property owner, and another person requested that she speak on behalf of their general membership at-large. She said both of these calls prompted her to do some research to determine what was at stake for all property owners, residents and visitors regarding how the sales tax allocation was distributed and spent. She mentioned this was a significant issue that would not be decided on today and she urged the Board members to look at this from the County's perspective and not their respective municipalities point of view. She advised as a representative of the Chamber and the County collective, she was imploring for the Board members to review the dollars from a stability perspective. She noted it would be a major change that would impact everyone in the County if the Board were to modify the current distribution which was based on assessment to one that was centered around population and she added an answer may be to find some form of middle ground. She stated she was aware that several counties distributed sales tax based on assessed value, as well as population. She mentioned she believed some of the information included in Mr. Moore's presentation was based upon the update issued by the New York State Office of the State Comptroller on local government sales tax distribution in 2015. She said she felt this report demonstrated that there was not a perfect way to distribute sales tax. She apprised as a property owner in the Town of Lake George, which was one of the many municipalities whose population increased during certain times of the year, she did not want to see their taxes increased because the high season population was not part of the equation, but the operations to serve that population would still need to be paid for on an annual basis and she indicated her message was one of stability and she pondered whether there was a sales tax equation that allowed the funding to communities to remain stable year-round to serve all businesses, residents and visitors. She said this was the question to be answered, noting the business community was present to assist the Board members in whatever way they could that demonstrated their support while protecting their investments from now moving forward.

Travis Whitehead, *Town of Queensbury Resident*, noted he would be the first resident today who resided in a community that would benefit from the 50/50 proposal. He stated he felt the presentation was a good one, but there were a few things he was confused by. He pointed out how expense liability precisely matched the distribution of the sales tax because they were based on valuation with the exception of the City of Glens Falls, who had preempted. He said although it was not stated in this manner, the number indicated the City was getting more money than they deserved. He said when discussing expense liability they were not referring to how much the Towns or City cost, as it would be difficult to calculate that figure due to the varying expenses each municipality had, but rather valuation to valuation which calculated as one to one, with the exception of the City due to the preemption. He said

what he felt compelled to note was that a number of the smaller communities had a significant number of County bridges and roads whereas there were no County bridges located in the Town of Queensbury nor were there any County roads in the City. He stated this proved there were differing expenses which was why it would be too difficult to calculate it out and why when discussing an expense basis, he would not consider it to be the way he would think about them. Mr. Whitehead advised another point he would like to clarify was that while he was the first of nine speakers who resided in a community that would benefit from the 50/50 proposal, he was aware that 80% of the residents in the County would benefit from this while the remaining 20% would be required to pay more and he asked whether this assumption was correct; Mr. Moore replied in the affirmative. Mr. Whitehead informed since there was no shift in dollars this meant that 80% would be getting lesser per person than the 20% would be losing. He continued, it had been indicated that residents with houses assessed at high values and were worth a lot of money felt they paid a substantial amount of taxes; however, he noted, at the same time the slide which displayed the tax burden of a resident in the City of Glens Falls with a home valued at \$150,000 would be about the same as a resident in the Town of Bolton who owned a home valued at \$550,000. He explained the reason this calculated as such related to the fact that the Town tax rate for Bolton, Hague and Horicon were much lower than it was for the Town of Queensbury and the City of Glens Falls. He apprised if they were to review the burden that could be controlled by the Board members which consisted of County and Town taxes, the money that was distributed from sales tax which was based on valuation a home valued at \$550,000 in the Town of Bolton would get three times the amount of sales tax benefit than the homeowner who paid the same amount out of their pocket for their residence which was valued at \$150,000 resulting in the tax rate being lowered in those towns. He informed the tax rate in the Town of Hague was nil, in the Town of Bolton was minimal, adding those towns had to put money back into the distribution to apply it toward paying off the County or else those rates would actually go negative. He stated this demonstrated that there was in fact an issue present. He remarked using the tax bills was the best statement of what was occurring and he reviewed the following tax bills which he obtained off of the internet since they were public information: Former City of Glens Falls 4th Ward Supervisor James Brock, who was paying \$1,855 on a home valued at \$129,000 based on full valuation and included County and City tax, but no sewer, water school, etc. taxes; Supervisor Geraghty, whose home in the Town of Warrensburg, was valued at \$192,000 was paying \$1,639; and Chairman Conover, whose home in the Town of Bolton, was valued at \$359,000 and was paying \$1,566. He pointed out this meant Chairman Conover would get more than double the sales tax benefit that former Supervisor Brock did and yet he paid less taxes. He said it was necessary to review the taxes spent and the tax rates, as well as the assessment because what was paid was a rate times an assessment.

Dean Munson, *Town of Horicon Resident*, stated this meeting was being held during the time of year when the seasonal residents did not reside here leaving his municipality under-represented and he was unsure of who would take care of them since they were not properly represented. Chairman Conover interjected that additional meetings would be scheduled in the future.

David Kenny, *Town of Queensbury Resident and Business Owner in the Town of Lake George*, advised that he concurred with Ms. Muncil, as it was necessary to research and determine how this would impact businesses and more specifically the smaller motels on Lake George who could ultimately decide to sell their property to developers who construct more homes resulting in a loss of sales tax revenue. He said it was imperative for the Board members to consider how much sales tax would be lost if this were to occur, as he was concerned Lake George would become a "bedroom community" much like Long Island, where taxes were high because they had no method to bring in taxes. He informed the conversion of these small motels along Lake George would have a trickling impact through the loss of tourists which would also decrease the number of people shopping in the local stores. He

added the homes that would be constructed to replace these small motels would be purchased as vacation homes meaning they would not be counted as part of the population, as well.

There being no other members of the public present wishing to speak to the matter, Chairman Conover apprised there would be other meetings scheduled regarding the matter going forward and he offered privilege of the floor to any of the Supervisors who would like to voice their thoughts on the matter.

Supervisor Wild remarked this was a complicated issue and he thanked Mr. Moore for putting together the information he compiled in the presentation today. He said his first impression was that this was similar to a Robin Hood scenario where money was taken away from the rich to be given to the poor with none of the Supervisors taken into consideration the economic portion of this. He said his desire was for the figures to be calculated based on residences and businesses to determine the impact on the County taxpayers and not just per capita.

Supervisor Dickinson voiced his opposition to the proposed change, as he believed it would be disruptive to the County and Towns. He stated the Town Supervisors were well aware when they were elected that they had to set a budget to work with that related to the services offered to the residents of that town. He informed Lake George was a Town which mostly consisted of businesses and had a number of needs that other towns did not have. He remarked that he felt it was unfair for people to come after his town's money, as it was already difficult for him to balance the Town Budget each year with the demands he had on him. He said he managed to stay within his budget by not including everything he would like or offering all of the services; he added he would not be able to lose as much revenue as the graphs indicated in the presentation which was upwards of \$100,000. He advised all this would do is shift the tax burden from the County to Town of Lake George. He reiterated that the Town of Lake George was a business community that generated a substantial amount of sales and occupancy tax revenues; however, he noted, those who resided on the back streets of the town were regular people unlike those who lived on Lake George and it was necessary to balance the two.

Supervisor Hogan requested that the Board members stop referring to this as "my money" as they moved forward with this deliberation since this was a larger issue than that. She advised the bigger issue that they were not discussing here was the fact that there were needs in Warren County that were not being met. She urged them to stop making it appear as if they were fighting over scraps and commence with discussing what was really at the heart of this issue.

Supervisor Simpson apprised there were a number of pieces of this pie the Board members had not even considered. With regard to the Town of Horicon, who he represented, he stated they were governed by different rules than the majority of the County since they lived in the Adirondack Park and fell under the Adirondack Park Agency Act. He explained there were thousands of acres of State land located in their town that was open to the public that they did not receive taxes based on the assessed value for, but rather what the State determined their fair determination assessed value was which he noted was significantly less than what they received from residential lake front homes on Brant Lake. He mentioned since there were a number of factors that were only identifiable to the Town of Horicon he felt it would take more than his lifetime to compare each community to one another. He stated he had lived in five different communities in Warren County during which time he never considered comparing how each municipality was expending their tax dollars. He apprised the Town of Horicon had no sidewalks in the downtown area, but they would like one, as well as to not have to drive to the Town of Queensbury to save \$.30 on gas or to the Town of Lake George to purchase groceries at the Price Chopper located there. He added even though they did not have sewer or water expenses, they were expending a significant amount of money to protect their waterbodies which was protecting the assessed value that the entire County benefitted from. He pointed out according to the 2010 census there were 1,389 residents in the Town of Horicon who were

paying 6% of the County's expenses. He remarked he felt they needed an economist to determine what was involved and this was why the State originally dictated valuation because it provided the fairest value.

A round of applause was given,

Supervisor Merlino stated that while he had heard a few compelling arguments he was one of the few people who disagreed with the majority of it. He said there was no way for the towns to come up with more land or additional waterbodies and yet the assessed valuation continued to grow for each town causing the towns with lower values to lose even more. He mentioned he was unable to provide his Town DPW Superintendent with the additional funds he requested to pave roads because the funds were not available as compared to another town, whose allocated over one million dollars for this purpose in their town because they received a sufficient allocation from sales tax. He pointed out residents in the Town of Bolton were paying \$.52 per thousand as compared to Lake Luzerne residents, who were paying \$3 per thousand. He suggested the business owners should get together and do a comparison as to what each was paying, as the Sagamore Resort in the Town of Bolton was paying \$.51 per thousand and the Fort William Henry in the Town of Lake George was paying close to \$2 per thousand meaning in order to remain steady they would have to charge around \$30 more for room rentals. He voiced his opposition to the 50/50 proposal, apprising he would be more in favor of something in the middle that would assist towns such as his who were struggling to keep up with the tax cap. He said he would like to go back to the figures from 2003 when the Town of Bolton was at 10.5% and the Town of Lake Luzerne was almost at 5% as compared to now when Bolton was over 16% and Lake Luzerne was down to 3.9%, pointing out his town was decreasing, as compared to Bolton, who had increased. He commented his only complaint was he wanted a fair share for the Town of Lake Luzerne, as there was nothing that could be done to increase the value of the homes located there which, he noted, they were paying their fair share of \$3 per one thousand of assessed value on; he pointed out the Town of Bolton was able to pay such a minimal amount due to the amount of sales tax revenue they received. He stated it was necessary for the Board members to work together more to ensure the smaller towns were not bankrupted.

Supervisor Leggett thanked Chairman Conover for scheduling this meeting and Mr. Moore for compiling the information in the presentation. He apprised the premise of sales tax allocation was based on assessed value and he questioned how they could devise something else out of that. He stated in the Town of Chester there was 2,050 homes, but according to the 2010 census they had 1,300 households meaning they had a significant amount of seasonal residents. He mentioned \$450 million of the \$744 million total assessed value for the County was comprised of the lakefront communities. He said it was imperative to include the residents who paid the bulk of the taxes in their towns in the discussion regarding a possible changeover to basing the sales tax on population.

Supervisor Geraghty remarked he was impressed with the presentation, but he would require additional time to study it. With regard to Supervisor Simpson's comments regarding how the tax base in Horicon was so limited due to the significant amount of land located in the Adirondack Park, he informed the Town of Warrensburg had \$20 million worth of property that was exempt from property tax for which \$9 million belonged to the State and Warren County. He said the other exempt property was the Hudson Headwaters Health Network facility, noting he was pleased it was located there because of the number of people it brought to his community to spend money. He remarked he had no issue with sales tax allocation being based on assessed value, but he would like to see additional funding and he asked the residents to urge their elected officials to assist his town because they received no benefit from the State and County DPW garages being located there, as was true for Countryside Adult Home and the Fish Hatchery being there other than from those who worked there. He added the Town of Warrensburg did not charge the County for their water use because many years ago the County allowed the Town to drill wells on the site near Countryside Adult Home. He

apprised the County Fairgrounds was located in the Town of Warrensburg and could never be sold unless the State adopted special legislation due to it being classified as park property. He informed these were some of the things that hurt him as the Town Supervisor and was why he brought it up. He remarked he was aware that all the Town Supervisors struggled with their budgets and he suggested those with lake front properties lean on their Town Assessors to lower the assessments for these properties. Supervisor Braymer advised the City of Glens Falls was struggling, as well and she pointed out the Glens Falls Hospital, which was used by everyone in the region was located there and was tax exempt. She remarked this was a difficult situation that centered around County funds that they needed to take their time and move forward cautiously as requested by the business community. She continued, she felt an additional workshop meeting was required, apprising she was curious to see what Chairman Conover's plans were for moving forward.

Supervisor Driscoll voiced his concern that according to a number of reports he had read citizens were moving out-of-State due to the high tax rates here. He said he was originally from the area just outside of Cape Cod, Connecticut where the majority of the homes used to be seasonal, but were now becoming family homes. He said his understanding is that about 30% of the properties in Warren County were rentals, more so in the City of Glens Falls and the Town of Queensbury; he stated if the Board members intent was to attract young families to move here, as well as to encourage the older residents to stay here after they retired and continue to contribute to the economy the decisions that they made during this process were important.

Supervisor Strough advised for the record that the Town of Queensbury had \$408 million in tax exempt properties located there.

Supervisor Wild questioned whether the County could not move forward with a change unless the City of Glens Falls decided to opt out of the current situation and Mr. Moore replied in the negative. Mr. Moore explained the County would have to get the attorneys for New York State Taxation and Finance involved to determine whether State Legislation would be required to change the current formula. He said when a City preempts it lead the County back to the position everyone started in which allowed the County to keep all of the money or come up with a different distribution formula which incorporated population of whatever the desire was in what was considered to be a "beginning scenario" which required the State Comptroller's approval. He mentioned if they were to move forward with a change that would impact the special distribution to the City of Glens Falls which was written into the Law than the State law may have to be amended. He added State legislation would be required if the City continued to preempt and the Board decided to change the distribution for the revenue raised outside of the City because the State law dictated that 50% of these funds be disbursed according to assessed value. He stated if they wanted to codify into the tax distribution something that would only be disbursed from the County's share then a State law would be required. He continued, if their desire was to do it year by year and do some form of revenue sharing appropriation out of the County Budget and make it a County expense, State law would not be required, but a resolution would have to be adopted on an annual basis.

Supervisor Simpson apprised another option he felt was fair and removed the murkiness of what had created this problem was to keep all of the Warren County sales tax which was originally enacted to offset the cost of County Government with the County. He said this would mean Town Board's would be solely responsible for the town's tax rates charged to their residents making the County Budget more comprehensive. He indicated if they were to move forward in this fashion they could discuss how the County could provide assistance to areas which required addressing.

Supervisor Braymer indicated she felt they should look into why the Towns were applying their sales tax distribution to the town budgets instead of applying it all back to the County tax burden and what the impact would be if they no longer did this at a future meeting. Chairman Conover interjected that the decision to apply the sales tax distribution to the town budgets to

decrease them was made during the 1980's, pointing out none of the current Board members were involved with the Board at that time.

Supervisor Thomas remarked he concurred with Supervisor Simpson's suggestion, as he believed it was an appropriate way to handle the matter and would hold the municipalities accountable for their actions.

Mr. Moore stated that he would calculate these figures with the assumption that the City of Glens Falls would continue to preempt and this would only impact the sales tax collected outside of the City limits.

Supervisor Beaty voiced his opposition to keeping \$27 million in sales tax revenue for the County, as this would provide the County with additional money for projects such as the \$20 million Court House Expansion which could have been done for \$5 million. Chairman Conover interjected that Supervisor Beaty was misunderstanding what Supervisor Simpson was suggesting, as the credit would be applied against each municipalities County tax as opposed using it as part of the Town Budget to credit it against their town tax. He said as indicated in Mr. Moore's presentation it was the same dollar, but there was an argument to be made in terms of transparency regarding that issue.

Supervisor Simpson stated if the \$27 million of sales tax revenue that was allocated to the towns remained with the County, the County Tax levy would be reduced by that amount. He added none of the towns or the County would be coming away with any additional funds nor would the funds be used to build another building. Chairman Conover added the Town's shares would be proportionate based on their share of the assessed value.

Chairman Conover advised he would like to comment as the Supervisor from the Town of Bolton, informing his Town had always paid their fair share and would continue to do so. He mentioned if there were things that needed to be included in the County tax levy that were currently not in than the Supervisors should be adding these in. He said once these expenses were added the Town of Bolton would pay their 15.4% share of that expense, but he would not vote in favor of any plan that would increase his towns share to upwards of 28% nor would he vote in favor of a plan that took money away from any municipality, as this was wrong and would traumatize the municipal budgets, the local taxpayers and business community. He informed he was open to all suggestions and he was interested in the subject matter, but he cautioned the Board members it was necessary for them to tread carefully moving forward, as one option took a municipalities tax rate to zero while another one would be paying three hundred times what that municipality would be paying toward the County levy. He stated the purpose of the County tax levy was to pay for the things they were unable to pay for independently or that they preferred to do collectively. He concluded by informing he was willing to consider any suggestions the Board members may have, but he would prefer to consider it as part of the County tax levy as opposed to turning the County tax structure on its head.

RESOLUTION NO. 4 OF 2019

Resolution introduced by Chairman Conover

HOME RULE REQUEST BY WARREN COUNTY FOR THE ENACTMENT OF SENATE BILL NO. S.721 AND ASSEMBLY BILL NO. A.210 ENTITLED "AN ACT TO AMEND CHAPTER 368 OF THE LAWS OF 2008 AMENDING THE TAX LAW RELATING TO AUTHORIZING THE COUNTY OF WARREN TO IMPOSE AN ADDITIONAL MORTGAGE RECORDING TAX, IN RELATION TO EXTENDING THE EFFECTIVENESS THEREOF"

WHEREAS, the Warren County Board of Supervisors, on behalf of the County, desires to request enactment of Senate Bill No. S.721 and Assembly Bill No. A.210, entitled "An Act to amend chapter 368 of the laws of 2008 amending the tax law relating to authorizing the county of Warren to impose an additional mortgage recording tax, in relation to extending the

effectiveness thereof", a copy of Assembly Bill No. A.210 and Senate Bill No. S.721 being on file with the Clerk of the Board of Supervisors, and

WHEREAS, the local government, Warren County, does not have the power to enact such legislation by local law, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors, on behalf of the County of Warren, pursuant to Article 11 of the Constitution, hereby requests the Legislature to enact Senate Bill No. S.721 and Assembly Bill No. A.210, said bills entitled "An Act to amend chapter 368 of the laws of 2008 amending the tax law relating to authorizing the county of Warren to impose an additional mortgage recording tax, in relation to extending the effectiveness thereof", and a copy of Assembly Bill No. A.210 and Senate Bill No. S.721 being on file with the Clerk of the Warren County Board of Supervisors and also being available at this meeting of the Board of Supervisors, and be it further

RESOLVED, that it is hereby declared that a necessity exists for the enactment of such legislation in that the local government, Warren County, does not have the power to enact such legislation by local law, and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized to complete the Municipal Home Rule Request form, complete the certification contained thereon, and indicate that the Board of Supervisors has voted in favor of the Municipal Home Rule Request stated therein, and transmit the same together with this resolution to the Senate and the Assembly.

Adopted by unanimous vote.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Simpson and seconded by Supervisor Hogan, Chairman adjourned the meeting a 3:15 p.m.

**WARREN COUNTY BOARD OF SUPERVISORS
BOARD MEETING
FRIDAY, JANUARY 18, 2019**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:00 a.m.

Mr. Ronald F. Conover presiding.

Salute to the flag was led by Supervisor Hyde.

Roll called, the following members present:

Supervisors Leggett, Diamond, McDevitt, Braymer, Loeb, Driscoll, Frasier, Simpson, Hogan, Dickinson, Merlino, Strough, Wild, Beaty, Magowan, Sokol, Thomas, Hyde, Geraghty and Conover - 20 absent 0.

Commencing the Agenda review, Chairman Conover noted a motion was necessary to approve the minutes of the December 21, 2018 Board Meeting and the January 4th Organization Board Meeting, subject to correction by the Clerk of the Board. The motion was made by Supervisor Sokol, seconded by Supervisor Driscoll and carried unanimously.

Moving along to the report by the Chairman of the Board, Chairman Conover advised he had been involved with the preparation of the 2019 Standing Committees which he hoped everyone was pleased with and he encouraged anyone who would like to see adjustments made to contact him directly. He noted there was a resolution before them today that changed the number of Committee members on the Public Works Committee from nine to eleven. He informed one of the items he had mentioned during his State of the County address which was of particular interest to him and would be moving forward with action shortly pertained to the assessment of the infrastructure needs throughout the County and for a plan or strategy to be developed going forward to assist communities with addressing those needs. He acknowledged the County staff and others who contributed food for the lunch that followed the conclusion of the Organizational meeting, as he thoroughly enjoyed being able to sit down and chat over a nice meal after the meeting. He stated he had attended a meeting of the Adirondack-Glens Falls Transportation Council on January 9th at Crandall Library where the 2019 Workplan was presented. Chairman Conover advised on January 10th he had attended a meeting of the LCLGRPB (*Lake Champlain-Lake George Regional Planning Board*); he noted he was pleased with the continued improvements that were being made by that organization. He recognized Dave O'Brien, *Chairman*, and Beth Gilles, *Director*, for putting together a presentation on the Boundary Grant Program that the County was now eligible to participate in which included an outline of the Program, what was eligible and how to apply. He said a few Supervisors from Warren County had attended, as well as State representatives, who answered questions that arose and he would look into whether the presentation was available on the LCLGRPB website and if so whether it would be permissible to place it on the County website, as well.

Supervisor Dickinson commented on how he would like to emphasize how Mr. O'Brien had done a stellar job putting in the time and effort to turn around the LCLGRPB which he felt Mr. O'Brien should be recognized for.

Chairman Conover continued with the report by the Chairman, apprising the Resolution concerning the Home Rule Request pertaining to the additional mortgage recording tax that had been approved at the January 16th Special Board Meeting had been forwarded to the State Legislature and would be discussed at the January 31st Special Board Meeting. He voiced how pleased he was with the attendance at the workshop portion of the January 16th Special Board Meeting where sales tax was discussed and he acknowledged Ryan Moore, *County Administrator*, for the work he did on the presentation regarding same. He mentioned additional workshop meetings would be held throughout the County and with the business community and area Chambers of Commerce and he encouraged anyone with suggestions pertaining to the matter to notify himself or Mr. Moore.

Chairman Conover then called for the reports by Committee Chairmen on the past months

meetings or activities.

Supervisors Hyde and Geraghty indicated they had nothing to report on.

Supervisor Leggett apprised he had no Committee report, but he offered privilege of the floor to Brian LaFlure, *Director, Office of Emergency Services/Fire Coordinator*, to speak about the upcoming weather.

Mr. LaFlure stated that he had distributed a copy of this mornings update from the National Weather Service, a copy of which is on file with the items distributed at the January 18th Board Meeting. He said his office received updates from the National Weather Service regarding the weather two times a day. He requested that the Board members review the update to ensure they were aware of what was anticipated for the upcoming weekend, as it appeared there would be a significant storm. He informed how he distributed these weather updates to all of the fire and ems agencies on a regular basis and he encouraged anyone interested in being added to the distribution list to contact him.

Mr. LaFlure apprised the second item he would like to discuss concerned the drone they would be flying in the vicinity of County Route 418 to view the ice issue in that area. He said the purpose was to obtain photography of the issue before it was covered with significant snow accumulations rendering it difficult to determine what was occurring there. He stated the purpose of him attending the meeting today was to notify the Supervisors of what kind of accumulations they were anticipating with the upcoming storm, as well as the drone activity and he encouraged anyone who required his assistance with anything to contact him.

Supervisor Dickinson inquired where Mr. LaFlure had acquired his information regarding the forthcoming snowstorm and Mr. LaFlure responded the information before them was obtained from the National Weather Service. Mr. LaFlure stated he had a conference call with representatives from the National Weather Service at 2:00 p.m. today, adding he participated in calls with them whenever a major weather event was approaching. Supervisor Geraghty added there was a call scheduled for today at 11:00 a.m. with the Governor's Office to discuss the storm, as well. Mr. Moore interjected that the call time had been changed to 3:00 p.m.

Supervisor Dickinson questioned whether the drone being used was County-owned or whether they had a contract in place for this service and Mr. LaFlure replied the drone belonged to the NYS DEC (*New York State Department of Environmental Conservation*), as NYS DEC had a good program in place for these services.

Supervisor Diamond indicated he had nothing to report on.

Supervisor McDevitt stated he would like to discuss something that could tie into job creation and why individuals wanted to live in Warren County. He discussed an article featured in yesterday's newspaper regarding the IBM sponsored Jefferson Project which provided a water quality monitoring system on Lake George. He said IBM had patented the intelligent system which could be used to identify, characterize and monitor vertical temperature profiles and ingredients that impacted marine life, lakes and other aquatic ecosystems. He mentioned Lake George and Skaneateles Lake in Onondaga County were the only ones participating in this program. He remarked he believed the reason companies moved to areas like this County and would continue to do so in the future related to the fact that they preferred to deal with communities that were using smart technology and had an educated population. Supervisor McDevitt advised today's newspaper featured a letter to the editor regarding how the City of Glens Falls and the Town of Queensbury had established Sustainability Committees; he added they had both been certified by NYSERDA (*New York State Energy Research & Development Authority*) as clean energy communities through their efforts to pursue actions that lowered their respective carbon footprints. He informed of the City had been awarded a Smart Grant in the amount of \$43,500 and the Town of Queensbury had recently received an award, as well. He apprised the City, Town and County were pursuing converting their street lights to LED (*Light Emitting Diode*) bulbs or procuring substantial amounts of their energy from regional hydro facilities. He suggested the Environmental Concerns & Real Property Tax Services Committee research this further; however, he suggested they should consider forming a Sustainability Committee whose purpose would be to determine the progress of weaning off of carbon based

fuel products.

Supervisor Dickinson advised IBM was seeking patents on the orange platforms located on Lake George which contained equipment that generated data on the water and air profile, as well as rainfall and he commended them for doing an exceptional job with this project. He stated the SAVE (*Stop Aquatic Invasives from Entering*) Group received a request from Skaneateles Lake to attend a meeting to discuss the program here during which representatives from The Fund For Lake George, IBM and RPI discussed extending the program to Skaneateles Lake. Supervisor McDevitt remarked that the County had a world class system that was setting the standard for clean water in the world and he felt a number of people should be credited with having the foresight to put this together. Supervisor Dickinson stated he concurred with Supervisor McDevitt that Warren County was setting the standard on a number of actions being taken that concerned the environment.

Supervisor Braymer thanked Chairman Conover for appointing her to Chair the Environmental Concerns & Real Property Tax Services Committee, adding she believed that Committee was doing exciting work. She recognized Supervisor Dickinson for his accomplishments during his tenure as Chair of the Committee. She stated she felt they should look into Supervisor McDevitt's suggestion regarding the formation of a Sustainability Committee to form structure around the good work they were already moving forward with. She informed the next meeting was scheduled for January 22nd during which representatives from Adirondack Lake Alliance would be in attendance to discuss their organization as a result of Supervisor Simpson's suggestion and she encouraged anyone interested in learning more to attend the Committee meeting.

Chairman Conover requested that Supervisors McDevitt and Braymer, as well as any other Board members with suggestions regarding the make-up of a Sustainability Committee to forward them to Amanda Allen, *Clerk of the Board*, and/or Mr. Moore to compile for him to review.

Supervisors Loeb, Driscoll, Frasier and Simpson indicated they had nothing to report on.

Supervisor Hogan thanked Chairman Conover for appointing her to serve as the Chair of the Extension Service Committee, noting she was very appreciative of this. She stated Cornell Cooperative Extension had welcomed a few new Board members at their Organizational Meeting on January 5th. She said during the meeting Dr. James A. Seeley, *Executive Director*, outlined several new initiatives the organization would be working on and she requested that the Town Supervisors post the calendar someplace in their community where it was visible to the public. She remarked one of the most exciting initiatives they were working on was the Farm to School Program which they were awarded a substantial amount of grant funding for and five schools were participating in. She mentioned that it was a team effort by Cornell Cooperative Extension to apply for and be awarded the grant and she believed they should be commended for their efforts to bring this program to the schools in the County.

Supervisor Dickinson indicated he had nothing to report on.

Supervisor Merlino stated the Tourism Committee would be meeting next Friday, January 25th at 11:30 a.m. He acknowledged Chairman Conover for holding the Special Board Meeting on January 26th to discuss the sales tax allocation and he thanked Mr. Moore for the comprehensive presentation regarding same. He asked Chairman Conover whether additional meetings would be scheduled to continue the discussion and Chairman Conover replied in the affirmative.

Supervisor Strough advised he had no Committee report, but he wanted everyone to be aware he was supportive of the suggestions made by Supervisors McDevitt and Braymer to continue with their efforts to move away from carbon based fuel products and he questioned whether the County had any electric cars in its fleet. Supervisor Braymer responded that the County did not have any electric cars yet, but they did have some hybrid vehicles. Supervisor Strough remarked he felt using hybrid cars was a step in the right direction; however, he noted, they could be doing more. Supervisor Strough apprised he concurred with the comments

Supervisor Dickinson made about Mr. O'Brien, as well as the ones he made about the County's efforts to improve the quality of the waterways in Warren County.

Supervisor Wild indicated he had nothing to report on.

Supervisor Beaty apprised he had no Committee report; however, he noted, he felt Travis Whitehead, *Town of Queensbury Resident*, should be recognized for the new direction of the LCLGRP, as none of the improvements would have been made if Mr. Whitehead had not brought to light the issues there. He stated he was pleased with all the improvements that had been made, but he did not believe these ever would have come about without Mr. Whitehead's efforts to shed light on all the wrong doing that was going on within the organization.

Supervisors Magowan indicated he had nothing to report on.

Supervisor Sokol advised he had nothing to report on, nor did the County Treasurer have a report to give.

Supervisor Thomas announced the Warren County Soil and Water Conservation District would be conducting a "Farm Talk" this evening at 6:00 p.m. at the NYS DEC building in the Town of Warrensburg and he encouraged anyone interested in attending to pre-register, as this was a requirement. He mentioned the topic of the meeting pertained to growing berries in backyards. Next, Supervisor Thomas advised the final figures for sales tax collection were in and he was pleased to report they ended up being almost \$4 million over the budgeted amount.

Privilege of the floor was extended to Mary Elizabeth Kissane, *County Attorney*, to provide a report from the County Attorney. Ms. Kissane advised that she had nothing to report on.

Continuing to the report by the County Administrator, Mr. Moore recognized the following people for their years of service to the County which he said he was greatly appreciative of

- * Former Supervisor Louis Tessier, who served as an Election Inspector for the Board of Elections for 35 years of service to the County;
- * Larry Jeffords for 35 years of service to Sheriff's Office;
- * Colleen Mosher for 30 years of service to Department of Social Services;
- * Betsy Henkel for 20 years of service to the County.

Mr. Moore read aloud a listing of the meetings he attended since the December 21st Board Meeting; a copy of which is on file with the items distributed at the Board Meeting. He stated proposed Resolution No. 21, *Amending Resolution No. 533 of 2018, Introducing Proposed Local Law No. 2 of 2019 "A Local Law Imposing an Additional Mortgage Recording Tax in Warren County", to Change the Date of the Public Hearing Due to a Publishing Error*, was required to change the date of the public hearing regarding the additional mortgage tax from today to Thursday, January 31st at 9:30 a.m. at a Special Board Meeting following which the Board would entertain the adoption of the proposed Local Law. He stated typically at this time he would report on his activities since the last Board Meeting, but he would be deferring this because he had been asked to provide the Board with an assessment of how the federal government being shutdown was impacting County programs. Mr. Moore proceeded with a report on the shutdown and its impact on services provided by the Departments of Social Services, Veterans', Health Services, Office for the Aging, Employment & Training Administration, Public Works, Office of Emergency Services and the District Attorney; a copy of the report is on file with the items distributed at the January 18th Board Meeting.

Resuming the Agenda review, Chairman Conover called for the reading of communications, which Mrs. Allen read aloud, as follows:

Reports from:

1. Capital District Regional Off-Track Betting Corporation, Financial Reports dated October 31, 2018 and November 30, 2018 (*bound reports - not emailed to Board*)
2. Warren County Probation Department, Report of Criminal and Family Workloads for October and November 2018 (*emailed to the Board 01.17.19*)

Minutes from:

None.

Letters/emails from:

1. Gerald W. Delaney, Executive Director of the Adirondack Parl Local Government Review Board, introducing himself as the new Director following the retirement of Fred Monroe (*emailed to the Board 01.17.19*)

Other:

1. Capital District Regional Off-Track Betting Corp. November payment in the amount of \$3,338 (*emailed to the Board 01.17.19*)
2. Town of Stony Creek Resolution No. 30 of 2019, designating Frank Thomas as the Town of Stony Creek's representative on the Warren County Youth Board (*emailed to the Board 01.17.19*)
3. Orange County Legislature Resolution No. 330 of 2018, *Resolution Calling for New York State Legislative Action to Classify as Controlled Substances Certain Fentanyl "Analogues" that are Responsible for Opioid Overdose Deaths* (*emailed to the Board 01.17.19*)
4. Adirondack Park Agency Final Supplemental Environmental Impact Statement for amendments to the Adirondack Park State Land Master Plan involving travel corridors (*link to online version emailed to the Board 01.17.19*)
5. Warren-Washington Counties IDA & CDC 2019 Final Budgets

Continuing to the reading of resolutions, Mrs. Allen announced proposed Resolution Nos. 5-21 were mailed. She stated there were no additional resolution to be brought to the floor; however, she noted, a correction was made to the Certificate of Appointment naming members of the Warren County Youth Board after it was mailed adding Supervisor Thomas as a representative pursuant to the resolution provided by the Town of Stony Creek requesting same. She advised no action was required in relation to this change because it was an appointment by the Chairman of the Board.

Chairman Conover called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

Supervisor Sokol requested a roll call vote on proposed Resolution No. 11, *Appointing Members to the Lake Champlain -Lake George Regional Planning Board*.

With regard to proposed Resolution No. 20, *Resolution Altering the Standing Rules of the Board, as Adopted by Resolution No. 1 of 2019, to Change the Time and Date of the June 2019 Board of Supervisor Meeting, as Well as to Revise the Committees of the Board of Supervisors as Provided in Section C to Increase the Number Serving on the Public Works Committee*, Supervisor Geraghty questioned whether the Rules of the Board had always indicated that any resolution that amended the spending guidelines for occupancy tax could only be adopted by a 2/3rd majority vote of the Board of Supervisors and Ms. Kissane replied in the affirmative.

Chairman Conover called for a vote on resolutions, following which Resolution Nos. 5-21, were approved as presented.

RESOLUTION NO. 5 OF 2019

Resolution introduced by Chairman Conover

DESIGNATING BUDGET OFFICER

RESOLVED, that Frank E. Thomas, be, and hereby is, appointed and designated as the Budget Officer of the County of Warren to serve at the pleasure of the Board of Supervisors at the annual salary rate of Nine Thousand Seven Hundred One Dollars (\$9,701).

Adopted by unanimous vote.

RESOLUTION NO. 6 OF 2019
Resolution introduced by Chairman Conover

DESIGNATING MEMBER OF COUNTY JURY BOARD

WHEREAS, it is provided by Section 503 of the Judiciary Law, the County Jury Board shall consist of a Justice of the Supreme Court, a County Judge and a member of the Board of Supervisors designated by the Board, now, therefore, be it

RESOLVED, that Dennis Dickinson, Supervisor for the Town of Lake George, be, and hereby is, designated as a member of the County Jury Board of the County of Warren, and be it further

RESOLVED, that this resolution shall take effect immediately.
Adopted by unanimous vote.

RESOLUTION NO. 7 OF 2019
Resolution introduced by Chairman Conover

**APPOINTING REPRESENTATIVE TO ADIRONDACK
BALLOON FESTIVAL COMMITTEE**

RESOLVED, that John Strough be, and hereby is, appointed as the representative of Warren County to serve upon the Adirondack Balloon Festival Committee, for a term to expire on December 31, 2019.

Adopted by unanimous vote.

RESOLUTION NO. 8 OF 2019
Resolution introduced by Chairman Conover

**APPOINTING MEMBERS OF BOARD OF DIRECTORS OF WARREN-HAMILTON
COUNTIES ACTION COMMITTEE FOR ECONOMIC OPPORTUNITY, INC.**

WHEREAS, there has been appointed from this Board four (4) members to serve on the public official sector of the Board of Directors of Warren-Hamilton Counties Action Committee for Economic Opportunity, Inc., and

WHEREAS, the terms of all members have expired, now, therefore, be it

RESOLVED, that the following individuals be, and hereby are, appointed to serve as members of the Action Committee for Economic Opportunity, Inc. representing the public sector for a term to expire on December 31, 2019:

<u>APPOINTMENTS</u>	<u>TOWN/CITY</u>
John Strough	Queensbury
Frank E. Thomas	Stony Creek
Claudia Braymer	Ward #3 Glens Falls
William Loeb	Ward #4 Glens Falls

Adopted by unanimous vote.

RESOLUTION NO. 9 OF 2019**Resolution introduced by Chairman Conover****APPOINTING REPRESENTATIVES TO ADIRONDACK PARK LOCAL GOVERNMENT REVIEW BOARD**

RESOLVED, that Matthew J. Simpson, be, and hereby is, appointed as the representative of Warren County to serve upon the Adirondack Park Local Government Review Board, for a term to expire on December 31, 2019, and be it further

RESOLVED, that Kevin B. Geraghty, be, and hereby is, appointed as 1st alternate representative of Warren County to serve upon the Adirondack Park Local Government Review Board, for a term to expire on December 31, 2019.

Adopted by unanimous vote.

RESOLUTION NO. 10 OF 2019**Resolution introduced by Chairman Conover****APPOINTING REPRESENTATIVES OF INTERCOUNTY LEGISLATIVE COMMITTEE OF THE ADIRONDACKS**

WHEREAS, the Counties of Essex, Hamilton, Herkimer, Lewis, St. Lawrence, Washington, Saratoga, Clinton, Franklin, Fulton and Warren have established the Intercounty Legislative Committee of the Adirondacks for the purpose, among other things, of initiating and taking positions on pending legislation affecting the Adirondack area, now, therefore, be it

RESOLVED, that Ronald F. Conover, Chairman of the Board of Supervisors; Supervisors Frank E. Thomas, Dennis Dickinson, Matthew J. Simpson, Edna A. Frasier, Kevin B. Geraghty, Eugene J. Merlino and Brad Magowan; and Amanda Allen, Clerk of the Board of Supervisors, be, and hereby are, designated as representatives of the County of Warren on the Intercounty Legislative Committee of the Adirondacks during 2019.

Adopted by unanimous vote.

RESOLUTION NO. 11 OF 2019**Resolution introduced by Chairman Conover****APPOINTING MEMBERS TO THE LAKE CHAMPLAIN -LAKE GEORGE REGIONAL PLANNING BOARD**

RESOLVED, that, Dennis Dickinson of the Town of Lake George, Edna Frasier of the Town of Hague and John Strough of the Town of Queensbury, be, and hereby are, appointed as members of the Lake Champlain-Lake George Regional Planning Board for a term to expire on December 31, 2019, and be it further

RESOLVED, it is acknowledged that the Chairman of the Board, County Treasurer and the Superintendent of Public Works are named as ex-officio members by virtue of their positions, in keeping with Article IV, Section 1, of the bylaws of the Lake Champlain-Lake George Regional Planning Board.

Roll Call Vote:

Ayes: 915

Noes: 0

Abstain: 85 Supervisor Sokol

Absent: 0

Adopted.

RESOLUTION NO. 12 OF 2019

Resolution introduced by Chairman Conover

APPOINTING COORDINATOR OF THE FIRST WILDERNESS HERITAGE CORRIDOR PROJECT

RESOLVED, that Wayne E. LaMothe, County Planner, be, and hereby is, appointed to serve as Coordinator of the First Wilderness Heritage Corridor Project, for a term commencing January 1, 2019 and terminating December 31, 2019.

Adopted by unanimous vote.

RESOLUTION NO. 13 OF 2019

Resolution introduced by Chairman Conover

APPOINTING MEMBERS TO REPRESENT WARREN COUNTY ON THE POLICY COMMITTEE OF THE ADIRONDACK - GLENS FALLS TRANSPORTATION COUNCIL

RESOLVED, that Ronald F. Conover, Chairman of the Warren County Board of Supervisors be, and hereby is, appointed to represent Warren County on the Policy Committee of the Adirondack - Glens Falls Transportation Council for a term to expire on December 31, 2019, and be it further

RESOLVED, that Kevin Hajos, Superintendent of the Department of Public Works, be, and hereby is, appointed as Designated Alternate to represent Warren County on the Policy Committee of the Adirondack - Glens Falls Transportation Council in the absence of Ronald F. Conover when he is unable to attend, for a term to expire on December 31, 2019.

Adopted by unanimous vote.

RESOLUTION NO. 14 OF 2019

Resolution introduced by Chairman Conover

APPOINTING MEMBERS TO REPRESENT THE RURAL AREAS OF WARREN COUNTY ON THE POLICY COMMITTEE OF THE ADIRONDACK - GLENS FALLS TRANSPORTATION COUNCIL

RESOLVED, that Frank E. Thomas, Supervisor of the Town of Stony Creek, be, and hereby is, appointed to represent the rural areas of Warren County on the Policy Committee of the Adirondack - Glens Falls Transportation Council for a term to expire on December 31, 2019, and be it further

RESOLVED, that Wayne E. LaMothe, County Planner, be, and hereby is, appointed as Designated Alternate to represent the rural areas of Warren County on the Policy Committee of the Adirondack - Glens Falls Transportation Council in the absence of Frank E. Thomas when he is unable to attend, for a term to expire on December 31, 2019.

Adopted by unanimous vote.

RESOLUTION NO. 15 OF 2019

Resolution Introduced by Chairman Conover

APPOINTING MEMBERS TO SERVE ON THE PLANNING COMMITTEE (FORMERLY KNOWN AS THE TECHNICAL ADVISORY COMMITTEE) OF THE ADIRONDACK - GLENS FALLS TRANSPORTATION COUNCIL

RESOLVED, that the following individuals shall serve as members of the Planning Committee (formerly known as the Technical Advisory Committee) of the Adirondack - Glens Falls Transportation Council:

APPOINT

Wayne E. LaMothe, County Planner
Planning & Community Development Department

Kevin Hajos, Superintendent
Department of Public Works

for the term to expire on December 31, 2019.

Adopted by a unanimous vote.

RESOLUTION NO. 16 OF 2019**Resolution Introduced by Chairman Conover****APPOINTING MEMBER AND ALTERNATE MEMBER TO REPRESENT WARREN COUNTY ON THE REGION 5 OPEN SPACE CONSERVATION ADVISORY COMMITTEE**

RESOLVED, that Matthew J. Simpson, Supervisor of the Town of Horicon, be, and hereby is, appointed to represent Warren County as a member of the Region 5 Open Space Conservation Advisory Committee to serve at the pleasure of the Board of Supervisors, and be it further

RESOLVED, Frank E. Thomas, Supervisor of the Town of Stony Creek, be, and hereby is, appointed to represent Warren County as an alternate member of the Region 5 Open Space Conservation Advisory Committee to serve at the pleasure of the Board of Supervisors.

Adopted by unanimous vote.

RESOLUTION NO. 17 OF 2019**Resolution Introduced by Chairman Conover****APPOINTING MEMBERS OF THE BOARD OF DIRECTORS OF THE WARREN COUNTY SOIL AND WATER CONSERVATION DISTRICT**

WHEREAS, the Soil and Water Conservation District's law provides that the Board of Directors of a County Soil and Water Conservation District shall consist of seven (7) members with five (5) members appointed by the County Board of Supervisors for three (3) year terms, and two (2) members of the County Board of Supervisors appointed for annual terms, now, therefore, be it

RESOLVED, that the following appointments are made:

<u>NAME:</u>	<u>TERM:</u>
Frank Thomas Supervisor - Town of Stony Creek	1/1/2019 - 12/31/2021
Tim Costello Town of Hague Resident	1/1/2019 - 12/31/2021
Craig Leggett Supervisor, Town of Chester	1/1/2019 - 12/31/2019
Brad Magowan At-Large Supervisor, Town of Queensbury	1/1/2019 - 12/31/2019

Note: The remaining three-year appointments of Mark Brown, Town of Warrenburg Resident; George Ryan, Town of Lake George Resident; and Timothy Thomas, Town of Chester Resident, were made by previous Resolution No. 16 of 2018 for the term 1/1/18 - 12/31/20.

Adopted by unanimous vote.

RESOLUTION NO. 18 OF 2019
Resolution introduced by Chairman Conover

**CONFIRMING APPOINTMENTS OF REPRESENTATIVES ON DISTRICT
FISH AND WILDLIFE MANAGEMENT BOARD**

RESOLVED, that Howard Mosher be, and hereby is appointed as landowner representative for Warren County on the District Fish and Wildlife Management Board, for a term commencing January 1, 2019 and terminating December 31, 2019.

Adopted by unanimous vote.

RESOLUTION NO. 19 OF 2019
Resolution Introduced by Chairman Conover

**APPOINTING MEMBERS TO THE WARREN-WASHINGTON COUNTIES INDUSTRIAL
DEVELOPMENT AGENCY AND CIVIC DEVELOPMENT CORPORATION**

RESOLVED, that the following individuals be, and hereby are, appointed as members of the Warren-Washington Counties Industrial Development Agency and Civic Development Corporation, to serve at the pleasure of the appointing authority, upon the adoption of a similar resolution by the County of Washington:

<u>Representatives Appointed by Warren County:</u>	<u>Representatives Appointed by Washington County:</u>
Craig Leggett	Bruce Ferguson
Matthew Simpson	Joseph LaFiura
Michael Wild	Brian R. Campbell
Nicholas Caimano	David O'Brien
G. Travis Whitehead	Virginia Sullivan

Adopted by unanimous vote.

RESOLUTION NO. 20 OF 2019
Resolution Introduced by Chairman Conover

**RESOLUTION ALTERING THE STANDING RULES OF THE BOARD, AS ADOPTED BY
RESOLUTION NO. 1 OF 2019, TO CHANGE THE TIME AND DATE OF THE JUNE 2019
BOARD OF SUPERVISOR MEETING, AS WELL AS TO REVISE THE COMMITTEES OF
THE BOARD OF SUPERVISORS AS PROVIDED IN SECTION C TO INCREASE THE
NUMBER SERVING ON THE PUBLIC WORKS COMMITTEE**

RESOLVED, that pursuant to a two-thirds majority vote of the Warren County Board of Supervisors required to alter a standing Rule of the Board, the date of the June 2019 Board meeting is hereby changed to Wednesday June 19, 2019 at 6:00 p.m., and be it further

RESOLVED, that Section C of the Rules of the Board, providing the listing of Standing Committees is hereby altered to increase the number of members serving on the Public Works Committee from nine (9) to eleven (11), in accordance with the Committee appointments made by the Chairman of the Board, and be it further

RESOLVED, that the aforementioned changes are reflected in the revised Rules of the Board, attached hereto as Schedule "A".

SCHEDULE "A"
RULES OF THE BOARD OF SUPERVISORS

A. Meetings of Board of Supervisors

1. At the Regular Meeting of the Board of Supervisors held in December of each year the Board shall by resolution fix the date for the organizational meeting of the Board for the ensuing year, which date shall not be later than the 8th day of January, and the place and hour of such organization meeting. A total of 501 weighted votes, as allocated among the elected Supervisors pursuant to Local Law No. 12 of 2011, shall constitute a quorum for the transaction of business. A quorum being present, the Clerk of the last Board shall call the meeting to order and the members present shall by roll call vote, by a majority of the total weighted voting power of the members of the Board, select one of their number Chairman, who shall preside at such meeting and at all meetings during the year. In case of the absence of the Chairman at any meeting, the Finance Chairman shall serve as Vice Chairman, as provided by Local Law No. 1 of 1968. The Chairman may call any member temporarily to the Chair. The Board may transact such other and further business as may properly come before such meeting.
2. In addition to the foregoing, the Board at the annual organization meeting shall transact the following business: the appointment of any officers required by law or desired by the Board; adopt the Rules of Procedure for the ensuing year; and any other matter that the Chairman wishes to bring before the meeting.
3. The Board shall convene in regular meeting at 10:00 o'clock in the forenoon on the third Friday of each month for the public meeting of the Board, except for the June meeting which will be held on June 19, 2019 at 6:00 p.m., unless a different time shall have been determined at a previous meeting. The meetings for the year 2019 are scheduled as follows:
 - i) January 18, 2019
 - ii) February 15, 2019
 - iii) March 15, 2019
 - iv) April 19, 2019
 - v) May 17, 2019
 - vi) June 19, 2019 - 6:00 p.m.
 - vii) July 19, 2019
 - viii) August 16, 2019
 - ix) September 20, 2019
 - x) October 18, 2019
 - xi) November 15, 2019
 - xii) December 20, 2019

Meetings shall be called to order as soon thereafter as a quorum is present. Any regular meeting of the Board may be adjourned by motion adopted by a majority vote of the membership present.

The Board shall convene in special meeting upon call of the Chairman (or, if appropriate, the Vice Chairman) or upon written request for a special meeting signed by a majority of the total membership of the Board. At the direction of the Chairman (or Vice Chairman) or upon receiving such a written request, notice in writing stating the time, place and purpose of the special meeting shall be served personally or by mail upon each member by the Clerk of the Board at least forty-eight hours before the date fixed for holding the meeting or a member may waive the service of the notice for such meeting by a writing signed by him.

4. Business shall be transacted in the following order:

10:00 A.M.	<ul style="list-style-type: none"> Call to Order Salute to Flag Roll Call Motion to approve the Minutes of previous meeting, subject to correction by the Clerk of the Board Introduction and welcome to guests Report by Chairman of the Board Committee reports Report of County Administrator Report of County Attorney Call for reading of communications Call for reading of resolutions Discussion-on resolutions Motion to vote on resolutions Further discussion on resolutions Privilege of the floor Announcements Adjournment
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5. All resolutions shall be in writing and filed with the Clerk before noon on the Tuesday preceding the regular meeting on Friday of each month and at least three days prior to any adjourned or special meeting. The Clerk shall photocopy all resolutions and mail copies thereof to each Supervisor on each Tuesday prior to a regular meeting and on the third day prior to any adjourned or special meeting. All resolutions shall be considered by the Supervisors on each regular meeting date. No resolution shall be presented after noon on the Tuesday before the regular Friday meeting except with the approval of a majority of the total weighted voting power of the members of the Board. Any Supervisor may request a resolution to be tabled until the next meeting, either regular, special or adjourned, and, if approved by the majority of the total weighted voting power of the Board, such resolution shall not be voted upon at the meeting when presented except where a statute prescribes a date on or before which the Board of Supervisors must adopt a resolution. A majority of the total weighted voting power of the Board shall be necessary to take it off the table.

B. Conduct of Meetings of Board of Supervisors

1. All questions relating to the priority of business shall be decided without debate.
2. The Chairman shall preserve order and shall decide all questions of order, subject to the appeal of the Board.
3. The Chairman in all cases shall have the right to vote, and when his vote makes an equal division the question shall be lost.
4. Any member desiring to speak or present any subject matter shall address the Chair and shall not further proceed until recognized by the Chair and granted the floor.

5. No debate shall be in order until the pending question shall be stated by the Chair or read by the Clerk.
6. No member shall speak more than once on any question until every member choosing to speak shall have spoken. If the Chairman wishes to enter into debate, he may do so only after he excuses himself from the Chair and a Temporary Chairman is appointed by the Chairman.
7. Any member, upon being called to order, shall take his seat and remain there until the point raised is determined. If the point be sustained, he shall not further proceed, except in order, unless by permission.
8. No business shall be transacted by the Board, as such, while a Committee or Committees are out at work, except to adjourn.
9. All motions and resolutions shall be presented in open regular meeting. The Chair will state to what Committee the motion or resolution shall be referred unless such reference is objected to in which case the Board shall decide.
10. All motions shall be reduced to writing, except those introduced at the Organization Meeting, if desired by the Chairman or any Supervisor, delivered to the Clerk and read before the same shall be debated. Any motion may be withdrawn at any time before amendment with the consent of the Second.
11. While a member is speaking no member shall entertain any private discourse or pass between him or the Chair.
12. A motion to adjourn shall always be in order, and shall be decided without debate.
13. When a question is under debate no motion shall be entertained, unless for adjournment of the Board, for the previous question, to place on the table indefinitely; to place on the table for a certain day; to hold; to amend it. These several motions shall have precedence in the order in which they are here stated and shall not be subject to debate.
14. The minutes of this Board shall be printed monthly and delivered by the Clerk of the Board on or before the regular meeting of the Board for the next succeeding month.

C. Committees of the Board of Supervisors

1. Standing Committees consisting of at least three (3) members shall be appointed by the Chairman at the Organization Meeting or not later than the first regular meeting following the Organization Meeting, upon the following subjects, to wit:

<u>Committee</u>	<u>No. of Members</u>
Budget	11
County Facilities <i>(including Airport and Building & Grounds)</i>	11
Criminal Justice & Public Safety <i>(including Offices of Assigned Counsel, District Attorney,</i>	11

<i>Probation, Public Defender, Courts, Fire Prevention & Building Code Enforcement, Office of Emergency Services, and Sheriff & Communications)</i>	
Economic Growth & Development <i>(including Planning & Community Development and Economic Development)</i>	9
Environmental Concerns & Real Property Tax Services	9
Extension Services	9
Finance <i>(including County Treasurer)</i>	11
Health, Human & Social Services <i>(including Mental Health, Public Health, Department of Social Services, Countryside Adult Home and Youth Programs)</i>	9
Legislative & Rules	11
Occupancy Tax Coordination	9
Personnel & Higher Education <i>(including Civil Service Human Resources and Performance Evaluation)</i>	11
Public Works <i>(including D.P.W., Parks, Recreation & Railroad, Warren County Sewer and Solid Waste & Recycling)</i>	11
Shared Services	9
Support Services <i>(including County Administrator [includes Mail Room], Auditor, Board of Elections, Clerk of the Board, County Attorney, County Clerk-DMV, Historian, Information Technology, Self-Insurance, Purchasing, Weights & Measures)</i>	9
Tourism	9

2. Special Committees may be authorized at any legal meeting of the Board. They shall, unless otherwise ordered and directed by a majority of the Board, be appointed by the Chairman. The period of time that a special committee shall serve shall be designated when it is created.

3. The first member appointed to each committee shall be and act as the Chairman of such committee. The 2nd shall act as Vice Chair of the Committee if both the Chair and Vice Chair are absent the acting chair shall be established by the respective placement on the Committee. The meetings of each committee shall be held upon call by the Chairman thereof, except as hereinafter provided. The Chairman of each committee shall give or cause to be given by the Clerk of the Board of Supervisors notice in person, by telephone or by mail at least two days in advance of the day, hour and place of each meeting of the committee except that no advance or prior notice shall be required when the committee meeting is held on a day when the Board shall be in session. A meeting of any committee shall be held at any time whenever a majority of the members of a committee shall sign a written notice of such meeting, which notice shall clearly state the day, hour and place of such meeting, provided that such notice shall be served in person or mailed to the Chairman of such committee and the Chairman of the Board of Supervisors at least three days in advance of the day specified in such notice.

4. All reports of Committee shall be in writing and shall be read on presentation upon the request of any member.

5. Committees making reports shall return to the Clerk with such reports all papers relating thereto.

6. The Chairman of the Board of Supervisors shall be an ex-official member of a standing committee when a) a quorum is not present at any regularly or specially scheduled committee meeting; b) if such membership will provide a quorum as herein specified; and c) the Chairman is available to attend. The total membership of the committee as established by Board Rules shall not change or be increased by the presence and availability of the Chairman in determining whether a majority of members are present to allow the conduct of business, rather the Chairman shall be considered an alternate or substitute for a non-present committee member. Once the Chairman becomes a member by virtue of the criteria set forth above (whether at the start of or during a meeting), the Chairman shall be a voting member and shall continue as a member of the committee until a quorum is established or reestablished by appointed Committee members at the subject meeting or subsequent meetings. If an executive session is called for the Chairman's vote shall count towards the total needed for a majority vote of the entire Committee.
7. When any Committee of the Board of Supervisors is acting on any matter affecting a single Municipality or is engaged in seeking or obtaining rights of way in a particular municipality, the Supervisor(s) of the affected municipality shall be provided with an opportunity to make a presentation or otherwise be heard by the Committee.

D. Voting by Members of the Board of Supervisors

1. All members present shall vote upon each question at the request of any member.
2. If a resolution contains items that can be voted on separately, and a request is made by any member to do so, each item contained in the resolution shall be subject to a separate vote.
3. All questions shall be decided by a majority of the total weighted voting power of the Board unless otherwise required by law or as required herein. All questions shall be decided by weighted vote in accordance with the terms of Local Law No. 12 of 2011, as it may be amended from time to time. Whenever in these Rules of Order there is reference to a majority vote or a 2/3rds vote of the Board, it means a majority of the voting power of the members of the Board or 2/3rds of the voting power of the members of the Board as defined in Local Law No. 12 of 2011.
4. The following resolutions shall require a roll call vote: fixing or altering salaries, or establishing salary and wage classifications; adoption of the budget; any appropriation or expenditure of public funds; transfers to and from .1 salary codes within the authorized budget and transfers between funds, including Capital and Road Fund Projects; levying of taxes; bond resolutions; any authorizations to fund or refund indebtedness; legalizing informal acts of a town meeting, village election, town or village officer; legalizing municipal obligations incurred through error or mistake wherein a 2/3rds vote is required; alteration of the boundaries of a town; local laws; any sale or conveyance of county property, either real or personal.
5. A roll call vote upon any resolution or other proceeding shall be taken upon request of any member.

6. All resolutions adopted by the Board of Supervisors shall become effective upon their adoption or as otherwise provided by law or as specified in the resolution.
7. Every Resolution amending Occupancy Tax spending guidelines heretofore or hereafter adopted by resolution of the Board of Supervisors shall be effective only if adopted by at least a 2/3 vote of the voting strength of the Board of Supervisors.
8. Filling of existing vacant positions (not new positions, these can only be created by 2/3rd majority vote of the Board) will only be authorized with the following approvals: County Administrator, Budget Officer and, 2/3rd majority vote of appropriate oversight committee. In the event a Department has an urgent operational or financial related need to fill a vacant position and the oversight committee 1) has not voted to deny filling the position, and 2) will not convene again for one week or more, the Chair of the oversight committee, in his/her sole discretion, may call a special committee meeting or approve the filling of the position and report such approval to the Committee at its next meeting. In the case where the Chair may approve the filling of the position, a 2/3rds vote by the oversight committee will not be necessary. All vacant positions authorized to be filled in accordance with the procedures set forth in these rules shall be reported each month on the Personnel Committee agenda. If filing of the existing vacant position is denied by any of the above processes, only 2/3rds vote of the County Board of Supervisors can fill the existing vacant position.
9. The Warren County Sheriff is authorized to fill positions that become vacant in the uniform correctional staff to maintain mandated staffing levels at the Warren County Correctional Facility providing those staffing levels not exceed the following:

Correction Officers - 75	Correction Lieutenants - 2
Correction Sergeants - 9	Correction Captain - 1

All notices approved shall remain in effect for six (6) months from the date of committee approval only to allow department heads to properly evaluate probationary employees and take appropriate action when necessary.

E. General

1. Upon the request by any member of the Board of Supervisors, the Clerk of the Board shall draft a Proclamation of acknowledgment, congratulations, commendation or otherwise recognizing a particular person(s), achievement(s), cause(s) or event(s) on behalf of the Board and for execution by the Chairman without the need for a Board Resolution. This rule will serve as a standing authorization.
2. No standing rule of the Board shall be rescinded, suspended or changed, or any additional rule or order added thereto, unless it be by 2/3rds consent (as 2/3rds vote defined under Local Law No. 12 of 2011). In the event a rule is suspended, such suspension shall apply only to that matter which is before the Board at the time of such suspension. The rules may be amended at any time.
3. All questions not covered in the rules shall be decided according to Robert's Rules of Order-Revised.

4. The rules of the Board shall be published in the Proceedings in the year first adopted and whenever amended.
5. The rules of the Board shall continue in full force and effect unless and until a new set of rules is adopted by the Board.

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 21 OF 2019

Resolution Introduced by Chairman Conover

AMENDING RESOLUTION NO. 533 OF 2018, INTRODUCING PROPOSED LOCAL LAW NO. 2 OF 2019 "A LOCAL LAW IMPOSING AN ADDITIONAL MORTGAGE RECORDING TAX IN WARREN COUNTY", TO CHANGE THE DATE OF THE PUBLIC HEARING DUE TO A PUBLISHING ERROR

WHEREAS, Resolution No. 533 of 2018 set the date of the Public Hearing for proposed Warren County Local Law No. 2 of 2019, "A Local Law Imposing an Additional Mortgage Recording Tax in Warren County", and

WHEREAS, due to a publication error the Notice of Public Hearing was not printed in one of the Board of Supervisors designated papers as required to hold the Public Hearing on the designated date, now, therefore, be it,

RESOLVED, that Resolution No. 533 of 2018 is hereby amended to change the date of the Public Hearing for proposed Local Law No. 2 of 2018, "A Local Law Imposing an Additional Mortgage Recording Tax in Warren County", to Thursday January 31, 2019 at 9:30 a.m. when a Special Board Meeting will be held for this express purpose, and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to publish the Notice of Public Hearing in the Board of Supervisors designated papers, as required.

Adopted by unanimous vote.

CERTIFICATE OF APPOINTMENT

I, RONALD F. CONOVER, Chairman of the Warren County Board of Supervisors, pursuant to the power vested in me by Resolution No. 1 of 2019, DO HEREBY APPOINT, the following named persons as members of the Warren County Labor/Management Committee, for a term to expire December 31, 2019:

Supervisors Kevin B. Geraghty, Ronald F. Conover, Douglas Beaty and Matthew Simpson, as well as Ryan Moore, County Administrator.

Dated: January 18, 2019

(Signed) RONALD F. CONOVER, CHAIRMAN
Warren County Board of Supervisors

CERTIFICATE OF APPOINTMENT

I, RONALD F. CONOVER, Chairman of the Warren County Board of Supervisors, pursuant to the power vested in me, DO HEREBY APPOINT, the following named person as a member of the Board of Trustees of the Supreme Court Library, for the term set opposite his name:

APPOINTED:

<u>NAME</u>	<u>TERM</u>
Dennis Dickinson	01/01/19 - 12/31/19
Dated: January 18, 2019	

(Signed) RONALD F. CONOVER, CHAIRMAN
Warren County Board of Supervisors

CERTIFICATE OF APPOINTMENT

I, RONALD F. CONOVER, Chairman of the Warren County Board of Supervisors, pursuant to the power vested in me, DO HEREBY APPOINT the following named individuals as members of the Warren County Youth Board, for the term set opposite his/her name:

<u>NAME/ADDRESS</u>	<u>TERM</u>
Edna Frasier (Town of Hague)	1/1/19 - 12/31/19
Andrea Hogan (Town of Johnsburg)	1/1/19 - 12/31/19
William Loeb (City of Glens Falls - Ward 4)	1/1/19 - 12/31/19
Frank Thomas (Town of Stony Creek)	1/1/19 - 12/31/19

Dated: January 18, 2019

(Signed) RONALD F. CONOVER, CHAIRMAN
Warren County Board of Supervisors

Chairman Conover called for public comments from anyone wishing to address the Board on any matter, but no response was given.

Chairman Conover called for announcements.

Supervisor Braymer announced the Pond Hockey Tournament was scheduled for Crandall Park from February 2-3, 2019. She stated this was the first year for the event and she encouraged anyone with a team to register or to just come as a spectator.

Supervisor Beaty stated he was pleased that one of the ice rinks for the Pond Hockey Tournament would be named after former County Resident David Strader, who was known for his telecasting work in the National Hockey League before he passed away in 2017.

Supervisor Geraghty advised the Lake George Winter Carnival had scheduled their snowmobile races on the Warren County Fairgrounds sight and he requested that any towns with excess snow they were seeking to dispose of to contact Kevin Hajos, *Superintendent of Public Works*, as the event would like to use it to construct the jumps for this event.

Supervisor Simpson apprised the Barney Barnhard Fishing Derby was scheduled for next Saturday on Brant Lake and he encouraged everyone to attend.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Dickinson and seconded by Supervisor Simpson, Chairman Conover adjourned the Board Meeting at 10:37 a.m.

January 31, 2019

**WARREN COUNTY BOARD OF SUPERVISORS
SPECIAL BOARD MEETING
THURSDAY, JANUARY 31, 2019**



NOTICE OF SPECIAL MEETING

TO THE MEMBERS OF THE BOARD OF SUPERVISORS OF WARREN COUNTY:

You are hereby notified that I, RONALD F. CONOVER, Chairman of the Board of Supervisors of the County of Warren, pursuant to the power vested in me by Rule A.3 of the Rules of the Board of Supervisors, hereby call and convene a special meeting of the Board of Supervisors of Warren County to be held in the Supervisors' Room in the Warren County Municipal Center, Town of Queensbury, New York, on **JANUARY 31, 2019 AT 9:30 A.M.**, for the purpose of:

1. Public Hearing for proposed Warren County Local Law No. 2 of 2019, Introducing Proposed Local Law No. 2 of 2019 "A Local Law Imposing an Additional Mortgage Recording Tax in Warren County", and
2. To conduct such other business as may properly come before the Board of Supervisors.

The Clerk of the Board of Supervisors is hereby directed to call for the meeting and give written notice to all members of the Board of Supervisors of such meeting.

Dated: January 10, 2019

(Signed) RONALD F. CONOVER, CHAIRMAN
Warren County Board of Supervisors

To the Members of the Board of Supervisors: At the direction of the Chairman of the Board, I am notifying you of the Special Meeting called for the time, place and purposes set forth above.

(Signed) AMANDA ALLEN, CLERK
Warren County Board of Supervisors

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 9:33 a.m.

Mr. Ronald F. Conover presiding.

Salute to the flag was led by Supervisor Leggett.

Roll called, the following members present:

Supervisors Leggett, McDevitt, Braymer, Loeb, Driscoll, Simpson, Merlino, Wild, Beaty, Magowan, Sokol, Thomas, Hyde and Conover- 14; Supervisors Diamond, Frasier, Hogan, Dickinson, Strough and Geraghty Absent- 6

Commencing the Agenda review, Chairman Conover declared the Public Hearing on proposed Warren County Local Law No. 2 of 2019, A Local Law Imposing an Additional

Mortgage Recording Tax in Warren County, open at 9:34 a.m. and he requested that Amanda Allen, *Clerk of the Board*, read aloud the Notice of Public Hearing, which she proceeded to do. Chairman Conover then called for any public comment.

Supervisor Frasier entered the meeting at 9:35 a.m.

Nathan Dunn, *City of Glens Falls Resident, Acting Chair, Libertarian Party of Warren County*, apprised Libertarians tended to believe taxation was theft, but he felt it was extortion to which individuals tended to acquiesce. He mentioned he had been working on a rubric that he would like to use for evaluating the proposed tax. He apprised he had five questions and a few sub-questions, the first of which was the most important thing regarding what the tax was being used for. He said in this case the tax was being allocated to the General Fund which he felt was the most inappropriate answer since there was no specific purpose for that tax. The sub-questions pertaining to what it was used for were as follows: was what they were trying to do the proper role of government; and would the tax be effective. He said neither of these questions could be answered if the funds were only being allocated to the General Fund. He continued, inquiring who was paying the tax, pointing out in this case it was the lenders. Next, He asked how much the levy was, apprising it was a quarter of a percent of the amount of the mortgage. He informed the total amount of revenue received from this tax on an annual basis was slightly less than \$1 million. With regard to what the amount was based on, Mr. Dunn indicated it was grounded on what the mortgage lenders were willing to pay. He stated his fourth question concerned how voluntary the tax was, meaning were there ways to opt out of that tax similar to sales tax where individuals had the option to shop in another County if they did not like what the County was doing with the funds or agree to the amount unlike property tax which property owners were required to pay since their property was located here. He apprised in this case it appeared that mortgage lenders had it built into their cost of doing business and it had been suggested that they pass this cost on to borrowers, but he had no evidence to support whether an individual's mortgage would be higher or lower whether that tax was in place. In regards to whether there were other practical ways to raise the money, Mr. Dunn advised it had been suggested that this tax lowers the overall property tax levy in the County, but the loss of revenue was factored into the 2019 County Budget and while the tax levy increased 2.5%, it was lower than the 2.7% tax cap that was permitted by State law. He added the 2019 County Budget had also included increased spending which he did not believe would have been significantly different if this tax had been taken into account. He remarked overall this felt like a questionable way to garner revenue from people who were willing to provide it to the tune of an extra several hundred thousand dollars a year and mortgage lenders had just resigned it to be the cost of doing business and would just pay the tax; therefore, he said, why would the County not collect this tax. He mentioned even though it was a low coercion tax and the mortgage lenders were willing to pay it he was opposed to it since there was no purpose for it.

Chairman Conover once again called for any public comment; there being no response he declared the Public Hearing closed at 9:38 a.m.

Supervisor Merlino informed for clarification purposes that this was not a new tax, apprising it had been around for about six years and was being rolled over because it has to be renewed every two years.

Supervisor Braymer requested that Pam Vogel, *County Clerk*, address some of the points made by Mr. Dunn.

Ms. Vogel stated one of the points noted by Mr. Dunn was that the tax was paid by the lender; however, she advised, the mortgage tax was established by the State and required a quarter of it to be paid by the lender and the balance was paid by the borrower. She mentioned there was also a comment regarding developing the estimated revenue loss based on the entire year, but her recollection from the budget process was that they had used the first quarter of the year as the basis to determine this figure because it was considered to be the "safe zone". She remarked she believed their estimate was accurate based on those projections, but she wanted to ensure they were aware this was not based on the entire year

of almost \$1 million. She apprised for point of record as of this morning for December and January they had lost about \$140,000 in revenue and she was anticipating the loss in February to be around \$60,000. She added she felt the projected revenue loss would be on target for what they had budgeted for.

Supervisor Loeb remarked Mr. Dunn's comments were very clear and organized and he encouraged him to become more involved with City of Glens Falls and County.

Supervisor Leggett stated he would like to clarify the point Mr. Dunn had made about the use of the tax, as he believed there was a reason the tax was originally instituted and he asked whether the County had a record of that. Ryan Moore, *County Administrator*, responded he believed during the time when the tax was first instituted there was a debate regarding whether the Board wanted to do this or another option, but he was unsure of what the other option was. He mentioned he thought there was around \$800,000 budgeted for the tax in the 2019 County Budget. With regards to the funds being allocated to the General Fund, he informed if these funds were not received through the tax than property taxes would be raised because there were expenses the County had to cover, such as those realized through the Collective Bargaining Agreement, and there were only certain areas in the budget where cuts could be made by the Budget Officer. Chairman Conover apprised he felt this fell into a discussion regarding revenue because if there was no mortgage tax than they would need to either increase property or sales tax, as well as to consider cutting back expenses.

Supervisor McDevitt mentioned Warren, Washington and Saratoga Counties were the only counties in the State with a 7% sales tax rate, as all other Counties rates were greater. He said in the order of taxation and priority he felt it was imperative for the County to maintain the sales tax rate at 7% and if given the choice between increasing the mortgage or sales tax he would vote in favor of the mortgage tax because the 7% sales tax rate created an incentive for individuals from Albany, Essex and Clinton Counties to shop here. With regards to the argument that the tax should be voluntary, Supervisor McDevitt pointed out the Federal and State income taxes were not voluntary, adding it was not practical for this tax to be voluntary.

Supervisor Dickinson entered the meeting at 9:44 a.m.

Supervisor Loeb apprised about four years ago there was an extensive and passionate discussion regarding whether the sales tax rate should be increased and he suspected Washington and Saratoga Counties, whose sales tax rate was also 7%, would have followed suit and increased their rate had the County moved forward with the increase. He remarked he felt the sales tax rate had remained the same due to the leadership of the Board.

Supervisor Braymer pointed out the mortgage tax was only applicable when individuals were getting a mortgage, adding people made a choice to borrow money to purchase a home. Supervisor Braymer asked for confirmation that the revenue received from the tax was allocated to the General Fund and Mr. Moore replied affirmatively, adding the General Fund was used to assist with offsetting costs associated with the County Clerk's Office. Supervisor Braymer stated the funds were not being set aside for any specific purpose, but rather was being used to pay bills and she thanked Mr. Dunn for attending the meeting today and voicing his opinion.

Proceeding with the Agenda review, Chairman Conover called for the reading of resolutions. Mrs. Allen announced that a motion was needed to bring proposed Resolution No. 22 to the floor. The motion was made Supervisor Dickinson, seconded by Supervisor Thomas and carried unanimously.

Chairman Conover called for a vote on resolutions, following which Resolution No. 22 was approved, as presented.

RESOLUTION NO. 22 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

TO ENACT LOCAL LAW NO. 2 OF 2019, "A LOCAL LAW IMPOSING AN ADDITIONAL MORTGAGE RECORDING TAX IN WARREN COUNTY"

WHEREAS, a proposed Local Law was duly presented to the Board of Supervisors and considered by them, said proposed Local Law entitled, "A Local Law Imposing an Additional Mortgage Recording Tax in Warren County", and

WHEREAS, the Board of Supervisors adopted Resolution 21 of 2019 on January 18, 2019 authorizing a public hearing to be held by the Board of Supervisors on the 31st day of January, 2019, at 10:00 a.m. in the Supervisors' Room in the Warren County Municipal Center on the matter of the proposed Local Law, and notice of such public hearing having been duly published and posted as required by law, and said public hearing having been held and all persons appearing at said public hearing desiring to be heard, having been heard, now, therefore, be it

RESOLVED, the Board of Supervisors of the County of Warren, New York, on this 31st day of January, 2019, does hereby enact and adopt Local Law No. 2 of 2019 as annexed hereto, and be it further

RESOLVED, that the Chairman of the Board of Supervisors, Clerk of the Board of Supervisors, and County Attorney are hereby authorized to make such minor modifications to the Local Law as deemed necessary, and are authorized to execute, file and publish the Local Law and take all necessary actions for the promulgation thereof.

**SCHEDULE "A"
COUNTY OF WARREN
LOCAL LAW NO. 2 OF 2019**

**A LOCAL LAW IMPOSING AN ADDITIONAL MORTGAGE RECORDING TAX
IN WARREN COUNTY**

BE IT ENACTED, by the Board of Supervisors of the County of Warren, New York, as follows:

SECTION 1. TITLE. This Local Law shall be titled "A Local Law Imposing An Additional Mortgage Recording Tax in Warren County".

SECTION 2. PURPOSE AND INTENT. The purpose of this law is to authorize Warren County, pursuant to the provisions of Section 253-w of the Tax Law of the State of New York, to impose an Additional Mortgage Recording Tax.

SECTION 3. IMPOSITION OF TAX. For the period commencing February 1, 2019 (or a subsequent date enacted by State Law) and ending December 1, 2020, unless further extended by Local Law of the Board of Supervisors, there is hereby imposed, in the County of Warren, a tax of twenty-five cents (\$0.25) for each one hundred dollars (\$100), and each remaining major fraction thereof of principal debt or obligation which is or under any contingency may be secured at the date of execution thereof, or at any time thereafter, by a mortgage on real property situated within the County of Warren and recorded on or after February 1, 2019 (or a subsequent date enacted by State Law), and a tax of twenty-five cents (\$0.25) on such mortgage if the principal debt or obligation which is or by any contingency may be secured by such mortgage is less than one hundred dollars (\$100.00).

SECTION 4. ADMINISTRATION AND COLLECTION OF TAX. The taxes imposed pursuant to this Local Law shall be administered and collected in the same manner as the taxes imposed under subdivision one of Section 253 of the Tax Law and paragraph (b) of subdivision one of Section 255 of the Tax Law. Except as otherwise provided in Section 253-w

of the Tax Law, all the provisions of Article 11 of the Tax Law relating to or applicable to the administration and collection of the taxes imposed by such subdivisions shall apply to the taxes imposed by this Local Law with such modifications as may be necessary to adapt such language to the tax so authorized. Such provisions shall apply with the same force and effect as if those provisions had been set forth in full in Section 253-w of the Tax Law, except to the extent that any provision is either inconsistent with a provision of Section 253-w of the Tax Law or not relevant to the tax authorized by Section 253-w of the Tax Law.

SECTION 5. REAL PROPERTY LOCATED IN MORE THAN ONE COUNTY OR STATE.

Where the real property covered by the mortgage subject to the tax imposed pursuant to this Local Law is situated in this state but within and without Warren County, the amount of such tax due and payable to Warren County shall be determined in a manner similar to that prescribed in the first undesignated paragraph of Section 260 of the Tax Law which concerns real property situated in two or more counties. Where such property is situated both within Warren County and without the state, the amount due and payable to Warren County shall be determined in the manner prescribed in the second undesignated paragraph of such Section 260 which concerns property situated within and without the State. Where real property is situated within and without Warren County, the recording officer of the jurisdiction in which the mortgage is first recorded shall be required to collect the taxes imposed pursuant to this section.

SECTION 6. ADDITIONAL MORTGAGE RECORDING TAX. The tax imposed pursuant to this Local Law shall be in addition to the taxes imposed by Section 253 of the Tax Law.

SECTION 7. DISPOSITION OF TAXES.

Notwithstanding any provision of Article 11 of the Tax Law to the contrary, the balance of all monies paid to the recording officer of the County of Warren during each month upon account of the tax imposed pursuant to this Local Law, after deducting the necessary expenses of his or her office as provided in Section 262 of the Tax Law, except taxes paid upon mortgages which under the provisions of Section 253-w of the Tax Law or Section 260 of the Tax Law are first to be apportioned by the New York State Commissioner of Taxation and Finance, shall be paid over by such officer on or before the tenth day of each succeeding month to the Treasurer of Warren County and, after the deduction by such treasurer of the necessary expenses of his or her office provided in Section 262 of the Tax Law, shall be deposited in the general fund of the County of Warren. Notwithstanding the provisions of the preceding sentence, the tax so imposed and paid upon mortgages covering real property situated in two or more counties, under which the provisions of Section 253-w of the Tax Law or Section 260 of the Tax Law are first to be apportioned by the New York State Commissioner of Taxation and Finance, shall be paid over by the recording officer receiving the same as provided by the determination of the New York State Commissioner of Taxation and Finance.

SECTION 8. PAYMENT OF TAXES. The tax imposed pursuant to this Local Law shall be payable on the recording of each mortgage of real property subject to taxes thereunder. Such tax shall be paid to the recording officer of the county in which the real property or any part thereof is situated, except where real property is situated within and without the county, the recording officer of the county in which the mortgage is first recorded shall collect the tax imposed by this Local Law. It shall be the duty of such recording officer to endorse upon each mortgage a receipt for the amount of the tax so paid. Any mortgage so endorsed may thereupon or thereafter be recorded by any recording officer and the receipt for such tax endorsed upon each mortgage shall be recorded therewith. The record of such receipt shall be conclusive proof that the amount of tax stated therein has been paid upon such mortgage.

SECTION 9. EFFECTIVE DATE. This Local Law shall take effect February 1, 2019 (or a subsequent date authorized by State Law), provided that a certified copy thereof is mailed by registered or certified mail to the Commissioner of the New York State Department of Taxation and Finance at the Commissioner's Office in Albany prior to the date this Local Law shall take effect. Certified copies of this Local Law shall also be filed with the Warren County

Clerk, the Secretary of State, and the State Comptroller within 5 days after the Local Law is duly enacted and this Local Law shall be deemed to be duly enacted upon its date of adoption by the Warren County Board of Supervisors.

Roll Call Vote:

Ayes: 779

Noes: 0

Absent: 221 Supervisors Diamond, Hogan, Strough and Geraghty

Adopted.

Chairman Conover called for public comments from anyone wishing to address the Board on any matter, but no response was given.

Chairman Conover called for announcements.

Supervisor Braymer advised the Pond Hockey Tournament was scheduled for this weekend in Crandall Park and she encouraged all to attend, apprising there would be a heated area in the pavilion and vendors.

Supervisor Dickinson announced the Lake George Winter Carnival was scheduled to begin this Saturday, with a number of events going on and he encouraged all to attend.

Supervisor Driscoll informed Cornell Cooperative Extension, as well as the Tri County United Way had commenced with the VITA (*Voluntary Income Tax Assistance*) Program, apprising volunteers would be traveling to a number of outreach locations throughout the County from now until March to assist households who earned under \$55,000 in their income tax preparation. He mentioned this program was a wonderful way for families to save a substantial amount of money on their tax preparation.

Supervisor Merlino apprised the Town of Lake Luzerne was holding its third annual snowmobile race on their lake this Saturday. He said the race was not based on speed, but rather time. Chairman Conover asked what time the race was scheduled for and Supervisor Merlino replied registration commenced at 8:00 a.m. and the race began at 9:00 a.m.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Simpson and seconded by Supervisor Braymer, Chairman adjourned the meeting at 9:51 a.m.

**WARREN COUNTY BOARD OF SUPERVISORS
BOARD MEETING
FRIDAY, FEBRUARY 15, 2019**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:03 a.m.

Mr. Ronald F. Conover presiding.

Salute to the flag was led by Supervisor Geraghty.

Roll called, the following members present:

Supervisors Leggett, Braymer, Loeb, Driscoll, Frasier, Simpson, Hogan, Dickinson, Merlino, Strough, Wild, Beaty, Magowan, Sokol, Thomas, Hyde, Geraghty and Conover - 18; Supervisors Diamond and McDevitt absent 2.

Commencing the Agenda review, Chairman Conover noted a motion was necessary to approve the minutes of the January 18, 2019 Board Meeting and the January 16 and 31, 2019 Special Board Meetings, subject to correction by the Clerk of the Board. The motion was made by Supervisor Geraghty, seconded by Supervisor Dickinson and carried unanimously.

Moving along to the report by the Chairman of the Board, Chairman Conover advised he had attended the NYSAC (*New York State Association of Counties*) Conference from January 28-29, 2019 and the Resolutions adopted there were distributed to the full Board for review. He informed he had attended the Adirondack/Glens Falls Transportation Council meeting on February 13th at the Crandall Library that was chaired by Supervisor Strough. He stated he found the Warren County Highway Superintendents Luncheon on February 14th to be very informative and he encouraged anyone interested in attending a future luncheon to contact Kevin Hajos, *Superintendent of Public Works*, for more information. He mentioned following the luncheon he had attended a retirement party for the Administrator of Environmental Education at the Up Yonda Farm, informing of the Farm had grown since this individual started working there several years ago and he encouraged anyone who had not had a chance to visit the facility to do so. He asked Ryan Moore, *County Administrator*, to look into the possibility of holding a future Public Works Committee meeting there. Chairman Conover apprised during the report by the County Administrator, Mr. Moore would be requesting a motion to bring to the floor a resolution that introduced legislation involving the mortgage tax following which it would become proposed Resolution No. 99. He continued, during the report by the County Attorney, Mary Kissane, *County Attorney*, would be discussing an amendment to proposed Resolution No. 42, *Authorizing the County Auditor to Approve New York State Real Property Tax Law Correction of Errors And/or Applications for Refunds*. He added Supervisor Loeb would be requesting an amendment to proposed Resolution No. 72, *Authorizing Out-of-State Travel for Supervisors Claudia Braymer and Matthew Simpson to Attend the National Association of Counties (NACo) Legislative Conference in Washington, DC*, during his Committee report.

Chairman Conover then called for the reports by Committee Chairmen on the past months meetings or activities.

Supervisors Geraghty thanked Supervisor Frasier for chairing the Personnel & Higher Education Committee in his absence, where they approved proposed Resolution Nos. 74-83. He informed he had attended the Inter-County Legislative Committee of the Adirondacks meeting in Hamilton County with Supervisors Thomas and Simpson during which representatives of First Net discussed the fiber network they were attempting to bring to New York State.

Supervisor Leggett reported on the January 22nd meeting of the Criminal Justice & Public Safety Committee where proposed Resolution Nos. 27-36 were approved and he provided a brief summary of each. In regards to proposed Resolution 27, *Approving the Warren County Assigned Counsel Plan Which Replaces the Assigned Counsel Plan Authorized by Resolution No. 481 of 2013*, Supervisor Leggett advised the Plan had to be approved by the Warren County Bar Association and an Administrative Judge for the Office of Court Administration, as well.

Supervisor Braymer advised the Environmental Concerns & Real Property Tax Services had met on January 22nd, approving proposed Resolution No. 42. She stated they would be discussing the request from the Adirondack Lakes Alliance to adopt a County-wide septic law at the next Committee meeting.

Supervisor Loeb apprised the Support Services Committee had met on January 22nd and as previously mentioned by the Chairman he would like to discuss an amendment to proposed Resolution No. 72, *Authorizing Out-of-State Travel for Supervisors Claudia Braymer and Matthew Simpson to Attend the National Association of Counties (NACo) Legislative Conference in Washington, DC*, to include authorizing Supervisor Braymer to attend the out-of-state Conference, as well.

Motion was made by Mr. Loeb, seconded by Ms. Braymer and carried unanimously to approve the request to amend proposed Resolution No. 72 as outlined above.

Continuing with the report on the Support Services Committee meeting, Supervisor Loeb informed a lengthy discussion took place regarding the poor care provided to the elderly at nursing homes located in Warren County. following which he brought up the matter at the Health, Human & Social Services Committee meeting for further discussion. He apprised following his discussion with Supervisor Frasier and the Director of Public Health it was determined that the Support Services Committee was better suited to address the matter at their next meeting. He added the Director of Public Health was rapidly working on developing an administrative program to address complaints from residents of the local nursing facilities and/or their families. He stated the installation of a hotline at Warren County for residents and concerned families to voice their complaints which would then be forwarded on to the NYS DOH (*New York State Department of Health*) would be a topic for discussion at the Support Services Committee meeting. Next, Supervisor Loeb apprised he had discussed the anti-vaccine issue with the Director of Public Health, as he was concerned with the measles epidemic that was going on nationwide; he said some cases had occurred in the State, but not in this County. He opined that the vaccination program offered nationwide by municipal public health departments was the most effective step ever taken to ensure the health of the public, as prior to this the fatality rate for children under five was 50%. He stated he felt public health received a negative stigma due to their affiliation with the government and it was necessary for the Board members to do whatever was required to support the departments programs such as using some of the excess funds discussed during the budgeting process to provide funding to the department to increase their educational programs within the County. Last, Supervisor Loeb discussed the national program sponsored by the American Red Cross entitled "Sound the Alarm" which provided free installation of smoke alarms in homes to anyone who requested them and he encouraged the Supervisors to notify their constituents about the program.

Supervisor Driscoll advised he had no Committee report, but he would like to state for the record that the discussions and debate that took place at the Committee meetings last month were all excellent.

Supervisor Frasier apprised the Health, Human & Social Services Committee had met on January 25th, approving proposed Resolution Nos. 43-64 which mostly dealt with housekeeping items. She informed that she had been notified by the Office for the Aging that they were in need of volunteers for their Home Delivered Meals and Medical Transportation Program and she encouraged anyone who was interested or knew someone who may be interested to contact the department. She added Amanda Allen, *Clerk of the Board*, would be emailing the Board members a flyer pertaining to the volunteer opportunities to be posted at the local community centers with the hope that it may attract some new volunteers. In conclusion, Supervisor Frasier apprised that she had also attended the NYSAC Conference, advising that she was a member of the Public Health and Mental Health Standing Committee, who had approved four resolutions that would be forwarded on to the Governor.

Supervisor Simpson stated the Public Works Committee had met on January 25th, approving proposed Resolution Nos. 70-71 and he provided a brief summary of each. He

reported on the Special meeting of the WWCIDA& CDC (*Warren-Washington Counties Industrial Development Agency and Civic Development Corporation*) about a week ago to address an application they had received that had been amended for consideration, as well as to address the culmination of a report by the ABO (*Authority Budget Office*) which had taken around eight months to complete. He said during the process the ABO had worked closely with their agency on changing policies and correcting any of the issues that were identified. He informed the report had been distributed to all of the agencies Board members and cautioned them that it was a public document that should not be shared with the public. He stated he called the Special Meeting to address the report, apprising he had requested guidance from the ABO as to how the confidential document should be addressed following which they advised him an executive session was required under the terms provided by them, but a reporter for *The Post Star*, who was present at the meeting followed up with the Committee on Open Government regarding this, as she believed they had violated the Open Meetings Law. He said he had contacted the Committee on Open Government and they advised him that they had in fact violated the Open Meetings Law. He continued, he notified the reporter that he was working on ratifying the matter, but he would need some time because he was getting conflicting information from two State Agencies regarding the document and he wanted to ensure he handled the matter appropriately. He stated following his discussion with the legal counsel for the WWIDA & CDC he released the entire report to the reporter, apprising there was never any intent to have a "secret meeting" as it was labeled in *The Post Star*. He added he admitted it was a mistake for him to have lead the WWIDA & CDC Board into an executive session, but he had corrected it and the group learned from it as they moved forward.

Supervisor Hogan advised the Cornell Cooperative Extension had not met, but she would like to inform of what they were currently working on. She said the volunteers for the VITA (*Volunteer Income Tax Assistance*) Program were working all over Warren County four days a week on tax preparation for anyone who earned less than \$45,000 a year. She mentioned the IRS (*Internal Revenue Service*) trained volunteers were at the Municipal Center today working on preparing tax returns for many of the County employees. She apprised Cornell Cooperative Extension was interviewing for the Farm to School Coordinator position which was fully funded by the grant funding they received this year and the staff had completed their sexual harassment training as required by law. She informed of the program they would be hosting at SUNY Adirondack referred to as "Don't Get Ticked" on February 22nd and their next Board Meeting was scheduled for February 27th at 7:00 p.m.

Supervisor Dickinson informed the Occupancy Tax Coordination Committee had met on January 25th, approving proposed Resolution Nos. 67-69 and he acknowledged Supervisor Merlino for Chairing the meeting in his absence. He stated since the Adirondack Civic Center Coalition took over managing the Civic Center there were not as many events held at the venue, but they were hosting more hockey games and other things which was why they had requested a change in the contract with the County to reflect this. Supervisor Dickinson advised a contractor for the Village of Lake George recently uncovered a cemetery plot that was over 200 years old with up to eight bodies buried there. He added they believed these bodies dated back to the Revolutionary War due to some buttons that were discovered and the Town of Lake George was doing all it could to ensure the site was protected. He added they had offered to secure a burial site in the cemetery located adjacent to the site where they were found and were also looking into possibly buying out the project to make it into a historic site itself. He read aloud a letter to the editor featured in the February 7th addition of *The Post Star* that was written by Robert Blais, *Mayor, Village of Lake George*, entitled "*Entire County Should Get Credit for Tourism*". Supervisor Dickinson stated that he strongly agreed with Mayor Blais's thoughts regarding how attractions all across the County contributed to the success of the County's tourism industry and he acknowledged Mayor Blais for writing the letter.

Supervisor Merlino stated the Tourism Committee had met on January 25th wherein they approved proposed Resolution No. 73 which he provided a brief overview of. He referred to the newly revamped Group Destination brochure which had been distributed to the Supervisors

prior to the meeting that was designed to promote different areas and would be distributed at the different conventions and shows that the staff would be attending; a copy of the brochure is on file with the items distributed at the February 15th Board Meeting. With regards to the amount of occupancy tax collected, Supervisor Merlino apprised that the amount collected in 2018 was greater than any prior years collections. He pointed out a hotel was quoted as stating they had paid a total of \$135,000 in occupancy tax in 2018 meaning their total business for the year was \$3,375,000; however, he noted, this was only 3.4% of the total of \$4 million collected last year. He added this supported Mayor Blais's thought that one destination was not the reason for the success of the tourism industry in the County. He said the Tourism Department was working with the Lake George Regional Chamber of Commerce & CVB and the local businesses on the same goal which was to attract visitors from all over the Country, as well as the World to this region.

Supervisor Strough reported on the January 31st meeting of the Legislative & Rules Committee wherein proposed Resolution Nos. 65-66 were approved and he provided a brief summary of each.

Supervisor Wild stated he had also attended NYSAC Conference in Albany, New York, adding he found it to be very informative. He apprised that he and Supervisor Driscoll had attended The Investors Summit at SUNY Adirondack during which he learned that the College had a support structure in place for students they deemed to be at risk to assist with personal and other issues to ensure they were successful in obtaining their degree to become a contributing member to society.

Supervisor Beaty apprised the County Facilities Committee had met on January 22nd, approving proposed Resolution Nos. 25-26 and he provided a brief summary of each. With regards to the grant funding awarded to purchase two ten- bay T-Hangars at the County Airport, Supervisor Beaty informed due to the rising cost of steel the County was only able to afford one at this time with the hopes of obtaining additional grant funds or other funding options in the future for the other one. He acknowledged Supervisor Loeb for his impassioned effort to install a hotline at the County for the purpose of forwarding residents of the local nursing homes complaints on to the NYS DOH, as he believed this would provide the seniors with a better chance of having their complaints recognized by the NYS DOH. He thanked Supervisor Simpson for elaborating on the misunderstanding with regards to the report on the WWIDA&CDC and the executive session that took place. He remarked that he concurred with Supervisors Dickinson and Merlino that the letter to the editor from Mayor Blais was well written and honed in on the fact that the County consisted of a collective body of events, businesses, facilities, etc. to make this region a phenomenal tourism destination. He advised he would be proposing a suggestion to fund upgrades to the water treatment facility in the Town of Lake George which he hoped would be helpful at the next meeting. Supervisors Magowan apprised that he did not Chair a Committee, but he would like to note he concurred with Supervisor Driscoll that the Committee meetings started the year off with some great discussions. He thanked Supervisor Dickinson for reading aloud the letter written by Mayor Blais concerning tourism in the County, adding he agreed with the comments made by Supervisors Dickinson, Merlino and Beaty.

Supervisor Sokol advised the Finance Committee had met on January 31st, approving proposed Resolution Nos. 23-24 and 84-98. With regards to proposed resolution No. 85, *Authorizing the County Treasurer to Join New York Cooperative Liquid Asset Securities System (NYCLASS) to Invest County Funds* for Warren County, he reported that this was a secure fund that was recommended by the New York State Comptroller's Office which would permit the County to invest Unappropriated Surplus and Reserve Account funds with a return of 2.5% and the option to withdraw the funds at any time without penalty as opposed to CD's (*Certificate of Deposits*) where the funds were locked in for a specific timeframe. Supervisor Sokol apprised that proposed Resolution No. 93, *Authorizing the Appropriation of Funds from the Occupancy Tax Reserve to the Tourism Budget to Provide Funding for Two Separate Agreements with Alltherooms, Inc.; Amending 2019 Warren County Budget*, provided the data

required for the Treasurer's Office to audit short-term rental properties to ensure the County was receiving the correct amount of occupancy tax from them. He added it was estimated these short-term rentals would result in an additional \$180,000 a year in occupancy tax. Supervisor Sokol remarked he was pleased to report as indicated in the email from the Treasurer's Office the County was 3.7% ahead of sales tax collections from the same timeframe last year. He informed the Treasurer was not here today, but if anyone had any questions the Deputy County Treasurer was present.

Supervisor Thomas apprised that he had no Committee report, but he was requesting support of proposed Resolution No. 87, *Authorizing the Appropriation of Funds from the General Fund Unappropriated Surplus to the Sheriff's Law Enforcement Budget to Cover the Cost of the PBA Settlement; Amending 2019 Warren County Budget.*

Supervisor Hyde indicated she had nothing to report on

Continuing to the report by the County Administrator, Mr. Moore recognized the following people for their years of service to the County which he said he was greatly appreciative of

- * Amy Clute for 30 years of service to the Self-Insurance Department;
- * Theresa Ryther for 25 years of service to County Clerk's Office'
- * Sargent Michael Webster for 25 years of service to Sheriff's Office;
- * Patrol Officer John Howsefor 25 years of service to the Sheriff's Office; and
- * Glenda Benware for 20 years of service to the County.

Mr. Moore read aloud a listing of the meetings he had attended since the January 18th Board Meeting; a copy of which is on file with the items distributed at the Board Meeting. Mr. Moore advised it was necessary to revisit the Local Law concerning the additional mortgage tax collection, apprising he would like the record to reflect that the County had contacted the State Department of Taxation and Finance to review the language which indicated the effective date was February 1st or any date thereafter that was authorized under State Law, but they did not respond to the inquiries and it was his understanding that Essex County also had issues receiving a response from them. He informed the State Legislature adopted the enabling legislation on January 29th, but did not distribute it to the Governor until February 4th and as of this morning the Governor still had not signed the bill, but he had until 11:59 this evening to do so. He added if the bill was not signed the County would be required to start over with the entire Home Rules process. He informed he had contacted the Governors Office to explain this and to also notify them this Board needed to act this morning in order to change the effective date to April 1st because if the Governor did not sign the bill then the Board was essentially wasting their time by amending the Local Law one more time and noticing a Public Hearing. He said they indicated to him they would attempt to have the bill signed prior to this mornings meeting, but as of yet this had not occurred. He explained due to the bill not being signed the State Department of Taxation and Finance had indicated the earliest effective date required was April 1st and not March 1st. He mentioned as a result of this it constituted a material change in the County's Local Law which would require another Public Hearing and the earliest these could be noticed in the local newspapers due to their publication deadlines was February 23rd following which there was a mandatory five day waiting period after that meaning the proposed date of the Special Board Meeting to address this matter would be on February 28th. He advised it was necessary to amend proposed Local Law No. 2 and set the Public Hearing for with the hopes that the bill would be signed by the end of the day; however, he noted, if this did not occur then the Local Law would need to be amended again to set the date for sometime after April 1st and would result in a shortfall in the amount of revenue budgeted for this purpose this year. He apprised there was a floor resolution before them that accomplished these objectives that would require the approval from the Board today.

Motion was made by Supervisor Simpson, seconded by Supervisor Wild and carried unanimously to bring the proposed Floor Resolution concerning amending Local Law No. 2 of 2019 as outlined above to the floor. Chairman Conover announced the proposed Floor Resolution would now be referred to as Resolution No. 99.

Supervisor Braymer questioned whether the prior version of the Local Law indicated

it would be effective anytime after February 1st and Mr. Moore responded that it indicated February 1st or any subsequent date as authorized by State law. Supervisor Braymer inquired why that was not sufficient enough and Mr. Moore replied the legal counsel for the State Taxation and Finance Department had indicated to him that the law needed to specify April 1st. Supervisor Braymer asked whether this was because the State Legislation indicated the start date was April 1st and Mr. Moore replied in the negative, explaining it was essentially the same bill as last year, but with different language included. He added the State Legislators has advocated to change the language, but it was the desire of the majority of the State Assembly to use the language from the prior one. He advised the State Taxation and Finance Department indicated to him the effective date of April 1st was required.

Mr. Moore continued with the report by the County Administrator, commenting on how proposed Resolution No. 98, *Authorizing the Chairman of the Board to Send a Letter to the Commissioner of the New York State Department of Health Stating Concerns with the Quality of Care at the Warren Center*, notified the State regulators that the County cared about the seniors that lived here and the Board was willing to go to bat for them. He added in this spirit he requested that his assistant commence working on developing a program to enhance the County's impact in this area with the assistance of the Directors of Public Health and the Office for the Aging. He mentioned as a first step of this process these individuals contacted the local nursing homes to schedule meetings with their Administrators. He said a meeting was held with the Administrator of Warren Center on Monday and similar meetings were scheduled for next week with the Administrators for the Pines and Glens Falls Center and they were working on setting up a meeting with the Administrator for the Elderwood Facility. He said his assistant also notified the NYS DOH about the proposed County complaint hotline, as well as Catholic Charities to discuss their Ombudsman Program which was another resource nursing home residents and their families could use to voice concerns about quality of care in local facilities. He mentioned the goal was to tie all of these resources together, improve the communications between these agencies and develop an active coalition for the elderly with the County taking the lead and would include representatives from all of the groups that impact seniors in the County, as well as affected seniors themselves and their families. He stated the goal of the coalition would be to keep everyone on the same page to continuously improve practices, to foster collaboration, to identify and improve problem areas and promote a more seamless transition for the County's elderly residents through different care modalities. He thanked his assistant, and the Directors for Public Health and the Office for the Aging for launching this effort, as he believed it would result in great dividends.

Next, upon the request of several Supervisors Mr. Moore read aloud a letter dated February 4th to Supervisor Frasier and Chairman Conover regarding a positive experience a County resident recently had with the Veteran's Services Office which commended the efforts of Denise DiResta, *Director, Veterans Services*.

Concluding the report by the County Administrator, Mr. Moore announced that February was the first full month of the County's new Employee Recognition Program and he introduced Jodi Brines, *Supervising Public Health Nurse*, as the first recipient of this recognition.

Mr. Moore read aloud a brief summary of Ms. Brynes background and her accomplishments in her position with the County. Chairman Conover and Mr. Moore presented Ms. Brynes with a Certificate of Appreciation from this Board and a nice piece of pottery with a rendering of Lake George, which was anonymously donated to the program. A round of applause followed.

Ms. Brynes stated she had been unaware that there were nursing positions within the public health section of government when she commenced seeking a job in the nursing field, but now she could not imagine working in any other position in the field, as she thoroughly enjoyed serving the community and assisting those who could not find help elsewhere. She voiced her appreciation for the recognition, adding that it was very meaningful to her. A round of applause was given.

Privilege of the floor was extended to Ms. Kissane, to provide a report from the County Attorney. Ms. Kissane advised Resolution No. 42, *Authorizing the County Auditor to Approve New York State Real Property Tax Law Correction of Errors And/or Applications for Refunds*, apprised according to Real Property Tax Law Section 554, the County Treasurer could only be provided with the authority to approve corrections of errors and/or applications for refunds in the absence of the County Auditor; she said because the County had an Auditor, this individual must be delegated that authority. She stated as a result of this proposed Resolution No. 42 required an amendment to indicate the Warren County Auditor had authority to approve New York State Real Property Tax Law Corrections and in her absence the County Treasurer would have such authority.

Motion was made by Supervisor Loeb, seconded by Ms. Braymer and carried unanimously to amend proposed Resolution No. 42, *Authorizing the County Auditor to Approve New York State Real Property Tax Law Correction of Errors And/or Applications for Refunds*, as outlined above.

Resuming the Agenda review, Chairman Conover called for the reading of communications, which Mrs. Allen read aloud, as follows:

Reports from:

1. Warren County Probation Department, Report of Criminal and Family Workloads for December 2018 (*emailed to the Board 02.13.19*)

Minutes from:

1. Warren-Washington Counties CDC December 17, 2018 meeting (*emailed to the Board 01.28.19*)
2. Warren-Washington Counties IDA December 17, 2018 meeting (*emailed to the Board 01.28.19*)
3. Warren-Washington Counties CDC January 16, 2019 Executive Committee meeting (*emailed to the Board 02.14.19*)

Letters/emails from:

1. Stanley Wood, Warren County Resident and Army Veteran, commending Denise DiResta, Director of Veterans' Services, for the assistance she provided to him in obtaining Veterans' benefits (*emailed to the Board 02.13.19*)

Other:

1. Capital District Regional Off-Track Betting Corp. December payment in the amount of \$3,170 (*emailed to the Board 02.13.19*)

Continuing to the reading of resolutions, Mrs. Allen announced proposed Resolution Nos. 23-98 were mailed or picked up by members of the Board of Supervisors. She apprised proposed Resolution Nos. 42 and 72 had been amended earlier in the meeting and proposed Resolution No. 99 had been brought to the floor.

Chairman Conover called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

Supervisor Loeb requested a roll call vote on proposed Resolution No. 26, *RESOLUTION DECLARING SEQRA LEAD AGENCY STATUS FOR THE CONSTRUCTION OF TWO (2), TEN (10) BAY T-HANGARS AT THE FLOYD BENNETT MEMORIAL AIRPORT AND AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE THE SEQRA ENVIRONMENTAL ASSESSMENT AND NEGATIVE DECLARATION FORM*, informing of his concerns that constructing less than par T-Hangars due to the excessive cost of steel would negatively impact the quality of the Airport. He said he would rather spend the money to purchase ten top notch T-Hangars than on twenty mediocre ones. He questioned if it would be more appropriate for him to make a motion to table the proposed Resolution or to vote in opposition. Chairman Conover responded Supervisors could make a motion at any time to table a matter, but the motion would take precedent and would terminate discussion. He asked Supervisor Loeb if he would be willing to hold off on making the motion

to table the proposed Resolution to allow others to voice their opinions and Supervisor Loeb concurred.

Supervisor Beaty requested that Mr. Hajos address Supervisor Loeb's concerns regarding the T-Hangars at the Airport. Mr. Hajos apprised that steel prices have significantly increased due to the tariffs that had been placed on them resulting in the grant award of \$990,000 only being able to cover the cost of purchasing one ten-bay T-Hangar rather than two. He informed during the Committee meeting it was proposed that they look into fabric T-Hangars as a less expensive option, but no decisions were made. He said part of the agenda for the next Committee meeting included elaborating on how it was not cost effective to pursue this route; he added in thirty years when they required replacement the cost would fall solely on the County as opposed to using grant funds. He informed the SEQRA action concerned a general area where the T-Hangars would be constructed and he was unsure it had to be table because they were still required to have a SEQRA in place to move forward with the work for the one ten-bay T-Hangar that would be constructed.

Supervisor Loeb advised his concerns with proposed Resolution No. 26, *RESOLUTION DECLARING SEQRA LEAD AGENCY STATUS FOR THE CONSTRUCTION OF TWO (2), TEN (10) BAY T-HANGARS AT THE FLOYD BENNETT MEMORIAL AIRPORT AND AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE THE SEQRA ENVIRONMENTAL ASSESSMENT AND NEGATIVE DECLARATION FORM*, had been rectified.

Concerning proposed Resolution No. 59, *Amending Agreement with Catherine Keating-Stauch, R.D., to Provide Dietician Services for Elderly Residents under the Wellness in Nutrition Program (WIN)*, Supervisor Loeb voiced his concern that the individual referenced in the resolution was not required to bring the request to Committee.

Mr. Moore advised this fell under the Wellness and Nutrition Program which was fully funded through the State and the travel included in the proposed Resolution was State-mandated, meaning when this contractor was required to attend training in order to fulfill her duties the State notified the County that this was something that needed to be done; he added a contractor was used in this case because it was more cost effective for the County than hiring a dietician in-house. He stated the reason the typical process for travel requests was not followed in this case related to the fact that this involved a contractor and not a County employee. Supervisor Loeb remarked the explanation provided resolved his issue with the proposed Resolution.

Chairman Conover inquired whether Supervisor Loeb would like to withdraw his request for a roll call vote on proposed Resolution No. 26, *RESOLUTION DECLARING SEQRA LEAD AGENCY STATUS FOR THE CONSTRUCTION OF TWO (2), TEN (10) BAY T-HANGARS AT THE FLOYD BENNETT MEMORIAL AIRPORT AND AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE THE SEQRA ENVIRONMENTAL ASSESSMENT AND NEGATIVE DECLARATION FORM*, and Supervisor Loeb replied affirmatively.

Next, Supervisor Loeb voiced his concerns regarding proposed Resolution No. 70, *Awarding Bid and Authorizing Agreement with Care Environmental Corp. For Household Hazardous Waste Collection in Connection with the Warren County Department of Public Works (WC 76-18)*, pertaining to the lack of training provided to ensure staff were aware of how to properly dispose of certain hazardous items and that there was only one opportunity per year offered when these items could be properly disposed of resulting in items being improperly disposed of. He pointed out when he asked a transfer station employee where to dispose of some florescent light bulbs they had indicated to him that he could throw them into the dumpster. He questioned how the residents were supposed to be aware how of how to properly dispose of items when the employees at the transfer stations were not educated on this. He added he had been notified about times when the contractor who managed the household hazardous waste collection day were unsure of how to dispose of the product so they rejected it. He remarked if the County was serious about taking care of the environment then they needed to be consistent and collect the household hazardous waste items on a regular basis. He requested a roll call vote on proposed Resolution No. 70 *Awarding Bid and*

Authorizing Agreement with Care Environmental Corp. For Household Hazardous Waste Collection in Connection with the Warren County Department of Public Works (WC 76-18), adding he would be voting in opposition and would also like the appropriate County Departments to develop a way to address this issue.

Supervisor Simpson stated he concurred with Supervisor Loeb that this was a matter they should be looking into. He suggested they explore the matter further with the Public Works Committee to determine whether household hazardous waste collection days should be held on a monthly basis, as there was funding available through the NYS DEC to pay for a portion of the expense, but they would have to work on some logistics to make ensure it was profitable and met the guidelines set by the NYS DEC, otherwise the County would be responsible for the expense.

Chairman Conover apprised his understanding of what Supervisor Simpson was saying was that moving forward with proposed Resolution No. 70 *Awarding Bid and Authorizing Agreement with Care Environmental Corp. For Household Hazardous Waste Collection in Connection with the Warren County Department of Public Works (WC 76-18)*, did not preclude the County from expanding the program in the future. Supervisor Simpson added he would encourage the Board members to support the proposed Resolution so as to not preclude the County from the opportunity to rid the environment of as many of the household hazardous waste items as possible and to continue the discussion at Committee to develop a better system.

Supervisor Dickinson remarked the County was not the only solution to this issue, as there were other resources available to properly dispose of these products, but they were associated with a fee. Supervisor Braymer advised she had attended a seminar at the NYSAC Conference regarding recycling during which it was brought to her attention that the County was one of the only ones in the State that did not have staff in charge of coordinating waste management. She said it appeared to her the County had Mr. Hajos working with the County Purchasing Agent and occasionally the Director of Real Property Tax Services to work on matters such as this and she suggested this be explored by the Real Property Tax Services & Environmental Concerns Committee to ensure the County moved forward with its Solid Waste Management Plan, which had been held by the State for several years without being approved. She commented it was necessary to assign staff to ensure that this was properly taken care of.

Supervisor Loeb applauded the efforts of both past and present Supervisors for their support with regard to eradicating and preventing invasive species which had grown significantly over the past few years as supported by proposed Resolution No. 91, *Establishing Capital Project No. H382 Lake George Invasive Species Eradication; Authorizing Transfer of Funds and Amending Warren County Budget for 2019*.

Supervisor Hogan requested a roll call vote on proposed Resolution No. 65, *Introducing Proposed Local Law No. 3 of 2019 Entitled "Municipal Opioid Cost Recovery and Public Nuisance Legislation" and Authorizing Public Hearing Thereon*.

Supervisor Beaty requested a roll call vote on proposed Resolution No. 98, *Authorizing the Chairman of the Board to Send a Letter to the Commissioner of the New York State Department of Health Stating Concerns with the Quality of Care at the Warren Center*.

Supervisor Simpson requested a roll call vote on proposed Resolution No. 72, *Authorizing Out-of-State Travel for Supervisors Claudia Braymer and Matthew Simpson to Attend the National Association of Counties (NACo) Legislative Conference in Washington, DC*.

Supervisor Wild questioned whether the County had any principle protection on the investment made to NYCLASS (*New York Cooperative Liquid Asset Securities System*) if a downturn of the economy were to occur. Robert Lynch, *Deputy County Treasurer*, responded there was no risk on any principle, as the fund was fully collateralized and money could be withdrawn at any time. He said this meant if interest rates were to decrease and CD's were deemed a more suitable investment the money could be withdrawn with no penalty and invested in CD's. Supervisor Loeb inquired what level of investment the County was

considering in NYCLASS and Mr. Lynch replied they were still analyzing that, but it could be anywhere between \$10 and \$14 million. Supervisor Wild asked whether these funds would be totally protected and Mr. Lynch replied affirmatively, adding both Washington County and the Town of Queensbury invested funding in NYCLASS and were pleased with the results, adding it was also recommended by the State Comptroller's Office.

In regards to proposed Resolution No. 74, *Amending Table of Organization and Warren County Salary and Compensation Plan for 2019*, Supervisor Wild stated he did not want to speak about specifics, but he would like to discuss in general how the County's baby boomer employees were edging close to retirement. He suggested they take an active look at the County Department Heads to ensure succession plans were in place for when these individuals edged closer to retirement. He stated having a succession plan in place would ensure the individual who took over the Department would have a sufficient amount of knowledge to allow for a seamless changeover.

Chairman Conover thanked Supervisor Wild for his leadership on this issue, adding he believed Mr. Moore concurred with him regarding the importance of a succession plan and would be working with any impacted departments to ensure a plan was in place.

Supervisor Wild advised he would like to comment on proposed Resolution No. 69, *Authorizing Warren County Tourist and Convention Development Agreement with The Adirondack Civic Center Coalition, Inc. for Occupancy Tax Special Event Funding*. He stated he believed the Glens Falls Civic Center was a great asset not only for the City of Glens Falls, but also the County; however, he noted, he was concerned with how long the \$250,000 stipend would continue and whether a plan was in place to reduce this amount to free up the funds to invest in other things.

Supervisor Dickinson informed the County had originally made a three year funding commitment to the Adirondack Civic Center Coalition, but this had since changed to an annual contribution. He stated the County had provided the funding with the idea the Coalition would develop a plan to sustain the Civic Center with the hopes that the funds provided by the County would be less than the current annual contribution amount of \$250,000, but this had yet to occur. He said this was an issue that the Board members should all be considering, adding that the Coalition was doing a phenomenal job managing the facility and significantly improving its profit margin. He advised the Coalition had completed a number of improvements on the facility, but there was still a significant amount of work that needed to be done, such as the 20+ year old roof, but the Coalition had no capital fund to pay for this work. He apprised there was no question that the facility was an asset to the region that caused an increase in local business when events were held there. He added the improvements to the seats, lighting, food and drinks at the facility assisted with attracting more people from throughout the region to hockey games and other events held there. He remarked while he was hesitant to stop funding them he felt it was appropriate for the Board members to consider how much longer they would like the funding contribution to continue.

Supervisor Geraghty voiced his support of the contribution to the Adirondack Civic Center Coalition due to the assistance it provided to ensure the tax burden of the facility did not fall on the shoulders of the residents of the City of Glens Falls and the fact that it was a regional asset for the County. He mentioned he felt the purpose of occupancy tax was to provide funds to places that hosted events and the Civic Center hosted several; however, he noted, he concurred the County contribution should not be a "bottomless pit".

Supervisor Strough pointed out the Coalition had completed an analysis of the economic impact the Civic Center had on the region, adding that he believed the Coalition had transformed the facility into a success and he would hate to be without this asset in the region. He stated when considering other Counties who owned and managed in-house their own facilities, he noted their contributions were significantly more than \$250,000 on an annual basis.

Supervisor Braymer remarked she was pleased to hear so many Supervisors refer to the Civic Center as such an important asset, adding the economic analysis indicated the region

benefitted by \$13 million from the facility, which she noted, was a substantial return on a \$250,000 investment. In reference to the statement that the Civic Center was no longer hosting as many events, Supervisor Braymer advised events were still hosted there such as hockey games, the long awaited return of the State Boys High School Basketball Championship, a gun show, concerts, etc. She pointed out the Civic Center would be hosting the women's hockey teams for the Aurora Games one week leading up to the final game in Albany, New York in August. In regards to the profit margin, Supervisor Braymer advised the Coalition had been able to significantly turn this over for the facility, but they were still not able to turn a profit, meaning they would require the continued support of the County.

Supervisor Merlino apprised that the Tourism Department was working with the Lake George Regional Chamber of Commerce & CVB and the Adirondack Civic Center Coalition on analyzing the figures provided by the Coalition for last year to calculate the ROI (*Return on Investment*). He added he was pleased the contribution had been changed to an annual contribution to allow the County to monitor and determine whether it was appropriate to continue on.

Chairman Conover informed he had assisted with developing the original three year funding plan for the Civic Center, adding it started off as a three year commitment due to the uncertainty surrounding occupancy tax causing the funds to be appropriated from the Fund Balance at that time. He apprised as the County's unified infrastructure program that was announced in January was rolled out he believed this, as well as a number of other projects at all levels of maturity would be available for review and determine how to complete these projects whether they be County or Municipal going forward such as what funding sources were best to apply. He commented he was looking forward to the concept that Mr. Moore was working on to roll that program out, but it would take some time and in the interim there were some projects that were on-going or in the works that could not wait for a more comprehensive plan to be developed, but they all fit within the bigger scheme of infrastructure.

Supervisor Merlino requested for some time to be set aside to continue the work on the redistribution of the sales tax revenue, as he was unaware of any additional meetings being scheduled on the matter. Chairman Conover informed this had not been forgotten, but some of the Supervisors would like for their seasonal residents to be able to participate in the discussion when they returned to the area and additional meetings would be scheduled over the next few months to allow this to occur.

Supervisor Driscoll stated that other than hockey games there would be an increase in special events at the Civic Center, but he was unable to divulge what these events were at this time other than they had been held there previously and were successful. He mentioned Law Enforcement Night was scheduled for February 23rd at the Civic Center and a portion of the hockey ticket sales that evening would be allocated to the Special Olympics; he added it was also Warren County Night with the option to purchase group sales tickets and was open to all County and municipal employees. He encouraged everyone to attend an event there to view all of the improvements that had been made and get a better sense of what an asset the facility was to the region.

Supervisor Beaty apprised he believed it was the consensus of the Board that the Civic Center was a valuable asset to the County and although the Coalition was not profitable yet, they had done an amazing job turning around the facility with the assistance of the \$250,000 in occupancy tax funds provided by the County. He reiterated what Supervisor Merlino stated previously that areas businesses were more profitable when events were held there, as it was near impossible to find a table at local restaurants the night hockey games were going on there. He added this lead to additional sales tax revenue for the City and the County, adding if the facility were to fail due to a lack of support from the County the County would suffer.

Supervisor Beaty requested that the discussion regarding sales tax distribution be placed on a future agenda of the Legislative & Rules Committee. Chairman Conover stated any Supervisor could bring matters forward at a Legislative & Rules Committee meeting at any time. Supervisor Strough apprised as Chairman of the Legislative & Rules Committee, he

would ensure this was included on the agenda for a future meeting.

In reference to proposed Resolution No. 69, *Authorizing Warren County Tourist and Convention Development Agreement with The Adirondack Civic Center Coalition, Inc. for Occupancy Tax Special Event Funding*, Supervisor Wild advised he wanted to ensure the Board members were aware that he was fully supportive of the \$250,000 allocation for the Civic Center, but his question was in relation to the Adirondack Civic Center Coalition, whose members consisted of successful business leaders in the community. He said his desire was to see a plan that indicated when the County's contribution may no longer be required. Supervisor Braymer interjected that the Coalition members would provide this information to Supervisor Wild.

Supervisor Simpson voiced his concern with moving anything forward in relation to the sales tax distribution when 2/3rd of the population for the Town of Horicon was not presently residing there. He said he wanted to ensure everyone was aware they were discussing a matter that would impact a large portion of the taxpayers from this community, adding they needed to be part of the discussion.

Chairman Conover apprised he concurred with Supervisor Simpson that the seasonal residents did need to be included in the discussion; however, he noted, he was unable to prevent any Supervisor from bringing forward a matter to discuss with a Committee nor would he do so. He informed he had made his feelings known regarding the issue, but the Supervisors were permitted to advance matters on their own.

Supervisor Braymer pointed out it had taken two years to work on the legislation concerning plastic bags, adding she did not believe they would be able to analyze and develop a solution to the sales tax distribution prior to the summer residents returning to the area. She suggested they commence the discussion in Committee to dedicate some resources to review the issue. Chairman Conover advised he believed Mr. Moore had asked the Supervisors to notify him of any suggestions they may have to allow him to analyze them, but he reiterated the Supervisors were free to approach things as they saw fit.

Supervisor Simpson stated during his tenure he had attended a number of meetings including night ones and he was present when the schedule was adjusted to address issues with transparency; he remarked he was perplexed by those who were pushing to move forward on the sales tax distribution when 2/3rd of the residents of a town that contributed a significant amount of money to the County had been unable to voice their thoughts. He said it was necessary for them to consider the entire County before they moved forward with any action.

Supervisor Wild pointed out last year a Board Meeting was held in the evening and he questioned whether there were plans to hold another evening meeting this year and Chairman Conover responded the June Board Meeting was scheduled in the evening.

Chairman Conover called for a vote on resolutions, following which 23-99 were approved, as presented with the exception of proposed Resolution Nos. 42 and 72 which were amended from the floor.

During the vote on resolutions, Supervisor Loeb voiced his concern regarding doctors prescribing too many opiates to patients who had surgery. He spoke about the surgery he had a few weeks ago where his surgeon had prescribed him thirty percocet pills for pain following the procedure, but Tylenol was sufficient. He stated this brought into question whether this was unnecessary prescribing just for convenience.

RESOLUTION NO. 23 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

MAKING SUPPLEMENTAL APPROPRIATIONS

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: PLANNING AND COMMUNITY DEVELOPMENT</u>				
A.8021 110	Planning (and Comm. Dev.), Salaries-Regular (2018 Funds)	A.9950 910	Transfers-Capital Projects, Interfund Transfers	\$7,128.04
A.8021 130	Salaries, Part- Time (2018 Funds)			1,097.26
A.8021 810	Retirement (2018 Funds)			1,342.36
A.8021 830	Social Security (2018 Funds)			517.20
A.8021 831	Medicare Contribution (2018 Funds)			113.20
A.8021 860	Hospitalization (2018 Funds)			1,465.07
A.8021 865	Dental Insurance (2018 Funds)			18.49

Roll Call Vote:

Ayes: 905

Noes: 0

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 24 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING WARREN COUNTY BUDGET FOR 2019 FOR VARIOUS DEPARTMENTS WITHIN WARREN COUNTY

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
OFFICE OF EMERGENCY SERVICES		
<u>ESTIMATED REVENUE</u>		
A.3645.4018 4380	Homeland Security, FY16 State Homeland Sec. Program, State Homeland Security Program	\$18,270.33
A.3645.4100 4382	Homeland Security, FY16 Hazmat Grant Program, Hazmat Grant Program	112,701.82
<u>APPROPRIATIONS</u>		
A.3645.4018 220	Homeland Security, FY16 State Homeland Sec. Program, Office Equipment	319.00
A.3645.4018 250	Homeland Security, FY16 State Homeland Sec. Program, Technical Equipment	17,940.12
A.3645.4018 410	Homeland Security, FY16 State Homeland Sec. Program, Supplies	11.21
A.3645.4100 230	Homeland Security, FY16 Hazmat Grant Program, Automotive Program	16,688.25
A.3645.4100 260	Other Equipment	27,438.85
A.3645.4100 410	Supplies	15,000.00
A.3645.4100 422	Repair/Maint. Equipment	6,803.20
A.3645.4100 428	Data Processing & Internet Fees	268.69
A.3645.4100 441	Auto Supplies & Repair	88.47
A.3645.4100 444	Travel/Education/Conference	19,414.36

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
A.3645.4100 470	Contract	\$27,000.00

SHERIFF**ESTIMATED REVENUE**

A.3020.4034 4380	Sheriff's 911 Center, 2016 Interoperable Comm. Grant, State Homeland Security Program	71,448.56
A.3020.4036 4380	2017 Interoperable Comm. Grant, State Homeland Security Program	58,551.53
A.3110.4038 4381	Sheriff's Law Enforcement, FY18 SLETPP, State Law Enforcement Terrorism Prevention Program	19,994.00

APPROPRIATIONS

A.3020.4034 260	Sheriff's 911 Center, 2016 Interoperable Comm. Grant, Other Equipment	11,518.56
A.3020.4034 470	Sheriff's 911 Center, 2016 Interoperable Comm Grant, Contract	59,930.00
A.3020.4036 260	Sheriff's 911 Center, 2017 Interoperable Comm. Grant, Other Equipment	1,110.53
A.3020.4036 470	Sheriff's 911 Center, 2017 Interoperable Comm. Grant, Contract	57,441.00
A.3110.4038 250	Sheriff's Law Enforcement, FY18 SLETPP, Technical Equipment	9,800.00
A.3110.4038 260	Sheriff's Law Enforcement, FY18 SLETPP, Other Equipment	6,370.00
A.3110.4038 410	Sheriff's Law Enforcement, FY18 SLETPP, Supplies	3,824.00

SOCIAL SERVICES**ESTIMATED REVENUE**

A.6010 3610	Social Services, Social Services Admin.	50,000.00
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APPROPRIATIONS

A.6010 470	Social Services, Contract	50,000.00
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<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
UP YONDA FARM		
<u>ESTIMATED REVENUE</u>		
A.7111 2706	Up Yonda Farm, Donation-Up Yonda Farm	\$4,000.00
<u>APPROPRIATIONS</u>		
A.7111 130	Up Yonda Farm, Salaries-Part Time	4,000.00

RESOLVED, that the supplemental appropriations or reductions in estimated revenues and appropriations set forth above are authorized and the County Treasurer be, and he hereby is, authorized and directed to amend the budget of Warren County for 2019 for the estimated revenues, appropriations and codes indicated, and be it further

RESOLVED, that the Warren County budget for 2019 is hereby amended accordingly.

Roll Call Vote:

Ayes: 905

Noes: 0

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 25 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING A 50 FOOT EASEMENT TO THE LIA AUTO GROUP (LIA DIX AVENUE REALTY, LLC) TO INSTALL A SEWER LINE INTO THE TOWN OF QUEENSBURY'S SEWER SYSTEM

WHEREAS, the Superintendent of the Department of Public Works has received a request from Lia Auto Group (Lia Dix Avenue Realty, LLC) to grant a Fifty (50) foot easement over County-owned property to construct, reconstruct, repair, maintain and operate a new sewer line, at no cost, over Town of Queensbury Tax Map Parcel No. 303.16-1-2, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute any and all documents necessary to carry out the terms of this resolution in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 26 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

RESOLUTION DECLARING SEQRA LEAD AGENCY STATUS FOR THE CONSTRUCTION OF TWO (2), TEN (10) BAY T-HANGARS AT THE FLOYD BENNETT MEMORIAL AIRPORT AND AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE THE SEQRA ENVIRONMENTAL ASSESSMENT AND NEGATIVE DECLARATION FORM

WHEREAS, the construction of Two (2), Ten (10) bay T-Hangars at the Warren County (Floyd Bennett Memorial) Airport is subject to the requirements of State Environmental Quality Review Act (SEQRA) pursuant to 6 NYCRR Part 617, and

WHEREAS, the Project consists of demolishing Two (2), Six (6) bay T-Hangars and replacing with Ten (10) tie-downs on existing asphalt and constructing Two (2), Ten (10) bay T-Hangars on the south-tie down ramp, and

WHEREAS, the Project is an Unlisted Action under SEQRA, and

WHEREAS, the Environmental Assessment and Negative Declaration Form has been prepared by the Department of Public Works, now, therefore, be it

RESOLVED, the Warren County Board of Supervisors hereby determines this Project to be an Unlisted Action under SEQRA, and be it further

RESOLVED, that the Warren County Board of Supervisors expresses intent to serve as lead agency for the Project under SEQRA, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the Environmental Assessment and Negative Declaration Form referred to above and thereafter the County shall distribute the Environmental Assessment and Negative Declaration Form to all involved or interested agencies together with a request for consent of the involved agencies for Warren County to serve as lead agency for the Project under SEQRA.

Adopted by unanimous vote.

RESOLUTION NO. 27 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

**APPROVING THE WARREN COUNTY ASSIGNED COUNSEL PLAN WHICH
REPLACES THE ASSIGNED COUNSEL PLAN AUTHORIZED BY RESOLUTION NO.
481 OF 2013**

WHEREAS, pursuant to the requirements of New York County Law Article 18-B §722, the County has developed a plan for the provision of legal services for the eligible indigent of Warren County, and

WHEREAS, the attached plan will replace the Assigned Counsel Plan previously approved by Resolution No. 481 of 2013, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the attached Warren County Assigned Counsel Plan, and be it further

RESOLVED, that upon receipt of final approval of the Warren County Bar Association and approval of the Administrative Judge from the Office of Court Administration, the attached plan shall become effective.

WARREN COUNTY ASSIGNED COUNSEL PLAN

I. THE WARREN COUNTY ASSIGNED COUNSEL PROGRAM

1. The Assigned Counsel Program ("Program") is a cooperative effort between Warren County and the Warren County Bar Association that provides high quality legal representation to all financially-eligible persons in Warren County who are entitled by law to counsel, thereby protecting society's interest in the fair administration of justice. The Program represents those who are unable to afford a lawyer in criminal, Family Court, parole-related, and appellate cases.

2. The purpose of this Assigned Counsel Plan is to establish procedures for the provision of counsel and other investigative, expert, and related services to eligible persons when the Warren County Assigned Counsel Program accepts or assigns a case. The Plan shall establish panels of qualified attorneys for each type of case for which assigned counsel is available and shall set forth the procedures and requirements for administration of the Program by the Assigned Counsel Administrator and Advisory Board.

II. ASSIGNED COUNSEL ADMINISTRATOR

1. *Appointment and qualifications.* An Assigned Counsel Administrator ("Administrator") shall be appointed by the Warren County Board of Supervisors to be the Department Head of the Assigned Counsel Office. The Administrator shall possess demonstrable skill and experience in criminal defense and Family Court representation and shall also demonstrate a commitment to the quality representation of all clients who are eligible for mandated representation.

2. *Powers and duties.* The Administrator is responsible for qualifying applicants financially as well as the assignment of the appropriate public defender, conflict defender, or assigned counsel attorney, if a judge has not already assigned an attorney in the matter. The Administrator's responsibilities also include:

- a) setting policies and procedures for the Program;
- b) determining financial eligibility for assigned counsel representation pursuant to the criteria and standards issued by the Office of Indigent Legal Services and incorporated in this Plan;
- c) administering the application process for assigned counsel attorneys and managing the enrollment of each assigned counsel panel;
- d) preparing and furnishing to the courts in Warren County a list of attorneys qualified to represent indigent defendants;
- e) making rotational assignments of assigned counsel attorneys;
- f) reviewing vouchers submitted by assigned counsel attorneys for administrative and calculation errors and to assess the quality of practice;
- g) overseeing and managing the Program's budget;
- h) enforcing caseload standards in accordance with standards issued by the Office of Indigent Legal Services and incorporated in this Plan;
- i) reviewing the performance of assigned counsel attorneys and working with the Advisory Board to resolve complaints and violations;
- j) maintaining records and data as necessary and preparing and submitting required reports to the Warren County Board of Supervisors and the Office of Indigent Legal Services; and
- k) facilitating, to the extent practicable, programs attorney training, mentoring, and continuing legal education.

III. ASSIGNED COUNSEL ADVISORY BOARD

1. *Composition.* The Assigned Counsel Advisory Board shall consist of three attorneys to be selected by the Administrator and approved by the Warren County Bar Association. Members of the Advisory Board shall have substantial experience and knowledge in criminal defense and Family Court representation and shall also demonstrate a commitment to the quality representation of all clients who are eligible for mandated representation.

2. *Powers and duties.* The Advisory Board shall assist the Administrator in reviewing attorney applications and handling complaints regarding assigned counsel attorneys. The Advisory Board may also provide advice regarding conflicts of interest and determine whether particular types of cases are eligible for mandatory representation.

IV. ATTORNEY APPLICATIONS

1. *General requirements.* To participate in the Program, attorneys must meet the following eligibility requirements:

- (a) attorneys must be admitted to practice law in New York State and in good standing;

- (b) attorneys must maintain a mailing address in Warren County and be available to meet with clients in Warren County in an appropriate office setting; and
- (c) attorneys must maintain professional liability insurance in the amounts of \$500,000 per occurrence and \$1,000,000 aggregate, with Warren County named as an additional insured, and all coverage must be issued by an insurance company authorized to do business in New York State. Attorneys shall submit proof of such insurance at any time upon request by the Administrator.

2. *Application process.*

- (a) Attorneys must apply to the Program using an application form provided by the Administrator. In addition to the completed application form, all applicants must submit the following:
 - i. Certificate of Good Standing issued within the previous 90 days;
 - ii. Professional resume;
 - iii. Contact information for two professional references;
 - iv. Cover letter and/or personal statement (not to exceed two pages)
- (b) Interviews may be required at the discretion of the Administrator and/or the Advisory Board and further information may be requested as deemed necessary for proper review of the application.
- (c) Applications will be reviewed by the Administrator and the Advisory Board based on the eligibility requirements for each Assigned Counsel Panel as set forth in this Plan; provided, however, that the Administrator and the Advisory Board shall have the discretion to accept or reject applications based on their assessment of applicants' experience or their character and fitness, and they may also consider programmatic limitations not related to an attorney's qualifications.

V. STANDARDS OF CONDUCT FOR ASSIGNED ATTORNEYS

1. Attorneys shall at all times conduct themselves with the utmost professionalism and in accordance with the Rules of the Appellate Division, Third Department and the New York Rules of Professional Conduct. Attorneys should also be guided by the New York State Bar Association Revised Standards for Providing Mandated Representation, the American Bar Association Criminal Justice Standards for the Defense Function, and any other applicable standards of practice.
2. Attorneys must promptly disclose any legal or ethical conflicts of interest and recuse themselves from any representation as requested by the Administrator or Advisory Board to avoid the appearance of impropriety.
3. Attorneys must comply with caseload standards issued by the New York State Office of Indigent Legal Services and incorporated in this Plan.

4. Attorneys shall maintain a separate file for each assigned matter and shall maintain such files for at least seven years.
5. Attorneys are prohibited from accepting private retainers, gifts, or payments from any client assigned to them by the court or the Program.
6. Once assigned to a case, the assigned attorney shall remain the attorney of record unless and until specifically relieved by the court, the case is completed, or the attorney and the client agree in writing and a new attorney is assigned by the Administrator.
7. Attorneys must make every effort to attend all court appearances themselves and they shall promptly notify the Administrator and the court of any substitutions and/or requests for adjournment.
8. Attorneys must make every effort to meet with clients as soon as practicable following their assignment, but in any case they must meet with incarcerated clients within 48 hours and with non-incarcerated clients within two business days, provided that such contact may be by phone or email. If the client is incarcerated, the assigned attorney should discuss bail with the client at the initial meeting. To the extent practicable, attorneys should thereafter meet with clients in advance of every court appearance and shall communicate with client within a reasonable period of time after each such appearance if the client was not in attendance. Attorneys at all times during representation shall be responsive and communicate regularly with clients.
9. Assigned attorney shall assess the need for investigatory, expert, and other non-attorney support services in all cases and apply to the court for approval of such expenses where reasonably required.
10. Clients shall be timely notified of their right to appeal and notices of appeal shall be filed, as appropriate, as soon as possible after the conclusion of a matter.
11. It is recommended that attorneys become or remain members of the Warren County Bar Association. It is also recommended that attorneys become or remain members of the New York State Defenders Association, the New York State Association of Criminal Defense Lawyers, and/or the New York State Bar Association Criminal Justice or Family Law Sections.

VI. ATTORNEY DISQUALIFICATION AND COMPLAINTS

Attorney disqualification.

- (a) Attorney participation in the Warren County Assigned Counsel Program is a privilege, not a right, and attorneys may be removed from the Program at any time if they fail to comply with any provision of this Plan. Attorneys may be removed or suspended from the Program for any of the following reasons:
 - i. substantial failure to comply with any provision of this Plan or the New York Rules of Professional Conduct;
 - ii. the intentional submission of materially incorrect information, applications, vouchers, or other submissions;
 - iii. substantial failure to provide competent representation; or

- iv. any disbarment, suspension from practice, or failure to maintain attorney registration in good standing.
 - (a) If the Administrator determines that an attorney should be suspended or disqualified, the Administrator shall notify the attorney in writing and refer the matter to the Advisory Board to determine an appropriate response. Any decision of the Advisory Board to suspend or remove an attorney from the Program shall be considered a final decision.
 - (b) Attorneys who have been disqualified may reapply to the Program after a period of one year.
2. *Complaints.*
- (a) The Administrator shall notify attorneys in writing of any complaints regarding their conduct or performance. Prior to issuing any decision, the Administrator shall meet with the attorney to discuss the matter and shall provide at least ten days time for the attorney to submit a written response to the allegations. Pending complaints shall be kept confidential in order to protect the parties' private personal information.
 - (b) If the Administrator determines that the conduct alleged in a complaint may have violated this Plan, the New York Rules of Professional Conduct, or any other applicable statutory or regulatory requirement, the Administrator shall refer the complaint to the Advisory Board to determine an appropriate response.

VII. ASSIGNED COUNSEL PANELS

1. *General provisions*
- (a) The Administrator shall maintain several panels of attorneys for assignments involving different types of cases. The requirements for attorneys participating in each of these panels are set forth in this section.
 - (b) Attorneys may apply to any or all of the panels upon their initial application to the Program. After being accepted into the Program, attorneys may request to advance to a higher level panel upon meeting the applicable requirements for that panel.
 - (c) Attorneys who do not meet the requirements for a panel may request acceptance based on their other abilities, knowledge, or experience which is sufficient to provide competent legal representation. Such requests shall be made in writing and shall be approved at the discretion of the Administrator and the Advisory Board.
 - (d) Attorneys who are denied acceptance to a panel by the Administrator may request a review of such denial by the Advisory Board. The decision of the Advisory Board in such cases shall be final and subsequent applications will not be considered for a period of one year following the denial.
 - (e) When it has been determined that an attorney may participate in one or more panels contingent upon successful completion of certain training or other requirements, the Administrator must communicate such determination to the attorney in writing and set a specific time frame for completing the training or other requirements.
2. *Family Court Panel.*
- (a) Attorneys on the Family Court Panel may accept assignments to matters brought in Family Court, including but not limited to custody and visitation, abuse, neglect, termination of parental rights, violation of support orders, and paternity.

- (b) Requirements for the Family Court Panel are as follows:
 - i. Attorneys must be knowledgeable regarding the substantive and procedural laws applicable to Family Court matters.
 - ii. Attorneys must have strong trial skills, including but not limited to counseling and communicating with clients, conducting appropriate motion practice, witness examination, and written and oral advocacy.
 - iii. Attorneys must have experience in at least three prior Family Court matters which included a full hearing and disposition.
 - iv. Notwithstanding the requirements for the Family Court Panel as set forth above, attorneys who demonstrate such other ability, knowledge, or experience sufficient to provide competent legal representation may be accepted onto the Family Court Panel at the discretion of the Advisory Board.

- 3. *Misdemeanor Panel.*
 - (a) Attorneys on the Misdemeanor Panel may accept assignments in misdemeanor and violation cases.
 - (b) Requirements for the Misdemeanor Panel are as follows:
 - i. Attorneys must be knowledgeable regarding the substantive and procedural laws applicable in misdemeanor and violation cases.
 - ii. Experience in prior misdemeanor and violation prosecutions is preferred, but attorneys with any level of experience sufficient to provide competent legal representation may be accepted onto the Misdemeanor Panel at the discretion of the Advisory Board.

- 4. *Lower Felony Panel.*
 - (a) Attorneys on the Lower Felony Panel may accept assignments in Class D and E level felony matters, as well as any misdemeanor and violation cases.
 - (b) Requirements for the Lower Felony Panel are as follows:
 - i. Attorneys must have engaged in the actual practice of law for at least three years.
 - ii. Attorneys must possess experience and skill in representing criminal defendants, including but not limited to counseling and communicating with clients, negotiating with prosecutors, conducting appropriate motion practice, written and oral advocacy, examination of witnesses, and jury trial practice.
 - iii. Attorneys must have court experience in at least 30 criminal cases through disposition within the past three years, including at least: (1) one jury trial in a criminal case which proceeded to verdict; (2) two bench trials in a criminal case which proceeded to verdict; (3) second chairing at least three felony matters from commencement to final resolution; (4) three suppression hearings in criminal cases in which oral testimony was taken and a ruling on the hearing was rendered; or (5) any combination of the above requirements at the discretion of the Advisory Board.

- 5. *Major Felony Panel.*
 - (a) Attorneys on the Major Felony Panel may accept assignments in criminal matters involving any class of felony, misdemeanor, or violation, with the exception of homicide and predatory sexual abuse cases.

- (b) Requirements for the Major Felony Panel are as follows:
 - i. Attorneys must have engaged in the actual practice of law for at least five years.
 - ii. Attorneys must possess superior experience and skill in representing criminal defendants, including but not limited to counseling and communicating with clients, negotiating with prosecutors, conducting appropriate motion practice, written and oral advocacy, examination of witnesses, and jury trial practice.
 - iii. Attorneys must have substantial experience in the handling of felony matters and court experience in at least 50 criminal cases through disposition within the past five years, including at least: (1) fifteen felony cases; (2) ten hearings in criminal cases, including at least five felony cases, in which oral testimony was taken and an opinion on the hearing was rendered; (3) five criminal jury trials which proceeded to verdict, including at least two felony trials; or (4) any combination of the above requirements at the discretion of the Advisory Board.

6. *Homicide/Predatory Sexual Abuse Panel.*

- (a) Attorneys on the Homicide/Predatory Sexual Abuse Panel may accept assignments in cases involving any criminal matter.
- (b) Requirements for the Homicide/Predatory Sexual Abuse Panel are as follows:
 - i. Attorneys must have engaged in the actual practice of law for at least seven years.
 - ii. Attorneys must possess superior experience and skill in representing criminal defendants, including but not limited to counseling and communicating with clients, negotiating with prosecutors, conducting appropriate motion practice, written and oral advocacy, examination of witnesses, and jury trial practice.
 - iii. Attorneys must demonstrate high-quality legal writing skills through the submission of a post-indictment motion filed in a class A, B, or C felony case.
 - iv. Attorneys must have substantial experience in the handling of homicides and/or sexual predatory assault cases and court experience in at least 50 criminal cases through disposition within the past five years, including a minimum of 20 felony cases, and involving at least: (1) five felony jury trials which proceeded to verdict; (2) ten hearings in criminal cases, including at least eight felony cases, in which oral testimony was taken and an opinion on the hearing was rendered; (3) cross examination during trial of at least four expert witnesses offering testimony regarding undercover police investigations, fingerprints, ballistics and/or firearms, medical opinions, or forensic science; or (4) any combination of the above requirements at the discretion of the Advisory Board.

VIII. ASSIGNMENT PROCEDURES

1. *Order of assignment.*

- (a) The Warren County Public Defender Office has primary responsibility for providing indigent legal services for defendants in criminal matters, except for cases where a judge has already assigned an attorney.
- (b) In the event that the Public Defender is determined to have a conflict, counsel may be assigned:
 - i. (1) pursuant to a contract with a particular law firm or attorney qualified to provide conflict representation; or

- ii. (2) to any assigned counsel attorney pursuant to the provisions of this Plan.
 - (c) In the event that the appropriate assigned counsel panel lacks a suitable attorney able to take a case, the Administrator shall make an assignment from the next highest level panel. In the event that the Program is unable to provide suitable representation, the Administrator shall assign a qualified member of the Warren County Bar Association to provide representation. In such cases, the requirements and procedures set forth in this Plan shall apply.
2. *Timing; counsel at arraignment.*
- (a) Assignment of counsel shall be accomplished so that an indigent defendant will be represented at all critical phases of the prosecution, including arraignment. The Administrator shall make assignments within 48 hours of the qualification of an indigent person for such services, and if necessary to ensure representation at arraignment, the Administrator may make provisional assignments pending qualification.
 - (b) Attorneys may be asked to accept assignments in emergencies or on very short notice. While acceptance of such assignments is not required, it is strongly encouraged.
3. *Manner of assignment.* The Administrator shall make assignments on a rotating basis from a list of all eligible participating attorneys. In assigning counsel, due regard shall be given to the following factors:
- (a) Potential conflicts of interest;
 - (b) Geographic proximity;
 - (c) Prior representation (continuity of counsel);
 - (d) Attorney caseload; and
 - (e) Attorney skill and experience with the type of case involved.
4. *Second chair assignments.* The Administrator may assign an attorney to serve as either the lead attorney in a case or as a second chair. Attorneys may also request the assignment of a second chair and are encouraged to do so in violent and/or complex felony cases. Less experienced attorneys may also request that a more experienced attorney be assigned as their second chair.

IX. CASELOAD STANDARDS

1. The New York State Office of Indigent Legal Services issued caseload standards in December 2016 as required pursuant to the *Hurrell-Harring* settlement. The purpose of these standards is to ensure that public defense lawyers and assigned attorneys have sufficient time in every client's case to protect their clients' constitutional rights and handle their cases in a professional and respectful manner.
2. The Administrator shall monitor attorney caseloads and enforce the maximum annual assignment limits set forth in the table below. The average number of hours per case is advisory only, not a strict requirement, and individual cases may take more or less time.

Case Type	Maximum Annual Assignments	Minimum Average Hours
Violent Felonies	50	37.5
Non-Violent Felonies	100	18.8
Misdemeanors and Violations	300	6.3
Post-Disposition (including Probation Revocation)	200	9.4
Parole Revocation	200	9.4
Appeals of Verdicts	12	156.3
Appeals of Guilty Pleas	35	53.6

X. ASSIGNED COUNSEL COMPENSATION AND EXPENSES

1. *Payment rates.* Attorneys shall be paid at the rates and fee levels specified in County Law §722-b.

2. *Voucher forms.* The Administrator shall provide voucher forms to all participating attorneys and shall develop procedures as necessary to oversee the voucher submission and payment process. Vouchers shall be reviewed by the Administrator and if approved they shall be signed by the Administrator as Department Head of the Warren County Assigned Counsel Office and then forwarded to the presiding judge or justice for further review and signature pursuant to N.Y. County Law § 722. When approved by the presiding judge or justice vouchers shall be submitted to the Warren County Auditor for payment.

3. *Voucher submission deadlines.* To obtain payment, attorneys must submit completed voucher forms to the Administrator within 90 days following the conclusion of representation in each case. Attorneys must also submit year-end interim vouchers on or before December 31 for any case continuing past the end of the calendar year. Such year-end interim vouchers must include an estimate as to the cost of the remaining representation and an interim accounting of the amount outstanding to date. All work completed in any calendar year shall be submitted not later than January 15 of the following calendar year. Attorneys who fail to submit vouchers within these time periods may be required to submit payment requests to the Board of Supervisors.

4. *Billing increments and records.* Attorney billing and payments shall be made according to a decimal system of 1/10th hour increments, such that six minutes shall equal .1, thirty minutes shall equal .5, sixty minutes shall equal 1.0, etc. Increments shall be stated to the nearest 1/10th hour (i.e., .2 not .23 or .19). Attorneys shall maintain accurate contemporaneous time records for each assigned matter and such records shall be made available to the Administrator, the Warren County Auditor, or the presiding judge or justice upon reasonable demand. Attorneys shall bill, and may be paid, only for reasonable and necessary services and

expenses. Time spent billing, preparing vouchers, or discussing the bill with the Administrator or any judicial officer or auditor may not be billed and shall not be paid.

5. *Travel expenses.* Attorneys may bill time spent traveling to and from courts and travel time to and from jail as out of court time only, and attorneys shall be reimbursed for mileage in accordance with County rules regarding travel. When multiple cases are handled on the same trip, attorneys must apportion the time actually spent traveling for each case between or among such clients.

6. *Non-attorney expenses.* Investigative, expert, and other non-attorney services which are necessary for an adequate defense shall be paid by the County as provided by County Law §722-c or through the Program if such resources are available. Assigned attorneys are expected to assess the need for such non-attorney supports, including but not limited to, investigative, expert, interpreting, social work, and sentencing advocate services. If non-attorney services are found to be necessary, assigned attorneys shall apply to the court for such services as provided by County Law §722-c.

XI. CRITERIA AND PROCEDURES FOR DETERMINING ASSIGNED COUNSEL ELIGIBILITY

1. An applicant shall be eligible for assignment of counsel when the applicant's current available resources are insufficient to pay for a qualified attorney, release on bond, the expenses necessary for a competent defense, and the reasonable living expenses of the applicant and any dependents.

(a) Whether an applicant is eligible for assignment of counsel shall be determined in accordance with the criteria and procedures set forth below.

(b) Counsel shall be assigned unless the applicant is conclusively ineligible.

2. To streamline the eligibility determination process, there shall be presumptions of eligibility. A presumption of eligibility is rebuttable only where there is compelling evidence that the applicant has the financial resources sufficient to pay for a qualified attorney and the other expenses necessary for a competent defense.

(a) Applicants are presumptively eligible for assignment of counsel if their net income is at or below 250% of the Federal Poverty Guidelines.

(b) Applicants who are incarcerated, detained, or who are confined to a mental health institution shall be presumed eligible for assignment of counsel.

(c) Applicants who are currently receiving, or have recently been deemed eligible pending receipt of, need-based public assistance, including but not limited to Family Assistance (TANF), Safety Net Assistance (SNA), Supplemental Nutrition Assistance (SNAP), Supplemental Security Income (SSI)/New York State Supplemental Program (SSP), Medicaid, or Public Housing assistance, shall be deemed presumptively eligible for assignment of counsel.

(d) Applicants who have, within the past six months, been deemed eligible for assignment of counsel in another case in that jurisdiction or another jurisdiction shall be presumed eligible. Appellate courts shall assign appellate counsel to appellants who were deemed eligible for assigned counsel by their trial court.

3. Ability to post bond shall not be sufficient, standing alone, to deny eligibility for assignment of counsel.

4. The resources of a third party shall not be considered available to the applicant unless the third party expressly states a present intention to pay for counsel, the applicant gives informed consent to this arrangement, and the arrangement does not interfere with the representation of the applicant or jeopardize the confidentiality of the attorney-client relationship.

- (a) The resources of a spouse shall not be considered available to the applicant, subject to the above exception.
- (b) The resources of a parent shall not be considered as available to minor applicants, subject to the above exception.

5. Non-liquid assets shall not be considered unless such assets have demonstrable monetary value and are readily convertible to cash without impairing applicants' ability to provide for the reasonable living expenses of themselves and their dependents.

- (a) Ownership of a vehicle shall not be considered where such vehicle is necessary for basic life activities.
- (b) An applicant's primary residence shall not be considered unless the fair market value of the home is significant, there is substantial equity in the home, and the applicant is able to access the equity in a time frame sufficient to retain private counsel promptly.

6. Any income from receipt of child support or need-based public assistance shall not be considered as available to applicants in determining eligibility for assignment of counsel.

7. Debts and other financial obligations, including the obligation to provide reasonable living expenses for the applicant and his or her dependents, shall be considered in determining eligibility for assignment of counsel.

8. Eligibility determinations shall take into account the actual cost of retaining a private attorney in the relevant jurisdiction for the category of crime charged.

9. These criteria and procedures shall be applied uniformly, consistently, and with transparency.

10. Courts have the ultimate authority to determine eligibility, but may delegate the responsibility for screening and making an eligibility recommendation.

- (a) Entities responsible for screening and making a recommendation should be independent and conflict-free.
- (b) Where there is no entity that is independent and conflict-free, courts may delegate the screening responsibility to the provider of mandated representation.

11. The confidentiality of all information applicants provide during the eligibility determination process shall be preserved.

- (a) The eligibility screening process, whether done by another entity or the court, shall be done in a confidential setting and not in open court.
- (b) Any entity involved in screening shall not make any information disclosed by applicants available to the public or other entities (except the court).
- (c) Any documentation submitted to the court shall be submitted ex parte and shall be

ordered sealed from public view.

12. Counsel shall be assigned at the first court appearance or immediately following the request for counsel, whichever is earlier.
 - (a) Eligibility determinations shall be done in a timely fashion so that assignment of counsel is not delayed.
 - (b) Counsel shall be provisionally appointed for applicants whenever they are not able to obtain counsel prior to a proceeding which may result in their detention, or whenever there is an unavoidable delay in the eligibility determination.
13. The eligibility determination process shall not be unduly burdensome or onerous.
 - (a) Applicants shall not be required to attest under penalty of perjury to the truth of the information provided as part of the eligibility determination process.
 - (b) Applicants shall not be denied assignment of counsel for minor or inadvertent errors in the information disclosed during the eligibility determination process.
 - (c) Applicants shall not be required to produce unduly burdensome documentation to verify the financial information provided; nor shall they be denied assignment of counsel solely for the failure to produce documentation where they have demonstrated a good faith effort to produce requested documentation.
 - (d) Applicants shall not be required to demonstrate that they were unable to retain private counsel to be deemed eligible for assignment of counsel.
14. The determination that applicants are ineligible for assignment of counsel shall be in writing and shall explain the reasons for the ineligibility determination. Applicants shall be provided an opportunity to request reconsideration of this determination or appeal it, or both.
 - (a) Screening entities shall promptly inform applicants of their eligibility recommendation. If their recommendation is that the applicant be denied assignment of counsel, they shall provide the reason for the denial in writing along with written notice that the applicant can ask the screening entity to reconsider or can appeal to the court, or both.
 - (b) If a court determines that an applicant is ineligible for assignment of counsel, the court shall inform the applicant of this decision in writing with an explanation as to the reason for the denial. The court shall also entertain an applicant's request to reconsider a decision that the applicant is ineligible for assignment of counsel.
15. A determination of eligibility for assignment of counsel shall not be re-examined absent a substantial change of circumstances such that the defendant can pay for a qualified attorney and the expenses necessary for a competent defense.
 - (a) County Law § 722-d shall be used only after an assignment of counsel has been made, only if prompted by defense counsel, and only after a finding of a substantial change in the defendant's financial circumstances.
 - (b) Counsel shall not be assigned contingent upon a requirement that the defendant make partial payments to the provider of mandated representation or to the county.
16. Procedure regarding data maintenance
 - (a) Data shall be maintained regarding the:
 - i. number of applicants who apply for assignment of counsel;

- ii. number of applicants found eligible;
 - iii. number of applicants found ineligible and the reasons for the ineligibility determination;
 - iv. number of reconsiderations and appeals requested;
 - v. results of these reconsiderations and appeals;
 - vi. number of reports made pursuant to County Law § 722-d regarding the assignment of counsel; and
 - vii. number of orders issued for partial payment or termination of the assignment of counsel under County Law § 722-d.
- (b) To ensure the confidentiality of information submitted during the eligibility determination process, the data shall be made available in aggregate form only, meaning that no individual applicant can be identified in the data itself.

XIII. SEVERABILITY

In the event that any part of this plan shall be determined to be inconsistent with the provisions of any statute relating to the representation of indigent defendants or respondents, the statute shall prevail. Any matters which are not provided for in this plan shall be governed by the applicable statutes.

XIV. EFFECTIVE DATE

This plan shall not take effect until it has been approved by the Office of Court Administration, the Warren County Bar Association and by resolution adopted by the Warren County Board of Supervisors. When approved, this plan shall become effective immediately and shall continue in effect until such time as the Warren County Board of Supervisors shall, by resolution, adopt an alternate plan for representation of indigent defendants, petitioners or respondents. If amended, the same approval process as set forth above is to be followed.

Adopted by unanimous vote.

RESOLUTION NO. 28 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING OUT-OF-STATE TRAVEL FOR MICKI GUY, EMERGENCY MEDICAL SERVICES (EMS) COORDINATOR; TRAVIS HOWE, 2ND DEPUTY EMS COORDINATOR AND JACK TIMS, 3RD DEPUTY EMS COORDINATOR TO ATTEND THE EMS TODAY CONFERENCE AND EXPOSITION IN NATIONAL HARBOR, MARYLAND

RESOLVED, that Micki Guy, Emergency Medical Services (EMS) Coordinator; Travis Howe, 2nd Deputy EMS Coordinator; and Jack Tims, 3rd Deputy EMS Coordinator, are hereby authorized to attend the EMS Today Conference and Exposition in National Harbor, Maryland on February 19, 2019 through February 23, 2019, at a cost of One Thousand Six Hundred Eighty-Nine Dollars and Fifty Cents (\$1,689.50) to be paid from Budget Code A.4022 444 - Emergency Medical Service, Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 29 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING OUT-OF-STATE TRAVEL FOR AMY DREXEL, EMERGENCY SERVICES COORDINATOR, TO ATTEND THE HOMELAND SECURITY EXERCISE AND EVALUATION PROGRAM COURSE AND THE PUBLIC INFORMATION AND WARNING COURSE AT THE EMERGENCY MANAGEMENT INSTITUTE IN EMMITSBURG, MARYLAND

RESOLVED, that Amy Drexel, Emergency Services Coordinator, is hereby authorized to attend the Homeland Security Exercise and Evaluation Program Course and the Public Information and Warning Course at the Emergency Management Institute in Emmitsburg, Maryland on March 24, 2019 through March 29, 2019, at a cost not to exceed Three Hundred Thirty-Five Dollars and Fifty Cents (\$335.50) to be paid from Budget Code A.3640 444 - Civil Defense, Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 30 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR THE FY19 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS GRANT FOR THE LOCAL EMERGENCY PLANNING COMMITTEE

RESOLVED, that the Warren County Board of Supervisors hereby authorizes a grant application to the New York State Division of Homeland Security and Emergency Services, 1220 Washington Avenue, State Campus, Building 7A, Albany, New York 12242, for an FY19 Hazardous Materials Emergency Preparedness Grant, for an amount not to exceed Fifty Thousand Dollars (\$50,000), and a local match of not more than 25% to be paid through in-kind services may be required, with a term to be determined, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said grant application in a form approved by the County Attorney, and be it further

RESOLVED, that upon notification of the award of said grant funds, the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized and directed to execute any and all grant documents on behalf of the County of Warren relative to the above grant.

Adopted by unanimous vote.

RESOLUTION NO. 31 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR FY19 LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT FUNDING FOR THE OFFICE OF EMERGENCY SERVICES

WHEREAS the New York State Division of Homeland Security and Emergency Services provides grant performance grant funding for local emergency management staff, and

WHEREAS the Warren County Office of Emergency Management desires to obtain grant funding to pay a portion of the salary and fringe benefits for the Emergency Services

Coordinator and staff, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes a grant application to the New York State Division of Homeland Security and Emergency Services, 1220 Washington Avenue, Building 7A, 6th Floor, Albany, New York 12242, for FY19 Local Emergency Management Performance Grant funding, for an amount not to exceed Thirty-Five Thousand Dollars (\$35,000), with a term to be determined, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said grant application in a form approved by the County Attorney, and be it further

RESOLVED, that upon notification of the award of said grant funds, the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized and directed to execute any and all grant documents on behalf of the County of Warren relative to the above grant.

Adopted by unanimous vote.

RESOLUTION NO. 32 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES UNDER THE FY19 STATE HOMELAND SECURITY GRANT PROGRAM

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board to execute and submit a grant application to the New York State Division of Homeland Security and Emergency Services, 1220 Washington Avenue, Building 7A, 6th Floor, Albany, New York 12242, under the FY19 State Homeland Security Grant Program for a total amount not to exceed One Hundred Thousand Dollars (\$100,000) with a term to be determined and no matching County funds required, and be it further

RESOLVED, that upon notification of the grant award, the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the grant agreement and/or grant agreements and any and all other necessary documents relating to said agreement, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 33 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING OUT-OF-STATE TRAVEL FOR PROBATION DIRECTOR, ROBERT IUSI TO ATTEND THE AMERICAN PROBATION AND PAROLE ASSOCIATION 2019 WINTER TRAINING INSTITUTE IN MIAMI, FLORIDA

RESOLVED, that Probation Director, Robert Iusi, is hereby authorized to attend the American Probation and Parole Association 2019 Winter Training Institute in Miami, Florida on March 9, 2019 through March 13, 2019, with all costs to be paid by the New York State Council of Probation Administrators.

Adopted by unanimous vote.

RESOLUTION NO. 34 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH BIG BROTHERS AND BIG SISTERS OF THE SOUTHERN ADIRONDACKS TO PROVIDE MENTORING SERVICES FOR YOUTH UNDER THE AGE OF EIGHTEEN (18) FOR THE DEPARTMENT OF PROBATION

RESOLVED, that Warren County, enter into an agreement with Big Brothers and Big Sisters of the Southern Adirondacks, 14 West Notre Dame Street, Glens Falls, New York 12801 to provide mentoring services for youth under the age of eighteen (18) commencing upon execution by both parties and continuing until terminated by either party, in a form approved by the County Attorney, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, extension agreements and other necessary documents in a form approved by the County Attorney, and be it further

RESOLVED, that the agreement shall commence at no cost, with the possibility of future funding being made available from the New York State Division of Criminal Justice Services once the program is proven successful, at which point this agreement may be funded from Budget Code A.3140 470, Probation, Contract upon appropriation of grant funding.

Adopted by unanimous vote.

RESOLUTION NO. 35 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR FUNDING UNDER OILS DISTRIBUTION #9 FOR THE PUBLIC DEFENDER

WHEREAS, the Public Defender is requesting approval to submit a grant application to the New York State Office of Indigent Legal Services for funding under ILS Distribution #9 in an amount not to exceed One Hundred Sixty Thousand Two Hundred Eighteen Dollars (\$160,218), for a term commencing January 1, 2019 and terminating December 31, 2021, now, therefore be it

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute a grant application to the New York State Office of Indigent Legal Services for funding under ILS Distribution #9 in an amount not to exceed One Hundred Sixty Thousand Two Hundred Eighteen Dollars (\$160,218), for a term commencing January 1, 2019 and terminating December 31, 2021, in a form approved by the County Attorney, and be it further

RESOLVED, that upon notification of the grant award the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the grant agreement as well as any modifications, extensions and/or other necessary documents relative to the aforescribed grant program in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 36 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING EXTENSION OF AGREEMENT (C000752) WITH THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES

WHEREAS, pursuant to Resolution No. 52 of 2015, the Chairman of the Board of Supervisors was authorized to execute a grant application to the New York State Office of Indigent Legal Services to improve the quality of representation for indigent legal services in an amount not to exceed Three Hundred Twenty Thousand Four Hundred Thirty-Six Dollars (\$320,436) for a term commencing January 1, 2015 and terminating December 31, 2017 (Contract #C000752) for the Warren County Public Defender's Office, and

WHEREAS, pursuant to Resolution No. 109 of 2018, the Chairman of the Board of Supervisors extended the termination date to December 31, 2018, and

WHEREAS, the Public Defender has requested that the termination date of the agreement be extended to December 31, 2019 and the Criminal Justice and Public Safety Committee has approved the request, now, therefore, be it

RESOLVED, that the actions of the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an extension agreement with the New York State Office of Indigent Legal Services to extend the termination date to December 31, 2019 (Contract #C000752), and be it further

RESOLVED, that other than the change outlined above, all other terms and conditions of Resolution No. 52 of 2015 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 37 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

AUTHORIZING EXTENSION AGREEMENT WITH THE ADIRONDACK/GLENS FALLS TRANSPORTATION COUNCIL TO PROVIDE PART-TIME GIS SERVICES

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an extension of the agreement between Warren County and the Adirondack/Glens Falls Transportation Council authorizing the Warren County Planning & Community Development Department to provide part-time GIS services (previously authorized by Resolution No. 345 of 2017) extending the term of the agreement to commence January 1, 2019 and terminate December 31, 2019, at a rate of Fifty-Two Dollars (\$52) per hour, not to exceed a total of Fifteen Thousand Dollars (\$15,000), in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 38 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

AWARDING PROPOSAL AND AUTHORIZING AGREEMENT WITH BEARDSLEY DESIGN ASSOCIATES TO HAVE A CONSULTANT CONDUCT A COMPREHENSIVE BUILDING ASSESSMENT AT COUNTRYSIDE ADULT HOME (WC 063-18)

WHEREAS, the Purchasing Agent has issued a request for proposals to have a Consultant Conduct a Comprehensive Building Assessment at Countryside Adult Home (WC 063-18), and

WHEREAS, the County Planner has issued correspondence recommending that Warren County award the contract to Beardsley Design Associates, 5789 Widewaters Parkway, Dewitt, New York 13214, as the best value proposer, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent notify Beardsley Design Associates of the acceptance of its proposal, and be it further

RESOLVED, that Warren County enter into an agreement with Beardsley Design Associates, 5789 Widewaters Parkway, Dewitt, New York 13214 to have a Consultant Conduct a Comprehensive Building Assessment at the Countryside Adult Home, pursuant to the terms and provisions of the specifications (WC 063-18) and proposal, in an amount not to exceed Twenty-Five Thousand Nine Hundred Dollars (\$25,900), for a term commencing February, 2019, and terminating May, 2019, in a form approved by the County Attorney, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, extension agreements and other necessary documents in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code 75.8662 470, Countryside Adult Home Assessment, Public Works Facil. Site Imprv./Contract.

Adopted by unanimous vote.

RESOLUTION NO. 39 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

AUTHORIZING AN AGREEMENT WITH THE LAKE GEORGE PARK COMMISSION AND THE LAKE GEORGE ASSOCIATION FOR ADMINISTRATION OF PROJECTS AND ACTIVITIES IDENTIFIED IN THE 2017 LOCAL WATERFRONT REVITALIZATION PROGRAM FUNDING AWARDS TO WARREN COUNTY FROM THE NEW YORK STATE DEPARTMENT OF STATE (C1001175)

WHEREAS, the County Planner is requesting an agreement with the Lake George Park Commission and the Lake George Association for administration of projects and activities identified in the 2017 Local Waterfront Revitalization Program (LWRP) Funding Awards to Warren County from the New York State Department of State (C1001175), for a term commencing upon execution of the agreement by both parties and remaining in effect through the completion of the Program or unless terminated by either party upon forty-five (45) days notice, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with the Lake George Park Commission and the Lake George Association for the services and rates as described in the respective grant applications, as may be amended, and in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 40 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

AMENDING RESOLUTION NO. 226 OF 2014, WHICH EXTENDED AN AGREEMENT WITH SYSTEMS DEVELOPMENT GROUP, INC. FOR THE OPERATION OF IMAGE MATE ONLINE SYSTEM FOR THE PLANNING & COMMUNITY DEVELOPMENT DEPARTMENT, TO CHANGE THE BUDGET CODE

WHEREAS, pursuant to Resolution No. 226 of 2014, the Warren County Board of Supervisors authorized extension of an agreement with Systems Development Group, Inc. to provide standard upgrades for the SDG Image Mate Online System, including dial in telephone service support during normal business hours, support for on-going New York State RPS version 4 compatibility, and technical guidance in support of the planning of network infrastructure modifications and upgrades that affect the Image Mate Online System, and

WHEREAS, the funds were to be expended from Budget Code A.8022 470 Planning GIS Program, Contract, and

WHEREAS, the County Planner has requested that Resolution No. 226 of 2014 be amended to change the source of funding to Budget Code A.8022 422 Planning, Repair/Maint-Equipment, now, therefore, be it

RESOLVED, that Resolution No. 226 of 2014 be, and hereby is, amended to change the source of funding to Budget Code A.8022 422 Planning, Repair/Maint-Equipment, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 226 of 2014 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 41 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

AUTHORIZING PUBLIC HEARINGS AS REQUIRED BY THE NEW YORK STATE HOUSING TRUST FUND CORPORATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR THE WASTEWATER CONNECTION AND BUILDING STUDY FOR THE COUNTRYSIDE ADULT HOME FOR PLANNING AND COMMUNITY DEVELOPMENT

WHEREAS, the County of Warren applied for and received grant funding from the New York State Housing Trust Fund Corporation for Community Development Block Grant Funding for the Wastewater Connection Project and the Countryside Adult Home Building Study, and

WHEREAS, the first public hearing was held on the 21st day of December 2018 at 10:00 a.m. in the Supervisors' Rooms in the Warren County Municipal Center regarding the Countryside Adult Home Wastewater Connection Project, and

WHEREAS, the second public hearing will be held on the 15th day of March 2019 at 10:00 a.m. in the Supervisors' Rooms in the Warren County Municipal Center regarding the Countryside Adult Home Wastewater Connection Project, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the second public hearing regarding the aforescribed project, to be held on the 15th day of March 2019 at 10:00 a.m. in the Supervisors' Rooms in the Warren County Municipal Center in order to give interested members of the public the opportunity to be heard thereon, and be it further

RESOLVED, that the Director of the Planning & Community Development Department, be, and hereby is, authorized and directed to give notice of such public hearings in the manner provided by law.

Adopted by unanimous vote.

RESOLUTION NO. 42 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

AUTHORIZING THE COUNTY AUDITOR TO APPROVE NEW YORK STATE REAL PROPERTY TAX LAW CORRECTION OF ERRORS AND/OR APPLICATIONS FOR REFUNDS

WHEREAS, the New York State Real Property Tax Law, Article 5, Sections 554 and 556, permits a tax levying body the ability to annually delegate to an official the authority to perform the duties of such tax levying body, such as the correction of errors on the tax roll and to authorize a refund or credit, as long as the recommended correction or tax refund is less than Two Thousand Five Hundred Dollars (\$2,500), and

WHEREAS, Warren County processes correction of errors and refunds by resolution, causing substantial administrative effort and legislative action that can be minimized to reduce time and save cost, and

WHEREAS, the Warren County Treasurer and the Director of Real Property Tax Services recommend the delegation of these duties to enhance the productivity and efficiency of tax roll corrections and tax refunds, and

WHEREAS, in all instances where there is a denial by the delegated official, the Board of Supervisors retains the ultimate authority to determine what action shall occur on the proposed correction or refund and

WHEREAS, the Board of Supervisors retains the right to annually delegate or keep such duties, now, therefore be it

RESOLVED, that the Warren County Auditor is hereby designated an authorized official to perform the duties associated with the correction of errors on the tax roll and to provide tax refunds and credits for amounts where the correction or refund is less than Two Thousand Five Hundred Dollars (\$2,500), pursuant to sections 554 and 556 of the New York State Real Property Tax Law, and be it further

RESOLVED, that the term of this delegation is for the 2019 calendar year, ending on December 31, 2019, pursuant to sections 554 and 556 of the New York State Real Property Tax Law, and be it further

RESOLVED, pursuant to sections 554 and 556 of the New York State Real Property Tax Law, that on or before the fifteenth (15th) day of each month, the designated official shall submit a report to the Board of Supervisors of the corrections and refunds processed by him/her during the preceding month that indicates the name of each recipient, the locations of the property/tax map number, and the amount of the correction or refund, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the New York State Office of Real Property Tax Services, the Warren County Treasurer, the Warren County Attorney, the Warren County Auditor and the Warren County Real Property Tax Director.

Adopted by unanimous vote.

RESOLUTION NO. 43 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING EXTENSION AGREEMENT WITH KMG MONITORING SERVICES TO PROVIDE ELECTRONIC MONITORING SERVICES FOR JUVENILES

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an extension of the agreement between Warren County and KMG Monitoring Services for electronic monitoring services for juveniles, in an amount of One Thousand Four Hundred Fifty Dollars (\$1,450) per month to commence on January 1, 2019

and terminate December 31, 2019, in a form approved by the County Attorney, and be it further,

RESOLVED, that the funds for this contract shall be provided from Budget Code A.6010 470, Social Services, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 44 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH WARREN COUNTY PUBLIC HEALTH DEPARTMENT TO PROVIDE CHILD WELFARE AND COMMUNITY HEALTH SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that the Department of Social Services be, and hereby is, authorized to enter into an agreement with Warren County Public Health Department to provide child welfare and community health services for the Department of Social Services, in an amount not to exceed Fifty Thousand Dollars (\$50,000), for a term commencing December 1, 2018 and terminating November 30, 2019, in a form approved by the County Attorney, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, extension agreements and other necessary documents in a form approved by the County Attorney, and be it further

RESOLVED, that the contract shall be funded by Comprehensive Addiction and Recovery Act (CAPTA)/Child Abuse Prevention and Treatment Act (CARA) State grant funding, from Budget Code A.6010 470, Social Services, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 45 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH WARREN WASHINGTON HOMELESS YOUTH COALITION D/B/A WAIT HOUSE TO PROVIDE SERVICES RELATED TO SEXUALLY EXPLOITED YOUTH (SEY) PREVENTION AND PROGRAMMING FOR THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that Warren County, enter into an agreement with Warren Washington Homeless Youth Coalition d/b/a Wait House, 10-12 Wait Street, Glens Falls, New York 12801, to provide services related to sexually exploited youth (SEY) prevention and programming, in an amount not to exceed Thirty Thousand Dollars (\$30,000), for a term commencing January 1, 2019 and terminating December 31, 2019, in a form approved by the County Attorney, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, extension agreements and other necessary documents in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.7312 470, Special Delinquency Prev., Contract.

Adopted by unanimous vote.

RESOLUTION NO. 46 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING OUT-OF-STATE TRAVEL FOR CASEWORKERS MARY PUGH AND SARAH ROWELL, TO TRANSPORT A CHILD IN CUSTODY OF THE WARREN COUNTY DEPARTMENT OF SOCIAL SERVICES FROM GREENSBURG, PENNSYLVANIA TO WARREN COUNTY

RESOLVED, that Caseworkers Mary Pugh and Sarah Rowell are authorized to transport a child in custody of the Warren County Department of Social Services from Greensburg, Pennsylvania to Warren County on December 12-13, 2018, with all expenses paid from Budget Code A.6010 444, Social Services, Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 47 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

APPOINTING MEMBERS TO THE WARREN COUNTY YOUTH BOARD

RESOLVED, that the following are hereby appointed to the Warren County Youth Board, as listed on Schedule "A" annexed hereto and made a part hereof, be, and hereby are appointed for a one-year term commencing January 1, 2019 and terminating December 31, 2019.

SCHEDULE "A"

WARREN COUNTY YOUTH BOARD	
NAME	TITLE/ADDRESS
Christian Hanchett	Commissioner, Department of Social Services
Cindy Mulcahy	Case B Supervisor Family Preservation & Youth Development Unit Department of Social Services
Lindsey Montanye	Caseworker, Family Prevention & Youth Development Unit Department of Social Services
Wendy Burkowski	Youth Recreation Programs Board Member, Town of Bolton
Lori O'Shaughnessy	Town of Queensbury
Chris Hunsinger	Director, Warren County Employment & Training Administration
Cathy O'Brien	Town of Lake George
Peter Olesheski	Board Member Town of Johnsbury

Adopted by unanimous vote.

RESOLUTION NO. 48 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

APPOINTING MEMBERS OF THE LOCAL EARLY INTERVENTION COORDINATING COUNCIL (LEICC) FOR THE EDUCATION OF PHYSICALLY HANDICAPPED CHILDREN'S PROGRAM

WHEREAS, Resolution No. 216 of 1993 authorized the establishment of a Local Early Intervention Coordinating Council (LEICC) for the Education of Physically Handicapped Children's Program within Warren County, and

WHEREAS, it is necessary to appoint members for a term commencing January 1, 2019 and terminating December 31, 2019, now, therefore, be it

RESOLVED, that the persons named on Schedule "A" attached hereto, are hereby appointed as members of the LEICC through December 31, 2019.

SCHEDULE "A"

WCPH LOCAL EARLY INTERVENTION COORDINATING COUNCIL

Jones, Ginelle	Sharron, Cheryl	761-6580	Warren County Public
LaLone, Emily	Gillis, Diana	Fax: 761-6422	Health
Mastrianni, Erik	Toolan, Debbie		1340 State Route 9
Merritt, Jackie			Lake George, New York 12845
Auer, Pat		Parent	
Bourdeau, Meshele (Parent)		Parent	
Breen, Tammy		Warren County Department of Social Services	
Chico, Kristen (Parent)		Parent	
Conine, Pam		Southern Adirondack Child Care Network	
Grover, Dorothy		Physical Therapist	
Matte, Sarah		Warren County Head Start	
Meilhede, Lauren, MD		Adirondack Pediatrics	
Mulcahy, Cindy		Warren County Department of Social Services	
Utz-Meagher, Kevin		Capital District DDSO	
York, Robert		Office of Community Services for Warren and Washington County	

Adopted by unanimous vote.

RESOLUTION NO. 49 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

APPOINTING MEMBERS OF PROFESSIONAL ADVISORY COMMITTEE

RESOLVED, that the following members of the Professional Advisory Committee for the Health Services Department, as listed on Schedule "A" annexed hereto and made a part hereof, be, and hereby are appointed for a one-year term commencing January 1, 2019 and

February 15, 2019

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terminating December 31, 2019.

SCHEDULE "A"

PROFESSIONAL ADVISORY COMMITTEE MEMBERS

NAME	TITLE/ADDRESS
Hillary Alycon	Manager - Infection Prevention and Control Glens Falls Hospital
Sarah Arnold	PHN Communicable Disease Program Warren County Health Services
Patricia Auer	Consumer Past Director, Warren County Health Services
Paul Bachman	MD Public Health Medical Director
Stephen Bassin	Physical Therapist
Patricia Belden	Supervising Public Health Nurse Warren County Health Services
William Borgos	MD Medical Director, Certified Home Health Agency
Tawn Driscoll	Financial Manager Warren County Health Services
Joseph DuFour	FNP Irongate Family Practice
Daniel Durkee	Senior Health Educator/Emergency Preparedness Coordinator Warren County Health Services
Joan Grishkot	BSN, MHA Past Director, Warren County Health Services
Christian Hanchett	Commissioner of Social Services Warren County
Donna Healy	Professor of Nursing/Health Sciences Division Chair SUNY Adirondack
Susan Hughes	Director Community Maternity Services
Ginelle Jones	Director Warren County Health Services
Richard Leach	MD, Tuberculosis & Infectious Disease Program Consult
Richard Mason	Community Member
Erik Mastrianni	Children with Special Needs Program Manager Warren County Health Services
Deanna Park	Director of Office for the Aging Warren County
Nancy Parsons	RN, Immunization Program Warren County Health Services
Mary Shannon	Director of Nursing Glens Falls Hospital
Julie Smith	Director of Patient Services Greater Adirondack Home Health Aides
Valerie Whisenant	Assistant Director of Patient Services Warren County Health Services
Rob York	Director of Community Services for Warren and Washington Counties

Adopted by unanimous vote.

RESOLUTION NO. 50 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING RESOLUTION NO. 242 OF 2018, ADOPTING THE WARREN COUNTY CORPORATE COMPLIANCE POLICY, TO APPROVE AMENDMENTS TO THE POLICY

WHEREAS, pursuant to Resolution No. 803 of 2010, the Warren County Board of Supervisors adopted the Warren County Corporate Compliance Policy as required by federal and state agencies responsible for enforcement of Medicare and Medicaid laws and regulations applicable to health care providers, and

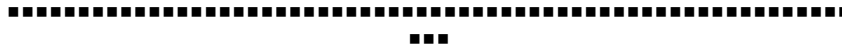
WHEREAS, pursuant to Resolution No. 242 of 2018, the policy was amended to name the Human Resources Director as the County's Corporate Compliance Officer, and

WHEREAS, the County Administrator has requested that the policy be amended to name the Assistant to the County Administrator as the County's Corporate Compliance Officer, now, therefore be it

RESOLVED, that the Warren County Corporate Compliance Policy, previously adopted by Resolution No. 803 of 2010, and amended by Resolution No. 242 of 2018, be, and hereby is amended to name the Assistant to the County Administrator as the County's Corporate Compliance Officer, and be it further

RESOLVED, that the updated Warren County Corporate Compliance Policy annexed hereto as Schedule "A" be, and hereby is, adopted by the Warren County Board of Supervisors.

**SCHEDULE "A"
WARREN COUNTY
CORPORATE COMPLIANCE
STATEMENT OF POLICY:**



Warren County is committed to providing quality health care in compliance with all applicable laws, rules, regulations and other directives of federal, state and local governments and agencies.

Warren County recognizes that the federal and state agencies responsible for enforcement of Medicare and Medicaid laws and regulations applicable to healthcare providers have required the development and implementation of formal compliance programs by health service providers.

Compliance programs which are consistent with federal and state laws and regulations are designed to promote the highest level of ethical and lawful conduct throughout the County government to combat health care fraud and abuse.

Warren County is committed to the prevention and detection of any fraud, waste and abuse related to Federal and State health care programs (Medicaid, Medicare and other governmental payer programs), and the protection of any "whistle blower".

This policy is not intended to replace other compliance practices, rules or procedures defined elsewhere in any County or departmental policies and procedures, standard operating procedures manuals, standard operating procedures, local laws, etc.

SCOPE:

This policy applies to all Warren County employees, contractors, medical staff, volunteers and vendors.

PROCEDURE:**1. WRITTEN POLICIES, PROCEDURES AND STANDARDS OF CONDUCT:**

It is the policy of Warren County to require employees to comply with provisions of the Warren County Code of Ethics, their department compliance program, as well as any other applicable protocols, standards, policies and procedures established or adopted by the County or department.

County departments will develop and distribute written standards of conduct as well as clinical, financial and administrative policies on the provision of service by which all employees are expected to comply. The standard of conduct is for the employee to follow all department specific policies and procedures while performing their job duties.

Divisions and departments will develop policies and procedures addressing the non-employment or retention of excluded individuals or entities and the enforcement of appropriate disciplinary action against employees or contractors who have violated corporation compliance policies and procedures, applicable statutes, regulations, federal, state or private pay or healthcare requirements.

The County prohibits the knowing submission of a false claim for payment in relation to a Federal or State funded health care program. The County encourages any employee who is aware of or reasonably suspects the preparation or submission of a false claim or report or any other potential fraud, waste, or abuse related to a Federally or State funded health care program to report such information to his or her supervisor, department compliance officer or to the County's Compliance Officer. Any employee who reports such information will have the right and opportunity to do so anonymously and will be protected against retaliation for making the report. The County commits itself to swiftly and thoroughly investigate any reasonably credible report of fraud, waste or abuse or any reasonable suspicion thereof through the County compliance program. The County retains the right to take appropriate action against an employee or vendor who has participated in a violation of any applicable law or this Policy.

2. COMPLIANCE OFFICER AND COMPLIANCE COMMITTEE:

Warren County's Corporate Compliance Officer is designated as the Warren County Assistant to the County Administrator ("County Compliance Officer"). The County Compliance Officer will serve as the focal point for compliance activities and be responsible for oversight of the development, implementation and operation of the compliance program policies and procedures. The County Compliance Officer will report quarterly to the County Administrator and report annually to the Board of Supervisors.

There shall be established a County Compliance Committee, whose membership will consist of the County Compliance Officer as Chairman, and department compliance officers as members. The Committee will meet quarterly to review and update issues, protocols and ongoing compliance program requirements.

Department heads will designate a department compliance officer to ensure compliance with department specific policies. Compliance issues detected will be brought to the attention of the department compliance officer. Department compliance officers will also work cooperatively

with the County Compliance Officer in meeting compliance obligations, requirements and responsibilities.

3. TRAINING AND EDUCATION:

All employees will be oriented on the first day of employment in accordance with County and Department Policies and Procedures.

During the orientation process new employees will be oriented to the department specific policies and procedures. On an annual basis the departments will train employees on corporate compliance department policies and procedures.

Each department will adopt a process whereby employees will certify that they have received, read and will abide by department specific corporate compliance policies and procedures at orientation, annually and as revised and/or amended.

4. EFFECTIVE LINES OF COMMUNICATION:

Each department's Compliance Officer will adhere to an open door policy and encourage employees to discuss any issues in regards to abuse and fraud. Employees are assured of non-retaliation and confidentiality.

5. ENFORCEMENT THROUGH DISCIPLINE:

Failure to adhere to compliance standards and department policies will result in disciplinary action up to and including termination.

6. CONDUCTING INTERNAL MONITORING AND AUDITING TO PREVENT FRAUDULENT ACTIVITIES:

Each department will develop internal monitoring and auditing systems to reduce fraud, waste and abuse, enhance operational functions, improve the quality of health care services and decrease costs. The department and/or County will thoroughly and thoughtfully investigate in a timely and appropriate manner compliance issues that are brought to their attention. Response and corrective action to any findings will be prompt and thorough.

Reports may be anonymous and confidentiality will be maintained.

To report a suspected issue of fraud or abuse the employee may report verbally, by phone or in person to the Department Compliance Officer or to the County Compliance Officer.

After completion of any investigation, the department compliance officers and County Compliance Officer will report applicable findings to the Personnel Officer, County Administrator or law enforcement officer. Following investigation of complaints, disciplinary action will be in accordance with any applicable collective bargaining agreements and/or Civil Service Law Section 75.

Adopted by unanimous vote.

RESOLUTION NO. 51 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AN AMENDMENT AGREEMENT WITH KINNEY MANAGEMENT SERVICES LLC TO REFLECT AN INCREASE IN THE ANNUAL COST OF THE AGREEMENT WITH THE WARREN COUNTY HEALTH SERVICES DEPARTMENT

WHEREAS, Resolution No. 329 of 2016 authorized an extension agreement with Kinney Management Services, LLC, 1205 Troy-Schenectady Road, Suite 106, Latham, New York 12110, to obtain a limited license to use k-checks software and website as part of the Health Services Department Compliance Plan for a term commencing September 1, 2016 for an amount not to exceed Seven Hundred Dollars (\$700) annually and renewing on an annual basis providing there was no increase in price, and

WHEREAS, the Director of Public Health/Patient Services has requested an amendment agreement with Kinney Management Services, LLC to reflect an increase in the annual cost from Seven Hundred Dollars (\$700) to Eight Hundred Fifty Dollars (\$850) for a term commencing September 1, 2019 and terminating August 31, 2020 with the option to renew annually providing there is no increase in price, and

WHEREAS, the Health, Human and Social Services Committee has approved this request, now, therefore, be it

RESOLVED, that the agreement with Kinney Management Services, LLC be, and hereby is, amended to reflect an increase in the cost of the agreement as outlined above in a form approved by the County Attorney, and be it further

RESOLVED, that the funds for the agreement shall be expended from Budget Code A.4010 428 Health Services, Data Processing & Internet Fees.

Adopted by unanimous vote.

RESOLUTION NO. 52 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH WARREN WASHINGTON ALBANY COUNTIES ARC TO PROVIDE OPPORTUNITIES FOR CREDENTIALLED ARC CLIENTS TO VOLUNTEER, WITH NO COMPENSATION, TO PROVIDE SUPPORT SERVICES WORK UNDER THE DIRECTION OF THE ARC JOB COACH

RESOLVED, that Warren County, enter into an agreement with Warren Washington Albany Counties ARC, 436 Quaker Road, Queensbury, New York 12804, to provide opportunities for credentialed ARC clients to volunteer, with no compensation, to provide support services work under the direction of the ARC job coach, in a form approved by the County Attorney, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with Warren Washington Albany Counties ARC for a term commencing March 1, 2019 and automatically continuing until such time as the agreement is terminated with thirty (30) days written notice by either party, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 53 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH FORT HUDSON HEALTH SYSTEM FOR EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP) WITHIN WARREN AND HAMILTON COUNTIES UNDER THE EISEP PROGRAM FOR THE OFFICE FOR THE AGING

RESOLVED, that Warren County enter into an agreement with Fort Hudson Health System, 319 Broadway, Fort Edward, New York 12828, to provide EISEP services (PC 1, PC 2, CM, SADC & Transportation) for the elderly residents within Warren and Hamilton Counties, for an amount not to exceed Eighty-Five Thousand Dollars (\$85,000) (\$68,000 State Funds; \$17,000 Local Funds), for a term commencing April 1, 2019, and terminating March 31, 2020, with the option for automatic one (1) year renewals as long as there are no material changes and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement or any related document(s) in a form approved by the County Attorney, and be it further

RESOLVED, that said agreement shall be deemed executory only to the extent of moneys available to the County for the performance of the terms hereof and no liability on account thereof shall be incurred by the County beyond moneys available to or appropriated by the County for the purpose of the agreement and that said agreement shall automatically terminate upon the termination of State or Federal funding available for such contract purposes, and be it further

RESOLVED, that unless there should be a material change in contract terms or provisions, a change in the amount of contract or a change or addition of a new contractor/agency, a further Board resolution will not be necessary for the Chairman of the Board of Supervisors to execute a new contract and/or continue the contract in future years for one year terms, provided appropriations for such contract are made in the Office for the Aging budget and the Department Head recommends continuation of said contract, with funding to be expended from Budget Code A.6771 470 OFA-Hamilton County, Contract and A.6772 470 OFA-Warren County, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 54 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH HOME AIDE SERVICE OF THE CENTRAL ADIRONDACKS, INC. FOR EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM WITHIN HAMILTON COUNTY UNDER THE EISEP PROGRAM FOR THE OFFICE FOR THE AGING

RESOLVED, that Warren County enter into an agreement with Home Aide Service of the Central Adirondacks, Inc., 114 South Shore Road, Old Forge, New York 13420 to provide EISEP services (PC 1 & PC 2) for the elderly residents within Hamilton County, for an amount not to exceed Forty Thousand Dollars (\$40,000)(\$32,000 State Funds; \$8,000 Local Funds), for a term commencing April 1, 2019, and terminating March 31, 2020, with the option for automatic one (1) year renewals as long as there are no material changes and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement in the form approved by the County Attorney, and be it further

RESOLVED, that said agreement shall be deemed executory only to the extent of moneys available to the County for the performance of the terms hereof and no liability on

account thereof shall be incurred by the County beyond moneys available to or appropriated by the County for the purpose of the agreement and that said agreement shall automatically terminate upon the termination of State or Federal funding available for such contract purposes, and be it further

RESOLVED, that unless there should be a material change in contract terms or provisions, a change in the amount of contract or a change or addition of a new contractor/agency, a further Board resolution will not be necessary for the Chairman of the Board of Supervisors to execute a new contract and/or continue the contract in future years for one year terms, provided appropriations for such contract are made in the Office for the Aging budget and the Department Head recommends continuation of said contract, with funding to be expended from Budget Code A.6771 470 OFA-Hamilton County, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 55 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH COUNTRYSIDE ADULT HOME FOR EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM WITHIN WARREN COUNTY UNDER THE EISEP PROGRAM FOR THE OFFICE FOR THE AGING

RESOLVED, that Warren County enter into an agreement with Countryside Adult Home, 353 Schroon River Road, Warrensburg, New York 12885 to provide EISEP services (Social Adult Day Care and Transportation) for the elderly residents within Warren County, for an amount not to exceed Twenty Thousand Four Hundred Fifty-Eight Dollars (\$20,458)(\$16,366 State Funds; \$4,092 Local Funds), for a term commencing April 1, 2019 and terminating March 31, 2020, with the option for automatic one (1) year renewals as long as there are no material changes and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement in the form approved by the County Attorney, and be it further

RESOLVED, that said agreement shall be deemed executory only to the extent of moneys available to the County for the performance of the terms hereof and no liability on account thereof shall be incurred by the County beyond moneys available to or appropriated by the County for the purpose of the agreement and that said agreement shall automatically terminate upon the termination of State or Federal funding available for such contract purposes, and be it further

RESOLVED, that unless there should be a material change in contract terms or provisions, a change in the amount of contract or a change or addition of a new contractor/agency, a further Board resolution will not be necessary for the Chairman of the Board of Supervisors to execute a new contract and/or continue the contract in future years for one year terms, provided appropriations for such contract are made in the Office for the Aging budget and the Department Head recommends continuation of said contract, with funding to be expended from Budget Code A.6772 470 OFA-Warren County, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 56 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH HAMILTON COUNTY PUBLIC HEALTH NURSING SERVICES TO PROVIDE EVIDENCE BASED HEALTH PROMOTION SERVICES (TAI CHI) TO THE RESIDENTS OF HAMILTON COUNTY UNDER TITLE III-D FOR THE OFFICE FOR THE AGING

RESOLVED, that Warren County enter into an agreement with Hamilton County Public Health Nursing Services, Route 8, Lake Pleasant, New York 12108, to provide evidence based health promotion services (Tai Chi) to the residents of Hamilton County under Title III-D for the Office for the Aging, for an amount not to exceed Three Thousand Four Hundred Sixty Dollars (\$3,460)(\$3,114 Federal Funds; \$346 County Funds), for a term commencing January 1, 2019 and terminating December 31, 2019, with the option for automatic one (1) year renewals as long as there are no material changes and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement or any related document(s) in a form approved by the County Attorney, and be it further

RESOLVED, that said agreement shall be deemed executory only to the extent of moneys available to the County for the performance of the terms hereof and no liability on account thereof shall be incurred by the County beyond moneys available to or appropriated by the County for the purpose of the agreement and that said agreement shall automatically terminate upon the termination of State or Federal funding available for such contract purposes, and be it further

RESOLVED, that unless there should be a material change in contract terms or provisions, a change in the amount of contract or a change or addition of a new contractor/agency, a further Board resolution will not be necessary for the Chairman of the Board of Supervisors to execute a new contract and/or continue the contract in future years for one year terms, provided appropriations for such contract are made in the Office for the Aging budget and the Department Head recommends continuation of said contract, with fund to be expended from Budget Code A.6771 470 OFA-Hamilton County, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 57 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING THE DIRECTOR OF WARREN-HAMILTON COUNTIES OFFICE FOR THE AGING TO SUBMIT THE ANNUAL UPDATE TO THE FOUR YEAR IMPLEMENTATION PLAN AND THE 2019-2020 FUNDING APPLICATION TO THE NEW YORK STATE OFFICE FOR THE AGING

WHEREAS, the New York State Office for the Aging requires submission of an annual update to the Four Year Implementation Plan and a Funding Application for Warren-Hamilton Counties' Office for the Aging, for the program year 4/1/2019 - 3/31/2020, and for every year thereafter so long as there are no monetary changes, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized and directed to execute said annual updates to the Four Year Implementation Plan and the Funding Application for the program year 4/1/2019 - 3/31/2020, and for every year thereafter so long as there are no monetary changes, on behalf of the Warren-Hamilton Counties' Office for the Aging in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 58 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING SUBMISSION OF A GRANT APPLICATION FOR THE MEDICARE IMPROVEMENTS FOR PATIENTS AND PROVIDERS ACT (MIPPA)

WHEREAS, the Warren Hamilton Counties Office for the Aging has been given the opportunity to submit an application for grant funding for the Medicare Improvements for Patients and Providers Act (MIPPA) in the amount of Twenty-Two Thousand Seven Hundred Sixty-One Dollars (\$22,761), which requires no County matching funds and is one hundred percent (100%) reimbursable, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and directs the Chairman of the Board to execute a grant application for grant funding for the Medicare Improvements for Patients and Providers Act (MIPPA) in the amount of Twenty-Two Thousand Seven Hundred Sixty-One Dollars (\$22,761) for a term commencing September 30, 2018 and terminating September 29, 2019, in a form approved by the County Attorney, and be it further

RESOLVED, that upon notification and receipt of the grant award and/or additional funding, the Chairman of the Board of Supervisors be, and hereby is, authorized and directed to execute any and all documents necessary to effectuate the terms of this resolution.

Adopted by unanimous vote.

RESOLUTION NO. 59 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING AGREEMENT WITH CATHERINE KEATING-STAUCH, R.D., TO PROVIDE DIETICIAN SERVICES FOR ELDERLY RESIDENTS UNDER THE WELLNESS IN NUTRITION PROGRAM (WIN)

WHEREAS, pursuant to Resolution No. 272 of 2014, the Chairman of the Board of Supervisors was authorized to execute an agreement with Catherine Keating-Stauch, R.D. to provide dietician services to the elderly under the Wellness in Nutrition Program (WIN), formally known as the Supplemental Nutrition Assistance Program (SNAP) and Title III-C programs, and

WHEREAS, the Director of the Office for the Aging has requested that the agreement be amended to delete the two (2) day limit for training conferences and seminars and add necessary training conferences and seminars as approved by the Director of the Office for the Aging, now, therefore, be it

RESOLVED, that the agreement with Catherine Keating Stauch, R.D., be, and hereby is, amended to delete the two (2) day limit for training conferences and seminars and identify that "the Contractor shall be paid at a rate of Forty Dollars (\$40.00) per hour, times eight (8) hours a day, plus the current IRS rate per mile, plus meals for training conferences and seminars as deemed necessary by the County and the Director of the Warren/Hamilton Counties Office for the Aging," in a form approved by the County Attorney, and be it further

RESOLVED, other than the changes outlined herein, all other terms and conditions of Resolution No. 272 of 2014 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 60 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF WARREN, ACTING FOR AND ON BEHALF OF WARREN-HAMILTON COUNTIES' OFFICE FOR THE AGING, AND COUNTRYSIDE ADULT HOME FOR OPERATION OF THE WARRENSBURG MEALSITE TO INCLUDE A PER MEAL REIMBURSEMENT RATE

WHEREAS, pursuant to Resolution No. 99 of 2012, the Chairman of the Board of Supervisors was authorized to enter into an agreement with Countryside Adult Home, 353 Schroon River Road, Warrensburg, New York 12885, for operation of a meal site for the elderly in the Town of Warrensburg, and

WHEREAS, the Office for the Aging is requesting the agreement be amended to include various surrounding towns and to include a reimbursement rate of Three Dollars and Sixty-Five Cents (\$3.65) per meal, for an amount not to exceed Sixty-Four Thousand Dollars (\$64,000) per year, for a term commencing January 1, 2019, and terminating December 31, 2020, with automatic two (2) year renewals upon the same terms and conditions, now, therefore, be it

RESOLVED, that the agreement with Countryside Adult Home, be and hereby is, amended to include various surrounding towns and to have a reimbursement rate of Three Dollars and Sixty-Five Cents (\$3.65) per meal, for an amount not to exceed Sixty-Four Thousand Dollars (\$64,000) per year, for a term commencing on January 1, 2019, and terminating December 31, 2020 with automatic two (2) year renewals upon the same terms and conditions, in a form approved by the County Attorney, to be paid from Budget Code A.6772 470 OFA-Warren County, Contract, and be it further

RESOLVED, other than the changes outlined herein, all other terms and conditions of Resolution No. 99 of 2012 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 61 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING RESOLUTION NO. 76 OF 2018, WHICH AUTHORIZED AGREEMENTS WITH VARIOUS ORGANIZATIONS UNDER THE COMMUNITY SERVICES FOR THE ELDERLY PROGRAM WITH OFFICE FOR THE AGING, TO ADJUST CONTRACT AMOUNTS AND AUTHORIZE ONE-TIME FUNDING AMOUNTS

WHEREAS, pursuant to Resolution No. 76 of 2018, Warren County authorized agreements (previously authorized by Resolution No. 118 of 2016) with various organizations to provide services under the Community Services for the Elderly Program (CSE), and

WHEREAS, the Director of Office for the Aging has requested to adjust the amount of the agreements under the Community Services for the Elderly Program (CSE) and has notified of several one-time funding amounts for various programs for the term January 1, 2019 through March 31, 2019, now, therefore, be it

RESOLVED, that the Chairman of the Board be, and hereby is, authorized to execute amendment agreements with the various organizations outlined on the attached Schedule "A" to adjust the amount of the agreements and on the attached Schedule "B" to authorize additional one-time funding amounts for the term January 1, 2019 through March 31, 2019, and be it further

RESOLVED, that unless there should be a material change in contract terms or provisions or a change in the amount of the contracts, these agreements may be continually

renewed and the Chairman of the Board of Supervisors is authorized to execute such agreements without the need for a further Board Resolution, upon mutual agreement of the parties and provided appropriations for same are included in the Office for the Aging budget, and be it further

RESOLVED, that these agreements shall automatically terminate upon the discontinuance of State or Federal funding available for such contract purpose, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 76 of 2018 will remain the same.

SCHEDULE "A"					
COMMUNITY SERVICES FOR THE ELDERLY					
Subcontractor	Service Provided	State funds	County funds	Pd to Contractor	TOTALS
Glens Falls Assoc. for the Blind, Inc.	I&A, In Home, Recreation & Education	\$6,120.00	\$1,530.00	\$7,650.00	\$7,650.00
Glens Falls Hospital	Medical Alert	\$5,600.00	\$1,400.00	\$7,000.00	\$7,000.00
Greater GF Senior Citizens Ctr., Inc.	I&A, In Home, Recreation & Education	\$21,200.00	\$5,300.00	\$26,500.00	\$26,500.00
Legal Aid Society	Legal Assistance	\$14,360.00	\$3,590.00	\$17,950.00	\$17,950.00
Town of Chester	Transportation	\$3,016.00	\$755.00	\$3,771.00	\$3,771.00
Town of Hague	Transportation	\$768.00	\$192.00	\$960.00	\$960.00
Town of Horicon	Transportation	\$2,008.00	\$502.00	\$2,510.00	\$2,510.00
Town of Johnsbury	Transportation	\$3,238.00	\$810.00	\$4,048.00	\$4,048.00
Town of Lake George	Transportation	\$2,922.00	\$743.00	\$3,665.00	\$3,665.00
Town of Lake Luzerne	Transportation	\$2,313.00	\$579.00	\$2,892.00	\$2,892.00
Town of Lake Pleasant	Transportation	\$915.00	\$229.00	\$1,144.00	\$1,144.00
Town of Long Lake	Transportation	\$3,640.00	\$910.00	\$4,550.00	\$4,550.00
Town of Stony Creek	Transportation	\$1,344.00	\$336.00	\$1,680.00	\$1,680.00
Town of Thurman	Transportation	\$1,437.00	\$360.00	\$1,797.00	\$1,797.00
Town of Warrensburg	Transportation	\$1,304.00	\$326.00	\$1,630.00	\$1,630.00
Town of Wells	Transportation	\$640.00	\$160.00	\$800.00	\$800.00
Warren/Hamilton Counties A.C.E.O., Inc.	Handyman Program	\$5,384.00	\$1,346.00	\$6,730.00	\$6,730.00
Hamilton County Public Health	Health Promotion	\$2,650.00	\$663.00	\$3,313.00	\$3,313.00
Warren County Public Health	Health Promotion	\$4,400.00	\$1,100.00	\$5,500.00	\$5,500.00
TOTAL		\$83,259.00	\$20,831.00	\$104,090.00	\$104,090.00

SCHEDULE "B"					
COMMUNITY SERVICES FOR THE ELDERLY					
<i>One-Time Funding Amounts for 01/01/2019 - 03/31/2019</i>					
Subcontractor	Service Provided	State funds	County funds	Pd to Contractor	TOTALS
Glens Falls Assoc. for the Blind, Inc.	I&A, In Home, Recreation & Education	\$2,250.00	\$750.00	\$3,000.00	\$3,000.00
Glens Falls Hospital	Medical Alert	\$819.00	\$273.00	\$1,092.00	\$1,092.00
Town of Chester	Transportation*	\$707.25	\$235.75	\$943.00	\$943.00
Town of Hague	Transportation*	\$180.00	\$60.00	\$240.00	\$240.00
Town of Horicon	Transportation*	\$471.00	\$157.00	\$628.00	\$628.00
Town of Johnsbury	Transportation*	\$759.00	\$253.00	\$1,012.00	\$1,012.00
Town of Lake George	Transportation*	\$687.00	\$229.00	\$916.00	\$916.00
Town of Lake Luzerne	Transportation*	\$687.00	\$229.00	\$916.00	\$916.00
Town of Lake Pleasant	Transportation*	\$214.50	\$71.50	\$286.00	\$286.00
Town of Long Lake	Transportation*	\$853.50	\$284.50	\$1,138.00	\$1,138.00
Town of Stony Creek	Transportation*	\$315.00	\$105.00	\$420.00	\$420.00
Town of Thurman	Transportation*	\$750.00	\$250.00	\$1,000.00	\$1,000.00
Town of Warrensburg	Transportation*	\$306.00	\$102.00	\$408.00	\$408.00
Town of Wells	Transportation*	\$150.00	\$50.00	\$200.00	\$200.00
Hamilton County Public Health	Health Promotion	\$2,344.50	\$781.50	\$3,126.00	\$3,126.00
Warren County Public Health	Health Promotion	\$3,000.00	\$1,000.00	\$4,000.00	\$4,000.00
TOTAL		\$14,493.75	\$4,831.25	\$19,325.00	\$19,325.00

*50% Town match is not required for this additional one-time funding
Adopted by unanimous vote.

RESOLUTION NO. 62 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING RESOLUTION NO. 75 OF 2018, WHICH AUTHORIZED AGREEMENTS FOR EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP) WITH VARIOUS ORGANIZATIONS FOR OFFICE FOR THE AGING, TO ADD CONTRACTS AND ADJUST CONTRACT AMOUNTS

WHEREAS, pursuant to Resolution No. 75 of 2018, Warren County authorized agreements (previously authorized by Resolution No. 119 of 2016) with various organizations to provide services under the Expanded In-Home Services for the Elderly Program (EISEP), and

WHEREAS, the Director of Office for the Aging has requested to add contracts and adjust the amounts of the agreements under the Expanded In-Home Services for the Elderly Program (EISEP), now, therefore, be it

RESOLVED, that the Chairman of the Board be, and hereby is, authorized to execute amendment agreements with the various organizations outlined on the attached Schedule "A" to add contracts and adjust the amounts of agreements, and be it further

RESOLVED, that unless there should be a material change in contract terms or provisions or a change in the amount of the contracts, these agreements may be continually renewed and the Chairman of the Board of Supervisors is authorized to execute such agreements without the need for a further Board Resolution, upon mutual agreement of the parties and provided appropriations for same are included in the Office for the Aging budget, and be it further

RESOLVED, that these agreements shall automatically terminate upon the discontinuance of State or Federal funding available for such contract purpose, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 75 of 2018 will remain the same.

SCHEDULE "A"					
EISEP FUNDS					
Subcontractor	Service Provided	Specifics	State Funds	County Funds	Totals
Glens Falls Hospital	Medical Alert	Warren - \$4,000; Hamilton-\$3,000; \$30 Set-up Fee; \$35 Monthly Fee	\$5,600	\$1,400	\$7,000
Greater Adirondack Home Aides, Inc.	PC1,PC2, CM and CD	PC1&PC2-\$24/hr; CM-\$2,334/mo.; Add customer directed services	\$144,000	\$36,000	\$180,000
Ham. Co. DSS	CM	\$1,922/mo.	\$24,400	\$6,100	\$30,500
Ham. Co. Public Health	PC1 & PC2	PC1 & PC2 - \$30.31/hr.	\$26,325	\$8,775	\$35,100
Home Health Care Partners	PC1 & PC2	PC1 - \$25.40/hr. PC2 - \$25.69/hr.	\$32,000	\$8,000	\$40,000

SUBCONTRACTOR	SERVICE PROVIDED	SPECIFICS	STATE FUNDS	COUNTY FUNDS	TOTALS
Home Aide Services of the Central Adirondacks, Inc.	PC1 & PC2	PC1 & PC2 - \$25/hr.	\$32,000	\$8,000	\$40,000
Ford Hudson Health System	PC1, PC2, CM & SADC	PC1 - \$23/hr.; PC2 - \$24/hr.; SADC \$20,000; \$15/Transp. (One-way); \$35/half day; \$55/whole day	\$68,000	\$17,000	\$85,000
Countryside Adult Home	SADC	\$15 Transp. (one-way); \$45/whole day	\$16,366	\$4,092	\$20,458
TOTALS					\$438,058

Adopted by unanimous vote.

RESOLUTION NO. 63 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING RESOLUTION NO. 809 OF 2009, AUTHORIZING AGREEMENTS BETWEEN WARREN-HAMILTON COUNTIES OFFICE FOR THE AGING AND VARIOUS AGENCIES FOR SERVICES RELATING TO OLDER AMERICANS ACT TITLE III-D DISEASE PREVENTION AND HEALTH PROMOTION SERVICES PROGRAM WITHIN WARREN COUNTY, TO ADD CONTRACT AND ADJUST FUNDING

WHEREAS, pursuant to Resolution No. 809 of 2009, the Chairman of the Board of Supervisors was authorized to execute agreements with various organizations to provide services under the Title III-D Disease Prevention and Health Promotion Services Program, and

WHEREAS, pursuant to Resolution No. 406 of 2017, the Chairman of the Board of Supervisors was authorized to execute an agreement with Southern Adirondack Independent Living Center (SAIL) (d/b/a Glens Falls Independent Living Center, Inc.) to provide services under the same Title III-D program, and

WHEREAS, the Director of the Office for the Aging has requested to adjust the amount of funding for the Title III-D agreements, now, therefore, be it

RESOLVED, that the Chairman of the Board be, and hereby is, authorized to execute amendment agreements with the various organizations outlined in the attached Schedule "A", and be it further

RESOLVED, that unless there should be a material change in contract terms or provisions or a change in the amount of the contracts, these agreements may be continually renewed and the Chairman of the Board of Supervisors is authorized to execute such agreements without the need for a further Board Resolution, upon mutual agreement of the parties and provided appropriations for same are included in the Office for the Aging budget, and be it further

RESOLVED, that these agreements shall automatically terminate upon the discontinuance of State or Federal funding available for such contract purpose, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 809 of 2009 will remain the same.

SCHEDULE "A" Title IID Contracts					
Subcontractor	Service Provided	Federal Funds	County Funds	Pd to Contractor	Totals
Hamilton County Public Health	Tai Chi	\$3,114.00	\$346.00	\$3,460.00	\$3,460.00
SAIL	CDSMP	\$3,113.00	\$346.00	\$3,459.00	\$3,459.00

Adopted by unanimous vote.

RESOLUTION NO. 64 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING RESOLUTION NO. 120 OF 2016, AUTHORIZING AGREEMENTS BETWEEN WAREN-HAMILTON COUNTIES OFFICE FOR THE AGING AND VARIOUS ORGANIZATIONS UNDER THE TITLE III-E PROGRAM - NATIONAL FAMILY CAREGIVER SUPPORT PROGRAM, TO ADD CONTRACT AND ADJUST FUNDING

WHEREAS, pursuant to Resolution No. 120 of 2016, the Chairman of the Board of Supervisors was authorized to execute agreements with various organizations to provide services under the Title III-E National Family Caregiver Support Program, and

WHEREAS, the Director of the Office for the Aging has requested to adjust the amount of funding for the Title III-E agreements and add a contract with Fort Hudson Health System, now, therefore, be it

RESOLVED, that the Chairman of the Board be, and hereby is, authorized to execute amendment agreements with the various organizations outlined in the attached Schedule "A", and be it further

RESOLVED, that unless there should be a material change in contract terms or provisions or a change in the amount of the contracts, these agreements may be continually renewed and the Chairman of the Board of Supervisors is authorized to execute such agreements without the need for a further Board Resolution, upon mutual agreement of the parties and provided appropriations for same are included in the Office for the Aging budget, and be it further

RESOLVED, that these agreements shall automatically terminate upon the discontinuance of State or Federal funding available for such contract purpose, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 120 of 2016 will remain the same.

SCHEDULE "A" TITLE III E CONTRACTS					
SUBCONTRACTOR	SERVICE	SPECIFICS	FEDERAL FUNDS	COUNTY FUNDS	ANNUAL TOTAL
Greater Adirondack Home Aides	Respite (PC1 & PC2) Case Management	PC1&PC2 - \$24/hr Case Mgmt. - \$250/mo.	\$26,250	\$8,750	\$35,000
Hamilton Co. DSS	Case Management	\$83.33/mo.	\$750	\$250	\$1,000
Hamilton Co. Public Health	Respite (PC1 & PC2)	PC1&PC2 - \$30.31/hr.	\$7,500	\$2,500	\$10,000
Fort Hudson Health System	Respite (PC1 & PC2) Case Management	PC1 - \$23/hr. PC2 - \$24/hr.	\$17,250	\$5,750	\$23,000
Total					\$69,000

Adopted by unanimous vote.

RESOLUTION NO. 65 OF 2019

Resolution introduced by Supervisors Strough, Leggett, Braymer, Wild, McDevitt, Diamond, Dickinson, Geraghty, Magowan, Sokol and Driscoll

INTRODUCING PROPOSED LOCAL LAW NO. 3 OF 2019 ENTITLED "MUNICIPAL OPIOID COST RECOVERY AND PUBLIC NUISANCE LEGISLATION" AND AUTHORIZING PUBLIC HEARING THEREON

RESOLVED, that proposed Local Law No. 3 of 2019 entitled "Municipal Opioid Cost Recovery and Public Nuisance Legislation", attached hereto and made a part hereof, be, and the same is introduced before the Warren County Board of Supervisors, and in order to give interested members of the public the opportunity to be heard thereon, the Board of Supervisors shall hold a public hearing at the Supervisors Rooms in the Warren County Municipal Center on the 15th day of March, 2019 at 10:00 a.m. on the matter of the adoption of said proposed Local Law No. 3 of 2019, and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to give notice of such public hearing in the manner provided by law.

**COUNTY OF WARREN
PROPOSED LOCAL LAW NO. 3 OF 2019**

A LOCAL LAW ENTITLED MUNICIPAL OPIOID COST RECOVERY AND PUBLIC NUISANCE LEGISLATION

I. Purpose and Statement of Intent

The opioid epidemic is sweeping the country. Indeed, addiction to and abuse of

opioids is one of the greatest challenges facing Warren County. A cause of this increasing crisis is the overabundance of prescription opioids. Vast amounts of prescription opioids were sold, distributed, and prescribed in the County over the past several years, a practice that continues today. The selling, distributing, and prescribing of large amounts of opioids in our community has created a public health and safety hazard affecting the residents of the County. This crisis has devastated families, wreaked havoc on our economy, and produced a generation of narcotic dependence. As a result of the opioid epidemic, costs related to healthcare, family and social services, criminal justice, addiction and rehabilitation, and many other areas have significantly increased. Many of these costs are paid by the County.

The purpose and intent of this legislation is to allow the County to recover these costs, despite the existence of the common-law municipal cost recovery rule (a.k.a. free public services doctrine) and declare the opioid epidemic and its effects on the County a public nuisance. Specifically, the County provides services related to the opioid epidemic, which are funded by tax revenues. This statute clarifies that reimbursement may be sought for the costs of providing such services, whenever practicable, from the responsible party. To accomplish this, the County establishes this cost recovery procedure and declares the opioid epidemic and its effects on the County a public nuisance.

II. Definitions

“Costs” means all expenditures related to the opioid epidemic that directly or indirectly arise from the County’s response to a responsible party’s action or inaction.

“Responsible party” means any person or corporation whose negligent, intentional, or otherwise wrongful conduct causes the incident resulting in the County incurring costs or who is found liable or made responsible by a court for the costs incurred by the County in the form of damages, regardless of the cause of action.

“Wrongful Conduct” means conduct which causes the County to incur costs related to the opioid epidemic, causing it to be a public nuisance.

III. Governmental Function Cost Recovery

The County may recover the costs of governmental functions related to opioids marketed, sold, manufactured, dispensed, prescribed, and/or distributed by the responsible party. If a responsible party fails to pay the costs demanded, the County may initiate and recover costs through administrative, civil, and/or criminal action against the responsible party. In that case, the County may also recover attorney’s fees, interest, and any other payment or type of damages the court deems proper.

IV. Effect of Criminal or Civil Proceedings on Governmental Function Cost Recovery

The initiation of administrative or civil proceedings for governmental function cost recovery does not bar the criminal prosecution of a responsible party for any associated violation. Similarly, criminal prosecution does not bar civil collection of costs for the violation giving rise to the criminal prosecution.

V. Public Nuisance

The County hereby finds and declares the following:

1. That addiction to and abuse of opioids is one of the greatest challenges facing the County;

2. That a cause of this increasing crisis is the overabundance of prescription opioids. Vast amounts of prescription opioid pain pills were sold, distributed and prescribed in the County over the past several years which practice continues today;
3. That there is evidence showing that approximately four in five heroin users began their addiction by first using and then misusing prescription pain medications containing opioids;
4. That the unnecessary selling, distributing, and prescribing of large amounts of opioid pain pills in the County has created a public health and safety hazard affecting the residents of the County, resulting in devastation to County families, a negative effect on the County economy, wasted public resources, and a generation of narcotic dependence;
5. That unnecessary selling, distributing, and prescribing of prescription opioid pain pills is a hazard to public health and safety, which has created a public nuisance to the citizens of the County, and said nuisance remains unabated;
6. That, in addition to all other powers and duties now conferred by law upon the County, the County is authorized to enact ordinances, issue orders, and take other appropriate and necessary actions for the elimination of hazards to public health and safety;
7. That manufacturers of prescription opioids and those in the chain of distribution have wrongfully abused the privilege when selling and/or providing medication unnecessarily to our residents and must be held accountable; and
8. That it is the duty of the County to vindicate the rights of the citizens of the County and take action to abate this public nuisance.

.VI. Retroactive Application

This legislation applies retroactively.

Roll Call Vote:

Ayes: 869

Noes: 36 Supervisor Hogan

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 66 OF 2019

Resolution introduced by Supervisors Strough, Leggett, Braymer, Wild, McDevitt, Diamond, Dickinson, Geraghty, Magowan, Sokol and Driscoll

INTRODUCING PROPOSED LOCAL LAW NO. 4 OF 2019 ENTITLED "A LOCAL LAW PROMOTING THE USE OF RE-USABLE BAGS AND BANNING SINGLE USE PLASTIC BAGS IN WARREN COUNTY" AND AUTHORIZING PUBLIC HEARINGS THEREON

RESOLVED, that proposed Local Law No. 4 of 2019 entitled "A Local Law Promoting the Use of Re-Usable Bags and Banning Single Use Plastic Bags in Warren County," attached hereto and made a part hereof, be, and the same is introduced before the Warren County Board of Supervisors, and in order to give interested members of the public the opportunity to be heard thereon, the Board of Supervisors shall hold a public hearing on the matter of the adoption of said proposed Local Law No. 4 of 2019 at the Supervisors Rooms in the Warren County Municipal Center on the 19th day of April, 2019 at 10:00 a.m., and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to give notice of such public hearing in the manner provided by law.

**COUNTY OF WARREN
PROPOSED LOCAL LAW NO. 4 OF 2019**

**A LOCAL LAW ENTITLED "A LOCAL LAW PROMOTING THE USE OF RE-USABLE
BAGS AND BANNING SINGLE USE PLASTIC BAGS IN WARREN COUNTY**

Part I: Legislative Intent

- (1) Warren County has a responsibility to protect the natural environment and the health of its citizens and visitors; and
- (2) The use of Single-use Carryout Bags (as defined in this proposal) has severe environmental impacts on a local and global scale, including greenhouse gas emissions, litter, harm to wildlife, atmospheric acidification, water consumption and solid waste generation; data released by the United States Environmental Protection Agency shows that between 500 billion and one trillion plastic bags are consumed worldwide each year; and
- (3) Single-use Carryout Bags represent an unnecessary use of non-renewable resources. Plastic shopping bags are made from polyethylene, a thermoplastic made from oil. Accordingly, reducing the use of plastic bags will decrease our dependence on fossil fuels. Re-usable Bags (as defined in this proposal) represent a sustainable alternative to single use bags because they consume less resources overall and produce less waste; and
- (4) Plastic bags are the least desirable type of all single use bags because they consume non-renewable fossil fuels, never fully degrade, and harm wildlife: birds can become entangled in the bags and different species of sea life can die from ingesting plastic bags which they mistake for food; and
- (5) Despite recycling and voluntary solutions to control pollution from Single-use Carryout Bags, these bags end up littering our environment, impeding waterways, contaminating water and soil, clogging sewers, overwhelming landfills, and endangering wildlife; and
- (6) From an environmental and economic perspective, re-usable bags are considered to be a better alternative to Single-use Carryout Bags because re-usable bags reduce waste and litter, protect wildlife and conserve resources. They are readily available and affordable for the customer; and
- (7) Studies document, and participating municipalities report, that prohibiting the distribution of Single-use Carryout Bags will dramatically reduce the use of those types of bags; and
- (8) Warren County aims to conserve resources, reduce greenhouse gas emissions, waste, and litter and to protect the public health and welfare, including wildlife; all of which increase the quality of life for the County's residents and tourists; and
- (9) Warren County taxpayers must bear costs associated with the effects of Single-use Carryout Bags on the solid waste stream, drainage, litter, and wildlife. It is in the best interests of the health, safety and welfare of citizens and visitors of Warren County to reduce the cost to the County of solid waste disposal, and to protect our environment and our natural resources; and

- (10) Therefore, Warren County concludes that prohibiting the distribution of Single-use Carryout Bags will promote the use of Re-usable bags, and will begin to reduce the negative impacts that result from the unrestricted distribution of Single-use Carryout Bags.

Part II: Definitions.

As used in this Local Law the following terms have the following meanings:

Re-usable Bag means a bag that is specifically designed and manufactured for multiple reuse, and is either:

- (a) made of cloth or other machine-washable material, but not film plastic; or
- (b) made of paper that is 100% recyclable overall and contains a minimum of 40% post-consumer recycled content.

Single-use Carryout Bag means a plastic bag other than a Re-usable bag, including those advertised as compostable, biodegradable, photodegradable or similar, provided at the check-out stand, cash register, point of sale or other point of departure for the purpose of transporting merchandise out of the establishment. The term Single-use Carryout Bag does not include:

1. Re-usable Bags;
2. Plastic bags used solely to contain or wrap meat, fish or poultry;
3. Plastic bags used by a customer solely to package bulk items, including, but not limited to, fruits, vegetables, nuts, grains, candy, baked goods, and other non-prepackaged items;
4. Plastic bags used solely to contain food sliced to order;
5. Plastic bags sold in bulk and plastic bags prepackaged for sale to a customer including, but not limited to, a trash bag and a food storage bag;
6. Plastic garment bags;
7. Product Bags provided by pharmacists that are used to carry prescription medications to the point of sale;
8. Bags brought to the store by the consumer for reuse including plastic and paper bags the consumer may have obtained previously.

Part III: Prohibition of Single-use Carryout Bags

- (1) Beginning January first, two thousand twenty, the provision of plastic Single-use Carryout Bags at any point of sale to customers is prohibited.
- (2) No store shall charge a fee for, or prevent a customer from using, any bag brought by the customer to such store to carry purchased goods from such store.
- (3) Nothing in this section shall preclude a store from making Re-usable Bags available to customers for a fee or for free.

Part IV: Violations and Enforcement

- (1) The Warren County Director of the Weights and Measures Department shall have the primary responsibility for enforcement of this Local Law. If the Director of the Weights and Measures Department determines that a violation has occurred, he/she shall issue a written notice to the store that a violation has occurred and that the violation must be remedied within two weeks. Failure of the store to remedy the violation within said two

week period shall constitute a violation that is subject to a civil fine of \$500.00, with subsequent separate violations occurring every day thereafter until the violation is remedied. It shall not be necessary for the Director of the Weights and Measures Department to issue a written notice for each subsequent day, after the two-week period has elapsed, to constitute a subsequent violation.

- (2) Within 30 days of receipt of a written notice from the Warren County Director of the Weights and Measures Department, the store may appeal to the Warren County Board of Supervisors for additional time (beyond the initial two weeks) to remedy the violation.
 - a. Such appeals must be in writing and must be submitted to the Weights and Measures Department.
 - b. In evaluating appeals, the Board of Supervisors may consider whatever information it deems relevant, including any evidence or information submitted by the appellant and any information obtained from the Weights and Measures Department. In the event that additional information is needed, the Board of Supervisors may direct the appellant to provide said information.
 - c. The Board of Supervisors will take into consideration all matters it deems relevant, including the quantity of prohibited bags in the store's inventory, the store's ability to sell or re-purpose the prohibited bags, the circumstances concerning the store's appeal, and the hardship to the store in the event that no additional time is granted.

- (3) For stores that possess, as of the effective date of this Local Law, an inventory of custom Single-use Carryout Bags that are pre-printed with the store's name and/or logo, the enforcement of this Local Law may be delayed until January 1, 2021. In order to qualify for the delayed enforcement of this Local Law, within six months after the effective date of this Local Law a store must notify the Warren County Director of Weights and Measures of its request for delayed enforcement. Said request shall include the name, address, and telephone number for the store, a photograph showing the printing on the Single-use Carryout Bags, the quantity of Single-use Carryout Bags in the store's inventory, and the date through which the store is requesting delayed enforcement (the date may not be later than December 31, 2020).

Part V: Reverse Preemption

This article shall be null and void on the day that statewide or federal legislation goes into effect incorporating either the same or substantially similar provisions as are contained in this article, or in the event that a pertinent state or federal administrative agency issues and promulgates regulations preempting such action by the County of Warren. The Board of Supervisors may determine via mere resolution whether or not identical or substantially similar statewide legislation has been enacted for the purposes of triggering the provisions of this section.

Part VI: Severability

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or

circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Part VII: Effective Date

This Local Law shall take effect when filed with the New York Department of State.
Adopted by unanimous vote.

RESOLUTION NO. 67 OF 2019

Resolution introduced by Supervisors Dickinson, Merlino, Simpson, Strough, Beaty, Frasier, Leggett, Geraghty and Driscoll

AUTHORIZING AGREEMENT WITH ALLTHEROOMS, INC. TO PROVIDE INTERNET SEARCH SERVICES FOR ALL SHORT-TERM RENTALS IN WARREN COUNTY

RESOLVED, that the Warren County Board of Supervisors hereby authorizes an agreement with AlltheRooms, Inc., 712 5th Avenue, New York, New York 10019, to provide internet search services for all short-term rentals in Warren County for a term commencing February 15, 2019 and terminating February 15, 2020, in an amount not to exceed One Thousand Dollars (\$1,000), and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement in a form approved by the County Attorney, and be it further

RESOLVED, that the funds for said agreement shall be paid through an appropriation from the Occupancy Tax Reserve (Budget Code A.881.00) to Budget Code A.1325 470, County Treasurer, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 68 OF 2019

Resolution introduced by Supervisors Dickinson, Merlino, Simpson, Strough, Beaty, Frasier, Leggett, Geraghty and Driscoll

AUTHORIZING AGREEMENT WITH ALLTHEROOMS, INC. TO PROVIDE THREE (3) ANNUAL ANALYSIS REPORTS ON SHORT-TERM RENTALS IN WARREN COUNTY

RESOLVED, that the Warren County Board of Supervisors hereby authorizes an agreement with AlltheRooms, Inc., 712 5th Avenue, New York, New York 10019, to provide three (3) annual analysis reports on short-term rentals in Warren County for a term commencing February 15, 2019 and terminating February 15, 2020, and allowing for two (2) additional one (1) year extensions in an amount not to exceed Four Thousand Nine Hundred Sixty Dollars (\$4,960) per year, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, and subsequent renewal agreements, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds for said agreement shall be paid through an appropriation from the Occupancy Tax Reserve (Budget Code A.881.00) to Budget Code A.6417.0001 470, Tourism/Occupancy, Tourism, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 69 OF 2019

Resolution introduced by Supervisors Dickinson, Merlino, Simpson, Strough, Beaty, Frasier, Leggett, Geraghty and Driscoll

AUTHORIZING WARREN COUNTY TOURIST AND CONVENTION DEVELOPMENT AGREEMENT WITH THE ADIRONDACK CIVIC CENTER COALITION, INC. FOR OCCUPANCY TAX SPECIAL EVENT FUNDING

WHEREAS, the Occupancy Tax Committee is recommending that Warren County enter into a Tourist and Convention Development Agreement ("Agreement") with the Adirondack Civic Center Coalition, Inc. ("Coalition"), 1 Civic Center Plaza, Glens Falls, New York 12801, wherein the County would provide funding in a total amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000) to be paid on a quarterly basis for year 2019, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes an agreement with the Adirondack Civic Center Coalition, Inc. as outlined in the preambles of this resolution and the Chairman of the Board of Supervisors is hereby authorized to execute the Agreement in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6417.0002 480.02 Tourism/Occupancy, Occupancy Tax, Tourism - Convention Event Development Fund. Adopted by unanimous vote.

RESOLUTION NO. 70 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AWARDING BID AND AUTHORIZING AGREEMENT WITH CARE ENVIRONMENTAL CORP. FOR HOUSEHOLD HAZARDOUS WASTE COLLECTION IN CONNECTION WITH THE WARREN COUNTY DEPARTMENT OF PUBLIC WORKS (WC 76-18)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Household Hazardous Waste Collection in connection with the Warren County Department of Public Works (WC 76-18), and

WHEREAS, the Superintendent of the Department of Public Works has issued correspondence recommending that Warren County award the contract to Care Environmental Corp., 1620 State Highway 57, Unit A, Hackettstown, New Jersey 07840, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent notify Care Environmental Corp., of the acceptance of their proposal, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with Care Environmental Corp., pursuant to the terms and provisions of the specifications (WC 76-18) and proposal, for a term commencing upon execution by both parties and terminating December 31, 2019, with an option to extend the agreement for up to two (2) additional one (1) year terms without the need for further resolution, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the agreement and other necessary documents in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Department of Public Works Projects.

Roll Call Vote:

Ayes: 818

Noes: 87 Supervisors Braymer and Loeb

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 71 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

**AUTHORIZING ACCEPTANCE OF DONATION OF LAND LOCATED IN THE TOWN OF
JOHNSBURG (TAX MAP PARCELS NOS. 66.10-1-86 AND 66.10-1-87) FROM THE
NATURE CONSERVANCY**

WHEREAS, the Superintendent of the Department of Public Works is requesting authority to accept a donation of land located in the Town of Johnsburg (Tax Map Parcel Nos. 66.10-1-86 and 66.10-1-87) from the Nature Conservancy for the purpose of consolidating into an existing County Parcel (Tax Map Parcel No. 66.10-1-85), now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the acceptance of a donation of land located in the Town of Johnsburg (Tax Map Parcel Nos. 66.10-1-86 and 66.10-1-87) from the Nature Conservancy, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute any and all necessary documents to carry out the terms of this resolution in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 72 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

**AUTHORIZING OUT-OF-STATE TRAVEL FOR SUPERVISORS CLAUDIA BRAYMER
AND MATTHEW SIMPSON TO ATTEND THE NATIONAL ASSOCIATION OF COUNTIES
(NACo) LEGISLATIVE CONFERENCE IN WASHINGTON, DC**

RESOLVED, that Supervisors Claudia Braymer and Matthew Simpson, be and hereby are, authorized to attend the National Association of Counties (NACo) Legislative Conference in Washington, DC on March 2, 2019 - March 6, 2019 with all expenses paid from Budget Code A.1010 444 Legislative Board, Travel/Education/Conference.

Roll Call Vote:

Ayes: 848

Noes: 0

Absent: 152 Supervisors Diamond, McDevitt and Braymer

Adopted.

RESOLUTION NO. 73 OF 2019

Resolution introduced by Supervisors Merlino, Dickinson, Strough, Frasier, Wild, Geraghty, Diamond, Hogan and Driscoll

**EXTENDING AGREEMENT WITH THE ADIRONDACK REGIONAL TOURISM
COUNCIL, INC. FOR REGIONAL MARKETING SERVICES**

RESOLVED, that Warren County continue the contractual relationship, (the previous agreement being authorized by Resolution No. 86 of 2018), with the Adirondack Regional Tourism Council, Inc., Crestview Plaza, 1992 Saranac Ave., Suite 3, Lake Placid, New York 12946, for regional marketing services, in an amount not to exceed One Hundred Sixty-Two Thousand One Hundred Twenty Dollars (\$162,120), for a term commencing January 1, 2019 and terminating December 31, 2019, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said extension agreement in a form approved by the County Attorney with funding to be paid from Budget Code A.6417.0001 470 Tourism/Occupancy, Tourism, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 74 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

**AMENDING TABLE OF ORGANIZATION AND WARREN COUNTY SALARY AND
COMPENSATION PLAN FOR 2019**

RESOLVED, that the Table of Organization and the Warren County Salary and Compensation Plan for 2019 are hereby amended as follows:

COUNTY ATTORNEY

<u>Reclassify Position From:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1420.110		
<u>TITLE:</u> Legal Assistant-Real Estate	12/26/2018	\$45,000

Reclassify Position To:

A.1420.110	12/26/2018	\$45,000
<u>TITLE:</u> Tax Coordinator		

OFFICE FOR THE AGING

<u>Reducing Hours From:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.6772.130		
<u>TITLE:</u> Meal Site Cook #10	02/25/2019	\$27,438 Grade 2 <i>(pro-rated to 30 hrs/week)</i>

Reducing Hours To:

A.6772.130	02/25/2019	\$27,438 Grade 2 <i>(pro-rated to 25 hrs/week)</i>
<u>TITLE:</u> Meal Site Cook #10		

**PLANNING &
COMMUNITY
DEVELOPMENT**

<u>Reclassify Position From:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.8022.110		
<u>TITLE:</u> GIS Coordinator	02/18/2019	\$74,000

**PLANNING &
COMMUNITY
DEVELOPMENT**

<u>Reclassify Position To:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.8022.110		
<u>TITLE:</u> GIS Administrator	02/18/2019	\$75,924

TREASURER

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1325.130		
<u>TITLE:</u> Principal Account Clerk/Typist-Temp	02/18/2019 - 08/15/2019	\$23.70/hour <i>(Not to exceed 16 hours per week)</i>

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1325.110		
<u>TITLE:</u>	02/18/2019	\$37,633
Principal Account Clerk #4		Grade 10

<u>Deleting Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1325.110		
<u>TITLE:</u>	02/18/2019	\$38,225
Principal Account Clerk/Typist		Grade 11

Roll Call Vote:

Ayes: 905

Noes: 0

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 75 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

APPROVING REVISIONS TO THE WARREN COUNTY TIME CLOCK POLICY AND TIME AND ATTENDANCE SYSTEM PROCEDURE

WHEREAS, upon recommendation by the Director of Human Resources, the Personnel & Higher Education Committee has approved revising the Warren County Time Clock Policy and Time and Attendance System Procedure, most recently amended by Resolution No. 191 of 2016, to remove the list of exempt employees and update the attendance system as set forth in Schedule "A" annexed hereto, now, therefore, be it

RESOLVED, that the Warren County Time Clock Policy and Time and Attendance System Procedure is hereby revised, effective immediately.

SCHEDULE "A"
WARREN COUNTY TIME CLOCK POLICY AND TIME AND ATTENDANCE SYSTEM PROCEDURE

(A) Policy.

- (1) It is the policy of Warren County that each employee will be at his or her work station and ready to commence the day's duties at the employee's starting time. The following procedure will govern the usage of time management tracking in order to provide a uniform procedure for timekeeping. These procedures must be followed consistently to ensure conformance to federal and state wage and hour laws and to ensure that employees are paid correctly.
- (2) Employees are separated into two separate categories as follows:
 - (a) 1. Hourly employees, also called FLSA non-exempt employees, must record their actual time worked for payroll and benefit purposes. FLSA non-exempt employees are those covered by collective bargaining agreements as well as non-unit employees not considered exempt. FLSA non-exempt employees must record the time work begins and ends, as well as the beginning and ending time of any departure from work for any non-work related reason.
 2. FLSA non-exempt employees may not start work until their scheduled starting time. FLSA non-exempt employees will not

- be allowed to clock in more than six minutes before their shift starts and may not clock out more than six minutes after their shift ends unless overtime is approved.
3. Break rules are set by the department and the applicable collective bargaining agreement. Employees are not required to record break times.
 4. FLSA non-exempt employees who work in the field or are out of the office on work related activities will not be required to clock in and out for lunch.
- (b) 1. FLSA exempt employees are classified in positions as administrative, executive, or professional in nature. FLSA exempt employees include but are not limited to department heads, deputy department heads, attorneys, accountants and other high level employees whose work involves professional services at the County. FLSA exempt employees are not entitled to overtime. FLSA exempt employees shall be designated by the Personnel Officer and Human Resources Director with the additional approval of the County Attorney and the Personnel Committee Chair.
2. FLSA exempt employees are required to clock in when arriving at their office. This one time entry indicates the employee will be working that day. If FLSA exempt employees will be working out of the office for any period of time they must contact the department payroll clerk to record the appropriate entry signifying a day's work. These employees are required to log any hours when they are not working with applicable leave credits as prescribed by management. FLSA exempt employees must certify hours bi-weekly indicating they have met the standard applicable hours.
 3. Employees are responsible for their time reporting. Any errors in your time record should be reported immediately to your supervisor, who will attempt to correct legitimate errors.
 4. All employees are expected to report to work on time, as scheduled, with no grace periods allowed. This includes arrival at work and returns from lunch and break periods. Exceptions must be approved by the appropriate department head.
 5. Altering, falsifying or tampering with time records is prohibited and subjects the employee to possible discipline, up to and including discharge. This includes clocking in or out for a co-worker regardless of the time management system in use.
 6. Elected officials are not required to utilize the county's time management system.

Adopted by unanimous vote.

RESOLUTION NO. 76 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

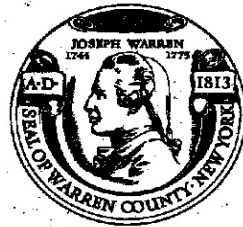
APPROVING THE WARREN COUNTY POLICY AGAINST DISCRIMINATION AND HARASSMENT WHICH REPLACES THE WARREN COUNTY PLAN AND PROGRAM ON WORKPLACE HARASSMENT

WHEREAS, a Policy Against Discrimination and Harassment for Warren County has been developed which Policy includes updated New York State mandates including the definition of workplace harassment, the prohibition of workplace harassment and a process for

reporting and investigating workplace harassment complaints, and

WHEREAS, the Policy Against Discrimination and Harassment will replace the Plan and Program on Workplace Harassment previously approved by Resolution No. 304 of 2013, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the Warren County Policy Against Discrimination and Harassment as attached hereto to be effective February 15, 2019.



WARREN COUNTY POLICY AGAINST DISCRIMINATION AND HARASSMENT

Adopted by Resolution # 76 of 201

WARREN COUNTY POLICY AGAINST DISCRIMINATION AND HARASSMENT

SECTION 1: PURPOSE

Warren County believes in the dignity of the individual and recognizes the rights of all people to equal employment opportunities in the workplace. In this regard, Warren County, (hereinafter "County"), is committed to a policy of protecting and safeguarding the rights and opportunities of all people to seek, obtain and hold employment without being subject to harassment or discrimination in the workplace. It is our County's policy to provide an employment environment free from harassment for any reason and discrimination based on race, color, gender, religion, religious creed, sex, familial or marital status, age, national origin or ancestry, physical or mental disability, genetic information/predisposition or carrier status, military or veteran status, sexual orientation, self-identified or perceived sex, gender expression, gender identity and the status of being transgender, pregnancy (including childbirth and related medical conditions, and including medical conditions related to lactation), citizenship, domestic violence victim status or any other characteristic protected by applicable federal, state or local law.

A. **Scope of Policy** This Policy applies to all County employees and all personnel in a contractual or other business relationship with the County including, for example, applicants, temporary or leased employees, interns (whether paid or unpaid), independent contractors, vendors, consultants, volunteers or visitors. In the remainder of this Policy, the term "employees" refers to this collective group. This Policy applies with equal force on County property as well as at County-sponsored events, programs, and activities that take place off County premises.

B. **Policy Objectives** By adopting and publishing this Policy, it is the intention of the County's governing body to:

- (1) Notify employees about the types of conduct that constitute harassment and discrimination prohibited by this Policy;
- (2) Inform employees about the complaint procedures that enable any employee who believes they are the victim of harassment or discrimination to submit a complaint which will be investigated;
- (3) Clearly advise all supervisory staff, managers, and employees that harassment and discrimination is strictly prohibited; and
- (4) Notify all employees that the County has appointed Compliance Officers who are specifically designated to receive complaints and ensure compliance with this Policy.

NOTE: The names and office location of each Compliance Officer designated to receive and investigate complaints are listed below in Section 11 of this Policy. Any change in the designated Compliance Officers shall be distributed in writing to all current employees and shall be posted.

SECTION 2: DEFINITIONS

“Prohibited Discrimination of Employees”

Prohibited discrimination of employees can take the form of any adverse employment action against an employee, by either a County employee or official or a third party engaged in activities sponsored by the County which is based upon the employee’s protected characteristic. Prohibited discrimination of employees also includes harassment even where there is no tangible impact upon the employee’s employment opportunities and/or employment benefits. The phrase “prohibited discrimination” as used in this Policy includes all forms of prohibited discrimination and harassment based on a protected characteristic, including “Sexual Harassment” as defined below.

“Harassment”

Harassment is strictly prohibited and includes, but is not limited to, conduct that is unwelcome and has the purpose or effect of unreasonably interfering with a person’s work performance, or creating an intimidating, hostile or offensive working environment. In this regard, individuals subject to this Policy should be mindful that conduct or behavior that is acceptable, amusing or inoffensive to some individuals may be viewed as unwelcome, abusive or offensive to others.

“Sexual Harassment”

Sexual harassment is strictly prohibited. It is a form of sex discrimination and is unlawful under federal, and state law. Sexual harassment includes harassment on the basis of sex, sexual orientation, self-identified or perceived sex, gender expression, gender identity and the status of being transgender.

Sexual harassment includes unwelcome conduct which is either of a sexual nature, or which is directed at an individual because of that individual’s sex when:

- (1) Submission to such conduct is made either explicitly or implicitly a term or condition of an individual’s employment;
- (2) Submission to, or rejection of, such conduct by an individual is used as the basis for employment decisions affecting such individual (e.g., promotion, transfer, demotion, termination); or

- (3) Such gender-based conduct has the purpose or effect of unreasonably interfering with an individual's work performance, or of creating an intimidating, hostile or offensive working environment, even if the reporting individual is not the intended target of the sexual harassment.

This includes offensive comments, jokes, innuendoes or other statements of a sexual or gender-based nature as well as favoritism between a supervisor and subordinate based on an intimate/sexual relationship or desire for the same.

Who can be the target of sexual harassment?

Sexual harassment can occur between any individuals, regardless of their sex or gender. New York Law protects employees, paid or unpaid interns, and non-employees, including independent contractors, and those employed by companies contracting to provide services in the workplace. Harassers can be a superior, a subordinate, a coworker or anyone in the workplace including an independent contractor, contract worker, vendor, client, customer or visitor.

Where can sexual harassment occur?

Unlawful sexual harassment is not limited to the physical workplace itself. It can occur while employees are traveling for business or at employer sponsored events or parties. Calls, texts, emails, and social media usage by employees can constitute unlawful workplace harassment even if they occur away from the workplace premises, on personal devices or during non-work hours.

“Prohibited Behavior and Examples of Harassment, including Sexual Harassment”

Specific forms of behavior the County considers harassment or sexual harassment are set forth below. Every conceivable example cannot be spelled out, and therefore the descriptions below should not be interpreted in any way as being all-inclusive.

1. **Verbal:** Abusive verbal language including jokes, comments, teasing or threats related to an employee's protected characteristic, sexual activity and/or body parts whether or not said in that person's presence including, but not limited to: sexual innuendos; slurs; suggestive, derogatory, or insulting comments or sounds; whistling; jokes; propositions; threats; comments on a person's appearance that make the person feel uncomfortable; sex stereotyping, continuing to ask someone for dates or to meet after work after the person has made it clear that he or she does not want to go; comments about an employee's anatomy or protected characteristic that are unwelcome, unreasonably interfere with an employee's work performance, or create an intimidating, hostile or offensive work environment; or unwelcome advances or demands based on someone's protected characteristic.
2. **Nonverbal:** Abusive written language showing or displaying pornographic or sexually explicit objects or pictures; graphic commentaries; derogatory cartoons or caricatures; obscene gestures; staring at a person's body in a sexually suggestive manner; gestures or motions; sending material through the County e-mail system or other electronic communication devices (e.g. voice mail) or using the County's mail, computers or cell phones to view material that is demeaning or derogatory.

3. **Physical:** Unwelcome physical conduct, including but not limited to hitting, pushing, shoving, slapping, petting, pinching, grabbing, holding, hugging, kissing, tickling, massaging, displaying private body parts, coerced sexual intercourse, rape or assault or attempts to commit these assaults, persistent brushing up against a person's body, unnecessary touching and flashing or other unwelcome physical conduct.
4. **Other:** Hostile actions taken against an individual such as: interfering with, destroying or damaging a person's workstation, tools, or equipment, or otherwise interfering with the individual's ability to perform the job; sabotaging an individual's work; bullying; yelling; or name-calling.

Any employee who feels discriminated against or harassed should report that conduct so that any violation of this Policy can be corrected promptly. Any harassing conduct, even if a single incident, can be addressed under this Policy.

SECTION 3: POLICY

The County prohibits harassment and discrimination for any reason and will not tolerate any form of unlawful discrimination or harassment. The County will take all steps necessary to prevent and stop the occurrence of unlawful discrimination and/or harassment, including sexual harassment, in the workplace.

All employees, including but not limited to, County officials and supervisory personnel, are responsible for ensuring a work environment free from harassment and discrimination. All employees will be held responsible and accountable for avoiding or eliminating inappropriate conduct that may give rise to a claim of harassment or discrimination. Employees are encouraged to report violations to a supervisor, manager, or one of the Compliance Officers listed in *Section 11* of this Policy in accordance with the Complaint Procedure set forth in this Policy. Officials, managers and supervisors must take immediate and appropriate corrective action when suspected instances of harassment and/or discrimination come to their attention to assure compliance with this Policy as well as report the suspected misconduct to the Municipality's designated Compliance Officers. Furthermore, if any employee believes that any member of management has violated this policy or has not properly responded to and/or handled a report or concerns about discrimination or harassment, the employee should immediately contact one of the designated Compliance Officers.

Each employee is assured pursuant to *Section 6* of this Policy, that retaliation against an individual who makes a complaint or report under this Policy is absolutely prohibited and constitutes, in and of itself, a violation of this Policy. Employees who engage in retaliation against any employee for making a good faith complaint of harassment or discrimination, or for opposing in good faith any practices forbidden by applicable anti-discrimination laws or otherwise participating in any manner in an internal workplace investigation or an external investigation, proceeding or hearing conducted by any federal or state agency charged with enforcing employment discrimination laws, shall be subject to discipline, up to and including termination of employment. Any employee who believes he/she has been retaliated against in violation of this policy should report violations to one of the Compliance Officers listed in *Section 11* of this Policy in accordance with the Complaint Procedure set forth in this Policy.

Any questions regarding the scope or application of this Policy should be directed to one of the Compliance Officers listed in *Section 11* of this Policy.

SECTION 4: POLICY ENFORCEMENT**A. Complaint Procedure for Employees****1. Notification Procedure**

Prompt reporting of complaints or concerns is encouraged so that timely and constructive action can be taken before relationships become strained. Reporting of all perceived incidents of prohibited discrimination and/or harassment is encouraged and essential, regardless of the offender's identity or position. An employee or other individual who feels aggrieved because of harassment or discrimination should contact his or her supervisor, Department Head or a Compliance Officer. Likewise, anyone who witnesses or becomes aware of instances of harassment or discrimination should report such behavior to his or her supervisor, Department Head or a Compliance Officer.

2. Making a Complaint

Complaints are accepted verbally and in writing. All employees are encouraged to use the County's "Complaint of Alleged Discrimination" form. A copy of this form is attached to this Policy. Additional complaint forms can be obtained from a Compliance Officer, with no questions asked, or from the Human Resources section of the Warren County website. Because an accurate record is necessary to resolve a complaint, the County encourages employees to place complaints in writing, even if originally made verbally. If an employee has any questions or difficulty filling out the complaint form, she/he can obtain assistance from any of the Compliance Officers or the supervisor to which he/she complained. All complaints should include: the name of the reporting party, the name of the alleged offender(s), date(s) of the incident(s), description of the incident(s), names of witnesses to the incident(s) and the signature of the reporting party.

Once the reporting party has completed and dated a complaint, the written complaint, or verbal complaint as the case may be, should be promptly forwarded to one of the County's Compliance Officers.

Reporters are expected to cooperate with the County's investigation procedures by providing all relevant information relating to the complaint, as are all other employees having relevant or related knowledge or information.

3. Supervisory Responsibilities

All supervisors and Department Heads who receive a complaint or information about suspected harassment or discrimination, observe what may be harassing behavior, or have any reason to suspect that harassment is occurring, are required to report such suspected harassment or discrimination to one of the Compliance Officers.

In addition to being subject to discipline if they engaged in harassing conduct themselves, supervisors and managers will be subject to discipline for failing to report suspected harassment or otherwise knowingly allowing harassment to continue.

Supervisors and managers will also be subjected to discipline for engaging in any retaliation.

B. Time for Reporting a Complaint

Prompt reporting of all complaints is strongly encouraged. All employees should be aware that appropriate resolution of complaints and effective remedial action is only possible when complaints are promptly filed.

C. Confidentiality and Privacy

The County shall keep complaints as confidential as is consistent with a thorough investigation, applicable collective bargaining agreements, and other laws and regulations regarding employees. To the extent complaints made under this Policy implicate criminal conduct, the County may be required by law to contact and cooperate with the appropriate law enforcement authorities.

D. Acknowledgement of Complaint

Upon receipt of a verbal or written complaint, the Compliance Officer should contact the reporter to confirm that the complaint has been received. If the reporter does not receive such confirmation promptly, she/he is encouraged to contact a Compliance Officer or his/her supervisor or the supervisor to whom the complaint was made to ensure its receipt. The purpose of this acknowledgment procedure is to ensure that all complaints are received by authorize individuals, carefully processed and promptly investigated.

SECTION 5: INVESTIGATION PROCEDURES**A. Timing of Investigations**

The County will promptly investigate all allegations of discrimination and harassment prohibited by this Policy. The length of the investigation will depend upon the complexity and particular circumstances of each complaint.

B. Method of Investigation

Investigations will be conducted by Compliance Officers, County's legal counsel, and/or other impartial persons designated by the Compliance Officers. The primary purposes of all investigations under this Policy will be to determine:

- Did the conduct complained of occur;
- Did the conduct complained of violate this Policy; and
- What remedial measures or preventative steps, if any, shall be taken.

Investigations will necessarily vary from case to case and may typically include the following: fact-finding interviews, including of the accuser and the accused; document request, review and preservation; depositions; and observations or other reasonable methods. Investigators should pursue reasonable steps to investigate each complaint in a thorough and comprehensive manner. Any notes, memoranda, or other records created while conducting an investigation under this Policy shall be deemed confidential and privileged to the extent allowed by law.

Investigators will create a written documentation of the investigation (such as a letter, memo or email), which contains the following:

- A list of all documents reviewed, along with a detailed summary of relevant documents;
- A list of names of those interviewed, along with a detailed summary of their statements;
- A timeline of events;
- A summary of prior relevant incidents, reported or unreported; and
- The basis for the decision and final resolution of the complaint, together with any remedial actions.

C. Notification to Reporting Party and the Accused Party

The results of the investigation shall be communicated in writing to both the person filing the complaint and the accused party.

D. Remedial Measures

This Policy is intended to prevent all forms of unlawful discrimination and harassment and put an end to any prohibited discrimination or harassment that is found to have occurred. While disciplinary action may be appropriate in certain instances, punitive measures are not the exclusive means for responding to prohibited discrimination or harassment. During any investigation being conducted pursuant to this Policy, remedial measures may be taken if appropriate and necessary. Any individual who is found to have engaged in prohibited discrimination or harassment or conduct which may be prohibited by this Policy may receive education, training, counseling, warnings, discipline, or other measures designed to prevent future violations of this Policy. Disciplinary action may include: warnings, suspension, or discharge from employment or such disciplinary action as may be permitted by applicable collective bargaining agreements and law. Any third party found to have engaged in discrimination or harassment of an employee may be barred from County property.

SECTION 6: PROHIBITION AGAINST RETALIATION AND ABUSE OF THE POLICY

Unlawful retaliation can be any action that could discourage an employee from coming forward to make a complaint or support a discrimination or harassment claim. Adverse action need not be job-related or occur in the workplace to constitute retaliation (e.g., threats of physical violence outside of work hours).

Retaliation against anyone for making a good faith complaint of harassment or discrimination, for opposing in good faith any practices forbidden by applicable anti-discrimination laws or for filing a good faith complaint with, or otherwise participating in any manner in an internal workplace investigation or an external investigation, proceeding or hearing conducted by any federal or state agency charged with enforcing employment discrimination laws is strictly prohibited by this Policy and by law.

Even if the alleged harassment or discrimination turns out to be unfounded, the individual is protected from retaliation if he/she had a good faith belief that the practices were in violation of this policy. However, the retaliation provision is not intended to protect persons making intentionally false charges of harassment or discrimination.

Complaints of retaliation should be brought directly to a Compliance Officer. Such complaints will be promptly investigated. If retaliation is found, the person retaliating will be subject to corrective action up to and including termination from employment, or in the case of a non-employee, an appropriate remedy up to and including termination of the business relationship.

SECTION 7: APPEALS

Any complainant or accused party who wishes to appeal the conclusion which the County reached in investigating a complaint filed under this Policy, may do so within ten (10) calendar days of receipt of the notification of the investigation outcome. Untimely submissions may not receive consideration. Such appeals must be made in writing to the Chair of the Personnel Committee. The appealing party shall be entitled to present evidence in writing as to why the conclusion was flawed, improper, or otherwise not supported by the evidence. The Personnel Committee's consideration and review of any such appeal shall be conducted confidentially in executive session. Following a review of that evidence, as well as the information obtained in the investigation process and conclusions derived therefrom, the

Personnel Committee, or its designee, shall render a decision. That decision shall be final. The appealing party shall be notified of the decision in writing.

Nothing set forth in the Appeal Process above shall be construed to, in any way, confer upon either the complainant(s) or the person(s) accused of violating this Policy any right to appeal the Municipality's determination as to appropriate disciplinary and/or corrective action to be taken on meritorious complaints. In this regard, the Municipality at all times retains sole discretion to determine the appropriate disciplinary and/or corrective action to be taken with regard to a meritorious complaint.

SECTION 8: RECORD KEEPING

The County shall maintain a written record of all complaints of discrimination and/or harassment for a period of at least six years. The County shall also document the steps taken with regard to investigations, as well as conclusions reached and remedial action taken, if any. The County shall also maintain these documents for, at a minimum, six years.

The Municipality's records regarding alleged discrimination and harassment shall be maintained separate and apart from personnel records in a secure and confidential location.

SECTION 9: LEGAL PROTECTIONS AND EXTERNAL REMEDIES

Discrimination and harassment based on protected characteristics, including sexual harassment, are not only prohibited by the Municipality but are also prohibited by state, and federal law.

Aside from the internal process at the Municipality, employees may also choose to pursue legal remedies with the governmental entities referenced in the following laws.

In addition to those outlined below, employees in certain industries may have additional legal protections.

State Human Rights Law (HRL)

The Human Rights Law (HRL), codified as N.Y. Executive Law, art. 15, § 290 et seq., applies to all employers in New York State with regard to sexual harassment and harassment based on other protected characteristics set forth in this Policy, and protects employees, paid or unpaid interns and non-employees, regardless of immigration status. A complaint alleging violation of the Human Rights Law may be filed either with the Division of Human Rights (DHR) or in New York State Supreme Court.

Complaints with DHR may be filed any time **within one year** of the harassment. If an individual did not file at DHR, they can sue directly in state court under the HRL, **within three years** of the alleged harassment, including sexual harassment. An individual may not file with DHR if they have already filed a HRL complaint in state court.

Complaining internally to the Municipality does not extend your time to file with DHR or in court. The one year or three years is counted from the date of the most recent incident of harassment.

You do not need an attorney to file a complaint with DHR, and there is no cost to file with DHR.

DHR will investigate your complaint and determine whether there is probable cause to believe that sexual or other illegal harassment has occurred. Probable cause cases are forwarded to a public hearing before an administrative law judge. If sexual or other illegal harassment is found after a hearing, DHR has the power to award relief, which varies but may include requiring your employer to take action to stop the harassment, or redress the damage caused, including paying of monetary damages, attorney's fees (in sex discrimination and sexual harassment cases only) and civil fines.

DHR's main office contact information is: NYS Division of Human Rights, One Fordham Plaza, Fourth Floor, Bronx, New York 10458. You may call (718) 741-8400 or visit: www.dhr.ny.gov.

Contact DHR at (888) 392-3644 or visit dhr.ny.gov/complaint for more information about filing a complaint. The website has a complaint form that can be downloaded, filled out, notarized and mailed to DHR. The website also contains contact information for DHR's regional offices across New York State.

Civil Rights Act of 1964

The United States Equal Employment Opportunity Commission (EEOC) enforces federal anti-discrimination laws, including Title VII of the 1964 federal Civil Rights Act (codified as 42 U.S.C. § 2000e et seq.). An individual can file a complaint with the EEOC anytime within 300 days from the discrimination or harassment. There is no cost to file a complaint with the EEOC. The EEOC will investigate the complaint, and determine whether there is reasonable cause to believe that discrimination has occurred, at which point the EEOC will issue a Right to Sue letter permitting the individual to file a complaint in federal court.

The EEOC does not hold hearings or award relief, but may take other action including pursuing cases in federal court on behalf of complaining parties. Federal courts may award remedies if discrimination is found to have occurred. In general, employers must have at least 15 employees to come within the jurisdiction of the EEOC.

An employee alleging discrimination at work can file a "Charge of Discrimination." The EEOC has district, area, and field offices where complaints can be filed. Contact the EEOC by calling 1-800-669-4000 (TTY: 1-800-669-6820), visiting their website at www.eeoc.gov or via email at info@eeoc.gov.

If an individual filed an administrative complaint with DHR, DHR will file the complaint with the EEOC to preserve the right to proceed in federal court.

Local Protections

Many localities enforce laws protecting individuals from sexual harassment and discrimination. An individual should contact the county, city or town in which they live to find out if such a law exists. For example, employees who work in New York City may file complaints of sexual harassment with the New York City Commission on Human Rights. Contact their main office at Law Enforcement Bureau of the NYC Commission on Human Rights, 40 Rector Street, 10th Floor, New York, New York; call 311 or (212) 306-7450; or visit www.nyc.gov/html/cchr/html/home/home.shtml.

Contact the Local Police Department

If the harassment involves unwanted physical touching, coerced physical confinement or coerced sex acts, the conduct may constitute a crime. Contact your local police department.

SECTION 10: QUESTIONS

Any questions by employees of the Municipality about this Policy or potential harassment or discrimination should be brought to the attention of one of the Compliance Officers. The names, addresses, and telephone numbers of the Compliance Officers are listed in *Section 11* of this Policy.

SECTION 11: COMPLIANCE OFFICERS

County Human Resources Director
518-761-6482
1st Floor, Municipal Center
1340 State Route 9, Lake George, NY 12845

County Administrator
518-761-6539
2nd Floor, Municipal Center
1340 State Route 9, Lake George, NY
12845

SECTION 12: EFFECTIVE DATE AND POLICY DISSEMINATION

The effective date of this Policy shall be February 15, 2019. The County Human Resources Director shall ensure that this Policy is adequately disseminated and made available to all employees of the Municipality. This Policy shall be distributed each year. In addition, copies of this Policy and Complaint Form shall be maintained in the office of each Compliance Officer as well as the Municipality's Policy Book that is available at the office of the Clerk of the Board.

Upon the effective date of this Policy, the provisions of this Policy shall supersede and replace the following prior Municipality policies and regulations regarding employee discrimination and harassment: Warren County Plan and Program on Workplace Harassment adopted by Resolution 304 of 2013.

ACKNOWLEDGMENT OF RECEIPT OF WARREN COUNTY'S POLICY AGAINST DISCRIMINATION AND HARASSMENT

Warren County is committed to a policy of protecting and safeguarding the rights and opportunities of all people to seek, obtain and hold employment without being subjected to harassment or discrimination in the workplace. It is the County's policy to provide a workplace environment free from harassment and discriminatory practices.

Warren County has adopted and disseminated a revised Policy Against Discrimination and Harassment. Please sign the attached acknowledgment that you have received a copy of the revised Policy, have reviewed it, and have been afforded an opportunity to ask a Compliance Officer any questions you may have regarding the Policy. Return the signed acknowledgment to Human Resources.

Thank you for your assistance in this matter. If you have any further questions regarding this Policy, feel free to contact the County Human Resources Director.

ACKNOWLEDGMENT OF RECEIPT OF MUNICIPALITY'S POLICY AGAINST DISCRIMINATION AND HARASSMENT

I, _____, have received the County's Policy Against Discrimination and Harassment. I have reviewed this Policy, and I have had the opportunity to ask questions regarding the Policy.

Signature of Employee

Date

COMPLAINT FORM

In order to assist us in investigating your allegations of harassment, discrimination or retaliation in a prompt and thorough fashion, please complete this form to the best of your abilities and with as much detail as you are able. Once completed, please submit this form to a Compliance

Officer identified in Section 11 of the County Policy Against Discrimination and Harassment. If additional space is needed in order to respond to any question below, please attach additional pages as necessary. Any questions regarding this form may be directed to a Compliance Officer. No individual will be retaliated against for filing a complaint.

Your Name: _____ Date Submitted: _____

Job Title: _____

Address: _____

Home phone: _____ Cell: _____ Work: _____
(Please circle the number you'd prefer us to call)

Email: _____

Name of Victim (if different than Complainant): _____

Basis of this complaint (check all that apply):

- Age
- Citizenship
- Disability
- Domestic violence victim status
- Familial Status
- Gender expression
- Gender identity
- Genetic predisposition
- Marital Status
- Military/veteran status
- National Origin
- Pregnancy
- Race/color
- Religion/Religious creed
- Sex/gender
- Sexual harassment
- Sexual orientation
- Transgender status
- Retaliation
- Other/Not Sure

If checked "Other/Not Sure," please briefly explain: _____

Time(s) and date(s) the incident(s) took place: _____

Name(s) and office address of the individual who allegedly engaged in the harassment, discrimination or retaliation. If more than one, list all.

Name: _____

Location: _____

Describe the incident(s) which occurred with as much detail as you are able, including why you believe the incident(s) constitutes harassment, discrimination or retaliation (please attach any documentation or evidence you believe is relevant to the incident):

Describe briefly what you would consider to be appropriate resolution of the conduct described above: (Please note that Warren County retains the sole discretion and authority to determine the appropriate disciplinary and/or corrective action to be taken with regard to meritorious complaints. This question should not be construed in any way to constitute a forfeiture of that discretion or authority.)

Identify all persons who witnessed the incident(s) described above:

Please identify any other persons you believe have knowledge important to the incident(s) in question, including his/her contact information and a brief description of the knowledge held by each person:

Have you filed a complaint or charge with a Federal, State, or Local Government agency related to the incident(s) identified above?

Yes _____ No _____

Has this incident or occurrence been previously reported? [] Y [] N. If yes, when and to whom?

I swear or affirm that I have read the above complaint and that it is true to the best of my knowledge, information and belief.

Signature

Date

For Employer Use Only – To be Completed Upon Receipt

Recipient of Complaint (print):

Date, Time and Manner (e.g. personal delivery, mailbox, etc.) Received:

Notes:

Adopted by unanimous vote.

RESOLUTION NO. 77 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AMENDING RESOLUTION NO. 375 OF 2018 AUTHORIZING HEALTH, DENTAL AND VISION INSURANCE FOR COUNTY OFFICERS, EMPLOYEES AND RETIREES TO INCLUDE ONE HUNDRED THOUSAND DOLLAR (\$100,000) STOP-LOSS DEDUCTIBLE AND RATIFYING THE ACTIONS OF THE CHAIRMAN OF THE BOARD REGARDING EXECUTION OF CONTRACT FOR SAME

WHEREAS, pursuant to Resolution No. 375 of 2018, the Warren County Board of Supervisors authorized an agreement to renew its health insurance coverage with Blue Shield for County officers, employees and retirees (pre-Medicare eligible), and

WHEREAS, the Director of Human Resources has requested that the Resolution be amended to include a One Hundred Thousand Dollar (\$100,000) Stop-Loss Deductible, and

WHEREAS, the Chairman of the Board of Supervisors executed the agreement prior to the February 15, 2019 Board of Supervisors meeting, now, therefore, be it

RESOLVED, that Resolution No. 375 of 2018 be, and hereby is, amended to include a One Hundred Thousand Dollar (\$100,000) Stop-Loss Deductible, and be it further

RESOLVED, that the actions of the Chairman of the Board of Supervisors, be and hereby are, ratified regarding the execution of an agreement with Blue Shield to include a One Hundred Thousand Dollar (\$100,000) Stop-Loss Deductible for a term commencing December 1, 2018 and terminating November 30, 2019, in a form approved by the County Attorney, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 375 of 2018 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 78 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING TEMPORARY OUT-OF-TITLE PAY FOR SENIOR AIDE #2 AT COUNTRYSIDE ADULT HOME UNTIL THE DIRECTOR POSITION IS POSTED AND FILLED

WHEREAS, the Senior Aide #2 position at Countryside Adult Home has experienced an increase in workload and responsibilities in the absence of a Director, and

WHEREAS, the Commissioner of the Department of Social Services has requested out-of-title pay for the Senior Aide #2 position, to pay the Countryside Director rate of pay retroactive to November 19, 2018 and continuing until the Director position can be evaluated, posted and filled, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves out-of-title pay for the Senior Aide #2 position at Countryside Adult Home, to pay the Countryside Director rate of pay retroactive to November 19, 2018 and continuing until the Director position can be evaluated, posted and filled, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6030 110 Countryside Adult Home, Salaries-Regular.

Adopted by unanimous vote.

RESOLUTION NO. 79 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING TEMPORARY INCREASE IN HOURS TO THE PART-TIME SENIOR ACCOUNT CLERK AT COUNTRYSIDE ADULT HOME UNTIL THE PART-TIME ACCOUNT CLERK #3 POSITION IS FILLED

WHEREAS, the Part-Time Senior Account Clerk at Countryside Adult Home has experienced an increase in workload and responsibilities due to a vacancy in the Part-Time Account Clerk #3 position, and

WHEREAS, the Commissioner of the Department of Social Services has requested that the hours for the Part-Time Senior Clerk be increased from 24 hours per week to 32 hours per week until the Part-Time Account Clerk #3 position is filled, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves an increase in the hours for the Part-Time Senior Account Clerk in the Countryside Adult Home from 24 per week to 32 per week until the Part-Time Account Clerk #3 position is filled, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6030 130 Countryside Adult Home, Salaries-Part Time.

Adopted by unanimous vote.

RESOLUTION NO. 80 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING LAURA MONROE, PUBLIC HEALTH REGISTERED NURSE, TO ENROLL IN A JOB-RELATED COURSE

WHEREAS, Laura Monroe, Public Health Registered Nurse, has submitted an Application for Approval of Enrollment in a Job-Related Course by an Employee for a course offered at Southern New Hampshire University-Online, for the following term and amount, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves Laura Monroe's enrollment in the following course for the term and amount listed, which approval for the employee shall be contingent upon continued employment with Warren County for at least eighteen (18) consecutive months after completing this course, for the course period set forth below and upon completion of said course with a grade of "C" or better:

COURSES	TERM	REIMBURSABLE AMOUNT (NOT TO EXCEED)
NUR 305 Information Management and Patient Care Technologies	January 7, 2019 - May 3, 2019	\$568.50
TOTAL NOT TO EXCEED		\$568.50

and be it further,

RESOLVED, that Laura Monroe, shall be reimbursed for fifty percent (50%) of the course costs incurred for the above course and associated course fees if any, upon the submission of vouchers with receipts verifying costs for same, and be it further

RESOLVED, that the funds for the above reimbursement shall be expended from Budget Code A.4010 444.01 Health Services, Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 81 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING JIGNASHA SHAH, PUBLIC HEALTH PROGRAM COORDINATOR, TO ENROLL IN A JOB-RELATED COURSE

WHEREAS, Jignasha Shah, Public Health Program Coordinator, has submitted an Application for Approval of Enrollment in a Job-Related Course by an Employee for a course offered at Hudson Valley Community College, for the following term and amount, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves Jignasha Shah's enrollment in the following course for the term and amount listed, which approval for the employee shall be contingent upon continued employment with Warren County for at least eighteen (18) consecutive months after completing this course, for the course period set forth below and upon completion of said course with a grade of "C" or better:

COURSES	TERM	REIMBURSABLE AMOUNT (NOT TO EXCEED)
Biology 270 (Anatomy & Physiology I with Laboratory works)	January 22, 2019 - May 17, 2019	\$504.90
TOTAL NOT TO EXCEED		\$504.90

and be it further,

RESOLVED, that Jignasha Shah, shall be reimbursed for fifty percent (50%) of the course costs incurred for the above course and associated course fees if any, upon the submission of vouchers with receipts verifying costs for same, and be it further

RESOLVED, that the funds for the above reimbursement shall be expended from Budget Code A.4018.0040 444.01 Health Services, Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 82 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING CARRIE WRIGHT, PROGRAM ANALYST IN THE OFFICE OF COMMUNITY SERVICES, TO ENROLL IN A JOB-RELATED COURSE

WHEREAS, Carrie Wright, Program Analyst in the Office of Community Services, has submitted an Application for Approval of Enrollment in a Job-Related Course by an Employee for a course offered at Marist College, for the following term and amount, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves Carrie Wright's enrollment in the following course for the term and amount listed, which approval for the employee shall be contingent upon continued employment with Warren County for at least eighteen (18) consecutive months after completing this course, for the course period set forth below and upon completion of said course with a grade of "C" or better:

COURSES	TERM	REIMBURSABLE AMOUNT (NOT TO EXCEED)
Intro to Public Admin.	January, 2019 - January, 2020	\$499.50
TOTAL NOT TO EXCEED		\$499.50

and be it further,

RESOLVED, that Carrie Wright, shall be reimbursed for fifty percent (50%) of the course costs incurred for the above course and associated course fees if any, upon the submission of vouchers with receipts verifying costs for same, and be it further

RESOLVED, that the funds for the above reimbursement shall be expended from Budget Code A.4310 444 Mental Health Admin, Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 83 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

URGING ACTION BY NEW YORK STATE LEGISLATORS TO ADVOCATE ON BEHALF OF SUNY ADIRONDACK FOR GOVERNOR CUOMO TO STABILIZE FUNDING TO COMMUNITY COLLEGES IN THE STATE BUDGET

WHEREAS, the Governors Executive Budget had recently been released and if it remained unchanged, the result would be a two percent cut to funding for all community colleges across the state, and

WHEREAS, if the budget remains unchanged, SUNY Adirondack would lose about Three Hundred Thousand Dollars (\$300,000) in State Aid, now, therefore be it

RESOLVED, that the Warren County Board of Supervisors hereby urges New York State Legislators to advocate on behalf of SUNY Adirondack requesting the Governor to stabilize funding to Community Colleges in the State Budget by creating a more sustainable and predictable funding model for Community Colleges, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to forward advocacy letters to State Legislators concerning the same.

Adopted by unanimous vote.

RESOLUTION NO. 84 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING RESOLUTION NO. 433 OF 2016 RELATING TO INVESTMENT POLICIES AND GUIDELINES FOR WARREN COUNTY

WHEREAS, Resolution No. 508 of 1989 approved investment policies and guidelines for Warren County, and

WHEREAS, pursuant to Resolution No. 711 of 2001 the investment polices and guidelines were amended to include authorization for the Country Treasurer to invest in money market accounts, and

WHEREAS, pursuant to Resolution No. 433 of 2016 the investment policies and guidelines were amended again to add insured cash sweep services (ICS) to the list of authorized investments, and

WHEREAS, the Finance Committee of the Board of Supervisors has recommended amending said policies and guidelines to allow Warren County to invest in the New York Cooperative Liquid Asset Securities System (NYCLASS) investment pools authorized to do business in New York State with investments in prime or high grade, short-term fixed income instruments such as collateralized bank deposits, re-purchase agreements and United States Treasury securities, now, therefore, be it

RESOLVED, that the investment policy be amended to allow Warren County to invest in the New York Cooperative Liquid Asset Securities System (NYCLASS) investment pools authorized to do business in New York State with investments in prime or high grade, short-term fixed income instruments such as collateralized bank deposits, re-purchase agreements and United States Treasury securities, and be it further

RESOLVED that other than the changes outlined herein, all other terms and conditions of Resolution No. 433 of 2016 remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 85 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE COUNTY TREASURER TO JOIN NEW YORK COOPERATIVE LIQUID ASSET SECURITIES SYSTEM (NYCLASS) TO INVEST COUNTY FUNDS FOR WARREN COUNTY

WHEREAS, Resolution No. 508 of 1989 approved investment policies and guidelines for Warren County, and

WHEREAS, pursuant to Resolution No. 711 of 2001 the investments polices and guidelines were amended to include authorization for the Country Treasurer to invest in money market accounts, and

WHEREAS, the Finance Committee of the Board of Supervisors has recommended amending said policies and guidelines by separate resolution to include authorization for the County Treasurer to join the New York Cooperative Liquid Asset Securities System (NYCLASS) to invest County funds, now, therefore, be it

RESOLVED, that the Warren County Treasurer be, and he hereby is, authorized to join the New York Cooperative Liquid Asset Securities System (NYCLASS) as a method for investing County funds to the extent that such investment is authorized by New York State General Municipal Law.

Adopted by unanimous vote.

RESOLUTION NO. 86 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING AGREEMENT WITH AIRBNB, INC. TO ALLOW THE TREASURER'S OFFICE TO COLLECT OCCUPANCY TAX

RESOLVED, that the Chairman of the Board of Supervisors, be, and hereby is, authorized to execute an agreement with Airbnb, Inc., 888 Brannan Street, 4th Floor, San Francisco, California 94103, to allow the Warren County Treasurer's Office to collect occupancy tax from Airbnb, Inc. for a term commencing February 15, 2019 and continuing until terminated by either party, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 87 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE GENERAL FUND UNAPPROPRIATED SURPLUS TO THE SHERIFF'S LAW ENFORCEMENT BUDGET TO COVER THE COST OF THE PBA SETTLEMENT; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby appropriates funds in the amount of One Hundred Fifty-Nine Thousand Two Hundred Dollars (\$159,200) from the General Fund Unappropriated Surplus to the following Sheriff's Law Enforcement Budget Codes to cover the cost of the PBA settlement:

CODE	DEPARTMENT	AMOUNT
A.3110 110	Sheriff's Law Enforcement, Salaries, Regular	\$ 121,229.00
A.3110 810	Sheriff's Law Enforcement, Retirement	\$ 28,697.00
A.3110 830	Sheriff's Law Enforcement, Social Security	\$ 7,516.00
A.3110 831	Sheriff's Law Enforcement, Medicare Contribution	\$ 1,758.00
	TOTALS	\$ 159,200.00

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 905

Noes: 0

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 88 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE GENERAL FUND UNAPPROPRIATED SURPLUS TO THE SHERIFF'S BUDGET TO FACILITATE THE PURCHASE OF VEHICLES; AMENDING WARREN COUNTY BUDGET FOR 2019

WHEREAS, the Warren County Sheriff has requested funding in the amount of One Hundred Six Thousand Seven Hundred Seventy-Six Dollars (\$106,776) to cover a portion of the cost of 2019 fleet purchases and the associated upfitting costs, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed One Hundred Six Thousand Seven Hundred Seventy-Six Dollars (\$106,776) from the General Fund Unappropriated Surplus to the following budget code: A.3110 230, Sheriff's Law Enforcement, Automotive Equipment, \$106,776 and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 905

Noes: 0

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 89 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE GENERAL FUND UNAPPROPRIATED SURPLUS TO THE SHERIFF'S OFFICE BUDGET; AMENDING 2019 WARREN COUNTY BUDGET

WHEREAS, the Warren County Sheriff has requested funding in the amount of Thirty-Four Thousand Six Hundred Dollars (\$34,600) for the purchase of optics for thirty-two (32) patrol rifles and one (1) live scan system, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Thirty-Four Thousand Six Hundred Dollars (\$34,600) from the General Fund Unappropriated Surplus to the following budget code: A.3110 260 Sheriff's Law Enforcement, Other Equipment \$34,600 and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 905

Noes: 0

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 90 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE GENERAL FUND UNAPPROPRIATED SURPLUS TO THE SHERIFF'S OFFICE BUDGET; AMENDING 2019 WARREN COUNTY BUDGET

WHEREAS, the Warren County Sheriff has requested funding in the amount of Thirty-Two Thousand Fifty Dollars (\$32,050) for the purchase of furniture, technical equipment and other equipment, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Thirty-Two Thousand Fifty Dollars (\$32,050) from the General Fund Unappropriated Surplus to the following budget codes:

CODE	DEPARTMENT	AMOUNT
A.3150 210	Sheriff's Corrections Division, Furniture	\$ 4,200.00
A.3150 250	Sheriff's Corrections Division, Technical Equipment	\$ 5,150.00
A.3150 260	Sheriff's Corrections Division, Other Equipment	\$ 22,700.00
	TOTALS	\$ 32,050.00

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 905

Noes: 0

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 91 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H382 LAKE GEORGE INVASIVE SPECIES ERADICATION; AUTHORIZING TRANSFER OF FUNDS AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H382, Lake George Invasive Species Eradication, as follows:

1. Capital Project No. H382, Lake George Invasive Species Eradication, is hereby established.
2. The estimated cost of such Capital Project is the amount of Eight Hundred Thousand Dollars (\$800,000).
3. The proposed method of financing such Capital Project consists of the following:
 - a. Capital Project No. H382.9550 3890 Lake George Invasive Species Management & Control in the amount of Six Hundred Thousand Dollars (\$600,000); and

- b. Capital Project No. H382.9550 5031 Lake George Invasive Species Eradication, Interfund Transfers in the amount of Two Hundred Thousand Dollars (\$200,000);

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of Eight Hundred Thousand Dollars (\$800,000) to Capital Project No. H382 Lake George Invasive Species Eradication, Share of Joint Activity, Local, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>		<u>AMOUNT</u>
H382.9550 3890	Lake George Invasive Species Management & Control,	\$600,000.00
H382.9550 5031	Lake George Invasive Species Eradication, Interfund Transfers	\$200,000.00

Roll Call Vote:

Ayes: 905

Noes: 0

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 92 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING AGREEMENT WITH THE CLEMENTS FIRM TO INCREASE THE NOT TO EXCEED AMOUNT FOR SERVICES PROVIDED TO OFFICE FOR THE AGING

WHEREAS, pursuant to Resolution No. 118 of 2016, the Chairman of the Board of Supervisors was

authorized to execute an agreement with The Clements Firm, PO Box 598, Glens Falls, New York 12801, to provide Community Services for the elderly residents within Warren and Hamilton Counties for a total amount not to exceed Two Thousand Dollars (\$2,000), and

WHEREAS, services were provided to four (4) Office for the Aging clients by The Clements Firm's in the amount of One Thousand Seventy Dollars (\$1,070) after the annual limit for services was reached, and

WHEREAS, the Director for Office for the Aging has requested that the agreement be amended to increase the not to exceed amount to Three Thousand Seventy Dollars (\$3,070), now, therefore, be it

RESOLVED, that the agreement with The Clements Firm, be, and hereby is, amended to increase the not to exceed amount to Three Thousand Seventy Dollars (\$3,070), commencing upon execution by both parties and continuing until termination of the original contract term, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6772 440 OFA Warren County, Legal/Transcript Fees, and be it further

RESOLVED, other than the changes outlined herein, all other terms and conditions of Resolution No. 118 of 2016 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 93 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE OCCUPANCY TAX RESERVE TO THE TOURISM BUDGET TO PROVIDE FUNDING FOR TWO SEPARATE AGREEMENTS WITH ALLTHEROOMS, INC.; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby sets aside the rules previously established by the Board concerning the use of occupancy tax funds, and appropriates funds in an amount not to exceed Five Thousand Nine Hundred Sixty Dollars (\$5,960) from the Occupancy Tax Reserve (A.881.00) to the following Budget Codes:

CODE	DEPARTMENT	AMOUNT
A.1325 470	County Treasurer, Contract	\$1,000.00
A.6417.0001 470	Tourism/Occupancy, Tourism, Contract	\$4,960.00
	TOTALS	\$5,960.00

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Treasurer has authority to enter into the contract and the Chairman of the Board of Supervisors has authority to sign.

Roll Call Vote:

Ayes: 905

Noes: 0

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 94 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE COUNTY TREASURER TO TRANSFER FUNDS FROM THE COMPUTER RESERVE FUND TO DEPARTMENTAL BUDGETS FOR THE PURCHASE OF COMPUTERS AND RELATED EQUIPMENT AND SOFTWARE AND AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors does hereby authorize the Warren County Treasurer to transfer funds in the total amount of One Hundred Thirty-Five Thousand One Hundred Dollars (\$135,100) from the Reserve, Computers & Telecommunications (A 895.00), to purchase computers, and all computer related network and support equipment and material including, but not limited to hardware, software and servers to the following Departmental budgets:

CODE	DEPARTMENT	AMOUNT
A.1680 220.1	Information Technology, Office Equipment-Reserve	\$120,000.00

CODE	DEPARTMENT	AMOUNT
A.1435 220.1	Human Resources, Office Equipment-Reserve	\$ 13,500.00
A.1410 220.1	County Clerk, Office Equipment-Reserve	\$ 1,600.00
	TOTAL	\$135,100.00

and be it further

RESOLVED, that the Warren County Budget for 2019, be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 905

Noes: 0

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 95 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE WESTMOUNT LEGACY RESERVE FUND TO THE PUBLIC NURSING HOME BUDGET FOR CERTAIN LEGACY COSTS NOT INCLUDED IN THE 2019 BUDGET; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby appropriates funds and authorizes payment to Today's Options due to overpayment of claims, in the amount of Thirty-Seven Thousand Five Hundred Ninety-Nine Dollars and Ninety-Four Cents (\$37,599.94) from the Reserve, Westmount Legacy Costs (A 897.00) to the following budget code:

CODE	DEPARTMENT	AMOUNT
A.4530 439	Public Nursing Home, Misc. Fees and Expenses	\$37,599.94
	TOTALS	\$37,599.94

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 905

Noes: 0

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 96 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE VEHICLE RESERVE TO DEPARTMENTAL BUDGETS TO PURCHASE VEHICLES; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby appropriates funds in the amount of Two Hundred Forty-Nine Thousand Six Hundred Dollars (\$249,600) from the Reserve, Vehicles (A 896.00), to the following Departmental budgets to purchase vehicles:

CODE	DEPARTMENT	AMOUNT
A.3410 230.1	Fire Prevention and Control, Automotive Equipment-Reserve	\$ 50,000.00
A.3110 230.1	Sheriff's Law Enforcement, Automotive Equipment-Reserve	\$199,600.00

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 905

Noes: 0

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 97 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE TRANSFER OF REVENUES COLLECTED AT THE COUNTY-OWNED WEST BROOK PARKING LOT IN ASSOCIATION WITH EVENTS HELD AT THE CHARLES R. WOOD PARK TO THE WOOD PARK BUDGET TO SUPPORT PARK MAINTENANCE AND AUTHORIZING COUNTY TREASURER TO ESTABLISH SPECIAL BUDGET CODES FOR THE TRACKING OF SAME

WHEREAS, the Superintendent of Public Works has advised that revenues raised through parking and special events at the Charles R. Wood Park which are intended for the purpose of covering the cost of Park maintenance have continuously been insufficient over the past several years, and

WHEREAS, the Superintendent of Public Works has suggested that revenues collected at the County-owned West Brook Parking Lot in association with events held at the Charles R. Wood Park, including rental of the Parking Lot itself during these special events, be transferred to the Park budget to offset the costs of Park maintenance, and

WHEREAS, the County Treasurer has advised that special budget codes will need to be created to track the transfer of funds, and

WHEREAS, the Finance Committee has voted in favor of authorizing the transfer of revenues suggested by the Superintendent of Public Works, as well as to authorize the County Treasurer to create the necessary budget codes, and is in favor of doing so retroactive to

January 1, 2018 and continuing until such time that the Warren County Board of Supervisors determines otherwise, now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby authorize the transfer of revenues collected at the County-owned West Brook Parking Lot in association with events held at the Charles R. Wood Park, including rental of the Parking Lot itself during these special events, to the special budget codes to be created by the Warren County Treasurer for the purpose of offsetting the costs maintenance at the Charles R. Wood Park, and be it further

RESOLVED, that this arrangement will be made effective retroactive to January 1, 2018 and shall continue until the Warren County Board of Supervisors determines otherwise.

Adopted by unanimous vote.

RESOLUTION NO. 98 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE CHAIRMAN OF THE BOARD TO SEND A LETTER TO THE COMMISSIONER OF THE NEW YORK STATE DEPARTMENT OF HEALTH STATING CONCERNS WITH THE QUALITY OF CARE AT THE WARREN CENTER

WHEREAS, the Finance Committee discussed and has expressed concerns relative to the quality of care offered at the Warren Center and has requested that the Chairman of the Board forward a letter to the New York State Department of Health stating such concerns and requesting that they take steps to ensure the quality of care is improved, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to forward a letter to the Commissioner of the New York State Department of Health stating concerns with the quality of care at the Warren Center and imploring that the Department of Health take action to ensure the level of care is improved for the Warren Center and all other area nursing homes.

Roll Call Vote:

Ayes: 905

Noes: 0

Absent: 95 Supervisors Diamond and McDevitt

Adopted.

RESOLUTION NO. 99 OF 2019

Resolution introduced by Supervisors Simpson and Wild

INTRODUCING PROPOSED LOCAL LAW NO. 5 OF 2019, "A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 2019, IMPOSING AN ADDITIONAL MORTGAGE RECORDING TAX IN WARREN COUNTY, TO AMEND SECTIONS 3 AND 9 TO CHANGE THE EFFECTIVE DATE TO APRIL 1, 2019", AND AUTHORIZING PUBLIC HEARING THEREON

RESOLVED, that proposed Local Law No. 5 of 2019 entitled "A Local Law Amending Local Law No. 2 of 2019, Imposing an Additional Mortgage Recording Tax in Warren County, to Amend SECTIONS 3 and 9 to change the effective date to April 1, 2019", attached hereto and made a part hereof, be, and the same is, introduced before the Warren County Board of Supervisors, and in order to give interested members of the public the opportunity to be heard thereon, the Board of Supervisors shall hold a public hearing at the Supervisors' Rooms in the Warren County Municipal Center on the 28th day of February, 2019, at 10:00 a.m. on the matter of the adoption of said proposed Local Law No. 5 of 2019, and be it further

RESOLVED that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to give notice of such public hearing in the manner provided by law.

SCHEDULE "A"
COUNTY OF WARREN
LOCAL LAW NO. 5 OF 2019

**A LOCAL LAW IMPOSING AN ADDITIONAL MORTGAGE RECORDING TAX
IN WARREN COUNTY**

BE IT ENACTED, by the Board of Supervisors of the County of Warren, New York,
as follows:

SECTION 1. TITLE. This Local Law shall be titled "A Local Law Imposing An Additional Mortgage Recording Tax in Warren County".

SECTION 2. PURPOSE AND INTENT. The purpose of this law is to authorize Warren County, pursuant to the provisions of Section 253-w of the Tax Law of the State of New York, to impose an Additional Mortgage Recording Tax.

SECTION 3. IMPOSITION OF TAX. For the period commencing April 1, 2019 and ending December 1, 2020, unless further extended by Local Law of the Board of Supervisors, there is hereby imposed, in the County of Warren, a tax of twenty-five cents (\$0.25) for each one hundred dollars (\$100), and each remaining major fraction thereof of principal debt or obligation which is or under any contingency may be secured at the date of execution thereof, or at any time thereafter, by a mortgage on real property situated within the County of Warren and recorded on or after April 1, 2019 (or a subsequent date enacted by State Law), and a tax of twenty-five cents (\$0.25) on such mortgage if the principal debt or obligation which is or by any contingency may be secured by such mortgage is less than one hundred dollars (\$100.00).

SECTION 4. ADMINISTRATION AND COLLECTION OF TAX. The taxes imposed pursuant to this Local Law shall be administered and collected in the same manner as the taxes imposed under subdivision one of Section 253 of the Tax Law and paragraph (b) of subdivision one of Section 255 of the Tax Law. Except as otherwise provided in Section 253-w of the Tax Law, all the provisions of Article 11 of the Tax Law relating to or applicable to the administration and collection of the taxes imposed by such subdivisions shall apply to the taxes imposed by this Local Law with such modifications as may be necessary to adapt such language to the tax so authorized. Such provisions shall apply with the same force and effect as if those provisions had been set forth in full in Section 253-w of the Tax Law, except to the extent that any provision is either inconsistent with a provision of Section 253-w of the Tax Law or not relevant to the tax authorized by Section 253-w of the Tax Law.

SECTION 5. REAL PROPERTY LOCATED IN MORE THAN ONE COUNTY OR STATE. Where the real property covered by the mortgage subject to the tax imposed pursuant to this Local Law is situated in this state but within and without Warren County, the amount of such tax due and payable to Warren County shall be determined in a manner similar to that prescribed in the first undesignated paragraph of Section 260 of the Tax Law which concerns real property situated in two or more counties. Where such property is situated both within Warren County and without the state, the amount due and payable to Warren County shall be determined in the manner prescribed in the second undesignated paragraph of such Section 260 which concerns property situated within and without the State. Where real property is situated within and without Warren County, the recording officer of the jurisdiction in which the mortgage is first recorded shall be required to collect the taxes imposed pursuant to this section.

SECTION 6. ADDITIONAL MORTGAGE RECORDING TAX. The tax imposed pursuant to this Local Law shall be in addition to the taxes imposed by Section 253 of the Tax Law.

SECTION 7. DISPOSITION OF TAXES.

Notwithstanding any provision of Article 11 of the Tax Law to the contrary, the balance of all monies paid to the recording officer of the County of Warren during each month upon account of the tax imposed pursuant to this Local Law, after deducting the necessary

expenses of his or her office as provided in Section 262 of the Tax Law, except taxes paid upon mortgages which under the provisions of Section 253-w of the Tax Law or Section 260 of the Tax Law are first to be apportioned by the New York State Commissioner of Taxation and Finance, shall be paid over by such officer on or before the tenth day of each succeeding month to the Treasurer of Warren County and, after the deduction by such treasurer of the necessary expenses of his or her office provided in Section 262 of the Tax Law, shall be deposited in the general fund of the County of Warren. Notwithstanding the provisions of the preceding sentence, the tax so imposed and paid upon mortgages covering real property situated in two or more counties, under which the provisions of Section 253-w of the Tax Law or Section 260 of the Tax Law are first to be apportioned by the New York State Commissioner of Taxation and Finance, shall be paid over by the recording officer receiving the same as provided by the determination of the New York State Commissioner of Taxation and Finance.

SECTION 8. PAYMENT OF TAXES. The tax imposed pursuant to this Local Law shall be payable on the recording of each mortgage of real property subject to taxes thereunder. Such tax shall be paid to the recording officer of the county in which the real property or any part thereof is situated, except where real property is situated within and without the county, the recording officer of the county in which the mortgage is first recorded shall collect the tax imposed by this Local Law. It shall be the duty of such recording officer to endorse upon each mortgage a receipt for the amount of the tax so paid. Any mortgage so endorsed may thereupon or thereafter be recorded by any recording officer and the receipt for such tax endorsed upon each mortgage shall be recorded therewith. The record of such receipt shall be conclusive proof that the amount of tax stated therein has been paid upon such mortgage.

SECTION 9. EFFECTIVE DATE. This Local Law shall take effect April 1, 2019, provided that a certified copy thereof is mailed by registered or certified mail to the Commissioner of the New York State Department of Taxation and Finance at the Commissioner's Office in Albany at least 30 days prior to the date this Local Law shall take effect. Certified copies of this Local Law shall also be filed with the Warren County Clerk, the Secretary of State, and the State Comptroller within 5 days after the Local Law is duly enacted and this Local Law shall be deemed to be duly enacted upon its date of adoption by the Warren County Board of Supervisors.

Adopted by unanimous vote.

Chairman Conover called for public comments from anyone wishing to address the Board on any matter.

Travis Whitehead, *Town of Queensbury Resident*, apprised that Supervisor Loeb brought up some interesting items to discuss regarding disposal of household hazardous waste and the florescent light bulbs which contained mercury and should not go anywhere near a fire since it was easily vaporized and ended up in the air and other places that they did not want it to be. He suggested the Board members notify their transfer station employees and the public that these bulbs could be brought to Lowe's or Home Depot to dispose of, as he himself had disposed of them in this manner on a number of occasions. He added the CFL light bulbs also contained mercury and he strongly advised that everyone take advantage of the disposal service for these provided by these companies. Mr. Whitehead stated he would also like to discuss the complaint hotline, apprising that there was one posted in every nursing home that was directly linked to the State; however, he noted, the issue was the complaints were being unfounded. He read aloud an insert from an article that was included in yesterdays edition of *Buffalo News* regarding the 145 allegations received from the hotline he referred to that were investigated by the NYS DOH in Erie and Niagara Counties where only six were substantiated. He informed the reason this occurred related to the fact that there was no staffing law in New York State, as compared to other States that had laws in place that required so many employees to be on duty at a certain time. He pointed out there were thousands of nurses today that may be observed picketing one because there was a Minimum Staffing Law that

would be going before the State Senate and Assembly and this was being opposed by those who operated nursing homes and the hospitals, as they preferred to have more freedom. He remarked he believed this law was something that should be considered, as complaints would continue to go unfounded unless something serious were to occur such as leaving someone in a shower for an extended period of time or not dispensing medication. He said this was a horrible situation that he did not believe anyone would want their elders to have to go through and he thanked Supervisor Loeb for bringing this up, but there was some additional challenges there in addition to the hotline.

Dr. Kristine Duffy, *President, SUNY Adirondack*, thanked Supervisors Wild and Driscoll for attending their Investors Summit, as well as the Board for supporting their budget advocacy to the State. She advised although SUNY Adirondack was doing well from a fiscal standpoint, many of the community colleges across the State were not and the funding from the State was critical to stabilize them. She added she would also like to request that those involved with NYSAC bring their voice to the State as a County organization to assist the other community colleges across the State, as well as SUNY Adirondack.

Chairman Conover mentioned Dr. Duffy would be asked to provide input on the County Infrastructure program to ensure the County had a clear picture of the short and long-term capital needs of the College.

Chairman Conover called for announcements.

With regards to hazardous materials, Supervisor Geraghty advised he felt compelled to point out all of the transfer stations in the County were managed by their respective towns and he suggested the County place signage up and do a better job properly training staff regarding the hazardous items they did not want to be disposed of in their landfills. He added another thing he would like to comment on was that he did not like it when Supervisors indicated they had crafted something, as it did not just concern them, but rather the full Board. He said when matters were brought before the Board such as funding for the Civic Center, it was decided by the full Board and not just a small working group that worked on the matter before it went before the Board.

Supervisor Simpson invited everyone to attend the Brant Lake Winter Carnival which was starting tomorrow at noon and would have several different events going on.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Beaty and seconded by Supervisor Dickinson, Chairman Conover adjourned the Board Meeting at 11:53 a.m.

**WARREN COUNTY BOARD OF SUPERVISORS
SPECIAL BOARD MEETING
THURSDAY, FEBRUARY 28, 2019**



NOTICE OF SPECIAL MEETING

TO THE MEMBERS OF THE BOARD OF SUPERVISORS OF WARREN COUNTY:

You are hereby notified that I, RONALD F. CONOVER, Chairman of the Board of Supervisors of the County of Warren, pursuant to the power vested in me by Rule A.3 of the Rules of the Board of Supervisors, hereby call and convene a special meeting of the Board of Supervisors of Warren County to be held in the Supervisors' Room in the Warren County Municipal Center, Town of Queensbury, New York, on **FEBRUARY 28, 2019 AT 10:00 A.M.**, for the purpose of:

1. Public Hearing for proposed Warren County Local Law No. 5 of 2019, "A Local Law Amending Local Law No. 2 of 2019, Imposing an Additional Mortgage Recording Tax in Warren County, to Amend SECTIONS 3 and 9 to change the effective date to April 1, 2019", and
2. To conduct such other business as may properly come before the Board of Supervisors.

The Clerk of the Board of Supervisors is hereby directed to call for the meeting and give written notice to all members of the Board of Supervisors of such meeting.

Dated: February 15, 2019

(Signed) RONALD F. CONOVER, CHAIRMAN
Warren County Board of Supervisors

To the Members of the Board of Supervisors: At the direction of the Chairman of the Board, I am notifying you of the Special Meeting called for the time, place and purposes set forth above.

(Signed) AMANDA ALLEN, CLERK
Warren County Board of Supervisors

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:00 a.m.

Mr. Ronald F. Conover presiding.
Salute to the flag was led by Supervisor Leggett.
Roll called, the following members present:

Supervisors Leggett, McDevitt, Braymer, Driscoll, Frasier, Simpson, Merlino, Strough, Wild, Beaty, Magowan, Sokol, Thomas, Hyde, Geraghty and Conover - 16 Supervisors Diamond, Loeb, Hogan, and Dickinson, absent 4.

Commencing the Agenda review, Chairman Conover declared the Public Hearing on proposed Warren County Local Law No. 5 of 2019, "A Local Law Amending Local Law No. 2 of 2019, Imposing an Additional Mortgage Recording Tax in Warren County, to Amend Sections 3 and 9 to Change the Effective Date to April 1, 2019", open at 10:01 a.m. and he requested that Amanda Allen, *Clerk of the Board*, read aloud the Notice of Public Hearing, which she proceeded to do. Chairman Conover then called for any public comment; there being none he closed the Public Hearing at 10:02 a.m.

Proceeding with the Agenda review, Chairman Conover called for the reading of resolutions. Mrs. Allen announced that a motion was needed to bring proposed Resolution No. 100 to the floor. The motion was made Supervisor Sokol, seconded by Supervisor Geraghty and carried unanimously.

Ryan Moore, *County Administrator*, advised this Local Law would amend the

previous Local Law that was adopted to change the effective date of the additional mortgage tax from February 1st or any date thereafter that was authorized under State Law to April 1st as required by the State Department of Taxation and Finance.

Supervisor Leggett asked Pamela Vogel, *County Clerk*, whether the revenue remained with the County and Mrs. Vogel replied affirmatively. Supervisor Magowan questioned what caused the bill to be delayed from being adopted and Mrs. Vogel replied that question would have to be addressed by the New York State Legislators, as the County had followed the proper procedure in order for the required legislation to be adopted in time. Supervisor Magowan stated he was perplexed by the fact that this legislation had been attached to something else that was highly controversial and he would like to look into whether the County could receive some form of compensation from the State for the loss of revenue. Chairman Conover apprised his understanding was that the State Assembly and Senate had to reconcile in order for this to become one bill. Mr. Moore stated that he believed this was part of that and what prevented that from occurring was the fact that the legislation was attached to another issue. He opined items legislators wanted were attached to more controversial items in order for them to be adopted.

Supervisor Loeb entered the meeting at 10:04 a.m.

Supervisor Thomas asked whether the new expiration date for the additional mortgage tax was April 1st and Mr. Moore replied in the negative, explaining the expiration remained December 1st.

Chairman Conover called for a vote on resolutions, following which Resolution No. 100 was approved, as presented.

RESOLUTION NO. 100 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ENACTING LOCAL LAW NO. 5 OF 2019, "A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 2019, IMPOSING AN ADDITIONAL MORTGAGE RECORDING TAX IN WARREN COUNTY, TO AMEND SECTIONS 3 AND 9 TO CHANGE THE EFFECTIVE DATE TO APRIL 1, 2019", AND AUTHORIZING PUBLIC HEARING THEREON

WHEREAS, a proposed Local Law was duly presented to the Board of Supervisors and considered by them, said proposed Local Law Entitled, "A Local Law Amending Local Law No. 2 of 2019, Imposing an Additional Mortgage Recording Tax in Warren County, to Amend Sections 3 and 9 to Change the Effective Date to April 1, 2019", and

WHEREAS, the Board of Supervisors adopted Resolution 99 of 2019 on February 15, 2019 authorizing a public hearing to be held by the Board of Supervisors on the 28th day of February, 2019, at 10:00 a.m. in the Supervisors' Room in the Warren County Municipal Center on the matter of the proposed Local Law, and notice of such public hearing having been duly published and posted as required by law, and said public hearing having been held and all persons appearing at said public hearing desiring to be heard, having been heard, now, therefore, be it

RESOLVED, the Board of Supervisors of the County of Warren, New York, on this 28th day of February, 2019, does hereby enact and adopt Local Law No. 5 of 2019 as annexed hereto, and be it further

RESOLVED, that the Chairman of the Board of Supervisors, Clerk of the Board of Supervisors, and County Attorney are hereby authorized to make such minor modifications to the Local Law as deemed necessary, and are authorized to execute, file and publish the Local Law and take all necessary actions for the promulgation thereof.

SCHEDULE "A"
COUNTY OF WARREN
LOCAL LAW NO. 5 OF 2019

**A LOCAL LAW IMPOSING AN ADDITIONAL MORTGAGE RECORDING TAX
IN WARREN COUNTY**

BE IT ENACTED, by the Board of Supervisors of the County of Warren, New York, as follows:

SECTION 1. TITLE. This Local Law shall be titled "A Local Law Imposing An Additional Mortgage Recording Tax in Warren County".

SECTION 2. PURPOSE AND INTENT. The purpose of this law is to authorize Warren County, pursuant to the provisions of Section 253-w of the Tax Law of the State of New York, to impose an Additional Mortgage Recording Tax.

SECTION 3. IMPOSITION OF TAX. For the period commencing April 1, 2019 and ending December 1, 2020, unless further extended by Local Law of the Board of Supervisors, there is hereby imposed, in the County of Warren, a tax of twenty-five cents (\$0.25) for each one hundred dollars (\$100), and each remaining major fraction thereof of principal debt or obligation which is or under any contingency may be secured at the date of execution thereof, or at any time thereafter, by a mortgage on real property situated within the County of Warren and recorded on or after April 1, 2019 (or a subsequent date enacted by State Law), and a tax of twenty-five cents (\$0.25) on such mortgage if the principal debt or obligation which is or by any contingency may be secured by such mortgage is less than one hundred dollars (\$100.00).

SECTION 4. ADMINISTRATION AND COLLECTION OF TAX. The taxes imposed pursuant to this Local Law shall be administered and collected in the same manner as the taxes imposed under subdivision one of Section 253 of the Tax Law and paragraph (b) of subdivision one of Section 255 of the Tax Law. Except as otherwise provided in Section 253-w of the Tax Law, all the provisions of Article 11 of the Tax Law relating to or applicable to the administration and collection of the taxes imposed by such subdivisions shall apply to the taxes imposed by this Local Law with such modifications as may be necessary to adapt such language to the tax so authorized. Such provisions shall apply with the same force and effect as if those provisions had been set forth in full in Section 253-w of the Tax Law, except to the extent that any provision is either inconsistent with a provision of Section 253-w of the Tax Law or not relevant to the tax authorized by Section 253-w of the Tax Law.

SECTION 5. REAL PROPERTY LOCATED IN MORE THAN ONE COUNTY OR STATE. Where the real property covered by the mortgage subject to the tax imposed pursuant to this Local Law is situated in this state but within and without Warren County, the amount of such tax due and payable to Warren County shall be determined in a manner similar to that prescribed in the first undesignated paragraph of Section 260 of the Tax Law which concerns real property situated in two or more counties. Where such property is situated both within Warren County and without the state, the amount due and payable to Warren County shall be determined in the manner prescribed in the second undesignated paragraph of such Section 260 which concerns property situated within and without the State. Where real property is situated within and without Warren County, the recording officer of the jurisdiction in which the mortgage is first recorded shall be required to collect the taxes imposed pursuant to this section.

SECTION 6. ADDITIONAL MORTGAGE RECORDING TAX. The tax imposed pursuant to this Local Law shall be in addition to the taxes imposed by Section 253 of the Tax Law.

SECTION 7. DISPOSITION OF TAXES. Notwithstanding any provision of Article 11 of the Tax Law to the contrary, the balance of all monies paid to the recording officer of the County of Warren during each month upon account of the tax imposed pursuant to this Local Law, after deducting the necessary expenses of his or her office as provided in Section 262 of the Tax Law, except taxes paid upon mortgages which under the provisions of Section 253-w of the Tax Law or Section 260 of the Tax Law are first to be apportioned by the New York

State Commissioner of Taxation and Finance, shall be paid over by such officer on or before the tenth day of each succeeding month to the Treasurer of Warren County and, after the deduction by such treasurer of the necessary expenses of his or her office provided in Section 262 of the Tax Law, shall be deposited in the general fund of the County of Warren. Notwithstanding the provisions of the preceding sentence, the tax so imposed and paid upon mortgages covering real property situated in two or more counties, under which the provisions of Section 253-w of the Tax Law or Section 260 of the Tax Law are first to be apportioned by the New York State Commissioner of Taxation and Finance, shall be paid over by the recording officer receiving the same as provided by the determination of the New York State Commissioner of Taxation and Finance.

SECTION 8. PAYMENT OF TAXES. The tax imposed pursuant to this Local Law shall be payable on the recording of each mortgage of real property subject to taxes thereunder. Such tax shall be paid to the recording officer of the county in which the real property or any part thereof is situated, except where real property is situated within and without the county, the recording officer of the county in which the mortgage is first recorded shall collect the tax imposed by this Local Law. It shall be the duty of such recording officer to endorse upon each mortgage a receipt for the amount of the tax so paid. Any mortgage so endorsed may thereupon or thereafter be recorded by any recording officer and the receipt for such tax endorsed upon each mortgage shall be recorded therewith. The record of such receipt shall be conclusive proof that the amount of tax stated therein has been paid upon such mortgage.

SECTION 9. EFFECTIVE DATE. This Local Law shall take effect April 1, 2019, provided that a certified copy thereof is mailed by registered or certified mail to the Commissioner of the New York State Department of Taxation and Finance at the Commissioner's Office in Albany at least 30 days prior to the date this Local Law shall take effect. Certified copies of this Local Law shall also be filed with the Warren County Clerk, the Secretary of State, and the State Comptroller within 5 days after the Local Law is duly enacted and this Local Law shall be deemed to be duly enacted upon its date of adoption by the Warren County Board of Supervisors.

Roll Call Vote:

Ayes: 873

Noes: 127 Supervisors Diamond, Hogan and Dickinson

Absent: 0

Adopted.

Chairman Conover called for public comments from anyone wishing to address the Board on any matter, but no response was given.

Chairman Conover called for announcements, but none were made.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Geraghty and seconded by Supervisor Wild, Chairman Conover adjourned the meeting at 10:07 a.m.

**WARREN COUNTY BOARD OF SUPERVISORS
BOARD MEETING
FRIDAY, MARCH 15, 2019**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:02 a.m.

Mr. Ronald F. Conover presiding.

Salute to the flag was led by Supervisor Leggett.

Roll called, the following members present:

Supervisors Leggett, Diamond, McDevitt, Braymer, Loeb, Driscoll, Frasier, Simpson, Hogan, Merlino, Strough, Wild, Beaty, Magowan, Sokol, Thomas, Hyde, Geraghty and Conover- 19; Supervisor Dickinson, absent- 1

Commencing the Agenda review, Chairman Conover noted a motion was necessary to approve the minutes of February 15th Board Meeting, subject to correction by the Clerk of the Board. The motion was made by Supervisor Geraghty, seconded by Supervisor Hogan and carried unanimously. Chairman Conover apprised a motion was required to approve the minutes of the February 28th Board meeting, subject to correction by the Clerk of the Board. The motion was made by Supervisor Frasier, seconded by Supervisor Merlino and carried unanimously.

Continuing with the Agenda review, Chairman Conover declared the Public Hearing on Warren County Community Development Block Grant Project No. 1197CP66-17, Countryside Adult Home Building Study, open at 10:04 a.m. and he requested that Amanda Allen, *Clerk of the Board*, read aloud the Notice of Public Hearing, which she proceeded to do. Chairman Conover then called for any public comment; there being none; he closed the Public Hearing at 10:05 a.m.

Patricia Tatich, *Associate Planner*, read aloud a brief summary of the purpose of the Public Hearing, the background on the project and any issues they had run into as the project progressed, as well as details regarding the projects initiation, the County Personnel that were involved and the schedule and fee; a copy of the summary is on file with the items filed for the March 15, 2019 Board Meeting.

Proceeding with the Agenda review, Chairman Conover declared the Public Hearing on the proposed Local Law No. 3 of 2019, entitled "Municipal Opioid Cost Recovery and Public Nuisance Legislation", open at 10:09 a.m. and he asked Mrs. Allen to read the Notice of the Public Hearing aloud, which she proceeded to do. Chairman Conover then called for public comment; there being no response he declared the Public Hearing closed at 10:10 a.m.

Mary Elizabeth Kissane, *County Attorney*, advised proposed Local Law No. 3 of 2019 pertained to legislation recommended by the County's outside counsel for the opioid litigation. She said as previously discussed there was a doctrine for public services where public services were deemed free resulting in any response to an opioid overdose by paramedics, a fire company, etc. being considered a free service offered by the municipality. She informed if they were to deem the opioid crisis a public nuisance than the County's outside counsel could seek damages for the money the County had expended on this epidemic.

Moving along to the report by the Chairman of the Board, Chairman Conover advised he had attended the EMS Task Force meeting on February 27th regarding the implementation of a County-wide EMS plan, which was progressing at a minimal pace since it was quite an involved subject matter. He advised he had the privilege of attending a retirement dinner on March 8th for Matt Sprow, who retired from the County after thirty-six years, mostly of which was at Up Yonda Environmental Education Center, and he wished him well in his retirement. He informed he had attended a working meeting with the County Administrator and staff from the Planning & Community Development Department on March 12th, as well as Supervisor Simpson for an update on the departments progress on the capital improvement survey. He said he believed a draft of the survey would be reviewed at the next meeting of the Public Works Committee which he was looking forward to receiving the Supervisors feedback on.

Chairman Conover then called for the reports by Committee Chairmen on the past months meetings or activities.

Supervisor Leggett informed the Criminal Justice & Public Safety Committee had met on February 25th, approving proposed Resolution Nos. 107-114, as well as a Proclamation relating to National Crime Victims' Rights Week and he provided a brief overview of each. He announced the next meeting of the EMS Task Force was scheduled for April 1st, adding they were slowly making progress on the matter due to how complicated the issue was. Supervisor Leggett advised he had attended the New York State Association of Conservation Districts meeting with other members of the Board of Directors for the Warren County Soil & Water Conservation District on their legislative day last week in Albany, New York. He said he had also attended the Housing Round Table at the Crandall Library which was hosted by the Warren County Economic Development Corporation.

Supervisor Diamond indicated he had nothing to report on.

Supervisor McDevitt apprised he had no Committee report, but would like to comment on an article that was featured in today's edition of *The Post Star* regarding the possibility of regulating 5G towers which the Common Council for the City of Glens Falls was seeking to put in place to prevent them from being installed all over the City without any oversight. He remarked he felt this was a question of safety and esthetics, apprising he was unsure what the overall perspective should be at the County level. He questioned whether they should put something in place that offered a small amount of regulatory mechanism to ensure safety and esthetics in the County. He mentioned Supervisor Braymer had worked on this matter in an attempt to put forth the appropriate regulations to deal with this issue.

Supervisor Braymer reported on the February 22nd meeting of the Environmental Concerns & Real Property Tax Services Committee where an update was provided on the Bay Road property in the Town of Queensbury which the County was working on with the Town of Queensbury. She stated a discussion also occurred regarding the possible implementation of a County-wide septic inspection law which would be mirrored off of the Town of Queensbury's law regarding same. She added Tammie DeLorenzo, *Assistant to the County Administrator*, provided information regarding the State-wide program relating to funding for septic replacement programs. She said it was necessary to determine where these efforts should be focused. Supervisor Braymer thanked the Board for allowing her the opportunity to attend the NACo (*National Association of Counties*) meeting in Washington D.C. along with Supervisor Simpson, as she found the meeting to be very informative. She said during the meeting she had attended a number of workshops regarding matters such as cell phone and broadband coverage in rural areas which was not specific to the Adirondacks, but rather was an issue in rural areas across the Country. She added she had also attended sessions pertaining to Parks and Recreation, cannabis regulation, mental health in jails, salt use reduction on the roadways, new trends with elections and Medicaid expansion. She advised she and Supervisor Simpson had also met with Senators Schumer, Gillibrand and Congresswoman Stefanik to discuss the County's concerns with the broadband and cell phone coverage, as well as the reimbursement rates of Medicare and Medicaid. She said she planned on meeting with the County Administrator and some of the County Department Heads to ensure the County had all of the information available in order to get the most out of their federal representative as possible.

Supervisor Loeb reported on the February 22nd and March 7th meetings of the Support Services Committee where they approved proposed Resolution Nos. 134-138 and he provided a brief overview of each. He stated the majority of the February 22nd meeting related to the care provided to the elderly at the nursing homes located in the County following which the NYS DOH (*New York State Department of Health*) and the Department of Social Services commenced working with the local agencies on improving these services. He apprised the hotline at the County was not another level of bureaucracy, but rather was being used as a method to bring attention to the issue.

Supervisor Driscoll advised he had no Committee report, but he would like to relay a conversation he had with Chairman Conover and Supervisor McDevitt regarding the Glens

Falls Hospital which was the County's largest employer and was located in the 5th Ward of the City. He said he had recently attended a presentation at the Hospital along with a few of the other Board members regarding the Hospitals fiscal crisis. He stated he felt it was appropriate to commence discussing a County response to the hospitals financial issue at a future meeting of the Economic Growth & Development Committee. He added he felt they should contact the Hospital Administration and invite them to speak to the Board.

In response to Supervisor Driscoll's remarks, Supervisor McDevitt remarked he found it troubling that the Administration for the Glens Falls Hospital had decided to cease distribution of *The Post Star* to their patients and he suggested that they reconsider this decision. Chairman Conover asked Supervisor McDevitt if he would be interested in extending an invitation to the Hospital Administrators to attend a future Economic Growth & Development Committee meeting and Supervisor McDevitt replied affirmatively. Chairman Conover remarked he believed this would provide the Administrators with a great opportunity to not only speak to the Committee, but also the community at-large through the YouTube videos and press coverage of the meetings.

Supervisor Frasier stated that the Health, Human & Social Services Committee had met on February 25th, approving proposed Resolution Nos. 116-123 and she provided a brief summary of each. She mentioned during the meeting Traves Bethel, *Population Health Improvement Program Outreach Specialist, Adirondack Health Institute*, provided a presentation titled "It's Time to Clear the Air in the North Country Raising the Tobacco Sale Age in Warren County", which she found to be very informative and she reminded the Board members following the conclusion of the Board Meeting there would be a Tobacco 21 Lunch & Learn panel discussion.

Supervisor Simpson apprised the Public Works Committee had met on February 21st where they approved proposed Resolution Nos.127-130 and he provided a brief overview of each. He mentioned during the Committee meeting they discussed the issue with damage to the bike trail from snowmobiles which the County and the Town of Lake George were working on solutions for. Supervisor Simpson apprised he would also like to thank his colleagues for providing him with the opportunity to attend the NACo Conference in Washington D.C. where he discovered the issues relating to unfunded mandates was not specific to Warren County, as Counties nationwide were dealing with the same issue, adding it was encouraging to work with them in an attempt to find a solution. He mentioned he had learned just about every issue that was occurring in this Country related to technology, broadband and cell phone coverage which was hindering the economic development and survival of rural communities. He stated all of the County's Federal representatives recognized during his meeting with them how imperative cell phone and broadband coverage was to the economic viability and the residents and their families in the rural communities of the County and that it was similar to how important it was to President Roosevelt to provide electricity to the rural areas of the Country during the 1930's. He informed the Federal representatives indicated to him they wanted to include this in a large infrastructure program across the Country and that it be treated similar to how roads, bridges and other necessary infrastructure were handled. He mentioned it was timely that the Federal infrastructure program was occurring during the same time the County was working on a plan to address their infrastructure needs including SUNY Adirondack. Supervisor Simpson informed NACo had developed an application titled Test IT, whose purpose was to test broadband speed wherever the individual with the application was located and he encouraged all to download the application and use it, as this was being used to assist NACo in conjunction with the FCC (*Federal Communications Commission*) to provide proper representation of broadband coverage because there were questions as to whether the current data they had access to was accurate. He mentioned no personal information would be collected from the phones, as the sole purpose was to gather broadband speeds at certain locations.

Chairman Conover thanked Supervisors Simpson and Braymer for reporting on the NACo Conference and he added he looked forward to their future reports regarding any of the matters

discussed there.

Supervisor Hogan thanked Supervisors Simpson and Braymer for taking time out of their busy schedules to attend the NACo Conference on behalf of the County, as important matters were discussed there. She pointed out the application for the Sheriff's office referred to in proposed Resolution No. 114, *Authorizing Agreement with OCY, LLC/TheSheriffApp.com to Build and Maintain a Public Safety Application for Ios and Android Devices for the Sheriff's Office*, would be an asset for the County; however, she noted, it was only as good as the County's broadband and cellular phone coverage. She advised Cornell Cooperative Extension had received a \$5,000 grant for a commercial kitchen which would be a great asset for their programs. She said the VITA (*Volunteer Income Tax Assistance*) Program had thus far served over four hundred individuals in the County and she encouraged everyone to stop in the Conference Room on the first floor of the Municipal Center following the meeting to thank them for their volunteering their services. She mentioned the Farm to School Coordinator position had been filled and this individual would be connecting local food producers with schools. She remarked she was excited about this program because she felt not only the children would benefit substantially from it, but also the local economy. She reported Cornell Cooperative Extension would be hosting a number of activities for children during the week schools were closed in mid April, one of which was a Shooting Sports Banquet and she encouraged anyone interested in obtaining more information to visit the organizations website.

Supervisor Merlino informed the Tourism Committee had met on February 22nd, during which the bulk of the meeting concerned the paid media, SEO (*Search Engine Optimization*) and configuration services for the Lake George Area website, which he found to be very informative. He thanked Supervisor Strough for chairing the March 1st meeting of the Park Operations & Management Committee in his absence and he provided a brief summary of proposed Resolution No. 126 which was approved by the Committee. Supervisor Merlino apprised that he had attended the EMS Task Force Meeting and he thanked everyone involved with developing a County-wide plan which he felt they should continue to work on. He remarked how he would like to publicly acknowledge the EMS squads in the County for stepping up and offering assistance to his Town since they had lost one of their ambulances to a head on collision in a snowstorm a few weeks ago. He advised while he was aware of how good of a job the County Purchasing Department did, he was concerned that he had learned that they had missed out on a contract that could of saved them money for salt on the roadways that Saratoga County had in place, as the vendor for Saratoga County was charging them almost \$30 a ton less than what they were paying in Warren County which would have saved his Town about \$30,000 this year. He said he had spoken to the Purchasing contract about the contract Saratoga County had and they would work on getting a similar deal for next year, as they were well aware that many of the municipalities had gone over their budgeted amount for salt expense this year due to the difficult winter weather they had been dealing with this season.

Supervisor Strough apprised the Legislative & Rules Committee had met on March 1st, approving proposed Resolution Nos. 124 and 125 which he provided a brief overview of. With regard to proposed Resolution No. 125, *Resolution Opposing the Proposed and Amended 2020 Executive State Budget Impacting Aid and Incentives to Municipalities and State Cost Shifts to Counties*, Supervisor Strough informed Assemblyman Stec had indicated to him distributing a resolution that opposed the action to the Governor and State Legislature would be helpful.

Supervisor Wild stated he had a few things to discuss which concerned the public information hearings he had attended, the first of which concerned Lehigh Cement on February 27th and the other involved the Glens Falls Hospital on February 28th. He remarked due to his background as a chemical engineer he felt what was being proposed by Lehigh Cement was very viable moving forward. In regards to the invitation only event he attended along with a few of the other Board members on February 28th at the Glens Falls Hospital, Supervisor Wild remarked he found it be disingenuous for the Glens Falls Hospital Administrators to not

mention the billing issues, but rather to try and deflect the issues they were dealing with based on their mix of patients. He added going forward he would be questioning any comments made by the Hospital Board and the Administration because they had the opportunity to talk to various leaders in the community about the billing issues, but they never mentioned them.

Supervisor Beaty advised the County Facilities Committee had met on February 21st wherein they approved proposed Resolution No. 103-106 and he provided a brief overview of each. In regards to proposed Resolution No. 125, *Resolution Opposing the Proposed and Amended 2020 Executive State Budget Impacting Aid and Incentives to Municipalities and State Cost Shifts to Counties*, he stated he found it to be disingenuous that the Governors proposed Budget called for cutting AIM (*Aid and Incentive to Municipalities*) to small towns across the State, as he believed the State should be providing more support rather than taking aid away. He mentioned the State Assembly and Senates proposals for the State Budget called for reinstating this funding at minimum to the same amount it was in the prior years budget which he was fully supportive of. He apprised while he understood when dealing with budgets it was necessary to determine where to spend money and where to make cuts, he was disappointed with the Governors decision to not support small towns all across the State by cutting AIM funding.

Supervisor Magowan indicated he had nothing to report on.

Supervisor Sokol reported on the March 1st meeting of the Finance Committee wherein proposed Resolution Nos. 101-102 and 132-133 were approved. Supervisor Sokol offered privilege of the floor to Mike Swan, *County Treasurer*, to provide the monthly update regarding the County's finances.

Mr. Swan stated he was surprised that sales tax was up by 2.9% as compared to the same time period last year, as the majority of the other counties in the State were down, some of which had a decrease of 8%. He said his office would be closing the books for last year by the end of the month and he would provide a report once it was completed. He advised the outside auditors were presently conducting the annual audit, the results of which would be published in September. He informed they had recently concluded their first year of occupancy tax audits from which they learned more businesses had overpaid than those who had underpaid. He stated the bulk of the audits conducted were desk ones where the information that was requested from the businesses was reviewed in the office, but they find these to be more time consuming; therefore, he said, going forward they would be doing all on-sight audits, most of which could be finished on one day. In regards to the NYCLASS (*New York Cooperative Liquid Asset Securities System*) investments, Mr. Swan informed he had inadvertently presented the request incorrectly and would be bringing it back to Committee with the correct information in order to move forward with investing funds with them. He added a substantial amount of money would be invested with NYCLASS.

Supervisor McDevitt questioned whether the amount of occupancy tax should mirror what the businesses filed for federal income and New York State sales tax and Mr. Swan replied in the negative, explaining occupancy tax did not relate to those figures, as it operated under different rules and regulations. Mr. Swan mentioned the majority of the overpayments originated from smaller businesses that did not have an accountant to assist them with the paperwork nor did they have a thorough understanding of the process. He advised he had received a number of calls from local businesses indicating their appreciation of the assistance provided by the auditor which resulted in them having a better understanding of the process. He said the auditor assisted them with setting up some software programs that made the process easier for them to complete.

Supervisor Thomas apprised he also had attended the Legislative Days in Albany, New York for the New York Association of Conservation Districts with Supervisor Leggett and others. He stated they had met with ten individuals from the State Assembly and Senate to educate them on the duties of the Soil and Water Conservation Districts. Supervisor Thomas informed he had attended the Water Quality Symposium annual dinner hosted by the New York State Conservation District Employees' Association, Inc. last night in Syracuse, New York

during which Jim Lieberum, *District Manager, Warren County Soil and Water Conservation District*, received a very prestigious Willard F. Croney Distinguished Service Award, adding he was pleased to be present when Mr. Lieberum received this award.

Supervisor Hyde indicated she had no Committee report, but she would like to invite everyone to attend Thurman Maple Days which started tomorrow.

Supervisor Geraghty stated that the Personnel & Higher Education Committee had approved proposed Resolution No. 131. He stated representatives of Jaeger & Flynn Associates provided a presentation on the County's Health Insurance which includes an option for telemedicine and how its use would be promoted to employees. He added a lengthy discussion took place regarding Attorney salaries in the County, apprising salary increases were included in proposed Resolution No. 131.

Continuing to the report by the County Administrator, Tammie DeLorenzo, *Assistant to the County Administrator*, advised she had the pleasure of presenting this month's employee of the month award to Cindy Van Dorn, *Senior Motor Vehicle Clerk*, and she read aloud a listing of Ms. Van Dorn's accomplishments provided by Pam Vogel, *County Clerk*, which included comments from a customer she assisted with a difficult issue; a copy of the listing is included in the items filed with the March 15th Board Meeting minutes. Ms. DeLorenzo and Chairman Conover presented Ms. Van Dorn with a Certificate of Appreciation from this Board and a nice piece of pottery with a rendering of Lake George. A round of applause was given.

Ms. Van Dorn remarked it was a team effort that would not occur without the leadership Ms. Vogel provided to the DMV staff and she thanked Ms. Vogel for her guidance. Ms. Vogel stated she was appreciative of all of the employees in the DMV, but she would like to recognize Ms. Van Dorn for going above and beyond as was supported by the customers statement and she thanked her for her service.

Privilege of the floor was extended to Mary Elizabeth Kissane, *County Attorney*, to provide a report from the County Attorney. Ms. Kissane advised that when proposed Resolution No. 112, *Authorizing Further Extension of Agreement (C000252) with the New York State Office of Indigent Legal Services*, was presented to the Committee, it was inadvertently requested that the contract be extended for 2018. She said since this was a typographical error her office changed it to extend the contract for 2019. She said she wanted to ensure she brought this to the Board members attention since it was not the same that was reported to the Committee. She reminded the Board members financial disclosures were due by the end of this month.

Resuming the Agenda review, Chairman Conover called for the reading of communications, which Mrs. Allen read aloud, as follows:

Reports from:

1. Warren County Probation Department, Report of Criminal and Family Workloads for January 2019 (*emailed to the Board 03.14.19*)

Minutes from:

1. Warren-Washington Counties CDC February 26, 2018 Annual meeting - *approved minutes are not issued until following years conference - 2018 meeting date is correct. (emailed to the Board 03.14.19)*
2. Warren-Washington Counties IDA February 26, 2018 Annual meeting - *approved minutes are not issued until following years conference - 2018 meeting date is correct. (emailed to the Board 03.14.19)*
3. Warren-Washington Counties CDC January 22, 2019 meeting (*emailed to the Board 03.14.19*)
4. Warren-Washington Counties IDA January 22, 2019 meeting (*emailed to the Board 03.14.19*)
5. Warren-Washington Counties CDC February 14, 2019 Executive Committee meeting (*emailed to the Board 03.14.19*)
6. Warren-Washington Counties IDA February 14, 2019 Executive/Park Committee meeting (*emailed to the Board 03.14.19*)

Letters/emails from:

None.

Other:

1. Capital District Regional Off-Track Betting Corp. January payment in the amount of \$3,077 (*emailed to the Board 03.14.19*)

Continuing to the reading of resolutions, Mrs. Allen announced proposed Resolution Nos. 101-133 were mailed; she informed that proposed Resolution Nos. 134-140 were produced after the resolutions were mailed, pursuant to the Support Services Committee meeting held on March 7th and as the result of two out-of-Committee requests from the Traffic Safety Board and a motion was necessary to bring them to the floor. The necessary motion was made by Supervisor Geraghty and seconded by Supervisor McDevitt.

Supervisor Hogan advised she would be voting in opposition of proposed Resolution No. 124, *Enacting Proposed Local Law No. 3 of 2019 Entitled "Municipal Opioid Cost Recovery and Public Nuisance Legislation"*, as she believed the language included in the Local Law was too broad.

Chairman Conover apprised this could be addressed during the portion of the meeting set aside for discussion and public comment on the proposed resolutions.

Chairman Conover called the question and the motion to bring proposed Resolution Nos. 134-140 to the floor was carried unanimously. Mrs. Allen informed proposed Resolution No. 105, *Authorizing Lease Agreement with Ideal Dairy Farms, Inc. to Lease a Portion of County Owned Property at the Floyd D. Bennett Memorial Airport for Hay and Crop Production*, was not marked as requiring a roll call vote on the Resolution Index, but it would be necessary.

Chairman Conover called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

Supervisor Braymer requested a roll call vote on proposed Resolution No. 126, *Authorizing Reduced Fee for Use of the Festival Commons at the Charles R. Wood Park for the Lake George Land Conservancy's 2019 Hike-A-Thon Event*.

Supervisor Leggett questioned the status of the opioid lawsuit that the County had contracted with outside counsel on a few years ago and Ms. Kissane responded the attorneys filed the complaint in February of last year, but at this point only certain cases that involved some of the larger counties such as Suffolk County were being moved forward as test cases following which all others would proceed. She said a fact sheet was just filled out for Warren County which provided information regarding what the County's damages may be, how the opioid crisis was being dealt with and some of the resources that had been expended on it, but this information was only distributed to the County's outside counsel thus far. Supervisor Leggett asked whether proposed Local Law No. 3 of 2019 was a requisite of moving the case forward and Ms. Kissane replied the proposed Local Law would allow the County to receive damages. She said the case could move forward without the Local Law, but once the case was settled the County would be unable to receive any monetary damages without this. Supervisor McDevitt inquired whether Ms. Kissane had any idea how much damages the County had and Ms. Kissane replied she was unsure.

Supervisor Loeb stated a local surgeon had indicated to him in order for the opioid epidemic to be resolved it was necessary for the providers to determine how to solve the issue. He said it was not something that could be solved with legislation, as the providers would have to resolve.

Supervisor Thomas voiced his concerns with Section (6) of proposed Local Law No. 6, as he felt this went beyond opioids. Ms. Kissane apprised that particular clause provided the County with authority to pass this law; however, she noted, it was not providing the County with the authority to do anything beyond what was contained in the law, it was indicating why the law could be adopted.

Supervisor Hogan inquired whether there was discussion regarding the definitions of responsible party and the work unnecessary which was used repeatedly and Ms. Kissane responded she was unsure, but believed that there were and that was why the definition for

wrongful conduct had been added in order to link the responsible party to the wrongful conduct. Supervisor Hogan questioned who determined wrongful conduct and Ms. Kissane replied the way in which the law was written indicated the County was to make that determination. She added by the law it was defined as unnecessary prescribing, manufacturing or marketing opioids. Ms. Hogan asked whether that meant the County was responsible for defining who was unnecessarily prescribing and Ms. Kissane replied in the positive.

Supervisor Braymer stated she would like to comment on proposed Resolution No. 101, *Making Supplemental Appropriations*, which she had voted against at the Criminal Justice & Public Safety Committee meeting. She said following the Committee meeting she had spoken with the Sheriff about her concerns that the equipment was not used often and therefore should be shared with another law enforcement agency following which the Sheriff advised her that the equipment was being shared with other Counties, as well as the Glens Falls Police Department. She said she was supportive of purchasing this new equipment since it was shared with other law enforcement agencies and she suggested they look into requesting funds from the other agencies to assist with offsetting the costs.

Supervisor Driscoll questioned what the process was if Local Law No. 3 of 2019 was adopted today and then had to be amended in the future and Chairman Conover replied the Local Law would be introduced and a public hearing would be set same as it had for this one.

There being no further discussion, Chairman Conover called for a vote on resolutions, following which Resolution Nos. 101-140 were approved as presented.

WARREN COUNTY BOARD OF SUPERVISORS PROCLAMATION

WHEREAS, in 1982, the President's Task Force on Victims of Crime envisioned a national commitment to a more equitable and supportive response to victims; and

WHEREAS, this commemorative week celebrates the energy, perseverance and commitment that launched the victims' rights movement, inspired in its progress, and continues to advance the cause of justice for crime victims; and

WHEREAS, crime can leave a lasting impact on any person, regardless of age, national origin, race, creed, religion, gender, sexual orientation, immigration, or economic status; and

WHEREAS, incorporating communities' existing experts and trusted sources of support into efforts to fully serve survivors will develop a criminal justice system response that is truly accessible and appropriate for all victims of crime; and

WHEREAS, with the unwavering support of their communities and victim service providers behind them, survivors will be empowered to face their grief, loss, fear, anger, and hope without fear of judgement, and will feel understood, heard, and respected; and

WHEREAS, serving victims and rebuilding their trust restores hope to victims and survivors, as well as support thriving communities; and

WHEREAS, engaging a broader array of healthcare providers, community leaders, faith organizations, educators, and businesses can provide new links between victims and services that improve their safety, healing, and access to justice; and

WHEREAS, honoring the rights of victims, including the rights to be heard and to be treated with fairness, dignity, and respect, and working to meet their needs rebuilds their trust in the criminal justice and social service systems; and

WHEREAS, National Crime Victims' Rights Week provides an opportunity to recommit to ensuring that all victims of crime - especially those who are challenging to reach or serve - are afforded culturally and linguistically accessible and appropriate services in the aftermath of crime; and

WHEREAS, Warren County is hereby dedicated to strengthening victims and survivors in the aftermath of crime, building resilience in or communities and our victim responders, and working for justice for all victims and survivors; now, therefore, be it **RESOLVED**, that Warren County does hereby proclaim the week of April 7-13, 2019, as

NATIONAL CRIME VICTIMS' RIGHTS WEEK

and reaffirms Warren County's commitment to creating a victim service and criminal justice response that assists all victims of crime during Crime Victims' Rights Week and throughout the year and to express our sincere gratitude and appreciation for those community members, victim service providers, and criminal justice professionals who are committed to improving our response to all victims of crime so that they may find relevant assistance, support, justice and peace.

Dated: March 15, 2019

(Signed) **RONALD F. CONOVER, CHAIRMAN**
Warren County Board of Supervisors

RESOLUTION NO. 101 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

MAKING SUPPLEMENTAL APPROPRIATIONS

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it **RESOLVED**, that the following budget amendments are approved and authorized:

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
DEPARTMENT: SPECIAL ITEMS:				
A.1990 469	Contingent Account, Other Payments/ Contributions	A.3110 260	Sheriff's Law Enforcement, Other Equipment	\$6,795.00

Roll Call Vote:
Ayes: 947
Noes: 0
Absent: 53 Supervisor Dickinson
Adopted.

RESOLUTION NO. 102 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING WARREN COUNTY BUDGET FOR 2019 FOR VARIOUS DEPARTMENTS WITHIN WARREN COUNTY

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it **RESOLVED**, that the following budget amendments are approved and authorized:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
MENTAL HEALTH/OFFICE OF COMMUNITY SERVICES		
<u>ESTIMATED REVENUE</u>		
A.4320.0150 3490	Mental Health Programs, 820 River Street - Mental Health, Mental Health	\$60,000.00
<u>APPROPRIATIONS</u>		
A.4320.0150 470	Mental Health Programs, 820 River Street - Mental Health, Contract	60,000.00
PUBLIC WORKS - DPW		
<u>ESTIMATED REVENUE</u>		
DM.5130 2680	Road Machinery, Machinery, Insurance Recoveries	509.15
<u>APPROPRIATIONS</u>		
DM.5130 441	Road Machinery, Machinery, Auto-Supplies & Repair	509.15
SHERIFF		
<u>ESTIMATED REVENUE</u>		
A . 3 0 2 0 . 4 0 3 9 4380	Sheriff's 911 Center, 2018 Interoperable Comm Grant, State Homeland Security Program	522,261.00
<u>APPROPRIATIONS</u>		
A.3020.4039470	Sheriff's 911 Center, 2018 Interoperable Comm Grant, Contract	133,636.00
A.3020.4039260	Sheriff's 911 Center, 2018 Interoperable Comm Grant, Other Equipment	388,625.00

RESOLVED, that the supplemental appropriations or reductions in estimated revenues and appropriations set forth above are authorized and the County Treasurer be, and he hereby is, authorized and directed to amend the budget of Warren County for 2019 for the estimated revenues, appropriations and codes indicated, and be it further

RESOLVED, that the Warren County budget for 2019 is hereby amended accordingly.

Roll Call Vote:

Ayes: 947

Noes: 0

Absent: 53 Supervisor Dickinson

Adopted.

RESOLUTION NO.103 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING OUT-OF-STATE TRAVEL FOR DON DEGRAW, AIRPORT MANAGER, TO ATTEND THE 2019 NEC/AAAE AIRPORTS CONFERENCE IN HERSHEY, PENNSYLVANIA

RESOLVED, that Don DeGraw, Airport Manager, is hereby authorized to attend the 2019 NEC/AAAE Airports Conference in Hershey, Pennsylvania on March 26, 2019 through March 29, 2019, at a cost not to exceed One Thousand Two Hundred Forty-Four Dollars (\$1,244) to be paid from Budget Code A.5610 444 Airport (D.P.W), Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 104 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING AGREEMENT WITH C&S ENGINEERS, INC. TO PROVIDE CONSULTING SERVICES RELATED TO ACQUIRING TWO (2) SNOW PLOWS FOR THE FLOYD BENNETT MEMORIAL AIRPORT, WARREN COUNTY, NEW YORK

WHEREAS, the Airport Manager is requesting that the County enter into an agreement with C&S Engineers, Inc., 499 Col. Eileen Collins Boulevard, Syracuse, New York 13212 to provide consulting services related to acquiring two (2) snow plows for the Floyd Bennett Memorial Airport, Warren County, New York for an amount not to exceed Four Thousand Eight Hundred Dollars (\$4,800) for a term commencing upon receipt of the Federal Aviation Administration (FAA) grant funding award, and execution of the agreement by both parties and terminating upon the discontinuance of grant funding, now, therefore, be it

RESOLVED, that Warren County enter into an agreement with C&S Engineers, Inc., to provide consulting services related to acquiring two (2) snow plows for the Floyd Bennett Memorial Airport, Warren County, New York for a lump sum amount of Four Thousand Eight Hundred Dollars (\$4,800) for a term commencing upon receipt of the FAA grant funding award, and execution of the agreement by both parties and terminating upon the discontinuance of grant funding, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds for this project shall be expended from FAA grant funding.

Adopted by unanimous vote.

RESOLUTION NO. 105 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING LEASE AGREEMENT WITH IDEAL DAIRY FARMS, INC. TO LEASE A PORTION OF COUNTY OWNED PROPERTY AT THE FLOYD D. BENNETT MEMORIAL AIRPORT FOR HAY AND CROP PRODUCTION

WHEREAS, as the operator of the Floyd D. Bennett Memorial Airport, Warren County is required to maintain the areas around the runways free from obstructions and obstacles such as trees, and

WHEREAS, agricultural cultivation of the outer fields of the airport property will

achieve the goal of keeping the area free of obstructions to avigation and allow the land to serve a purpose as opposed to lying fallow, and

WHEREAS, the County Purchasing Agent has advertised a Request for Proposals ("RFP") (WC 07-19) for a tenant to cultivate the outer fields and pay rent to the County on an escalating scale based on the percentage of the leased property used to grow hay, corn or a similar crop, and

WHEREAS, the Superintendent of the Department of Public Works has reviewed the proposals and has recommended that the County accept the proposal submitted by Ideal Dairy Farms, Inc. 239 Vaughn Road, Hudson Falls, New York 12839 ("Ideal") as the most beneficial to the County, and

WHEREAS, the County Purchasing Agent and the Superintendent of the Department of Public Works recommend that the County enter into a five (5) year lease agreement with Ideal Dairy Farms, Inc. to commence upon execution and terminate in the year 2023, upon the terms set forth in the proposal and as amended during the term to reflect the commercially and agriculturally most beneficial use of the property as agreed between the Airport Manager, the Superintendent of the Department of Public Works and Ideal, with the option of one (1) additional five (5) year renewal, upon rates and terms agreed by Ideal and the County, and

WHEREAS, the Warren County Board of Supervisors has determined that the proposed leased premises are not needed for County purposes and that a reasonable rental return on said premises would be: No charge for years 2019 through 2021; Twenty Dollars (\$20) per acre for years 2022 through 2023, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby determines that it would be appropriate to consider the proposed long term five (5) year lease agreement, with the option of one (1) additional five (5) year renewal, for Ideal to cultivate the outer fields and pay rent to the County on an escalating scale based on the percentage of the leased property used to grow hay, corn or a similar crop, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a five (5) year lease agreement with Ideal Dairy Farms, Inc., to commence upon execution and terminate in the year 2023, with the option of one (1) additional five (5) year renewal, in a form approved by the County Attorney.

Roll Call Vote:

Ayes: 947

Noes: 0

Absent 53 Supervisor Dickinson

Adopted.

RESOLUTION NO. 106 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AWARDING BID AND AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS FOR SOLID WASTE, MEDICAL WASTE AND RECYCLING DISPOSAL SERVICES (WC 58-18)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Solid Waste, Medical Waste and Recycling Disposal Services (WC 58-18), and

WHEREAS, the Department of Public Works is requesting to enter into agreements with various vendors for solid waste, medical waste and recycling disposal services, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent notify the various vendors of the acceptance of their bid, and be it further

RESOLVED, that the Chairman of the Board be, and hereby is, authorized to execute agreements with the various vendors outlined on the attached Schedule "A," pursuant

to the terms and provisions of the specifications (WC 58-18) and proposal, at the prices listed on the tab sheet, for a term commencing January 1, 2019 and terminating December 31, 2019, in a form approved by the County Attorney, and be it further

RESOLVED, that funding for these agreements will be paid from the appropriate departmental Budget Code.

SCHEDULE "A"		
SOLID WASTE, MEDICAL WASTE AND RECYCLING DISPOSAL SERVICES		
Subcontractor	Service Provided	Specifics
AdvoWaste Medical Services, LLC	Medical Waste	Municipal Center, Sheriff's Office, Countryside Adult Home
County Waste & Recycling Service d/b/a Ace Carting	Recycling Disposal Services	Sheriff's Office, Countryside Adult Home, Bolton Mealsite, Floyd Bennett Memorial Airport
Waste Management of New York, LLC	Recycling Disposal Services	Floyd Bennett Memorial Airport
Casella Waste Management, Inc.	Solid waste	Municipal Center, Floyd Bennett Memorial Airport

Adopted by unanimous vote.

RESOLUTION NO. 107 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE OFFICE OF VICTIM SERVICES TO FUND THE VICTIM ASSISTANCE PROGRAM FOR THE DISTRICT ATTORNEYS OFFICE

WHEREAS, the District Attorney is requesting approval to submit a grant application to the New York State Office of Victim Services to fund the Victim Assistance Program in an amount to be determined, for a term commencing October 1, 2019 and terminating September 30, 2022, with the option of two (2) additional one (1) year extensions, now, therefore, be it

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute a grant application to the New York State Office of Victim Services to fund the Victim Assistance Program in an amount to be determined, for a term commencing October 1, 2019 and terminating September 30, 2022 with the option of two (2) additional one (1) year extensions, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 108 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING OUT-OF-STATE TRAVEL FOR AMY DREXEL, EMERGENCY SERVICES COORDINATOR, TO ATTEND THE NATIONAL HOMELAND SECURITY CONFERENCE IN PHOENIX, ARIZONA

RESOLVED, that Amy Drexel, Emergency Services Coordinator, is hereby authorized to attend the National Homeland Security Conference in Phoenix, Arizona on June 15, 2019 through June 22, 2019, at a cost not to exceed One Thousand Eight Hundred Seventeen Dollars (\$1,817) plus taxes and fees, to be paid from Budget Code A.3640 444 Civil Defense, Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 109 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

APPROVING REVISED COMPREHENSIVE EMERGENCY MANAGEMENT PLAN FOR WARREN COUNTY FOR OFFICE OF EMERGENCY SERVICES

WHEREAS, the Director of the Office of Emergency Services has presented to the Public Safety Committee a revised Comprehensive Emergency Management Plan based upon the State Emergency Management Sample Plan, and

WHEREAS, Section 23 of Executive Law provides that in preparing such plans, cooperation, advice and assistance shall be sought from local government officials, regional and local planning agencies, police agencies, fire departments and fire companies, local civil defense agencies, commercial and volunteer ambulance services, health and social services officials, community action agencies, organizations for the elderly and the handicapped, other interested groups and the general public, and

WHEREAS, in revising the Plan, the County Emergency Services Coordinator received advice and assistance from local police, fire, public health agencies and other County Departments, as well as the State Emergency Management Office, Glens Falls Hospital, and The American Red Cross, now, therefore, be it

RESOLVED, that the revised Comprehensive Emergency Management Plan for Warren County is approved, as attached, and County officials and employees be and hereby are authorized to act in accordance with the terms and provisions of the same, and the Chairman of the Board of Supervisors and Director of the Warren County Office of Emergency Services be, and hereby are, authorized to take such other and further action as may be necessary to submit and/or file the plan with the appropriate state or local agencies, enact the same or otherwise cause the plan to be effective for all purposes provided under law, and be it further

RESOLVED, that a copy of the revised Comprehensive Emergency Plan shall be placed on file with the Clerk of the Board of Supervisors.

Adopted by unanimous vote.

RESOLUTION NO. 110 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH MOUNTAIN MEDICAL SERVICES, PLLC TO PROVIDE SPECIAL PHYSICAL EXAMINATIONS FOR HAZMAT TEAM MEMBERS WORKING WITH THE OFFICE OF EMERGENCY SERVICES AND RATIFYING THE ACTIONS OF THE CHAIRMAN OF THE BOARD IN EXECUTING SAID AGREEMENT

WHEREAS, the Director of the Office of Emergency Services has requested that the County enter into a new agreement with Mountain Medical Services, PLLC to provide the required hazardous materials team annual medical examinations for an amount not to exceed One Hundred Sixty Dollars (\$160) per team member for a term commencing upon execution and terminating upon sixty (60) days written notice, and

WHEREAS, the Director of the Office of Emergency Services has advised the Chairman of the Board signed said agreement with Mountain Medical Services, PLLC before the March 15, 2019 Board of Supervisors meeting and has asked that the actions of the Chairman be ratified regarding same, now, therefore, be it

RESOLVED, that the Board of Supervisors hereby authorizes an agreement with Mountain Medical Services, PLLC, 1937 Saranac Avenue, Lake Placid, NY 12946, to provide the required hazardous materials team annual medical examinations for team members at a rate not to exceed One Hundred Sixty Dollars (\$160) per member, for a term commencing upon execution and terminating upon sixty (60) days written notice, in the form approved by the County Attorney, and does ratify the actions of the Chairman of the Board in signing for said agreement before the resolution was approved, and be it further

RESOLVED, that said funds shall be expended from Code A.3410 435 Fire Prevention & Control - Medical Fees.

Adopted by unanimous vote.

RESOLUTION NO. 111 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING EXTENSION OF THE PUBLIC DEFENSE CASE MANAGEMENT SYSTEM MAINTENANCE AND SOFTWARE SUPPORT AGREEMENT WITH NEW YORK STATE DEFENDERS ASSOCIATION, INC. FOR THE PUBLIC DEFENDER'S OFFICE

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an extension of the Public Defense Case Management System Maintenance and Software Support Agreement with the New York State Defenders Association, Inc., 194 Washington Avenue, Suite 500, Albany, New York 12210-2314 (previously authorized by Resolution No. 204 of 2018), extending the term of the agreement for April 13, 2019 through April 12, 2020, in an amount not to exceed Two Thousand Five Hundred Dollars (\$2,500), in a form approved by the County Attorney, and be it further

RESOLVED, that the funds for this agreement shall be expended from Budget Code A.1171 470 Public Defender, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 112 OF 2019
Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild,
Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

**AUTHORIZING FURTHER EXTENSION OF AGREEMENT (C000252) WITH THE
NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES**

WHEREAS, pursuant to Resolution No. 541 of 2012, the Chairman of the Board of Supervisors was authorized to execute a grant application to the New York State Office of Indigent Legal Services to improve the quality of representation for indigent legal services in an amount not to exceed One Hundred Sixty Thousand Two Hundred Eighteen Dollars (\$160,218) for a term commencing June 1, 2012 and terminating May 31, 2015 (Contract #C000252) for the Warren County Public Defender's Office, and

WHEREAS, pursuant to Resolution No. 582 of 2015, the termination date was extended to May 31, 2016, and

WHEREAS, pursuant to Resolution No. 160 of 2016, the termination date was further extended to November 30, 2016, and

WHEREAS, pursuant to Resolution No. 227 of 2017, the termination date was further extended to November 30, 2018, and

WHEREAS, the Public Defender has requested that the termination date be further extended to November 30, 2019, and

WHEREAS, the Criminal Justice & Public Safety Committee has approved the request, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an extension agreement with the New York State Office of Indigent Legal Services to extend the termination date to November 30, 2019 (Contract #C000252), and be it further

RESOLVED, that other than the change outlined herein, all other terms and conditions will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 113 OF 2019
Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild,
Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

**AUTHORIZING AGREEMENT WITH TYLER TECHNOLOGIES TO PROVIDE
MAINTENANCE AND SUPPORT TO TYLER CAD AND AEIGIS LERMS SOFTWARE
FOR THE SHERIFF'S OFFICE**

RESOLVED, that Warren County enter into an agreement with Tyler Technologies, 840 West Long Lake Road, Troy, Michigan 48098, to provide maintenance and support to Tyler CAD and Aeigis LERMS software, for a term commencing January 1, 2019 and terminating December 31, 2019, with an option to extend the agreement for one (1) additional one (1) year term with a four percent (4%) increase in 2020, upon mutual agreement of the parties, in an amount not to exceed Sixty Thousand One Hundred Seventy-Seven Dollars and Fifty-Two Cents (\$60,177.52) in 2019 and in an amount not to exceed Sixty-Two Thousand Five Hundred Eighty-Four Dollars and Sixty-Two Cents (\$62,584.62) in 2020, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, and subsequent renewal agreements, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.3020 470 Sheriff's 911 Center, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 114 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH OCV, LLC/THE SHERIFF APP.COM TO BUILD AND MAINTAIN A PUBLIC SAFETY APPLICATION FOR IOS AND ANDROID DEVICES FOR THE SHERIFF'S OFFICE

RESOLVED, that Warren County enter into an agreement with OCV, LLC/TheSheriffApp.com, 660 North College Street, Suite C, Auburn, Alabama 36830, to build and maintain a public safety application for IOS and Android devices, for a term commencing upon execution by both parties and terminating upon thirty (30) days written notice by either party, in an amount not to exceed Fourteen Thousand Five Hundred Forty Dollars (\$14,540), and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, and subsequent renewal agreements, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Inmate Commissary Funds. Adopted by unanimous vote.

RESOLUTION NO. 115 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE HOUSING TRUST FUND CORPORATION OFFICE OF COMMUNITY RENEWAL

WHEREAS, the County Planner is requesting approval to submit a grant application to the New York State Housing Trust Fund Corporation, Office of Community Renewal, with the amount of the grant to be determined, now, therefore, be it

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute and submit a grant application to the New York State Housing Trust Fund Corporation, Office of Community Renewal.

Adopted by unanimous vote.

RESOLUTION NO. 116 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING RENEWAL AGREEMENT WITH HUDSON HEADWATERS HEALTH NETWORK TO PROVIDE CLINICIAN SERVICES FOR COUNTRYSIDE ADULT HOME

WHEREAS, pursuant to Resolution No. 383 of 2016, the Chairman of the Board of Supervisors was authorized to execute an agreement with Hudson Headwaters Health Network, 9 Carey Road, Queensbury, New York 12804, to provide clinician services for Countryside Adult Home, now, therefore, be it

RESOLVED, that Board of Supervisors hereby authorized renewal of the agreement with Hudson Headwaters Health Network, 9 Carey Road, Queensbury, New York 12804, to provide clinician services for residents at the Countryside Adult Home for a term commencing January 1, 2019 and terminating December 31, 2019, in an amount not to exceed Fifteen Thousand Dollars (\$15,000), and for a term commencing January 1, 2020 and terminating December 31, 2020, in an amount not to exceed Fifteen Thousand Five Hundred Dollars (\$15,500), and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is,

authorized to execute a renewal agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6030 470 Countryside Adult Home, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 117 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH ORKIN PEST CONTROL TO PROVIDE PEST CONTROL SERVICES AND RODENT CONTROL AT COUNTRYSIDE ADULT HOME

RESOLVED, that Warren County enter into an agreement with Orkin Pest Control, 537 Queensbury Ave., Queensbury, NY 12804, to provide pest control services and rodent control at Countryside Adult Home for a term commencing April 1, 2019 and terminating March 31, 2022, in an amount not to exceed One Hundred Ten Dollars (\$110) per month for pest control services, plus and additional amount up to Five Hundred Dollars (\$500) per year for rodent control, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6030 470 Countryside Adult Home, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 118 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH 820 RIVER STREET, INC., BAYWOOD CENTER TO PROVIDE SUBSTANCE USE DISORDER (SUD) TREATMENT IN THE WARREN COUNTY CORRECTIONAL FACILITY

RESOLVED, that Warren County enter into an agreement with 820 River Street, Inc., Baywood Center, 551 Bay Road, Queensbury, New York 12804, to provide substance use disorder (SUD) treatment in the Warren County Correctional Facility for a term commencing April 1, 2019 and terminating December 31, 2019, in an amount not to exceed Sixty Thousand Dollars (\$60,000), and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, and subsequent renewal agreements, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4320.0150 470, Mental Health Programs, 820 River Street-Mental Health, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 119 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING PAYMENT TO ADIRONDACK TECHNICAL SERVICES HEATING, AIR CONDITIONING AND REFRIGERATION, INC.

WHEREAS, pursuant to Resolution No. 378 of 2015, the Chairman of the Board of Supervisors was authorized to execute an agreement with Adirondack Technical Services

Heating, Air Conditioning and Refrigeration, Inc. to provide as needed repairs to equipment at various Warren County Buildings and Meal Sites, terminating December 31, 2018, and

WHEREAS, the Director of Office for the Aging has requested authorization to pay invoices totaling One Thousand Five Hundred Sixty-Seven Dollars and Thirty-Seven Cents (\$1,567.37) to Adirondack Technical Services Heating, Air Conditioning and Refrigeration, Inc. for services started in 2018 and completed after the contract termination date, and

WHEREAS, the Health, Human and Social Services Committee has approved the request, now therefore, be it

RESOLVED, that the Warren County Board of Supervisors authorizes the Warren County Auditor to make a one-time payment in the amount of One Thousand Five Hundred Sixty-Seven Dollars and Thirty-Seven Cents (\$1,567.37) to Adirondack Technical Services Heating, Air Conditioning and Refrigeration, Inc. for services started in 2018 and completed after the contract termination date, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6772 422 OFA-Warren County, Repair/Maint-Equipment.

Adopted by unanimous vote.

RESOLUTION NO. 120 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH BPI MECHANICAL SERVICE FOR AS NEEDED REPAIRS TO REFRIGERATION/FREEZER UNITS AND ICE MACHINES AT VARIOUS WARREN COUNTY BUILDINGS AND MEAL SITES

WHEREAS, the Warren County Purchasing Department requested quotes for as needed repairs to refrigeration/freezer units and ice machines and other like equipment at sites located throughout Warren County, including Office for the Aging meal sites, Warren County Jail, Countryside Adult Home, the Department of Public Works and any other locations requiring such service, and

WHEREAS, there was one response to the request for quotes from BPI Mechanical Service, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes an agreement with BPI Mechanical Service, 95 Hudson River Road, Waterford, New York 12188, for a term commencing January 1, 2019 and terminating December 31, 2019, and allowing for two (2) additional one (1) year extensions provided there are no material changes, at an hourly rate of Eighty-Nine Dollars and Sixty-Six Cents (\$89.66) per hour during normal business hours and a sum not to exceed One Hundred Thirty-Four Dollars and Forty-Nine Cents (\$134.49) per hour for nights, weekends, and holidays, and a Thirty Percent (30%) markup for materials, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, and subsequent renewal agreements, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various budget codes of the aforementioned departments.

Adopted by unanimous vote.

RESOLUTION NO. 121 OF 2019
Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett,
Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING RESOLUTION NO. 62 OF 2019, WHICH AUTHORIZED AGREEMENTS FOR
EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP) WITH
VARIOUS ORGANIZATIONS FOR OFFICE FOR THE AGING, TO ADJUST CONTRACT
AMOUNTS

WHEREAS, pursuant to Resolution No. 62 of 2019, the Warren County Board of Supervisors authorized agreements (previously authorized by Resolution No. 75 of 2018) with various organizations to provide services under the Expanded In-Home Services for the Elderly Program (EISEP), and

WHEREAS, the Director of Office for the Aging has requested to adjust the amounts of the agreements under the Expanded In-Home Services for the Elderly Program (EISEP), now, therefore, be it

RESOLVED, that the Chairman of the Board be, and hereby is, authorized to execute amendment agreements with the various organizations outlined on the attached Schedule "A" to adjust the amounts of agreements, and be it further

RESOLVED, that unless there should be a material change in contract terms or provisions, or a change in the amount of the contracts, these agreements may be continually renewed and the Chairman of the Board of Supervisors is authorized to execute such agreements without the need for a further Board Resolution, upon mutual agreement of the parties and provided appropriations for same are included in the Office for the Aging budget, and be it further

RESOLVED, that these agreements shall automatically terminate upon the discontinuance of State or Federal funding available for such contract purpose, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 62 of 2019 will remain the same.

SCHEDULE "A"					
EISEP FUNDS					
Subcontractor	Service Provided	Specifics	State Funds	County Funds	Totals
Glens Falls Hospital	Medical Alert	Warren - \$4,000; Hamilton - \$3,000; \$30 Set-up Fee; \$35 Monthly Fee	\$5,600	\$1,400	\$7,000
Greater Adirondack Home Aides, Inc.	PC1, PC2, CM and CD	PC1&PC2 -\$24/hr; CM - \$3,100/mo.; Add customer directed services	\$168,750	\$56,250	\$225,000
Ham. Co. DSS	CM	\$1,922/mo.	\$24,400	\$6,100	\$30,500
Ham. Co. Public Health	PC1 & PC2	PC1 & PC2 - \$30.31/hr.	\$26,325	\$8,775	\$35,100

SUBCONTRACTOR	SERVICE PROVIDED	SPECIFICS	STATE FUNDS	COUNTY FUNDS	TOTALS
Home Health Care Partners	PC1 & PC2	PC1 - \$25.40/hr. PC2 - \$25.69/hr.	\$32,000	\$8,000	\$40,000
Home Aide Services of the Central Adirondacks, Inc.	PC1 & PC2	PC1 & PC2 - \$25/hr.	\$32,000	\$8,000	\$40,000
Fort Hudson Health System	SADC	\$15/Transp. (One-way); \$35/half day; \$55/whole day	\$30,000	\$10,000	\$40,000
Countryside Adult Home	SADC	\$15 Transp. (one-way); \$45/whole day	\$16,366	\$4,092	\$20,458
TOTALS					\$438,058

Adopted by unanimous vote.

RESOLUTION NO. 122 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING RESOLUTION NO. 205 OF 2009 WHICH AUTHORIZED AN AGREEMENT WITH ZIRMED, INC. FOR THE PURPOSE OF VERIFYING INSURANCES BEFORE BILLING TO EXPEDITE CLAIMS WITHOUT DENIALS, TO INCREASE RATES AND CHANGE CONTRACT TERMS FOR THE HOME CARE DIVISION

WHEREAS, pursuant to Resolution No. 205 of 2009, the Warren County Board of Supervisors authorized the Chairman of the Board to execute a subscriber agreement with Zirmed, Inc., for the purpose of verifying insurances before billing to expedite claims without denials for the Home Care Division, and which Resolution was subsequently amended by Resolution No. 617 of 2011 to allow for billing for Immunization Program, and by Resolution No. 632 of 2012 to allow for electronic remittances, and

WHEREAS, Zirmed, Inc. and Waystar have merged companies resulting in billing and address changes, and

WHEREAS, The Health Services' electronic billing system has been updated from Encore to Crescendo, and

WHEREAS, the Director of Public Health has requested that Resolution No. 205 of 2009 be amended to increase the monthly subscriber fee for the Division of Home Care to include the following:

1. Claims Management Fees - One Hundred Three Dollars and Ninety-Five Cents (\$103.95) per month, which includes five hundred (500) electronic claims, and additional claims exceeding five hundred (500) will be an additional Twenty-Five Cents (\$0.25) per claim;
2. Eligibility Verification Fees - Fifty-Two Dollars and Fifty Cents (\$52.50) per month, which includes two hundred fifty (250)

claims, and additional inquiries exceeding two hundred fifty (250) will be an additional Twenty-Five Cents (\$0.25) per inquiry;

3. Annual Assessment Fee - One Hundred Twenty-Five Dollars (\$125)

now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an amendment agreement with Waystar/Zirned, Inc., now located at 888 Market Street, Suite 400, Louisville, Kentucky 40202 for the aforesaid change in services and amounts set forth in the preambles of this resolution for a term commencing April 1, 2019 and terminating upon thirty (30) days written notice by either party, in a form approved by the County Attorney, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute further amendment agreements with Waystar/Zirned, Inc. For aforesaid services, without the need for future resolutions as long as there is no more than a five percent (5%) overall rate increase, in a form approved by the County Attorney, and be it further

RESOLVED, that other than the above amendments, Resolution Nos. 2005 of 2009, 617 of 2011 and 632 of 2012 shall remain in full force and effect, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4010 428 Health Services, Data Processing & Internet Fees.

Adopted by unanimous vote.

RESOLUTION NO. 123 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH HONEYWELL/RESIDIO LIFE CARE SOLUTIONS TO PURCHASE FIVE (5) GENESIS PERSONAL TOUCH TABLET A KITS WITH SCALE, SP02 (PULSE OXIMETER) AND BLOOD PRESSURE CUFF

RESOLVED, that Warren County enter into an agreement with Honeywell/Residio Life Care Solutions, 3400 Intertech Drive, Suite 200, Brookfield, Wisconsin 53045, to purchase five (5) Genesis Personal Touch Tablet A Kits with Scale, SP02 (pulse oximeter) and Blood Pressure Cuff for a term commencing March 15, 2019 and automatically renewing annually unless there is an increase in price exceeding five percent (5%), or until such time as the agreement is terminated by either party, in an amount not to exceed Six Thousand Three Hundred Twenty-Five Dollars (\$6,325) for the purchase of said tablets, and a recurring monthly monitoring fee not to exceed One Hundred Sixty-Five Dollars (\$165) per month, which includes a \$3 interface fee and \$30 built in 4G cellular fee per monitor, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, and subsequent renewal agreements, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Codes A.4010 4300.260 Health Services, DSRIP Program, Other Equipment and A.4010 428 Health Services, Data Processing & Internet Fees.

Adopted by unanimous vote.

RESOLUTION NO. 124 OF 2019

Resolution introduced by Supervisors Strough, Leggett, Braymer, Wild, McDevitt, Diamond, Dickinson, Geraghty, Magowan, Sokol and Driscoll

ENACTING PROPOSED LOCAL LAW NO. 3 OF 2019 ENTITLED "MUNICIPAL OPIOID COST RECOVERY AND PUBLIC NUISANCE LEGISLATION"

WHEREAS, a proposed Local Law was duly presented to the Board of Supervisors and considered by them, said proposed Local Law Entitled "Municipal Opioid Cost Recovery and Public Nuisance Legislation", and

WHEREAS, the Board of Supervisors adopted Resolution No. 65 of 2019 on February 15, 2019 authorizing a public hearing to be held by the Board of Supervisors on the 15th day of March, 2019 at 10:00 a.m. in th Supervisors' Room in the Warren County Municipal Center on the matter of the adoption of said proposed Local Law, ad notice of such public hearing having been duly published and posted as required by law, and said public hearing having been held and all persons appearing at said public hearing desiring to be heard, having been heard, now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Warren, New York, on this 15th day of March, 2019, does hereby enact and adopt Local Law No. 3 of 2019 as annexed hereto, and be it further

RESOLVED, that the Chairman of the Board of Supervisors, Clerk of the Board fo Supervisors, and County Attorney are hereby authorized to make such minor modifications to the Local Law as deemed necessary, and are authorized to execute, file and publish the Local Law and take all necessary actions for the promulgation thereof.

**COUNTY OF WARREN
LOCAL LAW NO. 3 OF 2019**

A LOCAL LAW ENTITLED MUNICIPAL OPIOID COST RECOVERY AND PUBLIC NUISANCE LEGISLATION

I. Purpose and Statement of Intent

The opioid epidemic is sweeping the country. Indeed, addiction to and abuse of opioids is one of the greatest challenges facing Warren County. A cause of this increasing crisis is the overabundance of prescription opioids. Vast amounts of prescription opioids were sold, distributed, and prescribed in the County over the past several years, a practice that continues today. The selling, distributing, and prescribing of large amounts of opioids in our community has created a public health and safety hazard affecting the residents of the County. This crisis has devastated families, wreaked havoc on our economy, and produced a generation of narcotic dependence. As a result of the opioid epidemic, costs related to healthcare, family and social services, criminal justice, addiction and rehabilitation, and many other areas have significantly increased. Many of these costs are paid by the County.

The purpose and intent of this legislation is to allow the County to recover these costs, despite the existence of the common-law municipal cost recovery rule (a.k.a. free public services doctrine) and declare the opioid epidemic and its effects on the County a public nuisance. Specifically, the County provides services related to the opioid epidemic, which are funded by tax revenues. This statute clarifies that reimbursement may be sought for the costs of providing such services, whenever practicable, from the responsible party. To accomplish this, the County establishes this cost recovery procedure and declares the opioid epidemic and its effects on the County a public nuisance.

II. Definitions

"Costs" means all expenditures related to the opioid epidemic that directly or indirectly arise from the County's response to a responsible party's action or

inaction. "Responsible party" means any person or corporation whose negligent, intentional, or otherwise wrongful conduct causes the incident resulting in the County incurring costs or who is found liable or made responsible by a court for the costs incurred by the County in the form of damages, regardless of the cause of action. "Wrongful Conduct" means conduct which causes the County to incur costs related to the opioid epidemic, causing it to be a public nuisance.

III. Governmental Function Cost Recovery

The County may recover the costs of governmental functions related to opioids marketed, sold, manufactured, dispensed, prescribed, and/or distributed by the responsible party. If a responsible party fails to pay the costs demanded, the County may initiate and recover costs through administrative, civil, and/or criminal action against the responsible party. In that case, the County may also recover attorney's fees, interest, and any other payment or type of damages the court deems proper.

IV. Effect of Criminal or Civil Proceedings on Governmental Function Cost Recovery

The initiation of administrative or civil proceedings for governmental function cost recovery does not bar the criminal prosecution of a responsible party for any associated violation. Similarly, criminal prosecution does not bar civil collection of costs for the violation giving rise to the criminal prosecution.

V. Public Nuisance

The County hereby finds and declares the following:

- 1) That addiction to and abuse of opioids is one of the greatest challenges facing the County;
- 2) That a cause of this increasing crisis is the overabundance of prescription opioids. Vast amounts of prescription opioid pain pills were sold, distributed and prescribed in the County over the past several years which practice continues today;
- 3) That there is evidence showing that approximately four in five heroin users began their addiction by first using and then misusing prescription pain medications containing opioids;
- 4) That the unnecessary selling, distributing, and prescribing of large amounts of opioid pain pills in the County has created a public health and safety hazard affecting the residents of the County, resulting in devastation to County families, a negative effect on the County economy, wasted public resources, and a generation of narcotic dependence;
- 5) That unnecessary selling, distributing, and prescribing of prescription opioid pain pills is a hazard to public health and safety, which has created a public nuisance to the citizens of the County, and said nuisance remains unabated;
- 6) That, in addition to all other powers and duties now conferred by law upon the County, the County is authorized to enact ordinances, issue orders, and take other appropriate and necessary actions for the elimination of hazards to public health and safety;
- 7) That manufacturers of prescription opioids and those in the chain of distribution have wrongfully abused the privilege when selling and/or providing medication unnecessarily to our residents and must be held accountable; and

- 8) That it is the duty of the County to vindicate the rights of the citizens of the County and take action to abate this public nuisance.

VI. Retroactive Application

This legislation applies retroactively.

Roll Call Vote:

Ayes: 899

Noes: 48 Supervisors Hogan and Thomas

Absent: 53 Supervisor Dickinson

Adopted.

RESOLUTION NO. 125 OF 2019

Resolution introduced by Supervisors Strough, Leggett, Braymer, Wild, McDevitt, Diamond, Dickinson, Geraghty, Magowan, Sokol and Driscoll

A RESOLUTION OPPOSING THE PROPOSED AND AMENDED 2020 EXECUTIVE STATE BUDGET IMPACTING AID AND INCENTIVES TO MUNICIPALITIES AND STATE COST SHIFTS TO COUNTIES

WHEREAS, Governor Cuomo's FY2020 Executive Budget proposed eliminating Aid and Incentive to Municipalities (AIM) funding for all of Warren County's towns and the Village of Lake George, and

WHEREAS, on February 15, 2019, Governor Cuomo announced a thirty (30) day amendment to the 2020 Executive Budget making impacted towns and villages whole from changes to AIM funding by utilizing revenue from county sales tax, and

WHEREAS, instead of restoring AIM with State funding and signifying a desire by the State to act as partners with local governments, this budget amendment requires counties to make up for lost AIM funding with sales tax revenue, imposing a new mandate on counties, and

WHEREAS, already existing unfunded State mandates are the cause of high local taxes in New York State, and

WHEREAS, counties were granted the authority to levy a local sales tax in the late 1960's to help pay for Medicaid, indigent legal defense services, and other state mandates on counties, and

WHEREAS, requiring counties to make up for the State's cut in AIM funding to villages and towns sets an unsustainable precedent and unnecessarily shifts the State's burden to local taxpayers who already pay some of the highest property taxes in the nation, and

WHEREAS, currently nine (9) State mandated programs placed on counties equals more than Ninety percent (90%) of the typical County property tax levy, and these mandated costs continue to grow, and

WHEREAS, cutting AIM funding in the first place is a tax-shift from broad-based State income taxes to regressive local property taxes, and

WHEREAS, replacing what had been State AIM assistance with funding from county revenues is simply a tax-shift that will ultimately result in higher property taxes, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors supports the full restoration of this state aid program to local governments and urges the Governor and State Legislature to fully restore this state funding in the final 2019/2020 state budget, and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to forward copies of this resolution to the New York State Association of Counties, Governor Andrew M. Cuomo, Senator Elizabeth O'C. Little, Assemblyman Daniel G. Stec, and all others deemed necessary and proper.

Adopted by unanimous vote.

RESOLUTION NO. 126 OF 2019

**Resolution introduced by Supervisors Merlino, Dickinson, Strough and Frasier
(Alternate Member - Supervisor Hogan)**

**AUTHORIZING REDUCED FEE FOR USE OF THE FESTIVAL COMMONS AT THE
CHARLES R. WOOD PARK FOR THE LAKE GEORGE LAND CONSERVANCY'S
2019 HIKE-A-THON EVENT**

WHEREAS, the Park Operations & Management (O&M) Committee recognizes the value of programs administered and funded by the Lake George Land Conservancy and in recognition of such has suggested authorizing a reduced fee of \$500 for use of the Festival Commons at the Charles R. Wood Park during the Lake George Land Conservancy's 2019 Hike-a-Thon event to be held on July 5, 2019, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes a reduced fee of \$500 for use of the Festival Commons at the Charles R. Wood Park during the Lake George Land Conservancy's 2019 Hike-a-Thon event to be held on July 5, 2019.

Roll Call Vote:

Ayes: 890

Noes: 0

Abstain: 57 Supervisor Braymer

Absent: 53 Supervisor Dickinson

Adopted.

RESOLUTION NO. 127 OF 2019

**Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson,
Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty**

**AWARDING BID AND AUTHORIZING AGREEMENT WITH VARIOUS BIDDERS FOR
COLD MILLING OF PAVEMENT FOR HIGHWAY REHABILITATION (WC 11-19)**

WHEREAS, the Purchasing Agent has advertised for sealed bids for Cold Milling of Pavement for Highway Rehabilitation (WC 11-19), and

WHEREAS, the Superintendent of Public Works has recommended the following awards:

Line Item 1A - 2 Inches or Less:

Primary Award - Rifenberg Construction Attn: Timothy Casey
159 Brick Church Road
Troy, NY 12180

Secondary Award (1) - Callanan Industries Attn: Michael Mastropeitro
8 Southwoods Blvd, 4th Floor
Albany, NY 12211

Secondary Award (2) - Peckham Road Corp. Attn: Mark Petramale
375 Bay Road Suite 201
Queensbury, NY 12804

Line Item 1B - 2 Inches to 4 Inches:

- Primary Award - Peckham Road Corp. Attn: Mark Petramale
375 Bay Road Suite 201
Queensbury, NY 12804
- Secondary Award (1) - Evolution Construction Services Attn: Jeffrey Russo
PO Box 511
Mechanicville, NY 12118
- Secondary Award (2) - Callanan Industries Attn: Michael Mastropeitro
8 Southwoods Blvd, 4th Floor
Albany, NY 12211

Line Item 1C - Greater than 4 Inches to 6 Inches:

- Primary Award - Peckham Road Corp. Attn: Mark Petramale
375 Bay Road Suite 201
Queensbury, NY 12804
- Secondary Award (1) - Evolution Construction Services Attn: Jeffrey Russo
PO Box 511
Mechanicville, NY 12118
- Secondary Award (2) - Callanan Industries Attn: Michael Mastropeitro
8 Southwoods Blvd, 4th Floor
Albany, NY 12211

now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify the aforementioned bidders of the acceptance of their proposals, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute agreements with the above listed bidders, pursuant to the terms and provisions of the specifications (WC 11-19) and proposal, for a term commencing upon execution and terminating December 31, 2019, with the option for two (2) one (1) year renewals as long as there are no material changes, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Department of Public Works Projects.

Adopted by unanimous vote.

RESOLUTION NO. 128 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AWARDING BID AND AUTHORIZING AGREEMENT WITH BELL & FLYNN, LLC FOR COLD IN PLACE RECYCLING (HAMMERMILL METHOD) (WC 15-19)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Cold in Place Recycling (Hammermill Method) (WC 15-19), and

WHEREAS, the Superintendent of Public Works has issued correspondence recommending that Warren County award the contract to Bell & Flynn, LLC, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Bell & Flynn, LLC of the acceptance of its proposal, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an agreement with Bell & Flynn, LLC, 69 Bunker Hill Avenue, Stratham, New Hampshire 03885, for Cold in Place Recycling (Hammermill Method), pursuant

to the terms and provisions of the specifications (WC 15-19) and proposal, for a term commencing upon execution by both parties and terminating December 31, 2019, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Department of Public Works Projects.

Adopted by unanimous vote.

RESOLUTION NO. 129 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AWARDING BID AND AUTHORIZING AGREEMENT WITH LOWEST RESPONSIBLE BIDDER FOR SPRAY APPLIED WATERPROOFING MEMBRANE SERVICE (WC 19-19)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Spray Applied Waterproofing Membrane Service (WC 19-19), and

WHEREAS, the bids will be opened on March 5, 2019 and the recommendation of the lowest responsible bidder may not be approved by the Superintendent of the Department of Public Works prior to the Board of Supervisors meeting on March 15, 2019, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify the approved lowest responsible bidder of the acceptance of its bid, after recommendations and approval have been received from the Superintendent of the Department of Public Works, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an agreement with the lowest responsible bidder relative to Spray Applied Waterproofing Membrane Service, pursuant to the terms and provisions of the specifications (WC 19-19) and proposal, for a term commencing upon execution by both parties and terminating December 31, 2019, with the option for two (2) one (1) year renewals as long as there are no material changes, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Department of Public Works Projects.

Adopted by unanimous vote.

RESOLUTION NO. 130 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

A WARDING BID AND AUTHORIZING AGREEMENT WITH LOWEST RESPONSIBLE BIDDER FOR MUNICIPAL PAPER RECYCLING SERVICES (WC 17-19)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Municipal Paper Recycling Services (WC 17-19), and

WHEREAS, the bids will be opened on February 28, 2019 and the recommendation of the lowest responsible bidder may not be approved by the Superintendent of the Department of Public Works prior to the Board of Supervisors meeting on March 15, 2019, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify the approved lowest responsible bidder of the acceptance of its bid, after recommendations and approval have been received from the Superintendent of the Department of Public Works, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and

hereby is, authorized to execute an agreement with the lowest responsible bidder relative to Municipal Paper Recycling Services, pursuant to the terms and provisions of the specifications (WC 17-19) and proposal, for a term commencing January 1, 2019 and terminating December 31, 2019, with the option for one (1) one (1) year renewal as long as there are no material changes, and the Chairman is also authorized to execute any intermunicipal agreements deemed necessary and proper in association with these services, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Department of Public Works Projects.

Adopted by unanimous vote.

RESOLUTION NO. 131 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AMENDING TABLE OF ORGANIZATION AND WARREN COUNTY SALARY AND COMPENSATION PLAN FOR 2019

RESOLVED, that the Table of Organization and the Warren County Salary and Compensation Plan for 2019 are hereby amended as follows:

CIVIL SERVICE

ADMINISTRATION

<u>Deleting Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1430.110		
<u>TITLE:</u> Principal Personnel Clerk	03/18/2019	\$44,342

<u>Creating Position:</u> A.1430.110	03/18/2019	\$43,500
<u>TITLE:</u> Civil Service Specialist		

<u>Deleting Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1430.110		
<u>TITLE:</u> Senior Personnel Clerk	03/18/2019	\$36,977

<u>Creating Position:</u> A.1430.110	03/18/2019	\$40,000
<u>TITLE:</u> Civil Service Assistant		

<u>Decrease Salary From:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1430.110		
<u>TITLE:</u> Clerk-Temp	03/18/2019	\$5,000

<u>Decrease Salary To:</u> A.1430.110	03/18/2019	\$2,819
<u>TITLE:</u> Clerk-Temp		

**DEPARTMENT OF
PUBLIC WORKS**

<u>Decrease Salary From:</u> <u>A.7111.110</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>TITLE:</u> Environmental Education Administrator	04/01/2019	\$58,338

<u>Decrease Salary To:</u> <u>A.7111.110</u>	04/01/2019	\$50,000
<u>TITLE:</u> Environmental Education Administrator		

<u>Creating Position:</u> <u>D.7111.130</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>TITLE:</u> Assistant Naturalist - Temp	03/18/2019	\$4,000 Grade 2

SOCIAL SERVICES

<u>Deleting Position:</u> <u>A.6030.110</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>TITLE:</u> Caseworker - PT	03/18/2019	\$21,695 Grade 16

<u>Creating Position:</u> <u>A.6010.110 and A.6030 110</u>	03/18/2019	\$40,954 Grade 14
<u>TITLE:</u> Case Manager		

<u>Creating Position:</u> <u>A.6010.110</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>TITLE:</u> Account Clerk - Temporary (up to 6 months)	03/18/2019	\$29,333 Grade 4

VETERANS SERVICES

<u>Creating Position:</u> <u>A.6510.0125 130</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>TITLE:</u> Program Coordinator Peer-to-Peer Support Services - Temp., PT	04/29/2019	\$21,684 Not to exceed 20 hours per week

COUNTY ATTORNEY

<u>Increasing Salary From:</u> <u>A.1420.110</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>TITLE:</u> 1 st Assistant County Attorney	04/01/2019	\$66,690

<u>Increasing Salary To:</u> <u>A.1420.110</u>	04/01/2019	\$67,258
<u>TITLE:</u> 1 st Assistant County Attorney		
<u>Increasing Salary From:</u> <u>A.1420.110</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>TITLE:</u> 2 nd Assistant County Attorney	04/01/2019	\$62,142
<u>Increasing Salary To:</u> <u>A.1420.110</u>	04/01/2019	\$62,150
<u>TITLE:</u> 2 nd Assistant County Attorney		
<u>DISTRICT ATTORNEY</u>		
<u>Increasing Salary From:</u> <u>A.1165.110</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>TITLE:</u> 1 st Assistant District Attorney	04/01/2019	\$98,185
<u>Increasing Salary To:</u> <u>A.1165.110</u>	04/01/2019	\$101,995
<u>TITLE:</u> 1 st Assistant District Attorney		
<u>Increasing Salary From:</u> <u>A.1165.110</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>TITLE:</u> 2 nd Assistant District Attorney	04/01/2019	\$79,182
<u>Increasing Salary To:</u> <u>A.1165.110</u>	04/01/2019	\$82,078
<u>TITLE:</u> 2 nd Assistant District Attorney		
<u>DISTRICT ATTORNEY</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>Increasing Salary From:</u> <u>A.1165.110</u>	04/01/2019	\$77,070
<u>TITLE:</u> 3 rd Assistant District Attorney		

<u>Increasing Salary To:</u> <u>A.1165.110</u> <u>TITLE:</u> 3 rd Assistant District Attorney	04/01/2019	\$84,975
<u>Increasing Salary From:</u> <u>A.1165.110</u> <u>TITLE:</u> 4 th Assistant District Attorney	<u>EFFECTIVE DATE</u> 04/01/2019	<u>ANNUAL SALARY</u> \$68,096
<u>Increasing Salary To:</u> <u>A.1165.110</u> <u>TITLE:</u> 4 th Assistant District Attorney	04/01/2019	\$75,200
<u>Increasing Salary From:</u> <u>A.1165.110</u> <u>TITLE:</u> 5 th Assistant District Attorney	<u>EFFECTIVE DATE</u> 04/01/2019	<u>ANNUAL SALARY</u> \$60,178
<u>Increasing Salary To:</u> <u>A.1165.110</u> <u>TITLE:</u> 5 th Assistant District Attorney	04/01/2019	\$69,275
<u>Increasing Salary From:</u> <u>A.1165.110</u> <u>TITLE:</u> 6 th Assistant District Attorney	<u>EFFECTIVE DATE</u> 04/01/2019	<u>ANNUAL SALARY</u> \$54,371
<u>Increasing Salary To:</u> <u>A.1165.110</u> <u>TITLE:</u> 6 th Assistant District Attorney	04/01/2019	\$67,258
<u>DISTRICT ATTORNEY</u> <u>Increasing Salary From:</u> <u>A.1165.110</u> <u>TITLE:</u> 7 th Assistant District Attorney	<u>EFFECTIVE DATE</u> 04/01/2019	<u>ANNUAL SALARY</u> \$52,260

Increasing Salary To:
A.1165.110 04/01/2019 \$65,258
TITLE:
 7th Assistant District
 Attorney

SOCIAL SERVICES

Increasing Salary From: EFFECTIVE DATE ANNUAL SALARY
A.6010.110 04/01/2019 \$77,500
TITLE:
 Social Services Attorney

Increasing Salary To:
A.6010.110 04/01/2019 \$77,688
TITLE:
 Social Services Attorney

Decreasing Salary From: EFFECTIVE DATE ANNUAL SALARY
A.6010.110 04/01/2019 \$37,741
TITLE:
 Assistant Social Services
 Attorney - Part Time

Decreasing Salary To:
A.6010.110 04/01/2019 \$34,260
TITLE:
 Assistant Social Services
 Attorney - Part Time

Roll Call Vote:
 Ayes: 947
 Noes: 0
 Absent: 53 Supervisor Dickinson
 Adopted.

RESOLUTION NO. 132 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE VEHICLE RESERVE TO DEPARTMENTAL BUDGETS TO PURCHASE VEHICLES; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby appropriates funds in the amount of Ninety-Seven Thousand Two Hundred Forty-Seven Dollars (\$97,247) from the Reserve, Vehicles (A 896.00), to the following Departmental budgets to purchase vehicles:

CODE	DEPARTMENT	AMOUNT
A.3620 230.1	Building & Fire Code, Automotive Equipment- Reserve	\$ 22,468.00

CODE	DEPARTMENT	AMOUNT
A.4010 230.1	Health Services, Automotive Equipment-Reserve	\$ 13,093.00
A.6010 230.1	Social Services, Automotive Equipment-Reserve	\$ 61,686.00
	TOTAL	\$ 97,247.00

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 947

Noes: 0

Absent: 53 Supervisor Dickinson

Adopted.

RESOLUTION NO. 133 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ADOPTING REVISED CREDIT CARD POLICY FOR WARREN COUNTY

WHEREAS, the Board of Supervisors adopted the Credit Card Policy for Warren County by Resolution No. 222 of 2015, which was subsequently amended by Resolution No. 460 of 2015, and

WHEREAS, the County Administrator has requested revisions to said Credit Card Policy to authorize an additional credit card in the name of the Clerk of the Board with a monthly limit of Thirty Thousand Dollars (\$30,000) to be used exclusively by the Tourism Department, as well as to eliminate Section IV(B) of the Credit Card Policy as it is no longer applicable, and

WHEREAS, the Finance Committee has reviewed the changes requested by the County Administrator and has recommended that the same be advanced to the full Board of Supervisors for consideration, now, therefore, be it

RESOLVED, that the Credit Card Policy for Warren County annexed hereto along with Schedules "A-F", be and the same is hereby adopted as the official Credit Card Policy for Warren County, and be it further

RESOLVED, that any and all prior Credit Card Policies, Resolutions or parts thereof inconsistent with the annexed Credit Card Policy for Warren County are hereby repealed effective March 15, 2019.

COUNTY OF WARREN CREDIT CARD POLICY

I. OVERVIEW AND PURPOSE

A. Overview.

The use of conventional credit cards (hereinafter "credit cards") and/or ghost credit cards (credit accounts without the issuance of a physical plastic card for volume purchases where physical cards are not needed or desired and hereinafter "ghost cards") can be a cost effective method of obtaining products and services for the County. Credit and/or ghost cards can also save personnel time. Travel, training and other similar expenses are more practically and easily handled through the credit

card process. In certain cases and depending on the source of the credit or ghost card and terms thereof, the County may even be able to gain additional savings when using a credit and/or ghost card to make purchases of equipment, fuel, materials and/or supplies.

B. Purpose.

To establish the Policy and Procedures for the use of County credit and/or ghost cards by Department Heads or their designee(s). These procedures are intended to accomplish the following:

1. To ensure that the procurement with credit and ghost cards is accomplished pursuant to the policy and procedures established by the County Board.
2. To ensure appropriate internal controls are established within each department procuring with credit and/or ghost cards so that they are used for authorized purposes only.
3. To enhance productivity, significantly reduce paperwork, improve internal controls and reduce the overall cost associated with approved purchases as listed below.
4. To ensure that the County bears no legal liability from inappropriate use of credit and/or ghost cards.

II. ADMINISTRATION OF THE COUNTY'S RELATIONSHIP WITH THE BANK ISSUING THE CREDIT CARD

A. Obtaining Credit Cards and Ghost cards

1. Credit cards shall be obtained from the bank or financial institution authorized by resolution of the County Board of Supervisors. Ghost cards for high volume purchases shall be obtained from the same banking institution that credit cards are obtained from and as authorized by the County Board of Supervisors.
2. Once credit cards and/or Ghost cards are authorized by the Board of Supervisors, the County Administrator will coordinate and arrange for issuance of credit and/or ghost cards in accordance with this policy.
3. The County Administrator and Treasurer shall review enrollment forms, verify all information, and submit an application for credit and/or ghost cards to the bank or financial institution identified in subparagraph (1) hereof. The Chairman of the Board of Supervisors shall sign the enrollment forms on behalf of the County.
4. Credit and/or ghost cards shall be issued to:
 - a. Those Department Heads (hereinafter "Cardholders");
 - b. For the purposes indicated and at the expenditure limits set forth in *Schedule "A"* which may be amended from time to time by further resolution of the County Board of Supervisors.
5. All Cardholders shall execute the Cardholder authorization form annexed hereto as *Schedule "B"* and sign the back of the credit card upon receipt (signature on ghost cards is not possible and hence not necessary).
6. The aggregate County credit limit for all issued credit and ghost cards shall be \$292,000.

B. Contact With Card Issuer Representatives.

1. The following officials are authorized to discuss credit card invoices, payments, disputes, temporary limit excess and similar matters:
 - a. Treasurer or designee.
 - b. County Administrator.
 - c. Assistant County Administrator.

2. Cardholders are authorized to discuss credit card invoices, disputes and lost or stolen cards for their for respective department issued credit and/or ghost card(s).

C. Online Management of Credit Cards.

The County Administrator, the Assistant County Administrator and/or designee of the County Administrator shall arrange for online management of credit and/or ghost cards including required passwords for purposes of viewing account expenditures and payments, card charge requests, new applications, reconciling invoices and other features typically offered by Banks or credit card issuers as online management tools.

III. USE OF THE CREDIT CARD, REVOCATION AND RECORD KEEPING

A. Authorized Users

1. The Cardholder who is issued the card or ghost card is the only person authorized to use that card, except:
 - a. In the instance of the Clerk of the Board who may authorize other County officials or employees to use the card for lodging or general use using the forms annexed hereto as *Schedules "C" and "D"*; and
 - b. With respect to the other Cardholders, the Cardholder may allow staff in their respective County Departments to make purchases using the cards or ghost cards, but this shall only be allowed after the credit card use form annexed hereto as *Schedule "C" or "D"* is completed.

B. Authorized Purchases

The credit card or ghost card is to be used in the conduct of the County's business only. The use of a County credit card or ghost card to acquire or purchase goods and services for other than official use of the County is fraudulent use and will subject the employee to disciplinary action up to and including dismissal. In addition, the fraudulent use will be reported to the appropriate law enforcement agency for investigation and possible prosecution.

C. Rules of Use

- The following restrictions will apply to purchases made with credit or ghost cards:
1. The goods or services must be budgeted and legally allowable.
 2. The total value of a transaction shall not exceed a Cardholders card limit. Payment for a purchase WILL NOT be split into multiple transactions to stay within the card limit.
 3. Spending limits for the month must be adhered to.
 4. Credit and/or ghost card users must inform the merchant that the purchase is tax exempt and provide tax exempt form as necessary.
 5. Credit card and/or ghost card users must retain vendors receipts and/or records of telephone, Internet, and/or mail orders for future reconciliation of the credit card statement. Cardholders or designees shall attach receipts, etc. to the invoice batch submitted to the County Auditor when requesting payment of credit and/or ghost card purchases attributable to the Cardholder or the Cardholder's Department as appears on monthly statements.
 6. Credit card and/or Ghost card users must still complete Purchase Orders as required by the County Purchasing Policy (identifying the credit/ghost card issuing bank as payee and providing details as to the service or item purchased). Nothing in this policy shall be construed as a means to circumvent the existing Purchasing Policy of the County in regards to bidding

requirements, both formal and informal.

7. Any incentive program benefits arising from the use of County credit cards and/or ghost cards shall be the property of the County and deposited in the County General Fund. The County Board of Supervisors shall determine the use of such incentives, if any.

D. Unauthorized Credit or ghost Card Use

1. The credit and/or ghost card SHALL NOT BE USED for the following:
 - a. Personal purchases or identification.
 - b. A purchase that exceeds the Cardholders monthly purchase limit.
 - c. Cash advances.
2. A credit card or ghost card user who makes unauthorized purchases shall be liable for the total dollar amount of such unauthorized purchases, plus any administrative fees charged by the Bank or card company in connection with the misuse.

E. Cardholder Record Keeping

1. When the purchase is made over-the-counter, the credit/ghost card user shall retain the invoice and a customer copy of the charge receipt. The credit/ghost card user is responsible for checking that the vendor lists the quantity, fully describes the item(s), and includes any tax prior to the credit card user signing the slip. Invoices for meals, hotel stays, etc. will include an itemized list of all items and services purchased.
2. When the purchase is made on the Internet, the credit/ghost card user shall print a copy of the receipt and order confirmation before exiting the site.
3. When a purchase is made over the telephone, the credit/ghost card user shall have the vendor fax or email them a copy of the receipt.
4. When the purchase is made by mail, the credit/ghost card user shall retain all confirmations and shipping documentation.
5. When an item is returned, the vendor shall issue a credit, which should appear on a subsequent statement. *Under no circumstances should the credit/ghost card user or Cardholder accept cash in lieu of a credit of the credit card account.*

F. Review of Monthly Statement

1. At the end of each billing cycle, the Cardholder or staff member designated in writing or by email shall receive his/her monthly statement of account that will list the transactions to the Cardholders credit card for that period.
2. The Cardholder or staff member designated in writing or by email shall check each transaction listed on the monthly statement against the authorizations to verify that the statement is correct. If an item is returned and a credit voucher received, the Cardholder or designee shall verify that this credit is reflected on the monthly statement.
3. If purchased items are not listed on the monthly statement, the appropriate transaction documentation shall be **RETAINED** by the Cardholder until the next monthly statement. If the purchase or credit does not appear on the statement within 60 days after the date of purchase or return, the Cardholder shall notify the County Administrator and the Treasurer.
4. If in reviewing the monthly statement, if it is known that an item purchased was found to be unacceptable or not received or not even ordered, the Cardholder or designee is responsible for either, obtaining the item, obtaining a replacement or indicating a dispute of a non-ordered item as soon as possible as indicated herein. In the case of an item that has been ordered that is not

acceptable, the Cardholder should attempt to receive that item by the date the Cardholder receives his monthly statement or consider placing the item into dispute. If any items are placed in dispute by the Cardholder, it should be documented using *Schedule "E"* Transaction Dispute Form and attached to the statement with the originals to be forwarded to the County Auditor and a copy of all documents to be forwarded to the County Administrator or the Assistant County Administrator who shall handle and/or process the dispute as may be determined appropriate.

G. Cardholder Security

1. It is the Cardholders responsibility to safeguard the credit/ghost card and account number and any security codes to the same degree that a Cardholder safeguards his/her personal credit information. A violation of this trust will result in that Cardholder having his/her credit/ghost card withdrawn and disciplinary action.
2. If a credit card or a ghost card number or security code is lost or stolen, the Cardholder shall immediately notify the credit card company, representatives are available 24 hours a day. The County Administrator and Treasurer should also be notified and the Lost/Stolen Card Notification form, *Schedule "F"*, filled out.
3. A new credit or ghost card shall be promptly issued to the Cardholder after the reported loss or theft. A credit card that is subsequently found by the Cardholder after being reported lost shall be submitted to the County Administrator who will then forward the card to the Treasurer for destruction.

H. Cardholder Separation

Prior to separation from the County of Warren, the Cardholder shall surrender the credit card and current credit card proofs of purchase to the County Administrator. Upon its receipt, the County Administrator will follow the steps outlined under Review of Monthly Statement and Payment of Credit Card Purchases, and forward the card to the Treasurer to be destroyed. Any Cardholder ghost cards shall likewise be terminated and new ghost cards established.

I. Revocation of Credit Card Privileges

1. The issuance of a credit card and/or ghost card to an employee is done at the discretion of the County Board of Supervisors.
2. Failure to comply with proper record keeping procedures as outlined in this policy will be cause to revoke the employee's credit and/or ghost card privileges.
3. Repeated loss or theft of any issued credit or ghost card will be cause to revoke the employee's credit/ghost card use privilege. Failure to immediately report the theft/loss of a card upon discovery may also lead to revocation of the credit/ghost card privilege.

IV. DOCUMENT SUBMISSION AND PAYMENT OF MONTHLY CREDIT/GHOST CARD INVOICE

A. General County Department Procedure

Original sales documents (packing slip, invoice, cash register tape, credit card slips, etc.) for each transaction MUST be neatly attached to the credit card statement and attach the same to the account payable batch and submit the same

to the Auditors Office within five (5) business days of receiving the monthly statement.

B. County Auditor Review and Payment by Treasurer

1. The Auditors Office will a) review the documents for accuracy; b) review whether the charges are to the proper accounts, and c) approve the statement for payment.
2. The County Treasurer or staff member designated in writing shall be authorized to access the County's credit account online in order to verify charges and make or push online payments.
3. All purchases made with credit and/or ghost cards shall be paid for within the grace period so that no interest charge or penalties will accrue.

V. AUDITS

The Treasurer may, at the Treasurer's discretion, conduct random audits for both card authority and receipt retention as well as statement review.

SCHEDULE "A"

Credit card and/or ghost cards shall be issued to the Department Heads (hereinafter "Cardholders") for the purposes and monthly limits set forth:

- a. Three credit cards in the name of the Clerk of the Board of Supervisors, in care of the County of Warren, for travel and lodging and general use purposes each with a monthly credit limit of \$10,000;
- b. One credit card in the name of the Clerk of the Board of Supervisors, in care of the County of Warren, for use by the Warren County Tourism Department, for travel and lodging and general use purposes with a monthly credit limit of \$30,000;
- c. One credit card in the name of the Sheriff for travel and lodging and general use purposes, with a monthly credit limit of \$10,000;
- d. One credit card in the name of the Undersheriff for travel and lodging and general use purposes, with a monthly credit limit of \$10,000;
- e. One credit card in the name of the Superintendent of the Department of Public Works for E-bay fees only with a monthly credit limit of \$1,000;
- f. One credit card in the name of the Purchasing Agent for eBay fees only with a monthly credit limit of \$1,000; and
- g. Up to five ghost cards in the name of the Department(s) individually and for use with high volume vendors as selected by the County Administrator with four cards to have a monthly credit limit not to exceed \$15,000 and one card to have a monthly credit limit not to exceed \$150,000.

Use of credit cards for travel and lodging shall be for the purposes set forth as *Schedule "D"*.

Use of credit cards for general purposes shall include purchases of a small dollar amount, food service, fuel, supplies, materials, conference registrations, hardware store purchases, Federal Express, United Parcel Service and postal charges, other miscellaneous items authorized in Department Budgets, except when the County has an established account

or using a ghost account with a vendor in which case that account shall be used and not the credit card. General purposes shall not include alcoholic beverages, tobacco, lottery tickets, cash advances or ATMs or purchases that require Board Resolutions until such a Board Resolution has been adopted.

SCHEDULE "B"

**ACKNOWLEDGMENT OF RECEIPT OF THE MASTERCARD PURCHASE
CARD**

Last 4 digits of card: ____

I acknowledge that, on the date indicated below, I received a Purchase Card for my Department's use. I have previously received a copy of the County Credit Card Policy which set forth, among other things, Cardholder use and responsibilities. I understand that:

The Purchase Card is a cost-effective method for the purchase and payment of small dollar material transactions and is limited to \$_____ per month.

The Purchase Card is to be used solely for business purchases; not personal purchases.

I am responsible for reconciling monthly statements and maintaining accurate accounting records.

Should my employment with Warren County terminate, I am responsible for returning the Purchase Card to the County Administrator.

Department Head Name: _____
(Please Print)

Department Head Signature: _____

Date: _____

SCHEDULE "C"

GENERAL CREDIT CARD AUTHORIZATION

Date: _____ Appropriation Code: _____ Amount \$ _____

Purchase Order # (if required): _____

This is to confirm _____ is authorized to use my credit card for (merchandise) for County purposes. All purchases are tax exempt.

Vendor Name: _____

Date of Purchase: _____

March 15, 2019

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Name on credit card: Clerk of the Board (Amanda Allen)

Card Number:Ending in: _____ MasterCard / Visa / Other

Expiration Date: _____

Call me at (518) 761-7656 with any questions.

I understand that I am responsible for all charges noted above that are incurred on this account.

CARDHOLDER'S SIGNATURE _____

CARDHOLDER'S NAME (please print) Clerk of the Board (Amanda Allen)

SCHEDULE "D"
TRAVEL CREDIT CARD AUTHORIZATION

Date: _____ Appropriation Code _____ Amount:\$ _____

This is to confirm _____ is authorized to use my credit card for airline tickets, hotel charges and conference fees (as listed below) for County purposes. All purchases are tax exempt.

AIRLINE TICKETS:

Date of Purchase: _____ Name of Airline: _____

HOTEL CHARGES:

Name and address of hotel: _____

Arrival Date: _____ Date: _____

- | | |
|--|---|
| <input type="checkbox"/> Room and room tax charges (tax exempt must have form) | <input type="checkbox"/> Local phone calls |
| <input type="checkbox"/> Long distance phone calls | <input type="checkbox"/> Restaurant charges |
| <input type="checkbox"/> Banquet and meeting room charges | <input type="checkbox"/> Laundry charges |

CONFERENCE FEES:

Date of Purchase: _____ Name of Organization (ie. NYSAC): _____

Name on credit card: Clerk of the Board (Amanda Allen)

Card Number: Ending in: _____ MasterCard / Visa / Other _____

Expiration Date: _____

Call me at (518) 761-7656 with any questions.

I understand that I am responsible for all charges noted above that are incurred on this account.

CARDHOLDER'S _____

CARDHOLDER'S NAME (please print) Clerk of the Board (Amanda Allen)

SCHEDULE "E"

COUNTY OF WARREN
TRANSACTION DISPUTE FORM

Cardholder Information:

Cardholder's Name: _____
 Card Number: _____
 Cardholder's Signature: _____ Date: _____
 Vendor Name: _____
 Statement Date: _____ Transaction Date: _____
 Transaction No. _____ Posting Date: _____
 Amount Disputed: _____

Dispute:

The item referenced above is being disputed because:

- _____ There is a difference in the amount I authorized and the amount I was billed.
(A copy of your charge must be attached)
- _____ I only transacted one charge and I was previously billed for it.
(Date of Purchase charge: _____)
- _____ The above transaction is mine, but I am disputing the transaction.
(Please state your reason for the denial in detail)
- _____ I do not recognize the above transaction.
- _____ I have received a credit voucher for the above transaction, but it has not yet appeared on my account. (A copy of the credit voucher must be attached)
- _____ My account has been charged for the above transaction, but I have not received the merchandise. The details of my attempt to resolve the dispute with the merchant and the merchant's response are indicated below:

Attach the completed form to your monthly statement for review and approval by your Approving Supervisor and the Auditors Office and County Administrator or Assistant County Administrator.

SCHEDULE "F"

**COUNTY OF WARREN
LOST/STOLEN CARD NOTIFICATION**

Cardholder's Name: _____
 Card Number: _____

Please Check One:

- Card was: _____ Lost
- _____ Stolen
- _____ Other (Describe)

Describe how card was lost/stolen: _____

Was a Police Report filed (Circle): Yes No

If yes: Department: _____

Report Number: _____

Cardholder Notified the Credit Card Company:

Date _____

Time: _____

Cardholder's Signature _____ Date: _____

Treasurer's Signature: _____ Date: _____

Adopted by unanimous vote.

RESOLUTION NO. 134 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

ACCEPTING PROPOSAL AND AUTHORIZING AGREEMENT WITH ONEGROUP TO PROVIDE PROPERTY AND CASUALTY INSURANCE CONSULTING SERVICES (WC 13-19)

WHEREAS, the Warren County Purchasing Agent requested proposals to provide property and casualty insurance consulting services (WC 13-19), and

WHEREAS, the Director of Self Insurance has recommended that Warren County award the contract to ONEGROUP, One Group Center, 706 North Clinton Street, Syracuse, New York 13204, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent notify ONEGROUP of the acceptance of their proposal, and be it further

RESOLVED, that Warren County enter into an agreement with ONEGROUP, One Group Center, 706 North Clinton Street, Syracuse, New York 13204 to provide property and casualty insurance consulting services, pursuant to the terms and conditions of the request for proposals and proposal, for a term commencing upon execution by both parties and terminating December 31, 2019, in an amount not to exceed Nine Thousand Dollars (\$9,000), to be funded from Budget Code A.1910 470, Unallocated Insurance, Contract, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 135 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

ADOPTING AMENDED WARREN COUNTY TRAVEL POLICY AND COUNTY VEHICLE USE REGULATIONS

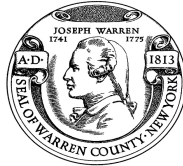
WHEREAS, the Warren County Board of Supervisors adopted an updated Warren County Travel Policy and County Vehicle Use Regulations (hereinafter the "Travel Policy") by Resolution No. 495 of 2004, which has been updated by many subsequent resolutions, and

WHEREAS, the Self-Insurance Administrator presented to the Support Services Committee a revised Travel Policy which includes many administrative changes, and

WHEREAS, the Support Services Committee has reviewed the changes presented by the Self-Insurance Administrator and has recommended that the same be advanced to the full Board of Supervisors for consideration, now, therefore, be it

RESOLVED, that the Warren County Travel Policy and County Vehicle Use Regulations annexed hereto, be and the same hereby is, adopted as the official Policy for Warren County, and be it further

RESOLVED, that any and all prior Travel Policies or County Vehicle Use Regulations, Resolutions or parts thereof inconsistent with the annexed are hereby repealed effective March 15, 2019.



WARREN COUNTY TRAVEL POLICY AND COUNTY VEHICLE USE REGULATIONS

I. COUNTY TRAVEL POLICY

Whenever an officer or employee travels for County business, the officer or employee shall comply with the requirements of this section.

A. GENERAL GUIDELINES FOR THE USE OF MOTOR VEHICLES AND/OR MASS TRANSPORTATION

When at all possible, employees shall use County owned vehicles or rental vehicles available under state purchasing contract for County business purposes as opposed to personal vehicles. Whether a rental vehicle may be used in lieu of a County vehicle, shall be determined by the Fleet Manager or in said Manager's absence, the County Administrator based on the nature of the trip, length of the trip, and/or number of persons riding in the vehicle. Whenever practical, employees shall use mass transportation for County business as opposed to County vehicles, rental vehicles or personal vehicles.

- 1) Use of personal vehicles should only occur when a County vehicle is not readily available in the pool of vehicles available for department use or when a rental vehicle is not authorized.
- 2) Mass transportation sources should be used whenever there would be a savings in costs unless such use would be impractical given the nature of the trip. If use of Mass transportation would result in a saving of time, the value of the Officer's or Employee's time should be considered in evaluating costs.
- 3) Whenever travel is for more than distances six (6) hours away, it is expected that mass transportation will be used unless there is justification for not using the same.
- 4) Whenever requesting permission of the Board of Supervisors for out-of-state travel or when requesting authorization from the Department Head, Chairman of the oversight Committee or County Administrator to attend a meeting or convention, the employee making the request shall indicate on the authorization request form whether a County vehicle and/or mass transportation will be used and if not, the reason for such decision. The Board, Department Head, Chairman of the oversight Committee or County Administrator may require the use of a County vehicle and/or mass transportation sources in whole or part as a condition of authorizing the trip.

B. TRAVEL APPROVAL REQUIRED

- 1) Unless travel is excepted herein, or by separate Resolution by the Board, each supervisory Committee shall review and approve *all* travel requests, both in-state and out-of-state. Out-of-state travel requires approval by a Board resolution, and in-state travel that necessitates overnight accommodations, require Committee approval only. The number of people traveling to an event from one department shall be limited and set by the supervisory Committee. Department Heads shall submit all paperwork describing travel and expenses for review by the Committee. A Travel Form (Schedule "A") shall be signed by the supervisory Committee Chairman if travel is approved and must be attached to any Purchase Order or Voucher submitted for reimbursement.
- 2) Travel by officers and employees of Warren County does NOT need approval by the supervisory Committee or Board of Supervisors, and therefore no Travel Form (Schedule A) is required, if all of the following conditions apply:
 - a) the travel does not require overnight accommodations;
 - b) there is no more than \$100 in costs (to the County) per person per trip for travel and meal costs;
 - c) the travel is part of the normal course of business, which includes, but is not limited to, travel to perform the duties of the officer's and/or employee's position or travel is for attendance at seminars, training, and/or other classes or meetings where such is at no cost to the County or where such is mandated by state law, rule, or regulation.
- 3) Travel by County Supervisors, County Administrator, Assistant County Administrator and Department Heads to attend the New York State Association of Counties' conferences held twice per year do NOT need approval by the supervisory Committee or Board of Supervisors, provided that the Department has budget appropriations for the same and there is compliance with the GSA policy.
- 4) In-state travel for attendance at conferences, seminars or training, the cost of which is included in the current County Budget, requires only approval of the applicable Department Head, the County Administrator, and the Chair of the appropriate oversight Committee. After such approvals are obtained, notification of the event, the attending employee(s) and the fact that such approvals were granted shall be noted on the agenda at the next oversight Committee meeting.

C. FUNDING FOR TRAVEL

If payment of travel expenses requires fund transfers, the Department Head must provide information on where the funds are coming from.

D. REIMBURSEMENT RATE FOR LODGING, MEALS, AND INCIDENTAL EXPENSES

The U.S. General Services Administration Domestic Per Diem Rates are to be used to determine the maximum reimbursement for lodging, meals and incidental expenses. A listing can be found at www.gsa.gov

E. EXCEPTIONS

- 1) The Sheriff's Office shall be excepted from the Policy and guidelines concerning mass transportation and travel approval requirements, where the travel is not related to training or conferences, and which have been approved by the Sheriff or Division Commander.
- 2) The Commissioners of the Warren County Board of Elections, staff and machine custodians shall, to the extent authorized by the County Administrator, be excepted from the requirement of use of a County vehicle or a rental vehicle and may use personal vehicles with mileage reimbursement by the County in the performance of their official duties in Warren County concerning the Election Day period (that time period of a few weeks during which matters are readied and concluded for an election), classes in the various municipalities, trips to nursing homes, and voter education sessions. The Director/Fire Coordinator, Deputy Director of the Emergency Services Office, and Deputy Fire and EMS Coordinators, to the extent authorized by the County Administrator, shall be excepted from the requirement of use of a County vehicle or rental vehicle and may use personal vehicles with mileage reimbursement by the County while in the performance of their official duties, in Warren County and adjacent counties. The officers and/or employees identified in this division (E)(2) shall, however, when attending conferences or meetings outside the County or in adjacent counties, seek to use mass transit or a County vehicle, as may be applicable.
- 3) The employees of the Department of Social Services shall be excepted from the requirement of use of County vehicles and/or rental vehicles and may use personal vehicles with mileage reimbursement to be paid by the County, subject to the approval of the Commissioner of Social Services while continuing to use fleet vehicles as much as possible given the operation of that particular Department.
- 4) Section D above shall not apply to limit the maximum reimbursement rate where the lodging and/or meals are provided as a facility that is the host of an approved conference, training or meeting or is chosen because of its location proximate to the event and where the reimbursement is less than \$100 above the maximum daily GSA rate and where the employee or officer receives approval for the increased reimbursement above GSA rate as detailed on his or her "Authorization to Attend Meeting or Convention" request form.

II. COUNTY MOTOR VEHICLE USE RULES

The following rules shall apply to the use of County owned, leased, or borrowed vehicles by those driving for County business.

- A. Only authorized employees who hold a valid New York State driver's license shall drive County vehicles. Authorized employees shall be:
 - 1) 18 years and older;
 - 2) Any employee who regularly or at times operates a County vehicle as part of the employee's usual and/or customary County job function;
 - 3) An employee who is authorized to operate the vehicle by:
 - a) The County Administrator; or
 - b) The County Department Head to whom the vehicle has been assigned;
 - 4) Those who agree to provide their driver license number to the County for inclusion in the NYS Department of Motor Vehicle License Event

Notification Service (*The LENS program provides the County with notifications of driver license infractions and suspensions*);

- 5) Those who agree to the fact that the County has a right to request information relating to a change in driver license status of all authorized users described above;
 - 6) Those who have signed the acknowledgment (Schedule C) at the end of this Policy;
 - 7) Those who maintain a valid NYS drivers license, excluding conditional or restricted licenses
 - a) Any suspension or revocation of ones driver's license will result in immediate loss of the employee's status as an authorized County driver. Status as an authorized driver will be automatically reinstated upon restoration of unconditional license;
 - 8) Those who have been involved in an at fault incident(s) with a County vehicle where no convictions were issued *but* the incident(s) resulted in damage in excess of \$2,500 from a single incident or multiple incidents within a 12 month period will no longer be considered authorized drivers and must be reviewed by the Risk Management Steering Committee who will provide a recommendation to the Department Head. The Department Head will then determine the employee's status as an authorized driver of County vehicles or their own vehicle on County business. Employees may appeal a Department Heads determination to the Personnel & Higher Education Committee of the Board of Supervisors; and
 - 9) Those with Commercial Motor Vehicle Licenses, if using the license in the scope of their duties, that have successfully passed a Commercial Motor Vehicle License physical exam within the last 12 months and provided proper medical examination certificate to the County.
- B. Volunteers, clients, members of employees' families, etc. are not authorized to operate County owned vehicles, except volunteer County employees and unpaid interns who hold a valid New York State driver's license shall be authorized to operate County owned vehicles for:
- 1) Veteran's Services for such purposes as may be authorized by Executive Law Section 358 of Veteran's Affairs;
 - 2) for persons participating in Countryside Adult Home programs whether such is directly sponsored by Countryside Adult Home or some other governmental or non-governmental entity; and
 - 3) unpaid interns working at the Department of Social Services.
- C. 1) County vehicles shall be utilized for official purposes only. Persons on official business for the County or being transported for purposes of furthering County business, an official departmental function or a County agency sponsored or operated program may ride in County vehicles. In addition, officials or employees from governmental entities other than Warren County, such as from the federal, state or local governments (e.g.; other counties, towns, cities, villages, school districts, etc.) or a non-profit organization provided such non-profit organization is engaged in activity involving or related to County activities including but not limited to promoting the County may ride in County vehicles when accompanying County officials to a meeting, event, destination, or similar place, and such will be considered using

the vehicle for official purposes or in furtherance of County business, since it fosters communication, shared governmental services and supports intergovernmental relationships and furthers the interests of the County. Picking up hitchhikers is prohibited. Examples of circumstances where non-County personnel may ride in County vehicles include but are not limited to:

- a) Health Services Department Staff taking students from contracted educational settings as passengers in County vehicles for clinical experience;
 - b) Veterans who ride in the Veterans' Services' van pursuant to program identified in subparagraph II(B) hereof;
 - c) Persons riding in Veterans' Services' vans pursuant to arrangements made with the Department of Social Services;
 - d) Residents of Countryside Adult Home transported by County vehicle for any event or purpose whether such is directly sponsored by Countryside Adult Home or some other governmental or non-governmental entity for the general benefit of Countryside Adult Home residents;
 - e) Office for the Aging may transport advisory council members and/or senior citizens to meetings, conferences, etc. at the discretion of the Director;
 - f) District Attorney personnel transporting witnesses;
 - g) Department employees who wish to carpool with other County Officials not from Warren County when the purpose is furthering County business;
 - h) Youth being transported to various programs and seminars by the Department of Social Services;
 - i) Children or clients being transported in County vehicles by DSS staff; and
 - j) Officials or employees from governmental entities other than Warren County, such as from federal, state or local governmental entities or non-profit organizations engaged in activities involving or relating to County activities.
- 2) Unauthorized personnel may not be transported. Uses not specifically described but consistent with the intent of this policy may be allowed by the Chairman of the Board of Supervisors whose determination of whether the use is consistent and/or allowed within this policy shall be final and binding.
- D.
- 1) Authorization is hereby granted for the following individuals to take County vehicles home on a daily basis due to the nature of their responsibilities:
 - a) Department of Public Works:
 - 1) Highway Construction Supervisors II
 - 2) Superintendent of Public Works
 - 3) Highway Manager
 - b) Health Services: Nurses upon approval of the Director of Public Health/Patient Services
 - c) Sheriff's Office:
 - 1) Sheriff
 - 2) Undersheriff
 - 3) Major
 - 4) Lieutenant - Criminal Investigators
 - 5) Lieutenant - Law Enforcement

- 6) K-9 Officers (2)
 - 7) Narcotics Officers (5)
 - 8) Civil Officers (2)
 - 9) Investigators
 - d) Fire Prevention & Building Code Enforcement:
 - 1) Building Inspectors (2)
 - e) Office of Emergency Services
 - 1) Director
- 2) Whenever authorization has been provided to take County vehicles home, Department Heads or their designees must, on a quarterly basis, file with the Warren County Treasurer a report which details use of County vehicles by name of the employee, employee number and days the vehicle was used for the quarter reported.
- E. If authorization to take a County vehicle home is not provided in this Policy, the individual seeking to take a County vehicle to private residence overnight must receive the approval of the Department Head and the County Administrator. In the event that a Department Head desires to take a County vehicle to a private residence overnight, approval must be obtained from the County Administrator. Authorization to take vehicles home overnight pursuant to this paragraph shall be subject to the following requirements:
- 1) A detailed log or record shall be kept by the department setting forth the date(s) vehicles were authorized to be taken home under this Division (E), the name of the employee, the vehicle make or model and the reason or purpose. Such list shall also include employee's position, title and vehicle number.
 - 2) The log or record kept pursuant to Division (E)(1) hereof shall be furnished quarterly to the County Fleet Manager commencing April 1, 2005.
 - 3) If authorized, County vehicles shall be driven only to and from the place of residence to the work site. No subsidiary trips (e.g. grocery store) shall be allowed.
 - 4) An exemption is made for the Warren County Sheriff and Warren County Office of Emergency Services Director to authorize vehicles to be taken home on an as-needed basis for training and other matters, without requiring the approval of the County Administrator.
- F. All vehicles which are not authorized to be taken home under this policy shall be housed or stored at the site where the County Department or Division with jurisdiction over the vehicle has an office where officers or employees typically report to work. For example, Department of Public Works' vehicles would be expected to be housed or stored at the Department of Public Works building in Warrensburg. Vehicles used to support Airport or Parks, Recreation & Railroad Division site personnel would be expected to be housed or stored, respectively, at the Airport or Parks, Recreation & Railroad Division site. Exceptions to the requirements of this Division (F) shall be as follows:
- 1) The District Attorney vehicle assigned to the investigators shall be housed at the Warren County Municipal Center;
 - 2) Sheriff's vehicles may be housed or stored at the Municipal Center or substations as designated by the Sheriff;
 - 3) Five vehicles assigned to the Health Services Department for use by the nurses in northern part of the County shall be housed as follows: one in Stony Creek, one in North Creek, and three in Chester;

- 4) One vehicle assigned to the Planning & Community Development Department for use by the Construction Cost Coordinator shall be housed in the area with the largest amount of Planning Activity for use on an as-needed basis; and
 - 5) The Superintendent of Buildings vehicle to be housed in Warrensburg at the DPW shop.
- G. All County owned or leased vehicles must be properly marked with the official, non-removable, Joseph E. Warren insignia, except for those used in police work, the Office of Emergency Services the Social Services Department and the Health Services Department.
- H. No County vehicles shall be used for private or personal use. If an employee is in the field during a normal lunch break, they are to notify their supervisors that they are taking their lunch break and where they will be with the County vehicle.
- I. In addition to the log that must be kept on overnight usage, (*see Division (E)(1)*), the Department Head may require daily logs listing destinations, mileage and times must be maintained for all County vehicles covered by this Policy.
- J. Department Heads are hereby authorized to recommend more restrictive or detailed rules concerning the use of County vehicles assigned to their department but must appear before the Budget Committee to gain approval of the rules which change these rules/regulations. If approved, the Budget Committee may authorize immediate implementation of the requested department rule change but such shall still be then referred to the Board of Supervisors for modification of this policy. If the Board does not approve the rule change, the Budget Committee's immediate authorization of the requested department rule change shall be deemed revoked.
- K. All vehicles that are assigned to specific employees or groups of employees must be returned to the fleet for use by other County employees when an employee is on vacation or not otherwise using the same.
- L. If violations of the rules set forth above are proven, an employee's rights to operate a County owned vehicle may be revoked by the Budget Committee.
- M. Employees are expected to take all steps necessary to avoid endangering themselves and others while operating vehicles on County business. To ensure this, employees authorized to operate County vehicles are expected to:
- 1) Check that all vehicle occupants wear safety belts when the vehicle is in operation; and
 - 2) Not operate a vehicle that the driver suspects does not operate properly. The driver shall return and/or park the vehicle as may be appropriate and contact his or her Supervisor to make appropriate arrangements so that the vehicle can be towed or operated safely. If the Supervisor is not available, the employee shall contact the Warren County DPW maintenance department at 518-623-4142 or 518-761-6556.
- N. Drivers of County vehicles are also responsible for:
- 1) Checking that the vehicle is clean - no trash, good overall appearance;
 - 2) Checking that any tools, equipment or other items do not interfere with the driver's ability to operate the vehicle or pose threats in situations

- where the driver suddenly stops or swerves the vehicle or otherwise cause items in the vehicle to move around;
- 3) Ensuring that the vehicle has current copy of the vehicle registration and the insurance card are in the vehicle and all required inspection stickers are up to date;
 - 4) Checking that both license plates are properly attached and visible at all times;
 - 5) Conducting daily visual inspection for obvious problems (flat tire, damage, leaks) before the start of the workday and during the workday when approaching the vehicle. An unsafe vehicle should not be operated until repairs are made;
 - 6) Any additional pre or post trip inspection as directed by the Department Head; and
 - 7) Reporting any concerns regarding the County vehicle by using the form (Schedule B) at the end of this Policy.
- O. Drivers of County vehicles must follow respective laws governing motor vehicle operations including those regarding the use of cellular telephones. Drivers must refrain from any activity that may impede the driver's ability to focus on safely operating the vehicle while it is in motion. Drivers are personally responsible for any traffic citations; including EZ-Pass violations that may be issued as a result of operating a vehicle for County business.
- P. Drivers of County vehicles or other vehicles for County business must be free of alcohol and illegal drugs. This also includes prescription and non-prescription drugs that may impair a driver's judgement and other faculties.
- Q. Drivers must report all accidents and incidents while using a County vehicle to his or her immediate Supervisor. The driver's immediate Supervisor must report the accident or incident according to the County's Safety and Health Program Policy.

Should a motor vehicle incident or crash occur, the driver of a vehicle used for County business must:

- 1) Stop and investigate immediately;
- 2) Set out warning devices if such are available and warranted under the circumstances;
- 3) Notify the police (*call 911*) and immediate Supervisor;
- 4) The driver must supply his or her name and exhibit operator's driver license to the proper authorities;
- 5) If able, secure names and addresses of other involved, witnesses and first persons at the scene;
- 6) If the driver strikes an unattended vehicle and the owner cannot be located, the driver must place his or her name and the address of the Warren County Department securely on the vehicle;
- 7) The driver shall attempt to protect his or her vehicle from further damage and theft;
- 8) The driver must comply with the drug-alcohol testing requirements of the County's Substance Abuse Policy(s) for motor vehicle drivers.
- 9) Post-Accident Testing for drugs and alcohol shall be arranged by the Department Head and/or Human Resources and occur as soon as practicable following an occurrence involving a County driver if the accident involves a loss of human life.

- 10) Post-Accident Testing for drugs and alcohol shall be arranged by the Department Head and/or Human Resources and occur as soon as practicable following an occurrence involving a County driver if the accident resulted in bodily injury to any person who as a result of the injury immediately receives medical treatment away from the scene of the accident; or one or more motor vehicles incurring disabling damage as a result of the accident, requiring the motor vehicle to be transported away from the scene by a tow truck or other motor vehicle and moving violation was issued by law enforcement;
 - 11) Employees with Commercial Motor Vehicle Licenses (CDL) must also comply with Warren County's Drug and Alcohol Policy.
- R. If you are the driver of a disabled County vehicle, you need to do the following:
- 1) Make sure that the vehicle is not impeding the flow of traffic and is not a safety hazard;
 - 2) Turn on the vehicles 4-way flashing hazard lights, if possible;
 - 3) Set-up the vehicles emergency safety triangles and safety cone, if available;
 - 4) Place a note that can be seen from the outside of the vehicle on the dash of the vehicle describing the vehicles problem and drivers contact telephone or cell number;
 - 5) Notify the local police department (911) of the vehicles location;
 - 6) Contact your direct supervisor; and
 - 7) Make arrangements to have the vehicle towed.
- S. No radar detection devices are to be used in any County owned, leased, borrowed or other vehicle used for County business. Drivers who are found to be using such devices may be subject to disciplinary action as determined by the Department Head or County Administrator and in accordance with bargaining agreements and Civil Service Law.
- T. All employees seeking to operate a County vehicle must have participated in a driver improvement program within the last 3 years. The driver improvement program can be the County's driver improvement training or other driver improvement training approved by New York State Department of Motor Vehicles or the County's Safety Officer. Incidents and accidents involving County vehicles or other vehicles used for County business may be reviewed by the County's Safety Officer and/or the Risk Management Steering Committee and a recommendation may be made in regards to additional driver improvement training.
- U. It will be the County Department Head's responsibility to review this policy with all employees prior to using a vehicle for County business and at any time when the policy is changed. The County Department Head will be responsible for obtaining the signed acknowledgment form that follows from the employees prior to using a vehicle for County business. The County Department Head will be responsible for determining each employee's eligibility under this policy as an authorized driver prior to vehicle use.
- V. County Department Heads or their designee shall notify (*using the proper form*) the Self-Insurance Department upon hire or termination of employees authorized to drive County vehicles or other vehicles for County business. The Self-Insurance Department will maintain the NYS DMV LENS database accordingly.

W. The violation of any rule in the County Motor Vehicle Use Rules may result in disciplinary action in accordance with bargaining agreements and Civil Services Law.

SCHEDULE "A"

AUTHORIZATION TO ATTEND MEETING OR CONVENTION

Check one:

- In-State (Must be approved by Department Head, County Administrator & Committee Chair)
- Out-of-State (Requires Board resolution)

The _____ hereby authorizes _____
(Supervisory Committee) (Employee Name)

to attend _____
(Name of meeting or organization)

at _____ on _____
(Address) (Dates)

Meeting/Convention Cost: _____ Mode of transportation to be used _____
(County Vehicle or Mass Transportation)

If the mode of transportation is **not** a county vehicle or mass transportation, please explain: _____

Proper documentation must be attached when submitting for approval.

(Please check documents attached)

Notice of meeting or convention including cost. Total Cost of Travel \$ _____
(travel and meeting/convention cost) **For Overnight Travel**

Room rate \$ _____ GSA* Rate \$ _____ Funding in Budget? ___Y___N

Meal costs \$ _____ GSA* per diem rate \$ _____ Budget Code: _____
[*www.gsa.gov](http://www.gsa.gov)

Date _____ Department Head Signature _____

Date: _____ County Administrator Signature _____

Date: _____ Committee Chairman Signature _____

Please refer to the Warren County Travel Policy and County Vehicle Use Regulations for general policy guidelines.

Please check to request a fleet vehicle. **REQUEST FOR USE OF FLEET VEHICLE**

Filing Instructions:

- 1. Original with voucher to Auditor.
- 2. Copy to Buildings & Grounds if fleet vehicle is needed.
- 3. Copy to Clerk of the Board with Resolution Request form if out-of-State travel.
- 4. Copy to Purchasing with Purchase Order, if required.
- 5. Copy to Clerk of the Board if credit card will be used.
- 6. Copy of executed form needs to be included in next agenda for reporting to oversight Committee.

**WARREN COUNTY
REPORT OF CONCERNS REGARDING COUNTY VEHICLES**

This section to be completed by the employee that used the vehicle.

Department _____

Vehicle: Make: _____ Model: _____

County No. _____

Date Vehicle Used: _____

Detail of Concern(s): _____

Name: _____ Title: _____

Date: _____

Employee should provide this form to their Supervisor/Department Head who will immediately forward (via hard copy, fax or email) this form to the Fleet Manager and to the Warren County Vehicle Maintenance Shop in Warrensburg.

This section to be completed by the Fleet Manager:

REVIEW OF CONCERNS AND ACTION TAKEN

Conclusion of Review of Concern(s) and Action Taken: _____

Name: _____ Title: _____

Date: _____

*Upon resolution the Fleet Manager will distribute (via hard copy, fax OR email):
Copy to Department Head, Copy Vehicle Maintenance Shop, Original to remain with Fleet Manager.*

Schedule "C"

**Warren County Travel Policy and Vehicle Use Regulations
Acknowledgment Form**

I understand to be an authorized driver of a County vehicle I must:

- ❖ Be 18 years of age or older
- ❖ Hold a valid NYS Drivers license
- ❖ Use the vehicle as part of my usual and / or customary County job function
- ❖ Have been authorized to use the vehicle by the Department Head responsible for the vehicle or by the County Administrator
- ❖ Agree to provide my driver license number to the County for the LENS program
- ❖ Agree for the County to obtain my motor vehicle records
- ❖ Agree to provide the County documents including driving records, proof of a valid license and proof automobile insurance coverage if requested
- ❖ Agree to immediately notify the County of any driving violations, changes to driver information and driver status

I, _____ have read and understand the Warren County Travel Policy and Vehicle Use Regulations. By signing below, I agree to adhere to the policy including the items listed above.

NYS Driver License ID _____

Employee Signature _____ Date _____

This form shall be completed when the employee is offered a position that includes responsibility for driving a county vehicle or other vehicle for County business. This form shall also be completed when the employee attends a driver improvement training program.

Original of this form will be filed with the Department Head, Electronic copy will be filed with the LENS documents in the Self-Insurance Office
Adopted by unanimous vote.

RESOLUTION NO. 136 OF 2019
Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde,
Magowan, Hogan, Wild, Driscoll and Dickinson

**APPROVING REVISIONS TO THE WARREN COUNTY WORKPLACE VIOLENCE
 PREVENTION PLAN AND PROGRAM**

WHEREAS, New York State Labor Law Section 27(b), as amended by the 2006 New York State Legislature, requires that public employers are to evaluate the safety of their workplace and implement workplace safety training for all employees, and

WHEREAS, pursuant to Resolution No. 108 of 2007, the Warren County Board of Supervisors authorized the implementation of a program on workplace violence, which program was subsequently amended by Resolution Nos. 174 of 2012, 138 of 2016 and 237 of 2017, and

WHEREAS, the Self-Insurance Administrator has proposed additional revisions to the workplace violence program which were presented to the Support Services Committee who approved the changes and does recommend advancing same to the full Board of Supervisors for consideration, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves and authorizes the implementation of the revised Workplace Violence Prevention Plan and Program for Warren County, annexed to this resolution and presented at this meeting, with a review of said program to be made on an annual basis by the Warren County Support Services Committee, and be it further

RESOLVED, that said Program shall take effect immediately and will be available for review in accordance with the provisions of the Workplace Violence Prevention Plan and Program.



Warren County

**Workplace Violence Prevention
 Plan and Program**

Date Last
 Adopted: _____

Warren County

Workplace Violence Prevention Plan and Program

Section 27-b of the New York State Labor Law requires public employers (other than schools covered under the school safety plan requirements of the education law) to perform a workplace violence evaluation or risk evaluation at each worksite and to develop and implement programs to prevent and minimize workplace violence caused by assaults and homicides. The Law is designed to ensure that the risk of workplace assaults and homicides are regularly evaluated by public employers and that a workplace violence protection program is implemented to prevent and minimize the hazard to public employees.

The workplace evaluations must identify factors which may place the workforce at risk to occupational assaults or homicides. The results of the evaluation and the risk factors found are to be shared with employees initially and annually thereafter.

I. Board of Supervisors Policy Statement:

Warren County is committed to providing a safe workplace for our employees. We recognize that workplace violence presents a serious occupation safety hazard for workers. Therefore, Warren County has developed and shall implement this workplace violence prevention plan and program.

II. Defining Workplace Violence:

- A. In accordance with Section 27-b of the New York State Labor Law and for the purpose of this workplace violence prevention plan, workplace violence is any physical assault, threatening behavior or verbal abuse occurring in the work setting within Warren County.

The workplace violence prevention plan has been developed to address three distinct types of Workplace Violence threats:

- Type 1 Threat: Physical assault, threatening behavior or verbal abuse by an assailant with no known legitimate relationship to the workplace who enters the workplace to commit a robbery or other criminal act.
- Type 2 Threat: Physical assault, threatening behavior or verbal abuse by a recipient of a service provided by the County.
- Type 3 Threat: Physical assault, threatening behavior or verbal abuse by a current or former worker, supervisor or manager, or another person who has some employment-related involvement with the County, such as a worker's spouse or lover, a worker's relative or friend or another person who has a dispute with one of our employees.

- B. Workplace violence may include threats in the following specific situations or when made in person, in writing, by telephone or electronic communication:
 - Non-specific threats of violence by employee
 - Specific threats of violence by employee
 - Threats of violence directed against an employee by a non-employee
 - Violent confrontation by a spouse or significant other with an employee over a personal/domestic dispute
 - Threats or threatening conduct by disgruntled or ex-employees
 - Violent altercations between two employees or employee and supervisor
 - Multiple assaults by intruder

- C. Typical warning signs of potentially violent individuals may include:

Experts in the mental health profession state that prior to engaging in acts of violence, troubled individuals often exhibit one or more of the following behaviors

or signs: over-resentment, anger and hostility, extreme agitation; making ominous threats such as: "bad things will happen" to a particular person, or a catastrophic event will occur; sudden and significant decline in work performance, irresponsible, irrational, intimidating, aggressive or otherwise inappropriate behavior; reacting to questions with an antagonistic or overtly negative attitude; discussing weapons and their use, and/or brandishing weapons in the workplace; overreacting or reacting harshly to changes in County policies and procedures; personality conflicts with co-workers; obsession or preoccupation with a co-worker or supervisor; attempts to sabotage the work or equipment of a co-worker; blaming others for mistakes and circumstances; demonstrating a propensity to behave and react irrationally.

III. Workplace Violence Prevention Risk Evaluation:

Warren County has performed "risk evaluations" of certain the facilities identified in article V(f) as a means of inspection of workplaces to determine the presence of existing or potential hazards that might place employees at risk from physical assault, threatening behavior or verbal abuse. The County employed the following techniques in developing risk evaluations for the facilities where the evaluations have been concluded and will also use the same techniques where the evaluations have not been concluded:

- An examination of the history of past incidents to identify patterns or trends which occurred in each workplace;
- A review of occupational injury and illness logs (SH 900) and incident reports to identify injuries that may have resulted from workplace violence incidents;
- Conducting workplace building security surveys.

IV. Risk Factors Identified In Section III Above:

A review of the activities carried out at Warren County's facilities and by County employees, indicates that threats of violence may be initiated by any of the three types of individuals listed in item II. above. Many of the County's employees work closely with the public in situations at the following locations/worksites:

- Municipal Center which includes the County Clerk, Treasurer, Board of Supervisors, Civil Service, County Court as well as several other County departments.
- Human Services building which contains Social Services, Planning, Building Codes, Self-Insurance, Veterans Affairs as well as other County departments.
- Highway Department including Parks, Recreation & Railroad, Up Yonda & Airport
- Buildings and Grounds
- Countryside Adult Home
- Public Safety building which contains the Sheriff's Department and the correctional facility
- Employment and Training Offices
- Community Services Offices
- Office for the Aging Nutritional sites

The County has determined that the following are some of the factors or situations in County workplaces that might place employees at risk of physical assault, threatening behavior or verbal abuse:

- Duties that involve the handling or exchange of monies
- Delivery of passengers, goods or services
- Duties that involve mobile workplace assignments (IE health care, probation, social services, building inspection, criminal justice settings, & highways.)
- Working alone or in small numbers (IE working late at night, during early morning hours or anytime the workplace is not fully staffed.)
- Duties that involve guarding valuable property or possessions
- Working in community based settings
- Bomb threats
- Working in rural or sparsely populated areas
- Working in a poorly lit environment

V. Workplace Violence Prevention Responsibility:

A. The County has identified the following responsibilities for implementing and maintaining the provisions of the Workplace Violence Prevention Program:

- The County Administrators Office is responsible for implementation of the Plan and for coordinating the delivery of required annual employee workplace violence prevention training and for ensuring that all new employees receive a copy of the Plan and required training.
- The County Administrators Office is also responsible for annual plan review, ensuring that its provisions are implemented and answering all employee questions relative to Workplace Violence Prevention procedures.
- All County employees will attend Workplace Violence Prevention training and review the contents of the plan. Training will be scheduled and announced as necessary. In addition this plan will be available from Department Heads and/or supervisors and will be posted in employee accessible areas.
- The County Administrators Office is responsible for annual employee training requirements.
- Department Heads will also conduct a formal review of any workplace violence incidents and within 30 days of the occurrence of an incident may recommend enhancements to the existing Plan and procedures. These formal reviews together with any written report or notice filed by an employee or other person shall be sent to the Warren County Administrator, Human Resources Director, County Attorney and Self Insurance Administrator for their review. Annually, the County Administrator shall conduct a review of all written reports or notices filed during the past year with the County Attorney, Human Resources Director, Self Insurance Administrator, outside consultant, if any, and representatives of the CSEA, PBA and Alliance Unions for purposes of identifying patterns of injuries in particular areas of the workplace or incidents which involves specific operations or individuals, mitigating actions taken, and further, if any, recommendations regarding amendments to the Workplace Violence Prevention Plan, polices of the

workplace, work practices and/or work procedures. Any reports/notices that are examined during the course of the annual review shall be redacted of any names or other information that is required to be redacted by laws, rules or regulations concerning matters of confidentiality.

- The Warren County Sheriff's Department or State Police will respond when the incident requires a police investigation based upon the reporting procedures outlined in this policy. The Investigating Officer will provide a preliminary report to the County Administrator within 15 days of the occurrence of a workplace violence incident. The County Administrator will provide a copy of the report to the Department Head, Human Resources Director and Self Insurance Administrator.

B. Injury and Illness Recordkeeping and Reporting Requirements for Workplace Violence Incidents:

Currently, Warren County is required to record and report workplace violence incidents in accordance with New York State Labor Law, Section 27-a (Public Employer Safety and Health Act). 12 NYCRR Part 801 Recording and Reporting Public Employees' Occupational Injuries and Illnesses, specifies conditions for employer recordkeeping and reporting requirements. Specifically, an employer is required to record an employee workplace violence injury if it results in death, days away from work, restricted work or transfer to another job, medical treatment beyond first aid and loss of consciousness.

Employers are also required to report employee workplace violence related fatalities and multiple hospitalizations to the Department's Public Employee Safety and Health (PESH) Bureau within 8 hours of the incident.

(Refer to 12 NYCRR Part 801 for complete information pertaining to employee recordkeeping and PESH reporting requirements)

C. Employee Communication:

To properly maintain a safe, healthy and secure workplace the County is committed to having an open, two-way communication policy between all employees on all workplace safety, health and security issues. This communication is designed to encourage a continuous flow of safety and health information between management and employees without fear of reprisal and is readily understandable. This communication system will provide and accomplish the following:

- Employee orientation and training on workplace violence prevention and worksite security policies, procedures and work practices.
- Periodic review of the Workplace Violence Prevention Plan and Program with all personnel.
- Training programs designed to address specific aspects of workplace violence prevention and security that are unique to the County.
- Discussion of Workplace Violence Prevention at regularly scheduled safety and health meetings.
- Posted or distributed workplace security information.

- A system for employees to readily inform management about workplace security hazards or threats of violence.
- Procedures for protecting any employee who reports a threat from retaliation by the person making the threat.

D. Preventing Workplace Violence at worksites:

There is no single ingredient that will prevent or reduce violence in the workplace. Preventative measures must be based on a thorough understanding of risk factors associated with the various types of workplace violence that could occur. While understanding the factors that lead to workplace violence are not always evident, sufficient information is available which can reduce the risk. However, strong management commitment, and the day-to-day involvement of department managers, supervisors, employees and labor unions, is required to reduce the risk of workplace violence. To that end, the County will utilize the following measures in developing and maintaining its Workplace Violence Prevention Program:

- **Foster a supportive harmonious work environment:** Create a culture of mutual respect to help reduce harassment and hostility in the workplace. Management will strive to communicate openly, give employees adequate control in their work and provide them with support and recognition. Conflict and stress are lower when employees feel empowered to work independently and are motivated to work cooperatively.
- **Train employees on how to resolve conflicts:** Conflicts on the job can be reduced by developing employee skills in negotiating, communicating effectively, team building and resolving disputes.
- **Develop effective policies to protect employees from harassment:** Strive to build a culture free of harassment and discrimination and advance this goal by having systems in place to address infractions. Warren County will not tolerate physical assault, threatening behavior or verbal abuse. Further, all complaints will be expeditiously and thoroughly investigated. Appropriate action will be taken to those who violate this policy.
- **Establish procedures for handling grievances:** Employees will follow grievance procedures for reporting complaints of unfair treatment, discrimination or harassment.
- **Provide personal counseling through an employee assistance program:** Employees can use County resources to address personal concerns. If a physical assault, threatening behavior or verbal abuse incident occurs at work, support services can be made available by the County to help employees cope with their fears and concerns.
- **Implement security programs that protect employees:** The County has a variety of methods in-place to ensure worker safety. Such methods include: access control to facilities; employee background screening; and, employee safety awareness and training.
- **Provide employee safety education programs:** In addition to making workers aware of safety policies and employee support services, the County will provide education on ways to maximize safety at work.

- ***Train supervisory personnel on how to recognize signs of a troubled employee:*** The County will provide periodic information and/or training to managers and supervisors on how to recognize signs and symptoms of a potentially violent employee. Also, supervisory personnel can be instructed on how to be sensitive to signs of possible abuse among employees, such as frequent absences or depression.

E. Reporting Workplace Violence Incidents:

Any employee or representative thereof, who believes that a serious violation of the Workplace Violence Prevention Plan and Program has occurred or that an imminent danger exists, should bring such matter to the attention of a Supervisor or Department Head in the form of a written notice. The referral is not required where imminent danger or threat exist to the safety of a specific employee or to the general health of a specific patient and an employee reasonably believes in good faith that reporting to a Supervisor or Department Head would not result in corrective action. When a workplace violence incident results in a serious injury, emergency responders such as Police, Fire and/or Ambulance personnel will be promptly notified. Workplace violence incidents that include physical violence or the threat thereof the Warren County Sheriff's Department or State Police shall be notified. The County Administrator, Department Head and employee's supervisor will also be immediately notified. Based on the seriousness of the incident, the County Administrator may assemble a Workplace Violence Management Response Team which may include the County Attorney, law enforcement, Employee Assistance Program Coordinator, various Department Managers, representatives from the Employee Safety and Health Committee, Employee Union representatives and other others as deemed necessary. This team will evaluate the details of the violent incident, implement required employee safety measures, coordinate with the victim's family, other employees, the media and law enforcement personnel, and refer victims to appropriate assistance and community service programs that may include crisis counseling. If following a referral of such matter to the employee's supervisor's attention and after a reasonable opportunity to correct such activity, policy or practice the matter has not been resolved and the employee or representative of employees still believes that a violation of a workplace violence prevention program remains, or that an imminent danger exists, such employee or representative employees may request an inspection by giving notice to the New York State Commissioner of Labor of such violation or danger. Such notice and request shall be in writing, shall set forth with reasonable particularity the grounds for the notice, shall be signed by such employee or representative of employees, and a copy shall be provided by the New York State Commissioner of Labor to the employer or the person in charge no later than the time of inspection, except that on the request of the person giving such notice, such person's name and the names of the individual employees or representative employees shall be withheld. Such inspection shall be made forthwith.

F. County Worksite Security:

The County primarily provides services to County residents and visitors and its worksites must remain accessible to its clients as necessary. Therefore there is no intention to fortify facilities. The County will provide training to all employees as the primary means of reducing workplace violence. The County will utilize

barriers, controlled entries, etc. where such are necessary. In addition, the following physical security measures are also employed at the various facilities as appropriate:

- Maintain exterior lighting, especially in areas where employees walk to their cars.
- As needed, prune landscaping to eliminate hiding places near entrances, walkways and parking areas.
- Keep all non-public entrances closed and locked. Post signs (where necessary) indicating public entrances.
- Post emergency numbers for police, fire and medical services.
- Equip vehicles with two way radios as necessary.

The following details the specific risks and control measures for each of the County's facilities listed below:

- Municipal Center
- Human Services Building
- Countryside Adult Facility
- Public Safety Building
- Employment and Training Offices
- Community Services Offices
- Office for the Aging Nutritional Sites
- Department of Public Works

Summary of Buildings and Office locations

1. Municipal Center

The building houses several County departments including Assigned Counsel, County Attorney, County Auditor, Legislative Board, County Administration, Civil Service, District Attorney, Dept of Motor Vehicles, County Clerk, Health Services, Information Technology, Emergency Services, Probation, Public Defender, Real Property, Tourism, Treasurer, Weights and Measures, Human Resources, and the Women Infant & Children department. The building also houses the Warren County Court and NYS Supreme Court facilities. There are two (2) public entrances to the building which are attended by security. The remaining entrances (except the Courts which are under separate security) are locked but access by employees and other authorized individuals with FOBS (which are administered by Buildings and Grounds). The court area is accessible only with key or via a public entrance that is through magnetometers with armed security staff. The wing housing Public Defender, Assigned Counsel, Emergency Services and Probation has limited access via key or entrance with magnetometer and unarmed security personnel. The building is open from 8:00am - 5:00pm on weekdays. Approximately 200 employees work in the building.

The Assigned Counsel Office is located in the "old jail" wing of the building. The office takes applications and makes awards of legal assistance to indigents. Public access to the area of the building is controlled by unarmed security personnel and magnetometer. The office has a service window with glass barrier. There are two employees who have constant contact with the public. The employees do not work in the field and do not handle money.

The County Attorney's Office is located in the main area of the building. The office provides legal and administrative services to the County departments. There are 7-8 employees and the office is open from 8:00am-4:30pm. The employees interact with members of the public routinely but do not handle money. If employees need to travel they use their own vehicles and personal cell phones.

The County Auditor's Office is located in the main area of the building. The office provides support to other County departments. The office has 2 employees that work from 8:00am-4:00pm. No money is handled. The staff has regular exposure to other employees but very little exposure to the public. The employees do not work in the field.

The County Board of Supervisors and County Administrators Offices are located on the 2nd floor. The offices perform legislative and administrative tasks. There are 8 employees located primarily at the office with an additional 20 members of the Board of Supervisors that attend meetings and Board functions. The offices are open weekdays from 8:00am-5:00pm. The Board members travel regularly in their own vehicles. Money is not handled at the offices.

The Human Resources/Civil Service Department is located in the main area of the Municipal Center. The office provides support to County departments as well as outside municipalities. There are 5 employees of the Department and the office is open from 8:30am-4:30pm weekdays. The employees remain at the office and do not work in the field. Civil Service collects checks but does not handle cash. Contact with the public and other employees is continual.

The District Attorney's Office is located within the courts area of the building. The office provides legal services for the "people". Access is limited to employees with a key and public access is controlled via the armed security / magnetometer through the courts. There are approximately 16 employees within the Department. The office is open 9:00am - 5:00pm weekdays. However the employees regularly work before and after hours when the building is closed. The employees travel frequently via personal automobile throughout the County. Communication is via cell phone. The employees are regularly exposed to the public in court settings and they have continual interaction with clients involved in trials. Petty cash is the only money handled.

The Department of Motor Vehicles and County Clerks offices are located in the main area of the building. The offices provide motor vehicle registration, title and licensing services. The Clerks office issues passports, pistol permits and performs various legal recording services. Access is through the main building entrance past security. The approximately 19 employees in the department have continual contact with the public. The offices are open weekdays from approximately 8:00am-5:00pm. Employees are mostly in the vicinity of other employees and do not work in the field. The department handles cash on a regular basis. All workstations in the DMV area have panic alarms that alert to the Sheriff's Office.

The Health Services / Public Health Department is located in the main area of the building. The office provides various clinic services and home nursing services. The departments 85 employees work both in the field and at the main office. The

office is open 8:00am-5:00pm weekdays. However nurses also work on weekends and holidays and some staff is on call 24/7. Employees usually work alone other than the office staff that is in the vicinity of other employees. Nurses perform individual home nursing visits and use cell phones to keep in contact with the Department. Field visits are tracked so the supervising staff has a general idea where the employee is at during the day for safety purposes. Clerical staff or clinic nursing staff handle money at clinics. Panic Alarms connecting to the Sheriff's Office and a contract agency are located in the Public Health Reception and the Health Services Reception areas.

The Information Technology Department is located in the main area of the building. The office provides technology support to other County departments. 3 employees work at the office that is open from 9:00am-5:00pm weekdays. Employees regularly interact with other employees. Employees are sometimes in the field visiting other County departments. Personal cars with personal cell phones are used in the field. Some personnel use County cars and have County issued cell phones. Employees do not handle money.

The Office of Emergency Services is located in the "old jail" wing of the building. The office provides administration, clerical, equipment storage and classroom training for various emergency service providers within the County. Public access is controlled by unarmed security personnel and magnetometer. 3 full time employees and 10 part time employees work 8:00am-4:00pm regularly but work 24/7 during emergency operations. The employees travel regularly in County issued vehicles with County radios monitored by the 911 center. The employees frequent an equipment storage facility located offsite on Lower Warren Street. The building is shared with an outside contractor but the employees are often working alone at the location. No money is handled.

The Probation Department has approximately 19 employees working from a location in the building. Public access is controlled by unarmed security personnel and magnetometer. Employees utilize other entrances via keyed doors. The employees supervise both adult and juveniles and conduct investigations for the courts. The officers are mobile in County issued vehicles with personal cell phones. Employees are regularly exposed to probationers and the public. Monies in form of restitution are collected at this location.

The Public Defender Department is located in the "old jail" wing of the building. The office provides legal representation of indigents. Public access is controlled by unarmed security personnel and magnetometer. 11 employees work from this location but are also mobile in personal vehicles while attending courts throughout the County. Office hours are 9:00am-5:00pm. Frequent contact is made with the public and the legal clients. Employees do not handle money.

The Real Property office is located in the main area of the Municipal Center. The office provides tax map, clerical work, production of assessment rolls, tax rolls and tax bills. The office of 5 is open 8:00am-5:00pm weekdays. Employees remain at the facility and do not typically work in the field. Monies are handled for payments of tax and parcel maps. Employees have constant interaction with the public. The director does field work on occasion sometimes traveling alone in a County vehicle. If there is a concern a co-worker goes along or the Sheriff's

Office is asked to accompany the employee. A Personal cell phone is used as a means of communication when in the field.

The Tourism Department is located in the main area of the Municipal Center. The office provides tourism promotion. There are 8 employees in the office that is open from 9:00am-5:00pm weekdays. Some employees have occasional field work at trade shows and conventions, and meetings with local business leaders. Monies are accepted at the office mostly in the form of checks. Employees travel in County vehicles and communicate with the office via cell phones. A panic alarm connected to the Sheriff's Office and a contract agency is located at the information desk area.

The Treasurer's Office is located in the main area of the Municipal Center. The office provides financial support to the County including tax collection. There are 13 employees in the office that is open to the public from 8:30am-4:30pm weekdays, but the office is staffed from 8:00am-5:00pm. The employees remain in the office and do not go out into the field to work. Employees have constant interaction with the public. The office handles a large amount of cash. A "panic alarm" exists in the office and a counter is in place where the public enters the office.

The Weights and Measurers Office is located in the main area of the Municipal Center. The office provides inspections to retail fuel delivery systems, commercial scales and measuring systems throughout the County. Other inspections include pricing and packaging of consumer goods. The one employee typically works 9:00am-5:00pm and is highly mobile frequently works in the field. There is also one part time, per diem field inspector who assists the director on a limited basis. The employees have constant interaction with the public. The employees travels with a County vehicle and communicates via personal cell phone.

The Women's Infants & Children Program is located in the main area of the Municipal Center. The office conducts clinics and determines eligibility for benefits of women and young children. There are 9 employees that are frequently mobile and in constant contact with the public. Office hours vary and clinics are conducted after the rest of the building closes for business. The employees typically work in teams. The employees travel in a County vehicle and have County cell phones for communication purposes. Clinics are regularly conducted at various locations throughout the towns of the county. A panic alarm connected to the Sheriff's Office and a contract agency is in the WIC Supervisors office. Employees do not handle money.

2. Human Services Building

The building houses several County departments, the largest of which is the Social Services Department. Other departments include Building Codes, Board of Elections, Information Technology, Office for the Aging, Planning, Probation, Self-Insurance, and Veterans Administration. There is one primary entrance for the public that is monitored by unarmed security officers. A panic alarm connected to the Sheriff's Office and a contract agency is located in the security area. All public visitors must enter through the magnetometer. There are several other locked entrances that are accessed by employees with a fob. The building

is open to the public from 8:00am-5:00pm weekdays. Approximately 175 employees work in the building.

The Building Codes Department issues building permits, enforces building codes, performs fire safety and building inspections. The office is open to the public after entry via the security area. There are 6 employees, which regularly interact with the public at locations around the County. The department has several County vehicles some of which are equipped with radios monitored by the office staff. Others communicate with the office via personal cell phones. Cash is received at the office for permit and inspection fees and deposited weekly.

The Board of Elections Department registers voters and conducts elections. The office is open 8:00am-4:00pm to the public after entry via the security area. There are 4 full time employees and numerous part time employees. Employees interact with the public on a daily basis and do not handle money. Employees primarily perform work within the building but during voting season attend to the many polling locations throughout the County. Employees travel in personal vehicles and communicate via personal cell phones. A panic alarm connected to the Sheriff's Office and a contract agency is located near the front desk.

The Information Technology department supports the various County departments. The office of 5 employees interacts mostly with other County employees. The office is locked at all times and entrance is via a fob. Employees usually work alone and if traveling they communicate with the office via personal cell phone. Some personnel use County cars and have County issued cell phones. Employees do not handle money.

The Office for the Aging Department is located in the building. Access is limited by a remote controlled door locking device. The 10 employees located at this office regularly interact with the public while performing support services for the aging population. The office is open 8:00am-4:00pm. Employees work both alone and in teams. Very little cash is handled in the office. The reception area and interview rooms are equipped with panic alarms connected to the Sheriff's Office and a contract agency.

The Planning Department performs community planning and GIS services. The office is open to the public after entry via the security area. The 7 employees are mobile performing community planning work. The department has a County issued vehicle. Employees use personal cell phones to communicate when in the field. The department handles very little cash.

The Social Services Department performs eligibility determinations for social services benefits. The Department ensures provision of assistance and services necessary to sustain dependent and disabled persons, protect children and adults from abuse and neglect, and to assist applicants and recipients in achieving the greatest degree of independence possible. The 120 employees work typically 8:00am-5:00pm. However some employees do work evenings and others are on call 24/7 and work in the building when the building is closed to the public. Approximately 50 employees work at least part of their day in the field. They utilize County vehicles for travel and use cell phones to communicate with the office. Emergency radios are available for those who travel in areas where no cell phone coverage is accessible. Most employees work alone, but they do

occasionally work in teams when appropriate. Some employees handle money of various amounts each day. Employees have face to face contact with clients on the premises and in client homes. Interview rooms are utilized for most client interviews. The interview rooms consist of glass barriers and counters separating the client from the employee. In addition some employees may facilitate supervised or unsupervised visitation within the Human Services Building, private homes, or in the community. During business hours, a full-time security staff is available and all clients are allowed in the building only after passing through magnetometers and security. Panic alarms connected to the Sheriff's Office and a contracted agency are located in all interview rooms, visitation rooms, group recertification room, drug testing room, Commissioners Office, legal office 3-3090, the 2nd floor breakroom and reception.

The Self-Insurance Department performs services for Towns and County departments in the form of workers' compensation administration and safety training. The departments 3 employees are located in an area accessible via fob. The office is open 8:00am - 4:00pm weekdays. Public contact is minimal. However, there is frequent contact with injured workers and employees. Employees that travel utilize personal vehicles with personal cell phones. No money is handled at the department.

The Veterans Services Department performs administration of veteran benefits and transportation to medical visits. The office is open 9:00am-5:00pm to the public after entry via the security area. Public interaction is frequent. Van drivers work alone and utilize County vehicles and communicate with the office via cell phone. No money is handled at the office. Panic alarms connected to the Sheriff's Office and a contract vendor are located at each work station.

3. Countryside Adult Facility

The facility is an adult care home and a nutritional meal site for the Office for the Aging. There are three entrances to the building. The entrances are locked from 11:00pm-6:00am. The Cornell Cooperative Extension building is nearby on the same property.

The facility is an adult home and also has an adult day care program. In addition the Office for the Aging Nutritional meal site is located at the same facility. Countryside Employee responsibilities include maintenance, cleaning, cooking, food services, resident aid, resident transportation and facility administration. Office for the Aging employees prepare and serve meals to the elderly public that visit the site.

The facility is in operation 24 hours a day every day of the year. The 31 employees typically work onsite. However, some employees travel with residents to doctors visits, activities and meetings. The employees usually work alone. The department has several County vehicles equipped with facility issued cell phones. Petty cash and residents personal allowance cash is kept onsite. The 2 Office for the Aging employees interact with the public that visit the meal site for lunch each day. The meal site employees collect cash daily and deposit at days end. Policies are in place and employees have been trained to deal with difficult individuals.

4. Public Safety Building

The Sheriff's Office Headquarters contains the Administration Offices, the Law Enforcement Division consisting of Patrol and Criminal Investigations, the 911 Communications Center, and the Correctional Facility and the Civil Office. Also on site is a maintenance facility. Additionally the Sheriff's Office has 2 substations, one in Chestertown and one in Warrensburg. Public access is limited to the lobby area of the Sheriff's Office Headquarters. Approximately 210 (FT/PT) employees work the Sheriff's Office in the various locations. Services performed include typical municipal police work, patrol, investigations and public safety functions. Employees are highly mobile in agency vehicles equipped with radios monitored by the 911 center. Employees work both alone and in teams. Employees constantly interact with the public. All of the Sheriff's Office divisions are accredited and are subject to the Sheriff's Office Operations Manual and the Rules, Regulations and Directives contained therein.

5. Employment and Training Office

The facility is shared with the NYS Department of Labor. All employees and visitors enter through the main entrance at the multistory building and pass by a security post.

The department responsibilities include continual interaction with customers to perform assessments, review resumes, review career goals, provide counseling and job search services. Customers are often at difficult places in their lives having recently lost a job or are angry over some recent event that caused them to need the services of the department.

The Employment and Training department has 7 County employees that share offices with 12 State employees. Typical work hours are 8:00am-5:00pm. Employees are occasionally mobile to attend meetings and review worksites. Vehicles are not equipped with radios. However employees usually have personal cell phones. Petty cash is the only money kept on site. Policies are in place and employees have been trained to deal with difficult individuals.

6. Community Services Office

The facility is shared with a non-County mental health services organization. There are multiple entrances that are unlocked during business hours. The office is located within city limits in a residential/small business neighborhood. The non-County offices in the building regularly have people with serious mental illness that come in contact with the County office area.

Staff coordinates treatment, court orders, administers programs and process housing referrals for people with serious mental illness. However, the employees rarely interact face to face with their own clients. The departments 5 employees are typically office workers but also travel to various locations via personal automobile with personal cell phones. Typical work hours are 8:30am-4:30pm. Employees typically work alone. Petty cash is the only money kept on site. Policies are in place and employees have been trained to deal with difficult individuals.

7. Office for the Aging Nutritional Sites

Employees at the various Nutritional Sites prepare noontime meals and distribute them to the areas aging population either via onsite gathering or via volunteer drivers. Employees generally do not work in the field and work in teams in the kitchen areas. However, since each site is open to the public the employees have daily interaction with the public. Each site accepts a limited amount of cash as payment for meals. Typical work hours for the Nutritional sites are 7:00am-1:00pm. Below are summaries of the various nutritional sites.

Bolton Landing: The nutritional site is located in the Church of the Saint Sacrament. There are church activities in the building as well as the nutritional site. The site is not fenced and public access is not controlled in any way. There are 1 employee.

Cedars: the nutritional site is located in the Cedars Senior Living Apartments in Queensbury. There are many other activities in the building. The site is not fenced and public access is not controlled. There are 7 employees.

Chestertown: the nutritional site is located in the Chestertown Municipal Center. There are other offices and municipal government operations in the building. The site is not fenced and public access is not controlled in any way. There are 2 employees.

Glens Falls: the nutritional site is located in the First Presbyterian Church in Glens Falls. There are other church events conducted at the same location. The site is not fenced and public access is not controlled in any way. Meals are not prepared at this location but are distributed here. 1 employee works at this location.

Indian Lake: the nutritional site is located at the Indian Lake Senior Center. There are other events conducted at the same location. The site is not fenced and public access is not controlled in any way. There are 2 employees.

Johnsburg: the nutritional site is located at the Johnsburg Senior Center. There are other events conducted at the same location. The site is not fenced and public access is not controlled in any way. There are 2 employees.

Luzerne: the nutritional site is located at the Lake Luzerne Town Office building. There are other events and government offices located at the site. The site is not fenced and public access is not controlled in any way. There is 1 employee.

Lake Pleasant: the nutritional site is located at the Lake Pleasant Senior Center. There are other events conducted at the same location. The site is not fenced and public access is not controlled in any way. There is 1 employee.

Long Lake: the nutritional site is located at the Long Lake Town Hall. There are other events and municipal offices at the site. The site is not fenced and public access is not controlled in any way. There are 2 employees.

Queensbury: the nutritional site is located at Solomon Heights Senior Apartments. There are many other activities in the building. The site is not fenced

and public access is not controlled. Meals are not prepared at this location but are distributed here. There is 1 employee.

Wells: the nutritional site is located at the Wells Senior Center. There are other events conducted at the same location. The site is not fenced and public access is not controlled in any way. There are 2 employees.

8. DPW

South End Maintenance Facility: The facility is located at 299 Lower Warren Street Glens Falls. The site is fenced with a gate which remains open and unlocked most of the time. The DPW maintains a crew of approximately 13 individuals which are out on the road most of the day. Typical work hours are from 7 a.m. to 3:00 p.m. although there may be call-ins after hours for snow/ ice removal or road emergencies. Vehicles are equipped with radios which are monitored at the main office and by the Sheriff's Office. Interaction with members of the public is limited at the facility although the employees may encounter members of the public during the course of their workday at mobile work sites.

Buildings and Grounds: The Buildings and Grounds building is a separate building located on the main Warren County Municipal Center campus. The building is not fenced and is very accessible to members of the public, although there would be little reason for members of the public to access this building. The building houses 21 people, 12 of which are buildings and grounds employees who work a scheduled 7:00 a.m. to 3:00 p.m. shift, and 13 individuals who provide custodial services to the Municipal Center working from 4:00 p.m. to midnight. The Buildings and Grounds staff work independently and may work at any location in the County. Approximately 10-15% of their time is spent traveling from one location to another. All staff drive County vehicles which are radio-equipped. The radios are monitored by the main DPW office and by the Sheriff's Office. Custodial staff works independently within the Municipal Center and Human Services Building. Both are locked to the public at 5:00 p.m., except for days when there are special night meetings. These members of staff do not carry radios although many of them carry personal cell phones. All of the building offices have telephones in the event of an emergency. There is a night supervisor who is responsible for maintaining contact with staff members. All members of the custodial staff have been trained to use the public address system in both buildings as a means of emergency communication.

Fish Hatchery: The Fish Hatchery location consists of an office building, 4 hatchery buildings containing tanks and pools, and a maintenance building from which Parks and Recreation staff work. Parks and Recreation staff are also responsible for maintaining the fairgrounds, railroad facilities, ski trails, canoe access and bike path. In addition, there are pavilions at several locations available for hosting special events and etc. A fee is charged for the use of these pavilions. However, members of the public are not charged for entry onto the properties or for use of any of the facilities. The fish hatchery property is unfenced and is open 7 days a week. There is frequent interaction between employees and the public. There is a playground located at the site. Two employees usually remain on site, and 7 other employees work at the various locations. The crews operate County vehicles which are radio-equipped. Radios are monitored by the main DPW office and the Sheriff's Office.

Up Yonda Farm: Up Yonda Farm is staffed by three Parks and Recreation employees. The facility consists of several buildings including an office, 2 barns that have been converted to a nature centers with interactive exhibits, a sugar shack and some storage facilities. The property is located immediately off Route 9 with good visibility from the road. The property is not fenced. The property remains open year round with access to trails during the winter months although the parking lot is closed after hours. There is no fee charged for use of the facilities or to view any of the exhibits within the nature center. Interaction with members of the public is high at this facility. The employees also travel off site to various locations providing educational programs for schools and groups.

Office, Sign Shop & Garage: The main office building, "old garage"/sign shop and several outbuildings are located at 4028 Main Street, Warrensburg. The "old garage" is also shared with Sheriff's Department. The property's parking lot is open and accessible from the main road as there is a fuel site for County and other municipal vehicles which remains open 24/7. The administrative building has two entrances; the side entrance is for employees only and signed appropriately. The front entrance is used by members of the public and has a greeter/receptionist located at the entrance. The administrative building contains offices and conference rooms. There are no sign-in procedures at the main entrance or checking of IDs for visitors. There is a small amount of petty cash maintained by the office staff but the amount kept on site is minimal. The receptionist receives service calls relating mainly to damage to mail boxes, trash cans, etc., from members of the public, and the supervisor may go out to meet with members of the public on site if it is determined that the County may be responsible for the damage. There is a sign out board used in the administrative building to track movement of employees. The sign shop has two employees and the maintenance staff consists of paving/ bridge crews (approximately 14 people). There are two garage doors which may be open depending on the time of year. Access from the Sheriff s Department is one-way only from the Sheriff's Department to the maintenance area.

Airport: The airport maintains a crew of approximately 3 individuals who are responsible for lighting, runway maintenance, grounds and some minor building maintenance. In addition, the crew performs snow and ice removal and some fire/emergency response operations at the facility. The airport property is fenced with a swipe card access system located at the gate. The airport is used mainly for private airplanes, and had a fixed base operator who is responsible for maintaining the flight side of the facility including fueling and maintenance. There is no security located on site. The airport offices are located on the 2nd floor of the terminal building and there is a secure entry door. There is a restaurant on site which is open to the public, and the airport is open 24/7 to planes.

Maintenance Facility "New Shop": There is a main maintenance facility and outside storage sheds located at 4055 Main Street in Warrensburg. The site has a limited visibility from the road, and has a full perimeter fence with a gate which is locked when the building is unattended. The building has a front entrance, which is visible internally from the main office. There are garage doors for vehicle entry/exit. There are 12 individuals located at the site with responsibility for the maintenance and repair of Warren County equipment and vehicles. No money is kept at the facility and interaction with members of the public is minimal.

Warren County

Workplace Violence Prevention Policy Summary

The safety and security of Warren County's employees, contractors, visitors and clients is very important. Threats, threatening behavior, acts of violence, or any related conduct that disrupts the work of an individual, or the County's ability to execute its mission, will not be tolerated.

Any person who makes threats, exhibits threatening behavior, or engages in violent acts in the workplace, may be removed from the premises pending the outcome of an investigation. Complaints involving workplace violence will not be ignored and will be given the serious attention they deserve.

For the purpose of this policy, "workplace" means any location, either permanent or temporary, where an employee or contractor appointed by the County, visitor, temporary or contract employee, performs any work-related duty. This includes, but is not limited to, the buildings and surrounding perimeters including the parking lots, alternate work locations, and travel to and from work assignments.

For the purpose of this policy, "workplace violence" and "threat of violence" or "actual violence" includes any physical assault, threatening behavior, or verbal abuse occurring in the workplace by employees or third parties. It includes, but is not limited to, beating, stabbing, shooting, rape, psychological trauma such as threats, obscene phone calls, an intimidating presence, and harassment of any nature such as stalking, shouting or swearing.

Prohibited Conduct

Prohibited conduct includes, but is not limited to:

- Injuring another person physically.
- Engaging in behavior that creates a reasonable fear of injury to another person.
- Engaging in behavior that subjects another individual to extreme emotional distress.
- Possessing, brandishing, or using a weapon that is not required by the individual's position while in the workplace or engaged in County business.
- Intentionally damaging property.
- Threatening to injure an individual or to damage property.
- Committing injurious acts motivated by, or related to, domestic violence or sexual harassment.
- Retaliating against any employee who, in good faith, reports a violation of this policy.

Violent acts of employees occurring outside the workplace also may be grounds for disciplinary action in accordance with negotiated labor contracts, up to and including termination.

Weapons

Warren County has enacted Local Law No. 2 of 2007 which prohibits entry into and remaining in county buildings by persons in physical possession of a deadly weapon. This local law prohibits any loaded weapon from which a shot, readily capable of producing death or other serious physical injury, may be discharged, or a switchblade knife, gravity knife, pillium ballistic knife, metal knuckle knife, dagger, billy, blackjack, or metal knuckles from being brought into any building owned or leased by the County unless the individual is an authorized individual as described in Section 5 of the local law.

In addition, employees may not carry a weapon covered by this policy while performing any task on the County's behalf unless the employee has been given specific written consent by the County to carry a weapon while performing specific tasks on the County's behalf. Employees, other than trained security personnel, are not expected to handle potential situations or incidents of violence.

Prohibited weapons include any form of weapon or explosive restricted under local, state, or federal regulation. This includes all firearms, illegal knives, or other weapons covered by law. Legal, chemical dispensing devices such as pepper sprays that are sold commercially for personal protection are permitted. If you have a question about whether an item is covered by this policy, please contact the Self-Insurance Department.

Domestic Violence

Victims of domestic violence who believe that the violence may extend into the workplace or employees who believe that domestic or other personal matters may result in their being subject to violence extending into the workplace are encouraged to notify their supervisor. Confidentiality will be maintained to the extent possible.

Reporting of Incidents

All threats of violence or actual violence, both direct and indirect, should be reported in writing as soon as possible to your immediate supervisor or any other member of management, and/or the police during a legitimate emergency by calling 911. The County Administrator shall also be notified.

Any employee, visitor, temporary or contract employee, or contractor engaged by the County who witnesses an incident of workplace violence or the potential for violence also has a duty to report the incident to management. When reporting a threat of violence, you should be as specific and detailed as possible.

Investigation of Complaints

Allegations of workplace violence are treated seriously by the County and all reports of threats of violence, actual violence and suspicious activities will be promptly and thoroughly investigated. The investigation will be conducted in such a way as to maintain confidentiality to the extent practicable under the circumstances.

In the event that they are asked, employees and management are expected to cooperate fully with any ongoing investigation. Based on the seriousness of the incident, the County Administrator may assemble a Workplace Violence Management Response Team which may include the County Attorney, law enforcement, Employee Assistance Program Coordinator, various Department Managers, representatives from the Employee Safety and Health Committee, Employee Union representatives and others as deemed necessary.

Retaliation

Retaliation against anyone acting in good faith who has made a complaint of workplace violence, who has reported witnessing workplace violence, or who has been involved in reporting, investigating, or responding to workplace violence is a violation of this policy. Those found responsible for retaliatory action will be subject to discipline up to and including termination.

Disciplinary Action

If the County determines that unacceptable conduct has been committed by an employee, the County will take such action as is appropriate ranging from counseling up to and including termination of employment.

In addition, any manager or supervisor who knows about a threat of violence, or actual violence, and takes no action to stop it, or who fails to report an incident of workplace violence may also be subject to corrective action up to and including termination of employment.

THE POLICY SHALL NOT BE CONSTRUED TO CREATE A DUTY OR OBLIGATION ON THE PART OF THE COUNTY TO TAKE ANY ACTIONS BEYOND THOSE REQUIRED OF AN EMPLOYER BY EXISTING LAW.

A complete copy of the policy is available by contacting the Office of the County Administrator.

Workplace Violence Incident Report

Note: In completing this form, attach all supporting documents; such as continuation sheets and police reports

Who was the violent act directed towards: _____
Department: _____
Who is completing this report: _____ Phone: _____
Affected Employees Supervisor: _____ Supervisors Phone: _____

Incident Information:

Date of Incident: _____ Time of Incident: _____
Was this incident in person? _____ Over the phone _____ Other(explain) _____
Location of Incident (be specific): _____
Description of Incident (Narrative): _____

Has this or a similar incident ever happened to you before? If so, please explain _____

If you incurred any injury whatsoever, (physical-emotional) please describe the injury, in detail, and the location of any treatment received _____

List all witnesses of the incident:
Name: _____
Department: _____
Contact Number: _____

Was a weapon involved? If so, specify type and to what extent: _____

Who made the violent threat (Aggressor):

Name: _____
Department: (if an employee) _____
Supervisor: (if an employee) _____
Relationship to aggressor: (if stranger, indicate relationship, if any) _____
Had anything occurred in the past to make you feel this would happen? If so, please explain _____

Home address/vehicle information: (if not an employee) _____

Follow-up Information:

Did this incident cause lost workdays? _____ If so, how many? _____
What action did department head take? When (dates) and by whom? _____
Have you had any counseling or any form of emotional support since the incident? If not, would you like to be afforded this? _____
As you see it, does something need to be done to avoid such an incident from happening again? If so, explain. _____
Did the police respond? _____ If so, what agency? _____
Police Officers Name: _____ Incident # _____

Attach police report if available

Signature of person completing report _____ Date _____

Give this report to your immediate supervisor as soon as possible.....

Supervisor Review & Comment: _____ Initial: _____ Date: _____

Actions taken to prevent further violent acts of similar nature: _____

Was the employee offered assistance through the Employee Assistance Program? _____

Department Head Review & Comment: _____ Initial: _____ Date: _____

Additional Comments: _____

_____ Initial: _____ Date: _____

Distribution (via hard copy, fax OR email): Original to Department Head
 Copy to County Administrator Copy to Self-Insurance Copy to County Attorney
Adopted by unanimous vote.

RESOLUTION NO. 137 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

ADOPTING REVISED WARREN COUNTY ALCOHOL & DRUG TESTING POLICY FOR EMPLOYEES HOLDING A COMMERCIAL DRIVERS LICENSE (CDL)

WHEREAS, the Board of Supervisors adopted an Alcohol and Drug Testing Policy for Warren County employees in possession of a Commercial Drivers License (CDL) by Resolution No. 570 of 1995, and

WHEREAS, the Self-Insurance Administrator presented to the Support Services Committee a revised policy which has been substantially updated, and

WHEREAS, the Support Services Committee has reviewed the changes presented by the Self-Insurance Administrator and has recommended that the same be advanced to the full Board of Supervisors for consideration, now, therefore, be it

RESOLVED, that the Warren County Alcohol & Drug Testing Policy Commercial Driver License (CDL) annexed hereto, be and the same hereby is, adopted as the official Policy for Warren County, and be it further

RESOLVED, that any and all prior Alcohol & Drug Testing Policies for employees holding Commercial Drivers Licenses, Resolutions or parts thereof inconsistent with the annexed are hereby repealed effective March 15, 2019.



**Warren County
Alcohol & Drug Testing Policy
Commercial Driver License (CDL)**

Adopted: _____

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INTRODUCTION

On February 15, 1994 the United States Department of Transportation (DOT) published the final rules for drug and alcohol testing of Commercial Driver License (CDL) holders. The final rules must be implemented by all employers of CDL holders by January 1, 1996.

These rules prohibit CDL holders from engaging in certain drug and alcohol related conduct and require employers to test employees to ensure compliance with the drug and alcohol rules.

This policy has been developed as a means to ensure that all Warren County employees who hold a CDL are informed of the FEDERAL rules for the drug and alcohol testing and the consequences of any violation.

IF YOU POSSESS A CDL AND DRIVE, INSPECT, REPAIR, LOAD OR UNLOAD A COMMERCIAL VEHICLE ON COUNTY BUSINESS, THE FOLLOWING RULES APPLY TO YOU.

IF YOU ARE A CDL HOLDER AND CURRENTLY OCCUPY A DEPARTMENT OF PERSONNEL ADMINISTRATION DESIGNATED SAFETY-SENSITIVE CLASSIFICATION, YOU ARE SUBJECT TO SUBSTANCE TESTING UNDER BOTH STATE AND FEDERAL AUTHORITIES.

TO ALL WARREN COUNTY EMPLOYEES WHO HOLD A CLASS A OR CLASS B COMMERCIAL DRIVER LICENSE (CDL)

Federal Highway Administration (FHWA) regulations require annual random, unannounced alcohol and controlled substance (drug) testing of all CDL holders. The penalties for violation of the new FHWA alcohol misuse and controlled substance use regulations are considerable. If a CDL holder tests positive for drug use or the misuse of alcohol the CDL holder will be prohibited from performing safety-sensitive functions associated with the operation of a commercial vehicle and the CDL holder may be subject to a \$10,000 fine under 49 U.S.C. 521 (b). Additionally, Warren County will take corrective disciplinary action up to and including termination for any employee found in violation of the FHWA regulations.

If you are experiencing difficulty with the use of alcohol or drugs, you are strongly encouraged to notify your supervisor, or Department Head. Warren County will assist you as much as is operationally practicable in helping you to overcome problems associated with substance abuse and protect your employment status. Please see the section entitled "Where to Get Help".

**WARREN COUNTY
SUBSTANCE ABUSE POLICY FOR
COMMERCIAL MOTOR VEHICLE DRIVERS**

1.0 STATEMENT OF PURPOSE AND SCOPE OF POLICY

- 1.1 Warren County is firmly committed to ensuring a safe, healthy, productive and efficient work environment for our employees and the public we serve. The County has a vital interest in ensuring a safe, healthy and efficient working environment and the prevention of accidents and injuries which can result from the misuse of alcohol or controlled substances by drivers of the County's commercial motor vehicles. For these reasons, and as required by the drug and alcohol testing regulations of the Federal Motor Carrier Safety Administration ("FMCSA"), the County has established this substance abuse policy for the drivers of its commercial motor vehicles. Drug and alcohol testing is an integral part of our policy and program. Compliance with this policy is required by applicants as a condition of employment and by drivers as a condition of continued employment.
- 1.2 This policy applies to any "driver" (as defined in Section 2.6 of this policy) who operates a "commercial motor vehicle" (as defined in Section 2.3 of this policy) for or on behalf of the County and who is required to have a commercial driver's license ("CDL") in order to operate that vehicle. The policy also applies to all applicants who seek employment for such driver positions. Additionally, this policy applies to any County supervisor and other managerial personnel who drive or may be required to drive a commercial motor vehicle from time-to-time on the County's behalf.
- 1.3 This policy explains the FMCSA's drug and alcohol regulations and the County's own policies with respect to the use controlled substances or misuse alcohol. Provisions of this policy which are imposed under the County's independent authority are specifically noted by text which has been underlined.
- 1.4 The County maintains a policy of non-discrimination and will endeavor to make reasonable accommodations to assist recovering addicts or alcoholics and those having a medical history reflecting treatment for substance abuse conditions. We encourage employees to seek assistance before drug and alcohol use renders them unable to perform their essential job functions or jeopardizes the health and safety of themselves or others.

- 1.5 Any questions regarding the meaning or application of this policy should be directed to the Program Administrator (Warren County Department of Human Resources.)

2.0 DEFINITIONS

- 2.1 **"Alcohol"** means the intoxicating agent in beverage alcohol, ethyl alcohol or other low molecular weight alcohols, including methyl or isopropyl alcohol.
- 2.2 **"Alcohol Use"** means the consumption of any beverage, mixture, or preparation, including any medication, containing alcohol.
- 2.3 For purposes of this policy, **"Commercial Motor Vehicle"** means a motor vehicle or combination of motor vehicles used in commerce to transport passengers or property if the motor vehicle:
- a. has a gross combination weight rating of 11,794 or more kilograms (26,001 or more pounds) including a towed unit with a gross vehicle weight of more than 4,536 kilograms (10,000 pounds); or
 - b. has a gross vehicle weight rating of 11,794 or more kilograms (26,001 or more pounds); or
 - c. Is designed to transport 16 or more passengers, including the driver; or
 - d. Is of any size and is used in the transportation of materials found to be hazardous for the purposes of the Hazardous Materials Transportation Act which require the motor vehicle to be placarded under the Hazardous Materials Regulations (49 CFR Part 172, Subpart F).
- 2.4 **"Controlled Substances" and "Drugs"** are used interchangeably in this policy and mean marijuana, cocaine, opioids including semi-synthetic opioids, amphetamines, phencyclidine (PCP), or their metabolites, and any other substance included in Schedules I through V, as defined by the Controlled Substances Act, 21 U.S.C. §812, as they may be revised from time to time. The terms "controlled substances" and "drugs" include legal substances obtained illegally or used in an unauthorized manner, but do not refer to the proper use of controlled substances authorized by law which do not affect job safety or performance.
- 2.5 **"Disabling Damage"** means damage which prevents a motor vehicle from being driven from the scene of the accident in its usual manner in daylight after simple repairs, including damage to motor vehicles that could have been driven, but would have been further damaged if driven. This term **does not include** damage which can be remedied temporarily at the scene of the accident without special tools or parts; tire disablement without other damage even if no spare tire is available; headlight or taillight damage; or damage to turn signals, horn or windshield wipers which make them inoperative.

- 2.6 **"Driver"** means any person who operates a "commercial motor vehicle" (as defined in Section 2.3.) Under FMCSA regulations, this includes, but is not limited to: full time, regularly employed drivers; casual, intermittent or occasional drivers.
- 2.7 **"Performing A Safety-Sensitive Function"** means any period in which a driver is actually performing, ready to perform, or immediately available to perform any safety-sensitive functions.
- 2.8 **"Safety-Sensitive Function"** means the following activities and includes the time a driver begins to work or is required to be in readiness to work until the time he/she is relieved from work and all responsibility for performing work:
- a. All time at a County facility, terminal, or other property, or on any public property, waiting to be dispatched, unless the driver has been relieved from duty by the County;
 - b. All time inspecting equipment as required by the FMCSA's regulations 49 C.F.R. §§392.7 and 392.8 or otherwise inspecting, servicing, or conditioning any commercial motor vehicle at any time;
 - c. All time spent at the driving controls of a commercial motor vehicle in operation;
 - d. All time, other than driving time, in or upon any commercial motor vehicle, except time spent resting in a sleeper berth (a berth conforming to the requirements of the FMCSA's regulation 49 C.F.R. §393.76);
 - e. All time loading or unloading a vehicle, supervising, or assisting in the loading or unloading, attending a vehicle being loaded or unloaded, remaining in readiness to operate the vehicle, or in giving or receiving receipts for shipments loaded or unloaded; and
 - f. All time repairing, obtaining assistance, or remaining in attendance upon a disabled vehicle.
- 2.9 **"Substance Abuse Professional" ("SAP")** means a licensed physician (medical doctor or doctor of osteopathy), or a licensed or certified psychologist, social worker, employee assistance professional, or an addiction counselor (certified by the National Association of Alcoholism and Drug Abuse Counselors Certification Commission or by the International Certification Reciprocity Consortium/Alcohol And Other Drug Abuse). All SAPs must have knowledge of and clinical experience in the diagnosis and treatment of alcohol and controlled substances-related disorders.

3.0 PROHIBITED CONDUCT

- 3.1 **Prohibited Conduct Concerning Driver's Use Of Drugs and Alcohol:**
- a. Drivers are prohibited from reporting for duty or remaining on duty when using any drugs (as defined in Section 2.4), except when the use is pursuant to the instructions of a

medical doctor who has advised the driver that the substance will not adversely affect the driver's ability to safely operate a commercial motor vehicle. (For details concerning the lawful use of prescription drugs, refer to Section 3.4.)

- b. Drivers are prohibited from reporting for duty or remaining on duty with an alcohol concentration of 0.04 or greater. Drivers found to have an alcohol concentration of 0.02 or greater, but less than 0.04, are prohibited from performing any safety-sensitive functions for at least 24 hours from the test.
- c. Drivers are prohibited from using alcohol in any form (***including medications containing alcohol***) while performing safety-sensitive functions (refer to Section 2.7 of this policy for the definition of performing safety-sensitive functions).
- d. Drivers are prohibited from performing safety-sensitive functions within four (4) hours after using alcohol. On-call employees who are not at work, but could be called to drive or perform other safety-sensitive functions, are subject to this pre-duty alcohol prohibition. This means a driver who is on-call must decline a call to work if his or her acceptance would require the employee to drive or perform other safety-sensitive functions within four (4) hours after consuming alcohol. An on-call driver who is required to decline work because of his/her use of alcohol in violation of the four-hour rule is subject to discipline up to and including termination.
- e. Drivers are prohibited from using alcohol for eight (8) hours following an accident or until the driver takes a post-accident alcohol test (and tests negative), whichever occurs first.
- f. Drivers may not "refuse to submit" to any drug or alcohol test required under the FMCSA's drug and alcohol rules and/or this policy. (For further details concerning what actions will be considered as a "refusal," refer to section 3.2 of the policy.)
- g. Drivers are prohibited from performing or continuing to perform a safety-sensitive function if they have tested positive for controlled substances or alcohol.
- h. Drivers may not refuse to submit to any inspection required under section 11.0 of this policy.
- i. During a driver's workday, a driver is prohibited from engaging in the unlawful or unauthorized manufacture, distribution, dispensation, sale, purchase, solicitation, transfer, possession, use or transport of controlled substances or alcohol. This prohibition does not include the authorized distribution, dispensation, sale, purchase, solicitation, transfer, possession, use or transport of alcoholic beverages in connection with County-sponsored functions or events.
- j. Drivers are prohibited from failing to stay in contact with the County or its medical review officer while awaiting the results of a drug test.

- 3.2 **Refusal to Submit:** For purposes of this policy, the following employee conduct will be considered as a refusal to submit to a test:
- a. refusing to complete the chain-of-custody form or any other required drug or alcohol testing form(s);
 - b. refusing to provide a urine sample, or breath or saliva specimen for testing;
 - c. failing to provide an adequate amount of urine or breath for testing, without a valid medical explanation;
 - d. failing to promptly notify the County that the driver was in an accident or not being readily available for testing after an accident (except as necessary to obtain assistance or medical care);
 - e. refusing or failing to report directly to the collection site after being notified of the need to submit to a test;
 - f. delaying the collection, testing or verification process;
 - g. adulterating or substituting a urine sample or attempting to adulterate or substitute a urine sample; or
 - h. otherwise engaging in conduct that clearly obstructs the testing process.
- 3.3 **Consumption of Food or Food-Products Containing Hemp:** The consumption of food and food-products containing hemp (for example, "Seedy Sweeties" and hemp oil) may cause a driver to test positive for marijuana. A test result that is positive as a result of a driver's consumption of food or food-products containing hemp will be reported as a positive test. (Refer to Section 7.3 regarding the consequences of a positive test result.)
- 3.4 **Prohibition On Supervisor Or Manager Permitting A Driver To Work:** No supervisor or manager who has actual knowledge that an employee has engaged in or is engaging in conduct prohibited under this policy shall permit the employee to work or continue working under such circumstances. Any employee who has been directed not to work or directed to stop working under such circumstances must immediately comply.
- 3.5 **Prohibition Against Working While Using Any Drug Medications Can Which Affect Safety Or Performance:**
- a. Except as otherwise provided in this section, the lawful use of any medication (therapeutic drugs) while performing a safety-sensitive function is prohibited to the extent such use may affect the driver's ability to perform his/her job duties safely.
 - b. A driver who will use, or who is using, any medication that contains a controlled substance has an obligation to inquire and determine whether the medication the driver is using or may use could affect the driver's ability to perform his/her job duties safely.
 - c. If the driver is or will be using any such drug medication, the driver is required to obtain from the driver's licensed medical practitioner a written statement which provides that the

medication will not interfere with the driver's ability to safely and efficiently perform the driver's job duties or provides the work restrictions, if any, which the driver is subject to for the period of time the driver is taking the medication. The County's "Certification of Driver's Authorized Use of Prescription and/or Non-Prescription Medication" form is to be used for this purpose.

- d. In the event a driver is using or will be using drug medication which will interfere with or adversely affect the driver's ability to do his or her job duties, such information must be reported to the driver's immediate supervisor prior to commencing any safety-sensitive functions, without disclosing the identity of the substance. The driver must also have the medication available for review by the County's MRO in its original container, which must identify the medication dosage and other pertinent information about the medication.
- e. A driver may continue to work, if the County's MRO and the licensed medical practitioner have determined that the medication will not adversely affect the driver's ability to safely and efficiently perform the driver's safety-sensitive functions, or they have determined that a reasonable accommodation can be made concerning the driver's medication. A driver will not be permitted to perform his or her safety-sensitive functions unless such a determination or reasonable accommodation has been made.

4.0 REQUIRED TESTS AND PAST TEST RESULTS INFORMATION

As required by the FMCSA's regulations, the County will conduct drug and alcohol tests under the conditions and circumstances described below.

- 4.1 **Pre-Employment Drug Testing and Past Test Results Information:**
 - a. All applicants who have received a conditional offer of employment in a CMV driver position, and all existing employees whose transfer to a CMV position has been conditionally approved, are required to submit to a pre-employment drug test and must receive a negative test result as a condition of employment. Such tests will be conducted prior to the time the applicant is hired or transferred.
 - b. In addition to a pre-employment drug test, FMCSA's regulations require the County to obtain the following specific information concerning an applicant's past drug and alcohol tests from an applicant's former motor carrier employers during the previous two years: (i) alcohol tests with results of 0.04 or greater; (ii) drug tests whose results were verified positive; and (iii) all instances in which the applicant refused to be drug or alcohol tested. All such information will be obtained in a confidential manner and the County will maintain a written confidential record with respect to each former carrier contacted. The information obtained from a previous carrier may contain alcohol and drug information

which that carrier obtained on or after January 1, 1995 from another previous motor carrier employer.

1. Although FMCSA regulations only require the County to go back two years, FMCSA requires information regarding positive test results to be maintained for 5 years. Therefore, the County has elected to request past test results for the previous 5 years. As a condition of employment with the County, applicants for CMV driver positions are required to complete and sign the County's "Applicant's Authorization to Obtain Past Drug and Alcohol Test Results" form, which authorizes the applicant's former motor carriers for whom the applicant drove during the preceding five years (from the date of application) to release to the County information concerning the applicant's: (i) alcohol tests with results of 0.04 or greater; (ii) drug tests whose results were verified positive; and (iii) all instances in which the applicant refused to be drug or alcohol tested.

- c. If the County learns from the driver's previous carriers that the driver had an alcohol test result of 0.04 or greater, a verified positive drug test, or refused to be tested, the driver either will be ineligible to drive for the County, or if hired, the driver will be terminated, unless the County obtains evidence that the driver has complied with the referral and rehabilitation requirements set forth in §382.605 of FMCSA's regulations.

4.2 **Post-Accident Drug And Alcohol Testing:**

- a. A driver who is performing safety-sensitive functions (as defined in Section 2.8 of this policy) involving a commercial motor vehicle is required to submit to a post-accident drug and/or alcohol test as soon as practicable following the accident, under the following circumstances:
 1. **Fatal accidents:** A driver who is involved in an accident which results in a death to another human being must always submit to a drug and alcohol test.
 2. **Non-fatal accidents:** A driver who is involved in a non-fatal accident, must submit to a post-accident drug and alcohol test if:
 - (a) the driver was given a citation for a moving traffic violation involving the accident **and**
 - (b) the accident also results in one of the following:
 - (1) bodily injury to the driver or another individual, requiring immediate medical treatment away from the scene of accident; or

- (2) one or more of the vehicles involved in the accident incurs disabling damage (as defined in Section 2.5 of the policy), requiring the vehicle(s) to be transported away from the scene by a tow truck or other vehicle.
- b. Drivers involved in any accident involving their vehicle must notify the Program Administrator as soon as possible to obtain information on how to proceed with the required testing. Drivers are obligated to follow the Program Administrator's instructions and, if directed to submit to post-accident drug and alcohol tests, must do so as soon as possible.
- c. A driver who is subject to post-accident testing must remain readily available for such testing or else will be deemed to have refused to submit to such testing. However, this "readily available" requirement does not require the delay of necessary medical attention for injured people, or prohibit a driver from leaving the scene of the accident for the period necessary to obtain assistance in responding to the accident or to obtain necessary emergency medical care.
- d. A driver who is required to submit to a post-accident test will be suspended after completion of the drug and/or alcohol tests. The County also reserves the right to evaluate the conduct of the driver which may have caused or contributed to the accident, to determine if this conduct in and of itself should warrant discipline, up to and including termination.

4.3 **Random Drug And Alcohol Testing:**

- a. Each year the County will administer random alcohol and drug tests. Random *drug* tests may be conducted at any time. Random *alcohol* tests will only be conducted while a driver is performing safety-sensitive functions, just before the driver performs safety-sensitive functions, or just after the driver has ceased performing safety-sensitive functions.
- b. The County shall select drivers for testing using a random number table or a computer-based random number generator that is matched with the drivers' social security numbers, or other comparable identification numbers which will ensure that each driver has an equal chance of being tested each time selections are made.
- c. All random tests will be unannounced and the dates for administering the tests will be spread reasonably throughout the calendar year. The dates of random testing, locations and names of those to be tested are kept in the strictest confidence by the Program Administrator and the specimen collector.
- d. Each driver who is notified of selection for random drug or alcohol testing must proceed to the test site immediately. If the driver is performing a safety-sensitive function (refer to

section 2.8) at the time of notification, the driver must cease performing the safety-sensitive function and proceed to the test site as soon as possible, but not longer than two hours from the time of notification. Drivers who do not proceed to the test site immediately upon notification of the test may be considered to have refused to submit to the test.

4.4 Reasonable Suspicion Drug and/or Alcohol Testing:

- a. A driver must submit to a reasonable suspicion drug and/or alcohol test whenever a manager or supervisor has reasonable suspicion to believe that the driver has violated the drug or alcohol prohibitions contained in this policy. Reasonable suspicion drug tests may be conducted at any time. Reasonable suspicion alcohol tests may be conducted only while the driver is performing safety-sensitive functions, just before the driver performs safety-sensitive functions, or just after the driver has ceased performing safety-sensitive functions.
- b. Reasonable suspicion determinations will be based on specific, contemporaneous, articulable observations concerning the driver, including but not limited to, the driver's appearance, behavior, speech, or body odors. For drug testing, the observations may also include indications of the chronic and withdrawal effects of drugs.
- c. Documentation of the observations leading to a reasonable suspicion test will be prepared and signed by the supervisor or manager who made the observations. The supervisors and managers who will make reasonable suspicion determinations have received training on alcohol misuse and controlled substances use in accordance with the FMCSA's regulations. The particular supervisor or manager who makes a reasonable suspicion determination will not conduct the drug or alcohol test.
- d. A driver who is directed to take a reasonable suspicion drug and/or alcohol testing must submit to the test as directed. The County shall transport or ensure transport of the driver both to and from the collection site.
- e. A driver who is requested to submit to a reasonable suspicion drug and/or alcohol test will be suspended after the completion of the tests. The County also reserves the right to evaluate the conduct of the driver which warranted the reasonable suspicion drug or alcohol tests to determine if the conduct in and of itself should warrant discipline, up to and including termination.

5.0 SELF-IDENTIFICATION OF SUBSTANCE ABUSE PROBLEM

- 5.1 Consistent with and subject to the County's policies concerning medical and personal leaves and vacations, a driver who voluntarily self-identifies himself or herself as having a drug or alcohol problem and requests assistance for such a problem will be referred to a substance abuse professional for an evaluation and, if recommended,

an appropriate counseling, treatment or rehabilitation program. The cost of the counseling, treatment or rehabilitation is the driver's responsibility. (For further details concerning the employee's payment obligations, employees should refer to their medical insurance plan.)

5.2 **This request must be made before the driver is directed or otherwise required to submit to a drug or alcohol test required by DOT or this policy.**

5.3 Once leave commences, periodic certification that the employee is actively continuing to participate in the program, together with progress reports, shall also be required. As a further condition of taking such leave, the employee will be required to authorize the attending substance abuse professional to communicate directly with the County, including to release the employee's relevant treatment records to the County, except as federal or state law may otherwise require. All such oral and written communications between the substance abuse professional and County shall be treated as confidential.

5.4 Except where the federal or state law prohibits, all leave time taken for the evaluation, counseling, treatment or rehabilitation will be counted against the leave to which the employee may be entitled under the federal or state Family and Medical Leave laws.

5.5 Prior to the time such leave begins, the driver will be required to execute the County's "Agreement for Treatment and Conditions for Continued Employment." This agreement provides, among other things, that before a driver will be permitted to return to his/her driving duties or perform other safety-sensitive functions for the County, the driver will be required to submit to post-voluntary rehabilitation return-to-duty drug test test and/or post-voluntary rehabilitation return-to-duty alcohol and must receive a negative result. The agreement also provides that the driver may be required to submit to post-voluntary rehabilitation follow-up drug tests and/or post-voluntary rehabilitation follow-up alcohol tests after returning to work, if directed by the treating substance abuse professional. Any return-to-duty and follow-up drug and/or alcohol tests performed under this section of the policy will be conducted as permitted by and in accordance with the applicable state or local law, if any. Where there is no applicable state or local law, or where such laws do not provide specific detailed procedures governing such testing, the County will follow the Federal Procedures for Transportation Workplace Drug and Alcohol Testing Programs, 49 C.F.R. Part 40, as amended.

6.0 DRUG AND ALCOHOL TESTING PROCEDURES

As required by the FMCSA's rules, the County's drug and alcohol testing procedures comply with the Federal Procedures For Transportation Workplace Drug and Alcohol Testing Programs, 49 C.F.R. Part 40, as amended. (A copy may be obtained from the Program Administrator). These procedures ensure the integrity, confidentiality and reliability of the testing processes, safeguard the validity of the test results and ensure that these results are attributed to the

correct driver. Further, these procedures minimize the impact upon the privacy and dignity of persons undergoing such tests. The following provides a summary of the federal procedures.

6.1 **Drug Testing Procedures:**

- 6.1.1 a. **Drugs being tested for:** The drugs that may be tested for include: marijuana, opioids including semi-synthetic opioids, amphetamines and amphetamine variants, cocaine, phencyclidine (PCP) and their metabolites, and certain painkilling medications.
- b. **Chain-of-custody and laboratory:** For purposes of conducting drug tests, the County has established a chain-of-custody procedure for the collection and analysis of urine samples that will verify the identity of each sample and test result. All drug tests conducted pursuant to this policy shall be performed by laboratories which are certified by the Department of Health and Human Services ("DHHS")
- c. **Confirmation and review of drug test results:**
1. All positive drug test results will be confirmed by gas chromatography and mass spectrometry (GC/MS). All confirmed positive drug test results will be reviewed by a medical review officer ("MRO") to determine whether there is any legitimate explanation for the positive test result. This review may include a medical interview, review of the applicant's or driver's medical history, or review of any other relevant biomedical factors and all medical records made available by the tested individuals.
 2. Individuals testing positive will be given the opportunity to discuss with the MRO any legitimate explanation for the positive test result. If, after speaking with the driver, the MRO determines that there is a legitimate medical explanation for the confirmed positive test result, the MRO will report the test result as "negative" to the Program Administrator or a designated representative. If the MRO determines that there is no legitimate explanation for the confirmed positive test result, the result will be verified as a "confirmed positive test result" by the MRO.
 3. Under the circumstances set forth in 49 C.F.R. Part 40, the MRO is permitted to verify a test result as a confirmed positive without having first communicated directly with the driver. In the event that serious illness, injury or other unavoidable circumstances prevented the driver from being contacted by the MRO or a designed County representative, however, the MRO may reopen the verification process to permit the driver to provide information concerning a legitimate explanation for the positive test. (Refer to Section 3.1.j. of the

policy concerning the driver's duty to remain in contact with the County and MRO.)

- d. **Right to have split-sample analyzed:** All applicants and drivers whose primary urine sample is verified positive have the right to request that their split-sample be analyzed in a different DHHS certified laboratory, selected by the County, for the presence of the drug(s) for which a positive result was obtained. The request must be made to the MRO within 72 hours of being notified by the MRO of a verified positive test result. If the split-sample fails to reconfirm the presence of the drug(s) found in the primary sample, or if the split-sample is unavailable, inadequate for testing or untestable, the MRO shall cancel the test and report the cancellation and the reasons for it to the Program Administrator or a designated representative and the tested individual. However, if the split-sample reconfirms the presence of the drug(s) or drug metabolite(s), the MRO will notify the Program Administrator or a designated representative and the tested individual of the test results.
- e. **Inability to provide adequate amount of urine sample:** Applicants and drivers must provide a urine sample of at least 45 milliliters of urine for a drug test. If the tested individual is unable to provide such a quantity of urine, then the tested individual will be instructed to drink a set amount of fluids and after a set period of time, again attempt to provide a complete sample. If an applicant refuses to drink the fluids as directed, or to provide a new urine sample, this will constitute a refusal to submit to a test and the applicant will be ineligible for employment with the County. If a driver refuses to drink the fluids as directed or to provide a new urine sample, this will constitute a refusal to submit to testing and the driver will be terminated. If a driver has not provided a sufficient sample within a certain time period after the first unsuccessful attempt to provide the sample, the County will direct the driver to obtain as soon as possible, a medical evaluation from a physician selected by the County. If the physician determines that there is no legitimate medical explanation for the driver's failure to provide an adequate amount of urine, this will constitute a refusal to submit to a test and the driver will be terminated.
- f. **Altered or substituted urine samples:** Procedures for collecting urine samples allow an individual privacy unless there is a reason to believe that a particular individual has altered or substituted, or attempted to alter or substitute, the sample, as defined in the Federal Procedures For Transportation Workplace Drug Testing Programs, 49 C.F.R. Part 40. In such cases, a sample may be obtained under the direct observation of a specimen collector of the same gender as the individual being tested.
- g. **Dilute Specimens:** In the event the county receives a dilute positive specimen, then the test shall be accepted as a positive test. In the event that the county receives a negative

dilute specimen, the county shall require a retest to be conducted in each of the following cases: return to duty tests, follow-up tests, reasonable suspicion tests, and random tests. The result of the retest shall become the test of record. If the employee refuses to take the retest it will be considered the same as a positive test result.

6.2 **Alcohol Testing Procedures:**

- a. **How test will be performed:** Alcohol screening tests will be performed by a screening test technician ("STT") using a non-evidential screening device, or by a breath alcohol technician ("BAT") using an evidential breath testing device ("EBT"). The County ensures that the STTs are proficient in the operation of non-evidential screening devices and that the BATs are proficient in the operation of EBTs. In addition, the County use only non-evidential alcohol screening devices and EBTs which are listed on the conforming products list issued by the National Highway Traffic Safety Administration.
- b. **Confirmation of alcohol test results:** If the result of the screening test is an alcohol concentration of 0.02 or greater, a confirmation test will be performed using an EBT. The confirmation test will be conducted within 30 minutes from the end of the screening test. The confirmation test result is the final result upon which any discipline or other action taken under the County's policy shall be based.
- c. **Inability to provide adequate amount of specimen for alcohol testing:**
 1. If a driver fails to provide or claims that he or she is unable to provide a sufficient amount of breath to permit a valid breath test because of a medical condition, the County will require the driver to be evaluated by a physician selected by the County. If the physician determines that the driver's alleged medical condition could not preclude the driver from providing an adequate amount of breath, this will constitute a refusal to test and the driver will be terminated.
 2. If the driver is unable to provide sufficient saliva to complete a test on a saliva screening device, the STT shall conduct a new test, using a new device. If the driver refuses to complete the new test, this will constitute a refusal submit to a test and the driver will be terminated. If the new test is completed, but there is an insufficient amount of saliva to activate the device, the driver shall immediately take an alcohol test using an EBT. If the driver refuses to submit to the test using an EBT, the driver will be terminated.

7.0 CONSEQUENCES FOR POLICY VIOLATIONS

The consequences discussed below apply to applicants and drivers who are found to have violated this policy. Regardless of the discipline imposed, however, FMCSA's regulations require drivers who engage in any prohibited conduct under this policy to be advised of available resources for evaluating and resolving problems associated with drug use and alcohol misuse, including the names, addresses, and telephone numbers of substance abuse professionals and counseling and treatment programs. This information will be provided through the County's Human Resource Department.

- 7.1 **Automatic Removal From Safety-Sensitive Functions:** FMCSA's regulations require drivers who violate this policy in any way to be immediately removed from their safety-sensitive functions. Such drivers are prohibited from performing, or being permitted to perform, a safety-sensitive function, including driving County trucks and motor vehicles with gross vehicle weight ratings between 10,001 and 26,000 pounds or which weigh 10,001 or more pounds when loaded (regardless of the vehicle's gross vehicle weight rating).
- 7.2 **Refusal To Submit:** Any driver who refuses to submit to a test will be terminated. Applicants who refuse to submit to a test will be ineligible for employment with the County. Refer to section 3.2 concerning what actions will constitute a driver's "refusal to submit."
- 7.3 **Positive Test Results:**
- a. **Applicants:** All applicants who receive a verified confirmed positive drug test result will be ineligible for employment with the County.
 - b. **Drivers:**
 - 1. **Temporary suspension:** Any driver who is required to submit to a reasonable suspicion or post-accident drug or alcohol test pursuant to this policy will be temporarily suspended.
 - 2. **Confirmed positive drug test and alcohol test results of 0.04 or greater:** If a driver receives a confirmed positive drug test or an alcohol test result of 0.04 or greater, for the first time, the driver will be terminated from employment.
 - 3. **Positive alcohol test results of 0.02 or greater but less than 0.04:** A driver who receives a confirmed alcohol test result of 0.02 or greater, but less than 0.04, for the first time, will be suspended for at least 24 hours. A driver who receives a confirmed positive alcohol test result of 0.02 or greater for a second time will be terminated.
 - 4. **Fitness-for-duty evaluation in the event of driver's legal and authorized use of a controlled substance:** Whenever an employee is required to submit to a reasonable suspicion drug

test and receives a positive test result caused by the employee's legal and authorized use of a controlled substance, the County will require the employee to submit to a fitness-for-duty evaluation. An employee who tests negative may also be required to submit to a fitness-for-duty evaluation. The evaluation may include a review of the employee's medical records and/or a medical examination. The purpose of the evaluation is to determine whether the employee poses a significant risk of substantial harm to the health and safety of the employee or others in the workplace, including customers and visitors. Employees will be required to provide the necessary authorizations for obtaining the medical records and conducting the examination. Depending upon the results of the evaluation, the County will consider whether the safety or health risk can be eliminated or sufficiently reduced by a reasonable accommodation, if applicable.

- 7.4 **Other Policy Violations:** Drivers who commit policy violations other than those addressed in Sections 7.2 and 7.3 above will be subject to discipline, up to and including, immediate termination. Applicants who violate this policy will be ineligible for employment with the County.
- 7.5 **Potential Forfeiture of Workers' Compensation and/or Unemployment Compensation Benefits:** For purposes of this policy, violations of FMCSA's regulations and/or the requirements of this policy constitute gross and willful misconduct. In addition to the discipline and other consequences imposed by FMCSA and the County under this policy, such gross and willful misconduct may also result in the denial of unemployment compensation under the applicable state law. In addition, drivers who are injured as a result of a violation of FMCSA's regulations and/or the County's safety rules (including but not limited to the conduct prohibited under this policy) may also forfeit workers' compensation benefits under the applicable state law.

8.0 NOTIFICATION OF TEST RESULTS

Applicants will be notified of the results of a pre-employment drug test, if the applicant requests his/her test results within 60 days of being notified of the disposition of the employment application. Drivers will be advised of drug test results which are verified positive and the drug or drug(s) for which a positive result was verified. Drivers will be notified of the results of their alcohol tests immediately after the administration of the screening test and, if necessary, the confirmatory test.

9.0 TESTING EXPENSES AND COMPENSATION FOR TESTS

The County will pay for drug and alcohol tests and related expenses as follows:

- 9.1 All drug and alcohol tests required to be taken by drivers or applicants under this policy, including confirmation tests will be paid for by the County. The County will also pay for the analysis of the driver's split-sample. Any test taken at a driver's request will be at the driver's expense, unless the result of the test is negative. Applicants will be required to pay for split-sample tests in all locations, but will be reimbursed by the County if the result is negative. The County will also pay for the cost of the driver's transportation to the test site, if the test is conducted at a place other than the driver's normal work site.
- 9.2 All time spent by drivers providing a specimen required under this policy, including travel time to and from the collection site, will be considered as on-duty time. The driver will receive his or her regular compensation, including overtime, if applicable for such time.

10.0 RECORDKEEPING, ACCESS TO RECORDS AND CONFIDENTIALITY OF TEST RESULTS

- 10.1 The County will maintain records related to its drug and alcohol testing program as required by the FMCSA's regulations. These records will be maintained in a secure location with controlled access and will not be released to any person except as required by law or expressly authorized by the driver.
- 10.2 The laboratory may disclose drug test results only to the MRO. The MRO, STT and BAT may disclose test results only to the individual tested, designated County representatives, a treatment program, or a court of law or administrative tribunal to the extent required by law. Beyond that, a driver's test results shall not be released to any person without the individual's written consent.

11.0 INSPECTIONS

- 11.1 **Inspections Of County Property:** The County may conduct unannounced random inspections for drugs and alcohol on County facilities and property such as, but not limited to, County vehicles, desks, file cabinets, and County-issued employee lockers. Drivers are expected to cooperate in the conduct of such inspections. Inspections of County facilities and property may be conducted at any time and need not be based on reasonable suspicion.
- 11.2 **Inspections Of Driver Property:** Inspections of drivers and their personal property such as, but not limited to, vehicles, clothing, packages, purses, brief cases, lunch boxes, or other containers brought onto or being taken off of County premises may be conducted when there is reasonable suspicion to believe that the driver may have or has violated the drug or alcohol prohibitions contained in this policy.

12.0 EMPLOYEE ASSISTANCE PROGRAM (“EAP”)

As part of the County's commitment to provide a safe, healthy and efficient working environment for our employees, the County maintains an Employee Assistance Program (“EAP”). The EAP provides information concerning the effects and consequences of alcohol and drug use on an individual's health, work, and personal life and the signs and symptoms of an alcohol or drug problem. In addition, the EAP provides referral services to drivers and their families seeking help with problems resulting from alcohol misuse and drug use. Participation in this program is voluntary and confidential. The EAP can discuss available counseling, treatment and rehabilitation programs, fiscal responsibilities, and can help the employee decide what program might be best for his or her situation. For further information, call the Human Resources Department.

13.0 SUBSTANCE ABUSE POLICY FOR WARREN COUNTY EMPLOYMENT APPLICANTS

The applicants policy applies to applicants for all positions with the County that if hired would be covered by the Warren County Alcohol & Drug Testing Policy Commercial Driver License Policy above. Questions regarding the meaning or application of this section of the policy should be directed to the Human Resources Department.

This policy is not a contract of employment. If an applicant fails to comply with this policy, the applicant will be ineligible for employment.

Required Pre-employment Drug Testing of all Applicants

All applicants to whom the County has given a conditional offer of employment may be required to submit to a pre-employment drug test and must receive a negative result as a condition of employment.

Testing Procedures

The County's pre-employment drug testing procedures comply with applicable state and local law. Except as otherwise may be required or permitted by the applicable state or local law, the County's pre-employment drug test procedures will follow the Federal Procedures for Transportation Workplace Drug and Alcohol Testing Programs, 49 CFR Part 40, in effect on January 18, 2001 and in accordance with revisions to take effect on August 1, 2001 (with the exception of the provisions pertaining to Public Interest Exclusions and related provisions). The County's procedures ensure the integrity, confidentiality and reliability of the testing process, safeguard the validity of the test results and ensure that test results are attributed to the correct individual. These procedures are also intended to minimize the impact upon the privacy and dignity of employees being tested. A copy of the federal procedures and any applicable state law is available for review through the Human Resources Manager.

Consequences for Policy Violations

Positive Test Results: Any applicant who receives a confirmed positive drug test result will be ineligible for employment with the County.

Refusal to Submit: Any applicant who refuses to submit to a test will be ineligible for employment with the County. The following conduct will be considered as refusing to submit to a test:

- 1) Refusing to provide a urine sample or failing to provide an adequate amount of urine without a legitimate medical explanation.
- 2) Failing to undergo a medical examination or evaluation, as directed by the MRO as part of the verification process, or as directed by the County as part of the "shy bladder" procedures.
- 3) Refusing to complete the chain-of-custody or another form whose completion is required and necessary to conduct the test.
- 4) Refusing or failing to report promptly to the site where the drug test will be conducted after the applicant is notified that he or she must submit to the test.
- 5) Failing or declining to take a second drug test that the County or collector has directed to be taken.
- 6) Failing to cooperate with any part of the testing process, such as by delaying the collection, testing or verification process.
- 7) Adulterating or substituting a urine sample or attempting to adulterate or substitute a sample.
- 8) Otherwise engaging in conduct that clearly obstructs or manipulates, or attempts to obstruct or manipulate, the testing process.

Consumption of Food or Food-Products Containing Hemp: The consumption of food and food-products containing hemp may cause an applicant to test positive. A test result that is positive as a result of an applicant's consumption of food or food-products containing or made from hemp or hemp products will be reported as a positive test.

Adopted by unanimous vote.

RESOLUTION NO. 138 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

ADOPTING REVISED WARREN COUNTY SUBSTANCE ABUSE POLICY FOR EMPLOYEES

WHEREAS, the Self-Insurance Administrator presented to the Support Services Committee a Substance Abuse Policy for employees which was in place but not previously adopted by resolution, and

WHEREAS, the Support Services Committee has reviewed the Policy presented by the Self-Insurance Administrator and has recommended that the same be advanced to the full Board of Supervisors for consideration, now, therefore, be it

RESOLVED, that the Warren County Substance Abuse Policy for Employees, annexed hereto, be and the same hereby is, adopted as the official Policy for Warren County, and be it further

RESOLVED, that any and all prior Substance Abuse Policies for employees, Resolutions or parts thereof inconsistent with the annexed are hereby repealed effective March 15, 2019.



**Warren County
Substance Abuse Policy**

For Employees

Adopted: _____

1 STATEMENT OF PURPOSE

- 1.1 Warren County is firmly committed to ensuring a safe, healthy, productive and efficient work environment for our employees and the public we serve. The County has a vital interest in ensuring a safe, healthy and efficient working environment and in preventing accidents and injuries resulting from the misuse of alcohol or drugs. The unlawful or improper presence or use of drugs or alcohol in the workplace presents a danger to everyone. For these reasons, the County has established the following substance abuse policy.
- 1.2 This policy applies to all County employees, including those in management and supervisory positions. This policy does not apply to driver employees subject to the drug and alcohol testing requirements of the U.S. Department of Transportation, Federal Motor Carrier Safety Administration or to departments who have their own approved substance abuse policy.
- 1.3 The County maintains a policy of non-discrimination and will endeavor to make reasonable accommodations to assist recovering addicts or alcoholics and those having a medical history reflecting treatment for substance abuse conditions. We encourage employees to seek assistance before their drug and alcohol use renders them unable to perform their essential job functions or jeopardizes the health and safety of themselves or others.
- 1.4 Questions regarding the meaning or application of this policy should be directed to the County Human Resources Department.
- 1.5 This policy is not a contract of employment. If an employee fails to comply with this policy, the employee will be subject to disciplinary action, up to and including termination and in accordance with the terms of any collective bargaining agreement and applicable Civil Service law and rules.

2 PROHIBITED CONDUCT

- 2.1 Prohibited Conduct Concerning Alcohol And Drugs: Any of the following conduct by an employee is prohibited:
 - a. Engaging in the illegal or unauthorized use of drugs at any time during business hours. This includes (but is not limited to) reporting for work after the illegal or unauthorized use of a drug, or using a drug illegally or in an unauthorized manner during the employee's workday (including meal and other break periods).

EXCEPTION: This prohibition does not apply to medications: (1) that have been legally prescribed to the employee; (2) that are being used in accordance with the prescription; and (3) which the employee has been advised by the employee's physician will not adversely affect the employee's safety at work, or the safety of others in the workplace or

encountered in the course of working. If the employee is advised that his or her use of a medication is likely to adversely affect the employee or others at work, the employee has the responsibility to ask whether another medication can be prescribed or, if not, to advise Human Resources that he or she has been prescribed medication which may cause an adverse effect, without disclosing the medication's name or the reason for its use, in order to determine if an accommodation can be made while the employee continues to take the medication.

- b. Reporting for work or remaining on duty after the employee has consumed alcohol in an amount that may adversely affect or does adversely affect the employee's job performance.
- c. Consuming alcohol by an employee who performs safety-sensitive functions, at any time, during an employee's workday regardless of whether an employee is on or off county premises, including (but not limited to) during an employee's personal meal and other break periods. This prohibition does not apply to the moderate consumption of alcohol by employees of legal drinking age during non-working hours at social events sponsored by the county.
- d. Driving County vehicles at any time, including during non-business hours, if the employee has consumed any alcoholic beverages.
- e. Serving, consuming or bringing alcoholic beverages on or onto county premises.
- f. Receiving a confirmed positive drug test result, or confirmed alcohol test result of 0.04 or greater, on any test required under this policy.
- g. Engaging in any conduct which constitutes a "refusal to submit to a drug or alcohol test" as defined in Section 2.2 of this policy.
- h. Failing to stay in contact with the County or its Medical Review Officer (MRO) while awaiting the results of a drug test.
- i. Consuming alcohol within the eight-hour period immediately following a work-related accident (as defined in Section 3.1.d) or until the employee has submitted to an alcohol test (refer to Section 3.1.c) whichever occurs first.
- j. Engaging in the unlawful or unauthorized manufacture, distribution, dispensation, solicitation, sale, purchase, transfer or possession of controlled substances or alcohol under any of the following circumstances:
 - i. While an employee is on County-paid time.
 - ii. While an employee is on County property.
 - iii. While an employee is otherwise engaged in activities for or on behalf of the County.

- iv. An employee's illegal conduct involving drugs or alcohol during non-work times may also result in disciplinary action, up to and including immediate termination.

2.2 Refusal to Submit to a Drug or Alcohol Test: The refusal to submit to any drug or alcohol test required under the County's policy, including tests that employees agree to take in connection with rehabilitation provided under this policy, will result in disciplinary action up to and including termination. An employee who engages in any of the following conduct will be considered to have refused to submit to a drug or alcohol test:

- a. Refusing to provide a urine or breath sample, or failing to provide an adequate amount of urine or breath without a legitimate medical explanation;
- b. Failing to undergo a medical examination or evaluation, as directed by the MRO as part of the verification process, or as directed by the County as part of the "shy bladder" procedures, or the insufficient breath procedures;
- c. Refusing to complete the chain-of-custody form or another testing form whose completion is required and necessary to conduct the test;
- d. Refusing or failing to notify the County promptly that the employee was involved in a work-related accident (as defined in Section 3.2) without a valid excuse;
- e. Refusing or failing to report promptly to the site where the test will be conducted after the employee is notified that he or she must submit to the test;
- f. Failing or declining to take a second drug or alcohol test that the County or collector has directed to be taken;
- g. Failing to cooperate with any part of the testing process such as by delaying the collection, testing or verification process;
- h. Adulterating, excessive dilution, or substituting a urine sample, or attempting to adulterate, dilute or substitute a sample;
- i. Refusing escort to or from the collection site; or
- j. Otherwise engaging in conduct that clearly obstructs or manipulates, or attempts to obstruct or manipulate the testing process.

2.3 Consumption of Food or Food-Products Containing Hemp: The consumption of food and food-products containing hemp, (for example, "Seedy Sweeties" and hemp oil) may cause an employee to test positive for marijuana. Use of such hemp products will not be accepted by the County as a valid explanation for a positive test. A test result that is positive as a result of an employee's consumption of food or food-products containing or made from hemp or hemp products will be reported as a positive test. (Refer to Section 6.2 of the policy concerning the consequences for testing positive).

2.4 Manager Responsibilities: No supervisor or manager who has actual knowledge that an employee has engaged in or is engaging in conduct prohibited under this policy shall permit the employee to work or continue to work under such circumstances and should report the incident to Human Resources.

2.5 Compliance with Federal Contract Requirements: The County is subject to the federal Drug-Free Workplace Act (DFWA). The DFWA requires employees who are convicted under a criminal drug statute for a violation that occurs in the workplace to advise the County of their conviction within 5 days of the conviction. Such employees will be subject to disciplinary action, up to and including termination.

3 REQUIRED TESTS

Except as otherwise provided in this policy, employees are required to submit to testing under the circumstances described below. Except where conditions otherwise require, all tests will normally be conducted either during or immediately after the regular work period, which includes any period when an employee is working overtime.

3.1 "Reasonable Suspicion" Drug and Alcohol Testing

- a. An employee must submit to a drug and/or alcohol test whenever the County, in accordance with applicable state or local law, has reason to suspect the employee has or may have used drugs or alcohol in violation of the County's policy.
- b. Except as state or local law may otherwise provide, the County's "reasonable suspicion" determination will be based on specific, current observations, that can be verbalized, including but not limited to the employee's appearance, behavior, conduct, speech or body odors. These observations may also include indications of chronic use of, or the effects of withdrawal from, drugs or alcohol. The determination may be based on a single instance of conduct involving a serious potential risk of harm to the employee or others, or to County property or the property of others, including, but not limited to, the property of the County's customers and suppliers. "Reasonable Suspicion" determinations will be made by, and/or in conjunction with, personnel who have received training on the signs and symptoms of alcohol misuse and drug use.
- c. In addition, whenever an employee causes or is involved in a work-related accident (as defined below) or near miss, and the County has reason to suspect that the employee's use of drugs or alcohol may have caused or contributed to the incident, the employee will be required to submit to a "reasonable suspicion" drug and/or alcohol test.
- d. As used in this policy, "work-related accident" means an accident:
 - i. Which occurs while the employee is on County premises, or is off-site while engaged in activities for or on behalf of the County, or occurs while the employee is operating a vehicle for or on behalf of the County, and

- ii. The incident results in one or more of the following: (1) a fatality, (2) bodily injury to any individual who, as a result of the accident, requires immediate medical treatment (excluding first aid) at or away from the scene of the accident, (3) property damage to County property or to the property of a others, or (4) in the case of a vehicle accident, one or more vehicles involved in the accident incurs disabling damage as a result of the accident, requiring the vehicle(s) to be transported away from the scene by another vehicle
- e. All "reasonable suspicion" tests (including tests required after an accident) will be administered as soon as possible following the determination.
- f. Except where circumstances do not permit, the County will transport or make arrangements for the transport of the employee to and from the sample collection site.
- g. An employee who is required to submit to a "reasonable suspicion" test (including tests required after an accident) will be suspended with pay after the completion of the drug or alcohol tests. The County also reserves the right to evaluate the employee's conduct that triggered the drug and/or alcohol test to determine if the conduct in and of itself warrants disciplinary action or other administrative action, up to and including termination.

4 EMPLOYEE SELF-IDENTIFICATION OF SUBSTANCE ABUSE PROBLEM

- 4.1 Consistent with and subject to the County's policies concerning leaves of absence, employees who voluntarily self-identify themselves as having a drug or alcohol problem and who voluntarily request assistance for such problems will be referred to the Employee Assistance Program for an evaluation and for appropriate counseling, treatment, or a rehabilitation program, if recommended. The cost of the evaluation and any counseling, treatment or rehabilitation is the employee's responsibility. (For further details concerning the employee's payment obligations, employees should refer to their individual medical insurance plan.) Leaves taken under this section may be continuous or intermittent, or a combination of both, depending on the recommendation of the substance abuse professional.
- 4.2 This request must be made before the employee is required to submit to a drug or alcohol test required by this policy or is found to have violated other provisions of this policy. Employees may not use this self-identification provision to avoid taking a test when required under this policy or to avoid being counseled for failing to take such a test or failing to comply.
- 4.3 Once leave commences, periodic recertification that the employee is actively continuing to participate in the program, together with progress reports, shall also be required. As a further condition of taking such leave, the employee will be required to authorize the attending substance abuse professional to communicate directly with the County, including release of the employee's relevant treatment records to the County. All such oral and written communications between the substance abuse professional and the County shall be treated as confidential.

- 4.4 Except where the federal, state or local laws prohibits, all leave time taken for the evaluation, counseling, treatment or rehabilitation will be counted against any paid time off to which the employee may be entitled under County policy.
- 4.5 Consistent with and subject to the County's policies concerning leaves of absence and NYS Civil Service Laws, employees who take extended leave and successfully complete their counseling, treatment or rehabilitation program may be reinstated to their former position or to an equivalent position, provided that there is an available position. However, an employee will be entitled to reinstatement only if he/she would have continued to be employed had medical leave not been taken. An employee is not entitled to reinstatement if, because of layoff, reduction in force, or other reason, the employee would not be employed at the time at which job restoration is sought.

5 TESTING PROCEDURES

The County's drug and alcohol testing procedures comply with applicable state and federal law. Except as otherwise may be required or otherwise permitted by the applicable state or federal law, the County's drug and alcohol test procedures will follow the Federal Procedures for Transportation Workplace Drug and Alcohol Testing Programs, 49 CFR Part 40, in effect on January 18, 2001, and in accordance with revisions to take effect on August 1, 2001 (with the exception of the provisions pertaining to Public Interest Exclusions and related provisions). The county's procedures ensure the integrity, confidentiality and reliability of the testing process, safeguard the validity of the test results and ensure that test results are attributed to the correct individual. These procedures are also intended to minimize the impact upon the privacy and dignity of the employees being tested. A copy of the federal procedures and any applicable state law is available for review from the County Attorney.

6 CONSEQUENCES FOR POLICY VIOLATIONS

Employees who violate the County's policy are subject to the following consequences:

- 6.1 Refusal to Submit: Employees who refuse to submit to a test when requested will be subject to disciplinary action, up to and including termination. Refer to Section 2.2 of this policy for a description of the conduct that will be considered as refusing to submit to a test.
- 6.2 Positive Test Results:
 - a. Temporary suspension with pay: Any employee who is required to submit to a reasonable suspicion-based drug or alcohol test (including a post-accident test) will be temporarily suspended with pay.
 - b. Employees who test positive: Any employee who receives a verified positive drug test, or a confirmed alcohol test of 0.04 BAC or greater, the employee will be subject to disciplinary action, up to and including termination.

- 6.3 Other Policy Violations: The employee will be subject to disciplinary action, up to and including termination.
- 6.4 Fitness-for-Duty Evaluation: Whenever an employee is required to submit to a "reasonable suspicion" test (including a test following an accident or near miss) and receives a positive test caused by the employee's legal and authorized use of a controlled substance, the County will require the employee to submit to a fitness-for-duty evaluation. An employee who tests negative may also be required to submit to a fitness-for-duty evaluation. The evaluation may include a review of the employee's medical records, a medical examination or both. The purpose of the evaluation is to determine whether the employee poses a significant risk of substantial harm to the health and safety of the employee or others in the workplace, including customers and visitors. Employees will be required to provide the necessary authorization for obtaining medical records and conducting the examination. Depending on the results of the evaluation, the County will consider whether the safety or health risk can be eliminated or sufficiently reduced by a reasonable accommodation, if applicable.
- 6.5 Potential Forfeiture of Worker's Compensation and/or Unemployment Compensation Benefits: An employee's violation of the County's policy will be considered as gross and willful misconduct. In addition to the disciplinary action and other consequences imposed under this policy, therefore, such employee misconduct may also result in the denial of unemployment compensation under applicable state law. Additionally, employees who are injured as a result of using drug or alcohol in violation of this policy and/or the other County safety rules, also risk forfeiture of workers' compensation benefits under the applicable state law.

7 INSPECTIONS

The County reserves the right to conduct searches of County property. Pursuant to this provision, the County is authorized to search lockers, desks, file cabinets, closets, toolboxes, vehicles, and any other County owned item in which drugs or alcohol may be present while on County property or in a County vehicle. Additionally, the County may search a vehicle owned by the County and used by the employee, regardless of whether the vehicle is located on County property at the time. County management or local authorities may conduct searches. To the extent County management requests the search and the employee is present, the employee may refuse the search; provided however, that such refusal may result in disciplinary action, up to and including termination for refusal to cooperate. The County reserves the right to conduct searches on its property or authorize searches by law enforcement officers on its property without the employee being present.

Adopted by unanimous vote.

RESOLUTION NO. 139 OF 2019
Resolution introduced by Supervisors Merlino, Geraghty and Thomas

**AUTHORIZING AGREEMENTS AND MEMORANDUMS OF UNDERSTANDING WITH
VARIOUS AGENCIES/DEPARTMENTS CONCERNING STOP-DWI PROGRAM FOR
2019 - TRAFFIC SAFETY**

RESOLVED, that Warren County continue the contractual relationship, (the previous contracts and memorandums of understanding being authorized by Resolution No. 470 of 2017), with the following agencies/departments for various STOP-DWI programs and activities for the amounts indicated, for a term commencing January 1, 2019, and terminating December 31, 2019, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute agreements and memorandums of understanding in the form approved by the County Attorney and in the amounts set forth below:

<u>AGENCIES/DEPARTMENTS/ADDRESS</u>	<u>AMOUNT NOT TO EXCEED</u>
City of Glens Falls Glens Falls Police Department 42 Ridge Street Glens Falls, NY 12801	\$39,375.00
Warren County District Attorney's Office Warren County Municipal Center 1340 State Route 9 Lake George, NY 12845	\$28,875.00
Warren County Probation Department Warren County Municipal Center 1340 State Route 9 Lake George, NY 12845	\$26,250.00
Warren County Sheriff's Office 1400 State Route 9 Lake George, NY 12845	\$39,375.00

and be it further

RESOLVED, that the funds shall be expended from Budget Code A.3315 470 STOP-DWI Program Contract.

Adopted by unanimous vote.

RESOLUTION NO. 140 OF 2019
Resolution introduced by Supervisors Geraghty, Merlino, Thomas

APPOINTING AND REAPPOINTING MEMBERS OF TRAFFIC SAFETY BOARD

RESOLVED, that the following individuals be, and hereby are, appointed as members of the Warren County Traffic Safety Board for the term set opposite their name:

<u>NAME & ADDRESS</u>	<u>TERM</u>
<u>REAPPOINTING:</u>	
Kevin B. Geraghty, Supervisor Town of Warrensburg	01/01/19 - 12/31/21

NAME & ADDRESS
REAPPOINTING:

TERM

Eugene Merlino, Supervisor
Town of Lake Luzerne

01/01/19 - 12/31/21

Adopted by unanimous vote.

Chairman Conover called for public comments from anyone wishing to address the Board on any matter.

Matthew Brown, *City of Glens Falls Resident*, introduced himself to the Board, identified himself as the Republic Party's candidate for the 2nd Ward Supervisor Seat in the City and provided a brief summary of his background. He also wished Nancy Underwood, *Republican Party candidate for 1st Ward Supervisor in the City of Glens Falls*, and Daniel Bruno, *Republican Party candidate for 4th Ward Supervisor in the City of Glens Falls*, in their campaigns, as well.

Supervisor Braymer requested an update on the lawsuit she had read about in *The Post Star* yesterday regarding the County Railroad. Ms. Kissane stated the lawsuit had been filed, but no answers had been received. Ms. Braymer asked what the County's main claims were and Chairman Conover responded the former operator owed the County a substantial amount of money. Supervisor Braymer questioned what the basis for the amount of damages the County was seeking and Chairman Conover responded he would ensure that Supervisor Braymer was provided with an itemized list. Supervisor Braymer stated a copy of the pleading would do and Chairman Conover replied he would ensure she was provided with that. Supervisor Geraghty inquired whether the Saratoga County property taxes were included in the lawsuit and Ms. Kissane replied the complaint was based on breach of contract meaning any payments that were supposed to be made under the contract which included the guaranteed payments to the County, tax and utility bills.

Chairman Conover called for announcements.

Supervisor McDevitt announced a Town Hall Meeting was being held at Jackson Heights Elementary School on Monday at 7:00 p.m. and he and Bill Collins, *2nd Ward Common Council Member for the City of Glens Falls*, would be in attendance to discuss open government, transparency, accountability and trust in government and he invited all residents of the City and more specifically those of Ward 2 to attend.

Supervisor Wild asked Ms. Kissane if any value was placed on what was necessary to bring the County Railroad back to level it was supposed to be maintained at and Ms. Kissane replied in the negative. Supervisor Wild asked if this could be done and included in the lawsuit against the former operator and Ms. Kissane responded she was unsure how it could be evaluated, but the complaint could be amended to include this. Chairman Conover requested that Kevin Hajos, *Superintendent of Public Works*, meet with Ms. Kissane to determine the dollar amount of these damages and then report back to the Board.

Supervisor Hogan advised there was a Broadband Symposium this evening at 6:30 p.m. at the Tannery Pond Center in North Creek where representatives from various providers would be in attendance, as well as Assemblyman Stec to discuss how they planned on rolling out phase three of the broadband grant awards.

Supervisor Hyde announced Maple Days In Thurman was commencing this weekend and would go over a three weekend span with a pancake breakfast offered.

Supervisor Braymer apprised the Glens Falls High School Basketball Team had won their game this morning and would be playing for the State Championship game tomorrow. She reminded everyone a Tobacco 21 Lunch & Learn panel discussion was following the Board meeting for any Supervisors interested in attending.

Supervisor Loeb stated an article was featured in *The Post Star* this morning regarding the American Red Cross's Sound the Alarm Program and their goal to install

smoke alarms in the City of Glens Falls on May 4th. He reminded everyone there was also an on-going program in the region where they would install smoke alarms in homes to anyone who contacted them at no cost and he provided the contact information for the local chapter of the American Red Cross. He added he would also be having Mrs. Allen distributed an email with the information regarding the program with all County employees following the meeting.

Supervisor Leggett advised the Tri Lakes Business Alliance would be hosting a St. Patrick's Day Parade on Main Street in the Town of Chester tomorrow at 2:00 p.m. and he extended an invitation for all to attend.

Supervisor Driscoll informed next weekend the Federation Basketball Tournament was taking place at the Cool Insuring Arena and he congratulated the Glens Falls and Lake George High School Basketball teams for advancing to the State Championship games tomorrow, adding that tournament would be returning to the Cool Insuring Arena next year. He stated the Adirondack Thunder was scheduled to play at home tonight, tomorrow and Sunday. Supervisor Driscoll apprised the Job Discovery Fair, which was the largest multi-purpose job fair and business expo in the area, was scheduled for April 3rd at SUNY Adirondack. He said he founded this event with another individual and had always been an asset for job seekers from many different backgrounds. Supervisor Geraghty wished everyone a happy St. Patrick's Day on Sunday and also congratulated the Lake George and Glens Falls High School Boys Basketball Teams for advancing to the finals in the State Tournament. He mentioned if Glens Falls won the final game tomorrow they would play again at the Federation Tournament at the Cool Insuring Arena next weekend. In conclusion he recognized the teenagers who received the Teen Excellence Award from *The Post Star*.

Supervisor Strough apprised he had attended the J. Walter Juckett Award Ceremony at the Sagamore Resort, apprising that he was pleased that Elizabeth Miller was recognized at the event for enriching the community with her personal and business investments. He stated he planned on attending Thurman Maple Days for the sixth year in a row this Sunday.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Beaty and seconded by Supervisor Frasier, Chairman Conover adjourned the Board Meeting at 11:25 a.m.

**WARREN COUNTY BOARD OF SUPERVISORS
BOARD MEETING
FRIDAY, APRIL 19, 2019**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:02 a.m.

Mr. Ronald F. Conover presiding.

Salute to the flag was led by Supervisor Diamond.

Roll called, the following members present:

Supervisors Leggett, Diamond, McDevitt, Braymer, Loeb, Driscoll, Frasier, Simpson, Hogan, Dickinson, Merlino, Strough, Wild, Beaty, Magowan, Sokol, Thomas, Hyde, Geraghty and Conover- 20; absent-0

Commencing the Agenda review, Chairman Conover noted a motion was necessary to approve the minutes of the March 15, 2019 Board Meeting, subject to correction by the Clerk of the Board. The motion was made by Supervisor Braymer, seconded by Supervisor Leggett and carried unanimously.

Continuing to the presentation of the employee of the month award, Amanda Allen, *Clerk of the Board*, apprised she was pleased to announce that Samantha Hogan, *Sr. Legislative Office Specialist*, had been selected as employee of the month for the month of April. She informed Mrs. Hogan had worked for her Office since September of 2013, where she currently manned the receptionist desk, fielding the majority of the calls that came into the Clerk of the Board's Office, and was the friendly face most encountered when visiting the second floor offices in general. She advised that Mrs. Hogan was always professional, pleasant and ready to assist with whatever request may come her way, adding she was the perfect example of what a public servant should be. She mentioned Mrs. Hogan's regular workload consisted of ensuring the bills were paid and that the budgets managed by the Clerk of the Board were in check, handling all of the accounting work required for the Office. She informed Mrs. Hogan worked hard to reduce expenses and many times was successful in returning a savings at the close of the year. She apprised that Mrs. Hogan also coordinated the County Department Heads and various agencies to develop the monthly Committee Meeting schedule, which was a feat in itself. She stated Mrs. Hogan assisted with FOIL (*Freedom of Information Law*) requests and had undertaken a large project which entailed scanning old resolutions and correspondence that were not previously available in digital format, making them much easier to find and eliminating the need for so many trips to records storage for archived documents. She remarked that Mrs. Hogan was an excellent employee who always accepted and accomplished any project requested of her in addition to the myriad of tasks she was already assigned. She continued, Mrs. Hogan was truly her Office's "jack of all trades" and she apprised of how appreciative she was of Mrs. Hogan's hard work and dedication to the Office.

Ryan Moore, *County Administrator*, advised he would like to add how impressed he was with all of the front office staff, as they were a model team serving as the backbone to not only his Office, but also the Board of Supervisors. He added since their work was largely behind the scenes it was easy to overlook the volume of what they did and how critical it was to making this government function. He stated Mrs. Hogan was a key component to this team and was always ready to assist while bringing a smile to everyone's faces, which, he noted, was necessary on some days. He introduced Mrs. Hogan and he and Chairman Conover presented her with a Certificate of Appreciation from this Board and a piece of pottery featuring a rendering of outline of Lake George. A round of applause followed.

Ms. Hogan voiced her appreciation for the recognition, adding that it was very meaningful to her. Another round of applause was given.

Moving along to the report by the Chairman of the Board, Chairman Conover advised on April 8th he had the privilege of speaking at the Crime Victims Breakfast which was held in the Northwest Bay Conference Center, adding it was a moving experience that was very well attended. He stated he had attended the Adirondack-Glens Falls Transportation Council

meeting on April 10th at the Crandall Library and on April 11th he attended an evening meeting in the Town of Chester regarding the Wilderness Trail which he found to be very informative. He mentioned he had attended the EMS Task Force Meeting on April 16th and on April 17th he and Supervisor Strough took a tour of the Warren Center Health Facility. Chairman Conover apprised he had attended the Intercounty Legislative Committee of the Adirondacks meeting on April 18th during which they toured the Cool Insuring Arena, immediately followed by lunch at Davidson Brothers Brewing Company. He said one topic of discussion at the meeting concerned internet sales tax revenue and AIM (*Aid and Incentives to Municipalities*) and how the counties were now responsible for reimbursing the towns.

Chairman Conover then called for the reports by Committee Chairmen on the past months meetings or activities.

Supervisor Diamond indicated he had nothing to report on.

Supervisor McDevitt stated earlier this month he had attended an Eagle Scout presentation as a member of the Marine Core League, adding he believed the Eagle Scout Program was an impressive, wholesome program. He advised he had attended a meeting on April 8th regarding East Field during which the discussion concerned the funding needs of the facility, adding he was hopeful the City Government would work on this. Supervisor McDevitt informed he had attended a financing seminar on April 9th that was sponsored by Congresswomen Stefanik and he met with Edward Bartholomew, *President, Economic Development Corporation*, and Jennifer Switzer, *Director of Finance*, on April 17th to discuss a pending Local Development Corporation loan which he communicated with Supervisor Leggett on. Supervisor McDevitt advised representatives of Lehigh Cement Company would be in attendance at the April 29th meeting of the Economic Growth & Development Committee to provide an update on their pending permit with the NYS DEC (*New York State Department of Environmental Conservation*) and he encouraged all to attend. He said their organization had been a long-standing global manufacturer in the region who employed a significant amount of people and were seeking to reduce their costs in an environmentally sensitive way.

Supervisor Braymer reported on the March 18th meeting of the Environmental Concerns & Real Property Tax Services Committee meeting where they approved proposed Resolution No. 149 which she provided a brief overview of. She said she would be requesting to table proposed Resolution Nos. 150 and 179 at the appropriate time due to the fact that the Director of Real Property Tax Services was working with NYSDEC to come up with an alternate solution that was less expensive for the County and would release the County from any future liability. She announced the next Committee meeting was scheduled for Monday, April 22nd which, she noted, was Earth Day. She said one of the items on the agenda was to review the Clean Energy Communities Program, apprising she would like the County to complete the four high impact action items required in order for the County to obtain its certification, as it would open up some funding opportunities for the County and its private entities including the Energize New York Program which provided private entities with opportunities to obtain financing for energy upgrades.

Supervisor Loeb apprised the Support Services Committee had met on two occasions last month and he referred to proposed Resolution No. 165 which he provided a brief overview of. He mentioned the Board of Elections had provided a lengthy presentation regarding the new Election Laws, as well as the new hardware and software the County would be purchasing over the next few years. Supervisor Loeb advised the coalition for the elderly which included representatives from all of the groups that impacted seniors in the County, and seniors themselves along with their families, would be providing a report on their activities at the April 29th Support Services Committee meeting. He informed the State Comptroller's Office had recently audited the NYS DOH (*New York State Department of Health*) oversight of the food industry in the State and had resulted in some unbecoming findings. He said because of this he doubted the NYS DOH was doing a good job on their other responsibility which was to provide oversight of the nursing homes in the State. He informed the State had requested that the NYS DOH perform an audit on how they managed this oversight and he questioned how

this could be effective since they were auditing themselves.

Supervisor Driscoll informed he had no Committee report, but he offered privilege of the floor to David Porter, *representing Glens Falls Market Friends*, to provide information about their organization.

Mr. Porter read aloud a prepared statement regarding the Glens Falls Market Friends Organization and their mission to assist with bringing the community and vendors together at the Glens Falls Farmers Market; a copy Mr. Porter's statement is on file with the items distributed at the April 19th Board Meeting.

Supervisor Loeb requested that Mr. Porter look into attracting a vendor who sold cups of coffee, as he felt this was the only thing that was missing from the Glens Falls Farmers Market. Mr. Porter advised their organization was looking into obtaining the required licensing to allow them to offer this at their booth.

Supervisor Frasier stated the Health, Human & Social Services Committee had met on March 15th, approving proposed Resolution Nos. 151-157 and she provided a brief overview of each. She apprised she had attended the Lake Champlain-Lake George Regional Planning Board meeting yesterday, adding she was impressed with what they had accomplished over the last year to turnaround the organization.

Supervisor Simpson apprised the Public Works Committee had met on March 19th, approving proposed Resolution Nos. 158-162 and he provided a brief summary of each. He stated prior to adjourning Sara Frankenfeld, *County GIS Administrator, Planning & Community Development*, reviewed a survey she had created to use as a tool to assist with assessing the infrastructure needs in the County as requested by Chairman Conover. He mentioned the due date for the Railroad RFP's (*Request for Approval*) was yesterday and from what he understood there were four responses which he would be discussing with Mr. Moore and Supervisor Merlino, who was the Vice-Chairman of the Public Works Committee.

Supervisor Hogan stated once again she had the extreme pleasure of accompanying a group of Warren County Youth to the State Fairgrounds for a Star Retreat which was sponsored by Cornell Cooperative Extension. She remarked how proud she was of these exceptional youth, adding the future leaders were being brought up correctly through the programs offered by Cornell Cooperative Extension. She announced the annual Cornell Cooperative Extension Golf Tournament that benefitted the organization was scheduled for Saturday, August 24th at Cronin's Gold Resort in the Town of Warrensburg. Supervisor Hogan advised Cornell Cooperative Extension was offering four classes pertaining to logging which were required for anyone who was seeking logging insurance, adding it was one of the more popular programs offered there. She announced the VITA (*Volunteer Income Tax Assistance*) Program was a huge success this year with 664 tax returns prepared by the volunteers for individuals and families with incomes lower than \$54,000. She mentioned over \$909,000 in tax refunds were prepared as a result of this Program, adding there was a 43% increase in tax returns prepared this year as compared to last year. She offered privilege of the floor to Dr. James A. Seeley, *Executive Director, Cornell Cooperative Extension*, to present the Board with a Certificate of Appreciation.

Dr. Seeley presented the Board of Supervisors with a Community Service Leader Certificate of Appreciation in recognition of the outstanding effort, dedication and personal contribution in building stronger communities throughout this great nation. A round of applause followed.

Supervisor Dickinson indicated he had nothing to report on.

Supervisor Merlino informed that the Tourism Committee had not met last month; however, he noted, their Spring Break Advertisement Campaign was underway and included a video pertaining to the indoor fun house and factory outlet shopping. He mentioned they were also working on the Whitewater Rafting and Spring Hiking and the Summer television advertisement campaign was commencing on May 1st.

Supervisor Strough apprised he had no Committee report, but he would like to report on a few events he had attended, the first of which was Maury Thompson's presentation regarding

Charles Evans Hughes which he provided a brief overview of. He mentioned he had also attended an event at the Lake George Steel Pier with Robert Blais, *Mayor, Village of Lake George*, Supervisor Dickinson and Senator Little during which they met with Senator Schumer to discuss the need to fund the rebuilding of the Lake George Wastewater Treatment Facility, as the burden should not fall solely on the Village and Town alone. He mentioned a new facility would provide enhanced water quality being returned to the Lake. He apprised tomorrow an Earth Day celebration was taking place at the park located adjacent to the Crandall Library and the month of April was "Bicycle Month". Supervisor Strough reported on the annual gala sponsored by St. Mary's School where Mr. Bartholomew was honored at the Queensbury Hotel, adding he could think of few people more deserving than Mr. Bartholomew to receive this recognition due to efforts to enhance the community. He informed that same day he had attended the Federation Tournament at the Cool Insuring Arena where the Glens Falls High School Basketball Team won the Tournament for the class they were in. He added a mass was held for former Supervisor Montesi on that day, as well. Supervisor Strough apprised he had attended a Christian Businessman's Connection on April 4th where Michael Bittel, *President/CEO, Adirondack Regional Chamber of Commerce*, was the guest speaker. He stated he had thoroughly enjoyed the tour of the Warren Center he had taken with Chairman Conover.

Supervisor Wild advised he had distributed his findings regarding the County's return on investment following his review of the Warren County Occupancy Tax to the Board Members prior to the meeting; *a copy of the handout is on file with the items distributed at the April 19th Board Meeting*. He said his intent was to provide this information to the Board members with the objective of discussing it at a future meeting. He pointed out the County had collected over \$53 million in occupancy tax since its inception in 2004 and he would like to see some sort of metric developed to assist with understanding how these funds were used, and what were the successful and unsuccessful uses of these funds. He mentioned one of his concerns related to the fact that some of the sales tax revenue they received had paralleled the general economy did and not display an increase in the Country over others. He stated it was not his intent to have the discussion today; however, he said, he would like the Board members to review the information and provide him with their feedback, as it was imperative they were all aware of how best to use these funds.

Supervisor Beaty reported on the March 18th meeting of the County Facilities Committee meeting where they approved proposed Resolution 143 and 144 and he provided a brief overview of each. He then read aloud a prepared statement which outlined his concerns with the recently adopted State Budget; *a copy of the prepared statement is on file with the items distributed at the April 19th Board Meeting*.

Supervisor Magowan indicated he had nothing to report on.

Supervisor Sokol apprised the Finance Committee had met on April 5th, approving proposed Resolution Nos. 141-142 and 168-179. With regards to proposed resolution No. 168, *Resolution Establishing a Capital Reserve Fund to Finance a "Type" Capital Improvement; Authorizing Appropriation of Funds and Amending Warren County Budget for 2019*, Supervisor Sokol advised the Reserve Fund, whose purpose was to purchase elections equipment, would be a part of the budget process going forward. He stated a detailed report would be given on an annual basis regarding the operation and condition of this Reserve. He added due to the uncertainty of the State he felt it was prudent for the County to establish this Reserve. He informed proposed Resolution Nos. 173-177 had been referred to the Finance Committee by the Public Works Committee and pertained to establishing Capital Projects and setting aside funding for County Roads, adding due to the inclement weather the County Roads and culverts were in need of additional work. Supervisor Sokol offered privilege of the floor to Mike Swan, *County Treasurer*, to provide the monthly update regarding the County's finances. Mr. Swan apprised that in contrast to last month when he reported sales tax was up while the majority of the State had a decrease, this month the County's collection had decreased while it had increased for most of the other Counties in the State. He said this was not cause for panic, as

he believed they would be able to meet the amount budgeted for the year due to the conservative projection made by the Budget Officer. He remarked how unfortunate it was that the State did not provide an explanation as to why they were predicting the County's share of the sales tax was decreasing.

Supervisor Simpson asked Mr. Swan if the County was still 4% above what had been collected during the same timeframe in 2017 and Mr. Swan replied affirmatively. Mr. Swan explained the projections were based upon what had been collected in 2017 because the 2018 figures were not available during the budget preparation for the following year. He stated he did not believe the amount of the decrease would be as much as it was at the end of March because they had not received all of the payments for March yet.

Mr. Moore questioned whether the State had indicated when they would be withholding the AIM payment that would be allocated from the County's portion of the sales tax revenue which equated to about \$245,000 and Mr. Swan replied in the negative. Mr. Swan voiced his concern with the State indicating there would be a significant increase in the County's portion of sales tax revenue as a result of internet sales, as he believed the majority of the companies online were already collecting sales tax which the County received a portion of. He said he was unsure of whether they would be able to make up for the loss of the \$245,000 in revenue. Chairman Conover added according to a discussion that took place at the NYSAC (*New York State Association of Counties*) meeting there was no information available regarding how the State was calculating that. Mr. Swan stated the State was projecting the County would collect millions of additional dollars of sales tax revenue as a result of internet sales; however, he noted, he did not believe that would be the case.

Concluding his report, Mr. Swan requested support of proposed Resolution Nos. 171 and 172.

Supervisor Thomas stated he had no Committee report since the Budget Committee had not met this month; however, he noted, a meeting would be scheduled as soon as the books were closed for 2018. He apprised ANCA (*Adirondack North Country Associates*) and Lakes to Locks were being contacted to request that they attend the meeting and discuss what they used the funding provided by the County for. He requested support of proposed Resolution No. 177, *Authorizing the Appropriation of Funds from the General Fund Unappropriated Surplus to the Department of Public Works Budget; Amending 2019 Warren County Budget*, apprising he had removed these funds from the 2019 Budget to reduce the tax implications with the idea that funding from the Unappropriated Surplus Fund could be used to pay for these one time expenses.

Supervisor Hyde indicated she had nothing to report on.

Supervisor Geraghty stated that the Personnel & Higher Education Committee had approved proposed Resolution Nos. 166 and 167 and he provided a brief overview of each. He apprised he had attended the Local Government Day Conference in Lake Placid during which two of the biggest issues discussed were short-term rentals and broadband. He informed he, as well, had attended the Crime Victims Breakfast which was a very moving event. He advised the March meeting of the Intercounty Legislative Committee of the Adirondacks included a tour of the Dannemora Correctional Facility in Clinton County during which the warden was very forthcoming about the prison break that occurred there a few years ago. He said following the Intercounty Legislative Committee of the Adirondacks meeting yesterday at Cool Insuring Arena he attended an AATV (*Adirondack Association of Towns and Villages*) meeting. Supervisor Geraghty acknowledged Don Lehman, *Reporter, The Post Star*, for his article regarding the land bank being delayed. He explained the impact from the land bank here concerned the Middleton Bridge which would go from the Town of Horicon to the Town of Chester. He said the land bank was being held up by Assemblyman Englebright, who was the Chairman of the Standing Committee on Environmental Conservation, apprising he had emailed him inquiring when this would be moved forward, but no response was given. He remarked he fully concurred with Supervisor Beaty that the northern counties were being short-changed by the State Government. He suggested others send an email to Assemblyman

Englebright requesting the status of the land bank in an effort to garner a response. Supervisor Geraghty thanked Supervisor McDevitt for representing Warren County at SUNY Adirondack's graduation ceremony in May. He returned to his comments on the land bank, apprising how it was impacting a resort in the Town of Horicon which attracted a significant amount of visitors to the region. Chairman Conover added this resort was a major employer in the area, as well.

Supervisor Leggett reported on the March 18th meeting of the Criminal Justice & Public Safety Committee meeting where they approved proposed Resolution Nos. 145-147 and he provided a brief overview of each. He informed he had attended the Crime Victims Breakfast with other Supervisors and Chairman Conover and he acknowledged the District Attorney's Office for organizing this event. He stated he had attended the Local Government Day Conference in Lake Placid on April 8th with a few other Supervisors, apprising he found the meeting to be very informative. He stated he had attended a broadband symposium in the Town of Johnsbury at the Tannery Pond Center to learn more about the progress of broadband in this region. Supervisor Leggett informed he held an EMS Task Force Meeting on April 16th and he thanked all who had attended and participated in the meeting, adding some progress was being made on the matter. He acknowledged the Supervisors who had attended the presentation regarding the First Wilderness Trail in the Town of Chester. He stated the trail had great potential for the County, apprising it would run from the Town of Corinth to the Town of Newcomb following the Hudson River along the entire trail.

Continuing to the report by the County Administrator, Mr. Moore recognized the following people for their years of service to the County which he said he was greatly appreciative of

- * Sandy Smith for 30 years of service to the County Clerk's Office; and
- * Theresa Ryther for 25 years of service to the Department of Social Services.

Mr. Moore read aloud a listing of the meetings he had attended since the February 15th Board Meeting during which he provided a summary of the of the 2020 State Budget impact on County programs; *a copy of Mr. Moore's report is on file with the items distributed at the Board Meeting.*

Privilege of the floor was extended to Mary Elizabeth Kissane, *County Attorney*, to provide a report from the County Attorney. Ms. Kissane advised that she had nothing to report on.

Resuming the Agenda review, Chairman Conover called for the reading of communications, which Mrs. Allen read aloud, as follows:

Reports from:

1. Adirondack Regional Chamber of Commerce Annual Report for 2018 (*emailed to the Board 04.10.19*);
2. Real Property Tax Services Department reporting of corrections to tax roll approved by the County Auditor as authorized by Resolution No. 42 of 2019 (*emailed to the Board 04.18.19*);
3. Warren County Jury Board Annual Report for 2018 (*emailed to the Board 04.12.19*);
4. Warren County Probation Department Report of Criminal and Family Workloads for February 2019 (*emailed to the Board 04.10.19*).

Minutes from:

1. Warren-Washington Counties CDC
 - February 25, 2019 Annual Meeting (*emailed to the Board 03.27.19*);
 - February 25, 2019 Regular Meeting (*emailed to the Board 03.27.19*);
 - March 6, 2019 Executive Committee Meeting (*emailed to the Board 04.11.19*);
 - March 18, 2019 Regular Meeting (*emailed to the Board 04.18.19*).
2. Warren-Washington Counties IDA
 - February 25, 2019 Annual Meeting (*emailed to the Board 03.27.19*);
 - February 25, 2019 Regular Meeting (*emailed to the Board 03.27.19*);
 - March 6, 2019 Executive Committee Meeting (*emailed to the Board 04.11.19*);

March 18, 2019 Regular Meeting (*emailed to the Board 04.18.19*).

Letters/emails from:

1. Trout Unlimited, letter of appreciation for the Warren County Fish Hatchery, and in particular Hatchery Manager Jeff Ingles, for assistance with the numerous Trough in the Classroom programs held in the fall of 2018 (*emailed to the Board 04.02.19*);
2. FitzGerald Morris Baker Firth Notice of Public Hearing regarding the KDBF Ventures, LLC Project which was held on April 11, 2019 at 7:30 a.m. at Glens Falls City Hall (*emailed to the Board 04.02.19*);

Other:

1. Capital District Regional Off-Track Betting Corp. February payment in the amount of \$3,151 (*emailed to the Board 04.02.19*);
2. Federal Energy Regulatory Commission Notification of Planned Drawdown for Project No. 2554-081 - NY Feeder Dam Hydroelectric Project (*emailed to Board 04.18.19*)

Continuing to the reading of resolutions, Mrs. Allen announced proposed Resolution Nos. 141-179 were mailed; she noted there were no additional resolutions to be brought to the floor this month.

Chairman Conover called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

In regards to proposed Resolution No. 148, *Authorizing an Agreement with the Town of Horicon, Town of Chester, Town of Schroon and Warren County Soil and Water Conservation District for Administration of Projects and Activities Identified in the 2018 Local Waterfront Revitalization Plan Funding Award to Warren County from the New York State Department of State (C1001354)*, Supervisor Braymer questioned what the projects and activities identified in the 2018 Local Waterfront Revitalization Plan were. Supervisor Simpson advised the project in the Town of Horicon consisted of increasing the boat stewards and decontamination efforts on Schroon Lake and Supervisor Leggett stated the plan for the Town of Chester involved harvesting. Supervisor Beaty informed it was a dollar for dollar match in the amount of 25% that would be provided by the Towns of Horicon, Chester and Schroon through expenses originating from the Aquatic Invasive Species Prevention and Control. He continued, additionally a voluntary working group would provide the match.

A motion was made by Supervisor Braymer to table proposed Resolution Nos. 150, *Authorizing Consent Order/Stipulation with the New York State Department of Environmental Conservation Concerning Petroleum Contamination at Town of Chester Tax Map Parcel No. 104.10-4-5 on Behalf of Real Property Tax Services*, and 179, *Authorizing the Appropriation of Funds from the Environmental Testing Reserve Fund to the Real Property Tax Services Budget to Pay New York State Department of Environmental Conservation for Clean Up/tank Removal for Town of Chester Tax Map Parcel No. 104.10-4-5 (Thermo-home, Inc.); Amending 2019 Warren County Budget*. Supervisor Dickinson seconded the motion to table which was carried unanimously.

In regards to proposed Resolution No. 168, *Resolution Establishing a Capital Reserve Fund to Finance a "Type" Capital Improvement; Authorizing Appropriation of Funds and Amending Warren County Budget for 2019*, Supervisor Braymer asked whether "Type" was an acronym for a title of the Capital Improvement and Mr. Moore replied he believed that this paralleled something that was written into State Law regarding the procedure for Capital Reserves.

Supervisor Braymer requested clarification that the \$1 million included in proposed Resolution No. 177, *Authorizing the Appropriation of Funds from the General Fund Unappropriated Surplus to the Department of Public Works Budget; Amending 2019 Warren County Budget*, was the funding Supervisor Thomas had referred to earlier that he had left out

of the 2019 County Budget and Supervisor Thomas replied affirmatively.

Chairman Conover called for a vote on resolutions, following which Resolution Nos. 141-179 were approved as presented, with the exception of proposed Resolution Nos. 150 and 179 which were tabled.

**WARREN COUNTY BOARD OF SUPERVISORS
PROCLAMATION**

WHEREAS, all of New York's children are entitled to be loved, cared for, and safeguarded from verbal, sexual, emotional and physical abuse, exploitation and neglect; and

WHEREAS, the majority of child abuse cases stem from situations and conditions that are preventable in an engaged and supportive community, involving partnerships, among families, social service agencies, schools, faith communities, civic organizations, law enforcement agencies and the business community; and

WHEREAS, home visiting programs, such as Healthy Families New York, help strengthen families by providing parents with skills and reducing stress, which can lead to child abuse; New York is demonstrating positive leadership in preventing child abuse through such evidence-based services; and

WHEREAS, an informed family is an effective defense in preventing child abuse and neglect, and New York has increased its efforts to raise awareness and to prevent abuse-related head trauma known as *Shaken Baby Syndrome*, and to promote safe sleeping environments through early education programs in hospitals, birthing centers, pediatricians' offices and local departments of Social Services; and

WHEREAS, all New Yorkers share a responsibility in preventing child abuse through diligent reporting of suspected child abuse or maltreatment to the Statewide Central Register of Child Abuse and Maltreatment, the state's child abuse hotline service that is available 24 hours a day, seven days a week by calling 1-800-342-3720; and

WHEREAS, National Child Abuse Prevention Month is observed during the month of April, directing attention and support to programs which promote the safety and security of children, families and communities; all New Yorkers join in this effort to make the safety, welfare, and well-being of precious children among the highest of our priorities; now, therefore, be it

RESOLVED, that I, Ronald F. Conover, Chairman of the Warren County Board of Supervisors, do hereby proclaim April 2019 as

"CHILD ABUSE PREVENTION MONTH IN WARREN COUNTY"

DATED: APRIL 19, 2019

(Signed) **RONALD F. CONOVER, CHAIRMAN
WARREN COUNTY BOARD OF SUPERVISORS**

**WARREN COUNTY BOARD OF SUPERVISORS
PROCLAMATION**

WHEREAS, Law Day is a “day of national dedication to the principles of government under law,” as stated by President Dwight Eisenhower, who established the first nationwide commemoration in 1958, and

WHEREAS, the First Amendment to the U.S. Constitution states: “Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances”, and

WHEREAS, the Fourteenth Amendment incorporates the rights established in the First Amendment to apply to state governments, and

WHEREAS, the Universal Declaration of Human Rights states: “Everyone has the right to freedom of opinion and expression: this right includes freedom to hold opinions without interference and to seek, receive and impart information and ideas through any media and regardless of frontiers”, and

WHEREAS, the 2019 Law Day theme enables us to reflect on the way that freedom of speech and freedom of the press provide the foundation for our free society, now, therefore, be it

RESOLVED, that I, Ronald Conover, Chairman of the Warren County Board of Supervisors, do hereby proclaim May 1, 2019 as

“LAW DAY IN WARREN COUNTY”

and urge the citizens, schools, businesses, legal professionals and news media of Warren County to use this occasion to preserve and strengthen the rule of law.

DATED: APRIL 19, 2019

**(Signed) RONALD F. CONOVER, CHAIRMAN
WARREN COUNTY BOARD OF SUPERVISORS**

**WARREN COUNTY BOARD OF SUPERVISORS
PROCLAMATION**

WHEREAS, healthy individuals and healthy communities are essential elements of any strong and vibrant society; and

WHEREAS, mental health disorders and mental health problems affect people of all ages, backgrounds, and at all stages of life; and

WHEREAS, the U.S. Surgeon General's report on mental health made a clear connection between mental and physical health and stressed the fundamental importance of mental health to overall health and well being; and

WHEREAS, the World Health Organization has found that mental illnesses rank first in terms of causing disability in the United States and, collectively, are the most prevalent health problem in America today - more common than cancer, lung and heart disease combined; and

WHEREAS, mental health disorders such as schizophrenia, depression and anxiety disorders are real, common and treatable illnesses; and

WHEREAS, one in ten children has a serious mental health disorder that, if untreated, can lead to school failure, physical illness, substance abuse and even suicide; and

WHEREAS, early detection, diagnosis and treatment of mental health problems greatly increases the likelihood of restored health; and

WHEREAS, the members of the Warren County Community Services Board and the

staff of the Office of Community Services for Warren and Washington Counties, together with their numerous community partners are actively working to dispel the fears, myths, stigma and misunderstandings commonly associated with mental illness, and to increase access to quality local treatment and support services;

WHEREAS, Warren County, New York has made a strong commitment to quality community-based systems of mental health care for all residents; and

WHEREAS, the National Mental Health Association, and their national partners observe National Mental Health Month each May to raise awareness and understanding of mental health and illness, now therefore, be it

RESOLVED that the Warren County Board of Supervisors do hereby proclaim the month of May 2019 as

MENTAL HEALTH MONTH

in Warren County and call upon all Warren County citizens, government agencies, public and private institutions, businesses and schools to recommit our community to increasing awareness and understanding of mental illness and the need for appropriate and accessible services for all people with mental illness.

DATED: APRIL 19, 2019

(SIGNED) **RONALD F. CONOVER, CHAIRMAN**
WARREN COUNTY BOARD OF SUPERVISORS

**WARREN COUNTY BOARD OF SUPERVISORS
PROCLAMATION**

WHEREAS, Warren County is a community that includes approximately 15,900 citizens aged 60 or older; and

WHEREAS, Warren County is committed to helping all individuals maintain their health and independence in later life; and

WHEREAS, the older adults in Warren County have an important role in sharing knowledge, wisdom, and understanding of the history of our community through interactions with children, youth and adults from other generations; and

WHEREAS, the fruits of knowledge and experience can be effectively transferred from generation to generation through meaningful social interactions; and

WHEREAS, their interactions with family, friends and neighbors across generations enrich the lives of everyone involved; and

WHEREAS, our community can provide opportunities to enrich citizens young and old by emphasizing the value of including elders in public and family life; creating opportunities for older Americans to interact with people of different generations; providing services, technologies and support systems that allow older adults to participate in social activities in the community; now therefore be it

RESOLVED, that I, Ronald F. Conover, Chairman of the Warren County Board of Supervisors do hereby proclaim the month of May 2019 to be

OLDER AMERICANS MONTH

and urge every citizen to take time this month to engage with our older citizens through enjoyable social interactions such as sports, games, contests and other forms of play.

DATED: APRIL 19, 2019

(Signed) **RONALD F. CONOVER, CHAIRMAN**
WARREN COUNTY BOARD OF SUPERVISORS

RESOLUTION NO. 141 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

MAKING SUPPLEMENTAL APPROPRIATIONS

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: COUNTY ADMINISTRATOR</u>				
A.1910 418	Unallocated Insurance, Ins-General Liability	A.1910 470	Unallocated Insurance, Contract	\$1,174.48
<u>DEPARTMENT: PUBLIC WORKS</u>				
A.1628 110	Waste Management Containment, Salaries-Regular	A.1628 120	Waste management Containment, Salaries-Overtime	5.80
D.5020 110	County Road, Engineering, Salaries-Regular	D.5020 120	County Road, Engineering, Salaries-Overtime	28.06
D.5110 110	Maintenance of Roads, Salaries-Regular	D.5142 110	Snow Removal - County, Salaries-Regular	1,499.96
D.5110 465	Road/Bridge Materials	D.5142 410	Supplies	70,000.00
D.5112.8231 280	County Roads, 2015 CR# 29 Peaceful Valley Road, Projects	D.5112.8290 280	County Roads, 2019 CR#15 East Shore Drive, Projects	341.70
D.5112.8231 280		D.5112.8289 280	2019 CR#21 New Hague Road, Projects	1,436.92
D.5112.8231 860	Hospitalization	D.5112.8290 280	2019 CR#15 East Shore Drive, Projects	221.04
D.5112.8233 280	County Roads, 2015 CR#66 County Club Road, Projects	D.5112.8290 280		38.65

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: PUBLIC WORKS</u> -cont.				
D.5112.8233 831	Medicare Contribution	D.5112.8290 280		\$421.90
D.5112.8233 860	Hospitalization	D.5112.8290 280		631.94
D.5112.8233 865	Dental Insurance	D.5112.8290 280		.90
D.5112.8235 280	2016 CR#76 Dartmouth Road, Projects	D.5112.8290 280		6,520.64
D.5112.8237 280	County Road, County Roads, 2016 CR#55 Valentine Pond Road, Projects	D.5112.8290 280	County Road, County Roads, 2019 CR#15 East Shore Drive, Projects	63.92
D.5112.8238 280	2016 CR#10 Schroon River Road, Projects	D.5112.8290 280		175.89
D.5112.8239 280	2016 CR#76 Murray Road, Projects	D.5112.8290 280		16,450.92
D.5112.8239 280		D.5112.8292 280	2019 CR#29 Peaceful Valley Road, Projects	6,870.34
D.5112.8239 421	2016 CR#76, Murray Road, Equipment Rental	D.5112.8292 280		.62
D.5112.8241 280	2016 CR#72 Garnet Lake Road, Projects	D.5112.8292 280		3,499.90
D.5112.8241 280		D.5112.8293 280	2019 CR#73 Gore Mountain Road, Projects	7,151.51
D.5112.8242 280	2016 CR#36 Valley Road, Projects	D.5112.8293 280		321.59

April 19, 2019

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<u>FROM CODE</u>		<u>TO CODE</u>	<u>AMOUNT</u>
<u>DEPARTMENT: PUBLIC WORKS</u> -cont.			
D.5112.8244 280	2016 CR#19 Olmsteadville Road, Projects	D.5112.8293 280	\$52,822.98
D.5112.8245 280	2016 CR#73 Gore Mountain Road, Projects	D.5112.8293 280	403.28
D.5112.8246 280	2016 CR#8 Friends Lake Road, Projects	D.5112.8293 280	1,768.52
D.5112.8247 280	2016 CR#21 West Hague Road, Projects	D.5112.8293 280	2,281.47
D.5112.8248 280	2016 CR#11B Valley Woods Road, Projects	D.5112.8293 280	759.79
D.5112.8248 280		D.5112.8295 280	2019 CR#44 Main & Mill Street, Projects
D.5112.8249 280	County Roads, 2016 CR#28 Corinth Road, Projects	D.5112.8295 280	6,611.22
D.5112.8250 280	County Roads, 2016 CR#16 Bay Road, Projects	D.5112.8295 280	1.57
D.5112.8251 280	County Roads, 2016 CR#35 Diamond Point Road, Projects	D.5112.8295 280	2,014.72
D.5112.8251 280	County Roads, 2016 CR#35 Diamond Point Road, Projects	D.5112.8296 280	2019 CR#52 Queensbury Avenue, Projects
			1,599.53

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: PUBLIC WORKS</u> -cont.				
D.5112.8252 280	County Road, County Roads, 2016 CR#11Bolton Landing/Riverb, Projects	D.5112.8296 280	County Road, County Roads, 2019 CR#52 Queensbury Avenue, Projects	\$18,572.81
D.5112.8252 831	Medicare Contributions	D.5112.8296 280		.40
D.5112.8253 280	2016 CR#45 Water Street, Projects	D.5112.8296 280		2,774.76
D.5112.8253 421	Equipment Rental	D.5112.8296 280		897.84
D.5112.8254 280	2016 CR#10 Schroon River Road, Projects	D.5112.8296 280		174.76
D.5112.8255 110	2017 CR#16 East River Drive, Salaries-Regular	D.5112.8296 280		18.00
D.5112.8255 280	2017 CR#16 East River Drive, Projects	D.5112.8296 280		7,007.16
D.5112.8256 280	2017 CR#10 Schroon River Road, Projects	D.5112.8296 280		4,039.00
D.5112.8257 280	2017 CR#55 Valentine Pond Road, Projects	D.5112.8296 280		23,280.60
D.5112.8257 280		D.5112.8297 280	2019 CR#58 West Mountain Road, Projects	4,643.68
D.5112.8258 110	2017 CR#72 Garnet Lake Road, Salaries- Regular	D.5112.8297 280		.46
D.5112.8258 280	Projects	D.5112.8297 280		45,036.20

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<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: PUBLIC WORKS</u> -cont.				
D.5112.8258 421	Equipment Rental	D.5112.8297 280		\$3,786.96
D.5112.8259 280	2017 CR#36 Valley Road, Projects	D.5112.8297 280		33,948.65
D.5112.8259 865	Dental Insurance	D.5112.8297 280		.11
D.5112.8260 280	2017 CR#4 Athol Road, Projects	D.5112.8297 280		11,478.98
D.5112.8260 280	2017 CR#4 Athol Road, Projects	D.5112.8299 280	2019 CR#40 Golf Course Road, Projects	15,175.08
D.5112.8260 280		D.5112.8306 280	2019 CR#3 Warrensburg Road, Projects	20,349.80
D.5112.8260 860	Hospitalization	D.5112.8306 280		173.70
D.5112.8261 280	2017 CR#22 Harrisburg Road, Projects	D.5112.8306 280		9,992.56
D.5112.8262 280	County Road, County Roads, 2017 CR#30 Schroon River Road Projects	D.5112.8306 280	County Road, County Roads, 2019 CR#3 Warrensburg Road, Projects	25,621.13
D.5112.8263 280	2017 CR#3 Warrensburg Road, Projects	D.5112.8306 280		46,434.85
D.5112.8264 280	2017 CR#13 Glen Athol Road, Projects	D.5112.8306 280		2,202.54
D.5112.8265 280	2017 CR#8 Friends Lake Road, Road, Projects	D.5112.8306 280		4,730.01

<u>FROM CODE</u>		<u>TO CODE</u>	<u>AMOUNT</u>
<u>DEPARTMENT: PUBLIC WORKS</u> -cont.			
D.5112.8266 280	2017 CR#76 Dartmouth Road, Projects	D.5112.8306 280	\$44,319.78
D.5112.8268 280	2017 CR#11 Valley Woods Road, Projects	D.5112.8306 280	1,247.04
D.5112.8268 860	Hospitalization	D.5112.8306 280	78.81
D.5112.8269 280	2017 CR#3 Warrensburg Road, Projects	D.5112.8306 280	38,183.01
D.5112.8270 280	2017 CR#11 Horicon Ave, Projects	D.5112.8306 280	14,715.48
D.5112.8270 860	Hospitalization	D.5112.8306 280	19.85
D.5112.8272 860	2017 CR#10 Schroon River Road, Hospitalization	D.5112.8306 280	94.41
D.5112.8273 280	2018 CR#55 Valentine Pond Road, Projects	D.5112.8306 280	72,593.67
D.5112.8273 860	Hospitalization	D.5112.8306 280	38.69
D.5112.8273 865	Dental Insurance	D.5112.8306 280	.07
D.5112.8275 280	2018 CR#76 Dartmouth Road, Projects	D.5112.8306 280	15,612.41
D.5112.8275 860	Hospitalization	D.5112 8275 865	2018 CR#76 Dartmouth Road, Dental Insurance
D.5112.8275 860	Hospitalization	D.5112.8306 280	2019 CR#3 Warrensburg Road, Projects
			26.27
			18.81

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: PUBLIC WORKS</u> -cont.				
D.5112.8277 280	2018 CR#4 High Street, Projects	D.5112.8306 280		\$31,361.02
D.5112.8277 280		D.5112.8305 280	2019 CR#49 Coolidge Hill Road, Projects	1,431.41
D.5112.8277 860	Hospitalization	D.5112.8305 280		31.63
D.5112.8277 865	County Road, County Roads, 2018 CR#4 High Street, Dental Insurance	D.5112.8305 280	County Road, County Roads, 2019 CR#49 Coolidge Hill Road, Projects	33.14
D.5112.8278 280	2018 CR#68 Landon Hill Road, Projects	D.5112.8305 280		56,814.40
D.5112.8280 280	2018 CR#60 Old Stage Road, Projects	D.5112.8305 280		58,702.51
D.5112.8282 280	2018 CR#74 Ataleka Road, Projects	D.5112.8305 280		36,270.12
D.5112.8283 280	2018 CR#3 Warrensburg Road, Projects	D.5112.8305 280		80,804.30
D.5112.8284 280	2018 CR#36 Valley Road, Projects	D.5112.8305 280		23,660.22
D.5112.8284 810	Retirement	D.5112.8305 280		.30
D.5112.8284 280	Projects	D.5112.8284 865	2018 CR#36 Valley Road, Dental Insurance	.51
D.5112.8287 280	2019 CR#65 Knapp Hill Road, Projects	D.5112.8276 280	2018 CR#78 13 th Lake Road, Projects	3,354.46

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
DEPARTMENT: PUBLIC WORKS -cont.				
D.5112.8291 280	2019 CR#37 Beaver Pond Road, Projects	D.5112.8276 280		\$2,654.86
D.5112.8291 280		D.5112.8286 280	2019 CR#8 Friends Lake Road, Projects	14,909.21
D.5112.8291 280		D.5112.8289 280	2019 CR#21 New Hague Road, Projects	5,720.28
DEPARTMENT: SPECIAL ITEMS:				
A.1990 469	Contingent Account, Other Payments/Contri butions	A.1910 470	Unallocated Insurance, Contract	7,825.52
		A.7113 415	Railroad, Electricity	7,500.00

Roll Call Vote:
Ayes: 1000
Noes: 0
Absent: 0
Adopted.

RESOLUTION NO. 142 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty Braymer and Hyde

**AMENDING WARREN COUNTY BUDGET FOR 2019 FOR VARIOUS
DEPARTMENTS WITHIN WARREN COUNTY**

WHEREAS, the Finance Committee has recommended amending the Warren
County Budget for 2019 as set forth herein, now, therefore, be it
RESOLVED, that the following budget amendments are approved and authorized:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
HEALTH SERVICES		
<u>ESTIMATED REVENUE</u>		
A.4018.0040.1617	Preventive Program, Health Education, Health Education Classes	\$1,500.00

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<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
HEALTH SERVICES - continued		
<u>APPROPRIATIONS</u>		
A.4018.0040 410	Preventive Program, Health Education, Supplies	\$50.00
A.4018.0040 445	Foods	1,450.00
PUBLIC WORKS - DPW		
<u>ESTIMATED REVENUE</u>		
D.5010 5031	County Road, Highway Administration, Interfund Transfers	547,000.00
DM.5130 5031	Road Machinery, Machinery, Interfund Transfers	502,000.00
<u>APPROPRIATIONS</u>		
D.5112.8305 280	County Road, County Roads, 2019 CR#49 Coolidge Hill Road, Projects	127,000.00
D.5112.8304 280	2019 CR#13 Glen Athol Road, Projects	420,000.00
DM.5130 230	Road Machinery, Machinery, Automotive Equipment	502,000.00

RESOLVED, that the supplemental appropriations or reductions in estimated revenues and appropriations set forth above are authorized and the County Treasurer be, and he hereby is, authorized and directed to amend the budget of Warren County for 2019 for the estimated revenues, appropriations and codes indicated, and be it further

RESOLVED, that the Warren County budget for 2019 is hereby amended accordingly.

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 143 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE FEDERAL AVIATION ADMINISTRATION/NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR FINAL DESIGN AND BIDDING SERVICES FOR THE CONSTRUCTION OF A NEW SNOW REMOVAL EQUIPMENT BUILDING AT THE FLOYD BENNETT MEMORIAL AIRPORT

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board to execute and submit a grant application to the Federal Aviation Administration/New York State Department of Transportation for final design and bidding services for the construction of a new snow removal equipment building, in an amount not to exceed One Hundred Fifty Thousand Dollars (\$150,000), which includes a five percent (5%) local share of Seven Thousand Five Hundred Dollars (\$7,500), with a term to be determined, and be it further

RESOLVED, that upon notification of the award of said grant funds, the Chairman of the Board of Supervisors be, and hereby is, authorized and directed to execute any and all grant documents on behalf of the County of Warren relative to the above grant, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 144 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AWARDING BID AND AUTHORIZING AGREEMENT WITH EMERGENCY POWER SYSTEMS TO PROVIDE GENERATOR MAINTENANCE SERVICES AT VARIOUS WARREN COUNTY FACILITIES IN CONNECTION WITH THE WARREN COUNTY DEPARTMENT OF PUBLIC WORKS (WC 18-19)

WHEREAS, the Warren County Purchasing Agent has advertised for sealed bids for Generator Maintenance Services at various Warren County facilities in connection with the Warren County Department of Public Works (WC 18-19), and

WHEREAS, the Superintendent of the Department of Public Works has recommended that Warren County award the contract to Emergency Power Systems, 300 Mile Crossing Boulevard, Rochester, New York 14624, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent notify Emergency Power Systems of the acceptance of their proposal, and be it further

RESOLVED, that Warren County enter into an agreement with Emergency Power Systems, 300 Mile Crossing Boulevard, Rochester, New York 14624 to provide generator maintenance services at various Warren County facilities pursuant to the terms and provisions of the bid specifications (WC 18-19) and proposal, for a term commencing May 1, 2019 and terminating April 30, 2020, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the agreement and other necessary documents in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Departments within Warren County.

Adopted by unanimous vote.

RESOLUTION NO. 145 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH SPECIAL PROSECUTOR TO HANDLE THE PROSECUTION OF LOW LEVEL CONFLICT CASES FOR THE DISTRICT ATTORNEY'S OFFICE

RESOLVED, that Warren County enter into an agreement with a Special Prosecutor to handle the prosecution of low level conflict cases for the District Attorney's Office, for a term commencing April 22, 2019 and terminating upon thirty (30) days written notice by either party,

in an amount not to exceed Ten Thousand Dollars (\$10,000) annually, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with a Special Prosecutor, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1165 440 District Attorney, Legal/Transcript Fees.

Adopted by unanimous vote.

RESOLUTION NO. 146 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING EXTENSION OF AGREEMENT (C600052 - DISTRIBUTION #6) WITH THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES

WHEREAS, pursuant to Resolution No. 61 of 2016, the Chairman of the Warren County Board of Supervisors was authorized to execute a grant application to the New York State Office of Indigent Legal Services to improve the quality of services by upgrading communications and computer systems, upgrading office furnishings, providing certain Continuing Legal Education for attorneys, providing certain salary increases, providing for projected health insurance and retirement benefit cost increases and providing for certain anticipated Assigned Counsel cost increases as set forth in the contract work plan in an amount not to exceed One Hundred Sixty Thousand Two Hundred Eighteen Dollars (\$160,218) for a term commencing on January 1, 2016 and terminating on December 31, 2018 for the Warren County Public Defender's Office, and

WHEREAS, the Public Defender has requested that the termination date of the agreement be extended to December 31, 2019 and the Criminal Justice and Public Safety Committee has approved the request, now therefore be it

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an extension agreement with the New York State Office of Indigent Legal Services to extend the termination date of Contract #C600052 (Distribution #6) to December 31, 2019 (Contract #C600052), and be it further

RESOLVED, that other than the changes outlined above, all other terms and conditions of Resolution No. 61 of 2016 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 147 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

APPROVING AND RATIFYING OUT-OF-STATE TRAVEL FOR PATROL OFFICERS STILLMAN AND BACKUS TO ATTEND THE PSI-PCI VISUAL CYLINDER INSPECTORS AND EDDY CURRENT TECHNICIAN CONFERENCE IN DANVERS, MASSACHUSETTS

RESOLVED, that the Board of Supervisors hereby approves and ratifies travel by Patrol Officers Stillman and Backus to attend the PSI-PCI Visual Cylinder Inspector and Eddy Current Technician conference which was held in Danvers, Massachusetts on March 7-10, 2019, at a cost of Two Thousand Fifty-Eight Dollars and Fifty-Nine Cents (\$2,058.59), with all expenses paid from Budget Code A.3110 444 Sheriff's Law Enforcement, Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 148 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

AUTHORIZING AN AGREEMENT WITH THE TOWN OF HORICON, TOWN OF CHESTER, TOWN OF SCHROON AND WARREN COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR ADMINISTRATION OF PROJECTS AND ACTIVITIES IDENTIFIED IN THE 2018 LOCAL WATERFRONT REVITALIZATION PLAN FUNDING AWARD TO WARREN COUNTY FROM THE NEW YORK STATE DEPARTMENT OF STATE (C1001354)

WHEREAS, the County Planner is requesting an agreement with the Town of Horicon, the Town of Chester, the Town of Schroon and the Warren County Soil & Water Conservation District for administration of projects and activities identified in the 2018 Local Waterfront Revitalization Plan (LWRP) Funding Award (C1001354) to Warren County from the New York State Department of State, for a term commencing upon execution of the agreement by both parties and remaining in effect through the completion of the Program or unless terminated by either party upon forty-five (45) days notice, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with the Town of Horicon, the Town of Chester, the Town of Schroon and the Warren County Soil & Water Conservation District for the services and rates as described in the respective grant applications, as may be amended, and in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 149 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

AUTHORIZING AN AGREEMENT WITH CONSTRUCTIVE COPY TO PROVIDE BULK PRINTING OF TOWN AND COUNTY TAX MAPS

RESOLVED, that Warren County enter into an agreement with Constructive Copy, 3 Northway Lane North, Latham, New York 12110, to provide bulk printing of town and county tax maps, in an amount not to exceed One Thousand Five Hundred Dollars (\$1,500), for a term commencing April 22, 2019 and terminating December 31, 2019, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1970 410 Supplies to Towns, Supplies.

Adopted by unanimous vote.

RESOLUTION NO. 150 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

AUTHORIZING CONSENT ORDER/STIPULATION WITH THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION CONCERNING PETROLEUM CONTAMINATION AT TOWN OF CHESTER TAX MAP PARCEL NO. 104.10-4-5 ON BEHALF OF REAL PROPERTY TAX SERVICES

RESOLUTION TABLED

WHEREAS, Warren County, through its tax foreclosure process, plans to foreclose upon Parcel No. 104.10-4-5, located in the Town of Chester, Warren County, New York, and

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) alleges that the absent owner or its predecessor has discharged petroleum on the property in violation of Navigation Law §173, and

WHEREAS, the tanks on the property have not been in use for more than twelve (12) months and must be removed pursuant to Petroleum Bulk Storage (PBS) regulations, and

WHEREAS, Warren County, without admitting or denying the allegations made and the violations described here, agrees to enter into a Consent Order to have NYSDEC address the petroleum contamination at, arising from, or relating to this property, and

WHEREAS, the County shall be liable for the remedial costs incurred up to an amount not to exceed Ten Thousand Dollars (\$10,000), to be paid upon receipt of documentation from NYSDEC of the costs incurred, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a Consent Order/Stipulation with the New York State Department of Environmental Conservation concerning the discharge of petroleum and removal of tanks at Parcel No. 104.10-4-5 located in the Town of Chester with terms of the Consent Order/Stipulation including payment by Warren County of remedial costs incurred on the property in an amount not to exceed Ten Thousand Dollars (\$10,000), to be paid upon receipt of documentation of costs incurred for remediation from NYSDEC, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds will be expended from Budget Code A.1355 470, Real Property Tax Service Agency, Contract.

RESOLUTION NO. 151 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH JENNIFER LINEHAN, REGISTERED DIETICIAN, FOR DIETARY CONSULTANT SERVICES AT COUNTRYSIDE ADULT HOME

RESOLVED, that Warren County enter into an agreement with Jennifer Linehan, Registered Dietician, for Dietary Consultant Services at Countryside Adult Home, for a term commencing March 2, 2019 and terminating March 1, 2020, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement in a form approved by the County Attorney, with the source of funding to be Budget Code A.6030 470 Countryside Adult Home, Contract, and for the amount set forth below:

<u>NAME/ADDRESS</u>	<u>RATE/NUMBER OF HOURS</u>	<u>ANNUAL TOTAL AMOUNT NOT TO EXCEED</u>
Jennifer Linehan, R.D. 196 Circular Street Saratoga Springs, NY 12866	\$40/hour - maximum of 8 hours average per month	\$3,840.00

Adopted by unanimous vote.

RESOLUTION NO. 152 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING PAYMENT TO THE NEW YORK STATE DEPARTMENT OF HEALTH FOR VIOLATIONS CITED AT COUNTRYSIDE ADULT HOME

WHEREAS, the Commissioner of Social Services has requested authorization to pay the New York State Department of Health for violations cited in 2018 at Countryside Adult Home, in the amount of Two Thousand Six Hundred Seventy-Three Dollars (\$2,673), and

WHEREAS, the Health, Human and Social Services Committee has approved the request, now therefore, be it

RESOLVED, that the Warren County Board of Supervisors authorizes the Warren County Auditor to make a one-time payment in the amount of Two Thousand Six Hundred Seventy-Three Dollars (\$2,673) to the New York State Department of Health for violations cited in 2018 at Countryside Adult Home, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6030 439 Countryside Adult Home, Misc Fees & Expenses.

Adopted by unanimous vote.

RESOLUTION NO. 153 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING A LICENSING AGREEMENT WITH CARES OF NY, INC. TO PROVIDE ACCESS TO THE CARES' REGIONAL HOMELESS MANAGEMENT INFORMATION SYSTEM (HMIS) TO IMPROVE THE QUALITY OF THE PLANNING AND DATA COLLECTION PROCESS RELATED TO THE COMPREHENSIVE HOMELESS SERVICES PLAN

RESOLVED, that Warren County enter into a licensing agreement with CARES of NY, Inc., 200 Henry Johnson Boulevard, Suite 4, Albany, New York 12210, to provide access to CARES' Regional Homeless Management Information System (HMIS) to improve the quality of the planning and data collection process related to the Comprehensive Homeless Services Plan, in an amount not to exceed Five Thousand Dollars (\$5,000), for a term commencing March 1, 2019 and terminating February 29, 2020, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 154 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

APPOINTING MEMBERS TO THE WARREN COUNTY YOUTH BOARD

RESOLVED, that the following are hereby appointed to the Warren County Youth Board for a one-year term commencing January 1, 2019 and terminating December 31, 2019:

NAME	TITLE/ADDRESS
Josh Patchett	Town of Hague Youth Programs
Susan Shepler	Town of Thurman

Adopted by unanimous vote.

RESOLUTION NO. 155 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING SUBMISSION OF AN APPLICATION TO THE ADIRONDACK HEALTH INSTITUTE (AHI) FOR GRANT FUNDING TO SUPPLY WIC (WOMEN, INFANT, CHILDREN) PARTICIPANTS WITH FRESH PRODUCE

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a grant application to Adirondack Health Institute (AHI) for grant funding to supply WIC (Women, Infant, Children) participants with fresh produce, in an amount not to exceed One Thousand Five Hundred Dollars (\$1,500), and be it further

RESOLVED, that upon notification of the awarding of grant funds, the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a grant agreement and/or any other documentation required to satisfy grant program requirements, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 156 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH AMANDA ROSE MASTROPIETRO TO PROVIDE SPEECH THERAPY SERVICES FOR THE HEALTH SERVICES DEPARTMENT

RESOLVED, that Warren County enter into an agreement with Amanda Rose Mastropietro, 217 Flat Rock Road, Lake George, New York 12845, to provide speech therapy services, as follows:

Certified Home Health Agency

Services	Rates - Region One	Rates -Region Two
Evaluation Visit	\$55.00	\$75.00
Revisit	\$53.00	\$75.00
Meetings	\$40.00	\$40.00

Early Intervention Services Only

Services	Rates - Region One	Rates - Region Two
Evaluation	\$50.00	\$57.00
Revisit	\$50.00	\$57.00
Extended Visit (with IFSP Approval)	\$70.00	\$70.00
Meetings	\$40.00	\$40.00
Supplemental Evaluations	\$117.00	\$117.00

Preschool CPSE/Approved IEP

Services	Rates - Region One	Rates - Region Two
Basic Visit	\$53.00	\$60.00
Group Visit (per child)	\$44.00	\$44.00
Meetings	\$40.00	\$40.00

for a term commencing May 1, 2019, or when fully licensed by New York State, without restriction and terminating upon thirty (30) days written notice, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement in a form approved by the County Attorney, and be it further

RESOLVED, that the terms Region One and Region Two, as described above, represent two distinct service areas in the County, which are divided as follows: Region One - Towns of Lake George, Queensbury, Warrensburg and City of Glens Falls; Region Two - Towns of Bolton, Chester, Hague, Horicon, Johnsburg, Lake Luzerne, Stony Creek and Thurman, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4010 470 Health Services, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 157 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING RESOLUTION NO. 122 OF 2019 WHICH AMENDED AN AGREEMENT WITH ZIRMED, INC. FOR THE PURPOSE OF VERIFYING INSURANCES BEFORE BILLING TO EXPEDITE CLAIMS WITHOUT DENIALS AND TO INCREASE RATES AND CHANGE CONTRACT TERMS FOR THE HOME CARE DIVISION, TO FURTHER INCREASE RATES FOR THE PUBLIC HEALTH DIVISION IMMUNIZATION PROGRAM

WHEREAS, pursuant to Resolution No. 205 of 2009, the Warren County Board of Supervisors authorized the Chairman of the Board to execute a subscriber agreement with Zirmed, Inc., for the purpose of verifying insurances before billing to expedite claims without denials for the Home Care Division, and which Resolution was subsequently amended by Resolution No. 617 of 2011 to allow for billing for Immunization Program, and by Resolution No. 632 of 2012 to allow for electronic remittances, and

WHEREAS, pursuant to Resolution No. 122 of 2019, the Warren County Board of Supervisors authorized the Chairman of the Board to amend the agreement to increase rates and change the contract terms for the Home Care Division, and

WHEREAS, the Director of Public Health has requested that Resolution No. 122 of 2019 be amended to increase the monthly subscriber fee for the Division of Public Health (Immunization Program) to include the following:

1. Claims Management Fees - One Hundred Three Dollars and Ninety-Five Cents (\$103.95) per month, which includes five hundred (500) electronic claims, and additional claims exceeding five hundred (500) will be an additional Thirty-Six Seventy-Five Cents (\$0.3675) per claim;
2. Electronic Remittance Advice Fees - Twenty-Six Dollars and Twenty-Five Cents (\$26.25) per month, which includes five hundred (500) inquiries, and additional inquiries exceeding five

hundred (500) will be an additional Seven Cents (\$0.07) per inquiry,

now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an amendment agreement with Waystar/Zirmed, Inc. for the aforesaid change in amounts set forth in the preambles of this resolution for a term commencing May 1, 2019 and terminating upon thirty (30) days written notice by either party, in a form approved by the County Attorney, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute further amendment agreements with Waystar/Zirmed, Inc. for aforesaid services, without the need for future resolutions as long as there is no more than a five percent (5%) overall rate increase, in a form approved by the County Attorney, and be it further

RESOLVED, that other than the above amendments, Resolution Nos. 2005 of 2009, 617 of 2011, 632 of 2012 and 122 of 2019 shall remain in full force and effect, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4018.0030 428, Prevention Program, Disease Control, Data Processing & Internet Fees.

Adopted by unanimous vote.

RESOLUTION NO. 158 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING THE IMPLEMENTATION, AND FUNDING 100% OF THE COSTS, OF A TRANSPORTATION PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR HORICON AVENUE (CR 11) OVER FINKLE BROOK CULVERT REPLACEMENT, TOWN OF BOLTON

WHEREAS, a project for the Culvert NY, Horicon Avenue CR 11 over Finkle Brook, Town of Bolton, Warren County, P.I.N. 1761.07 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 0% Federal funds and 100% non-federal funds, and

WHEREAS, the County of Warren will design, let and construct the Project, and

WHEREAS, the County of Warren desires to advance the Project by making a commitment of 100% of the work for the Project or portions thereof, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the above-subject Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the County of Warren to pay 100% of the cost of Design and Construction/Construction Inspection work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge, NY funds, and it is further

RESOLVED, that the sum of Seven Hundred Seventy-Eight Thousand Seven Hundred Sixty Dollars and no cents (\$778,760) has been appropriated from Capital Project H384 Horicon Avenue (CR11) over Finkle Brook Culvert Replacement and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby agrees that the County of Warren shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or NY Bridge funding awarded to the County of Warren, and it is further

RESOLVED, that in the event the Project costs not covered by federal-aid, state-aid, or Bridge, NY funding exceeds the amount appropriated above, the Warren County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the County of Warren hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months, and it is further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for federal-aid and/or State-aid with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County of Warren's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible in a form approved by the County Attorney, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

Adopted by unanimous vote.

RESOLUTION NO. 159 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING THE IMPLEMENTATION, AND FUNDING 100% OF THE COSTS, OF A TRANSPORTATION PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR CR 32 OVER BENNIE BROOK CULVERT REPLACEMENT, TOWN OF LAKE LUZERNE

WHEREAS, a project for the Culvert NY, Call Street (CR 32) over Bennie Brook, Town of Lake Luzerne, Warren County P.I.N. 1761.08 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 0% Federal funds and 100% non-federal funds, and

WHEREAS, the County of Warren will design, let and construct the Project, and

WHEREAS, the County of Warren desires to advance the Project by making a commitment of 100% of the costs of Design, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the above-subject Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the County of Warren to pay 100% of the cost of Design and Construction/Construction Inspection work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds, and it is further

RESOLVED, that the sum of Nine Hundred Seventy-Three Thousand Six Hundred Thirty-Six Dollars and no cents (\$973,636) has been appropriated from Capital Project H385 Call Street (CR 32) over Bennie Brook Culvert Replacement and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby agrees that the County of Warren shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or NY Bridge funding awarded to the County of Warren, and it is further

RESOLVED, that in the event the Project costs not covered by federal-aid, state-aid or NY Bridge funding exceeds the amount appropriated above, the Warren County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the County of Warren hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months, and it is further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for federal-aid and/or state-aid with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County of Warren's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible in a form approved by the County Attorney, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.
Adopted by unanimous vote.

RESOLUTION NO. 160 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING THE IMPLEMENTATION, AND FUNDING 100% OF THE COSTS, OF A TRANSPORTATION PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR CR 78 13th LAKE ROAD (CR78) CULVERT REPLACEMENT, TOWN OF JOHNSBURG

WHEREAS, a Culvert replacement, 13th Lake Road (CR78) Culvert Replacement, Town of Johnsburg, P.I.N. 1761.12 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 0% Federal funds and 100% non-federal funds, and

WHEREAS, the County of Warren will design, let and construct the Project, and

WHEREAS, the County of Warren desires to advance the Project by making a commitment of 100% of the costs of Project or portions thereof, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the above-subject Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the County of Warren to pay 100% of the Design and Construction/Construction Inspection work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds, and it is further

RESOLVED, that the sum of Eight Hundred Thirteen Thousand Seven Hundred Dollars and no cents (\$813,700) has been appropriated from Capital Project H375.9550 280 13th Lake Road (CR78) Culvert Replacement and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby agrees that the County of Warren shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or NY Bridge funding awarded to the County of Warren, and it is further

RESOLVED, that in the event the Project costs not covered by federal-aid, state-aid or Bridge, NY funding exceeds the amount appropriated above, the Warren County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the County of Warren hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months, and it is further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for federal-aid and/or state-aid within the New York State Department of

Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County of Warren's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible in a form approved by the County Attorney, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

Adopted by unanimous vote.

RESOLUTION NO. 161 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AWARDING BID AND AUTHORIZING AGREEMENT WITH VARIOUS BIDDERS FOR WARREN COUNTY 2019 HIGHWAY PROJECTS (WC 6-19)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Warren County 2019 Highway Projects (WC 6-19), and

WHEREAS, the Superintendent of Public Works has recommended the following awards:

Contractor	Project No. and Project Name	Amount
Rifenburg Construction, Inc. Attn: Timothy Casey 159 Brick Church Road Troy, NY 12180	19-04 - (CR 29) Peaceful Valley Road and (CR 73) Gore Mountain Road, Town of Johnsbury	\$345,880
Peckham Road Corporation Attn: Mark Petramale 375 Bay Road, Suite 201 Queensbury, NY 12804	19-02 - (CR 8) Friends Lake Road and (CR 65) Knapp Hill Road, Town of Chester 19-06 - (CR 52) Queensbury Avenue and (CR 58) West Mountain Road, Town of Queensbury 19-07 - (CR3) Warrensburg Road, Town of Stony Creek 19-08 - (CR49) Coolidge Hill Road, Town of Bolton	\$1,816,350.32
Evolution Construction Services Attn: Jeffrey Russo PO Box 511 Mechanicville, NY 12118	19-01 - (CR 78) 13 th Lake Road, Town of Johnsbury 19-03 - (CR 15) East Shore Drive and (CR 37) Beaver Pond Road, Town of Horicon 19-05 - (CR 44) Mill and Main Streets, Town of Lake Luzerne	\$781,012.40

now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify the aforementioned bidders of the acceptance of their proposals, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and

hereby is, authorized to execute agreements with the above listed bidders, pursuant to the terms and provisions of the specifications (WC 6-19) and proposal, for a term commencing upon execution by both parties and terminating upon completion of services, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Department of Public Works Projects.

Adopted by unanimous vote.

RESOLUTION NO. 162 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AWARDING BID AND AUTHORIZING AGREEMENT WITH WARRENSBURG COLLISION CENTER TO PROVIDE AUTOBODY REPAIR SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS (WC 75-18)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Autobody Repair Services (WC 75-18), and

WHEREAS, the Superintendent of Public Works has issued correspondence recommending that Warren County award the contract to Warrensburg Collision Center, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Warrensburg Collision Center of the acceptance of its proposal, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an agreement with Warrensburg Collision Center, 3985 Main Street, Warrensburg, New York 12885, for Autobody Repair Services, pursuant to the terms and provisions of the specifications (WC 75-18) and proposal, for a term commencing upon execution by both parties and terminating December 31, 2019, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Departments within Warren County.

Adopted by unanimous vote.

RESOLUTION NO. 163 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

AUTHORIZING EASEMENT OVER COUNTY-OWNED RAILROAD PROPERTY IN THE TOWN OF THURMAN

WHEREAS, the County owns the railroad tracks which run through the Town of Thurman; and

WHEREAS, Janis L. Merrithew owns Town of Thurman Tax Map Parcel Nos. 196.2-1-24 and 196.2-1-19; and

WHEREAS, Town of Thurman Tax Map Parcel No. 196.2-1-24, which contains a dwelling, is located to the west of the County owned railroad tracks, and Town of Thurman Tax Map Parcel No. 196.2-1-19, which connects to River Road, is located to the east of the county owned railroad tracks; and

WHEREAS, the property owner is now under contract to sell these parcels, but the sale has been delayed due to title issues concerning crossing of the railroad tracks needed to access the dwelling; and

WHEREAS, historical use of the parcels has included the crossing of the railroad

tracks by automobile to access the dwelling which is otherwise landlocked; and

WHEREAS, diligent searches have, to date, not revealed a record source of the title to or rights for use of the aforementioned crossing; and

WHEREAS, Ms. Merrithew has requested that the County grant a railroad crossing easement at the location described above, as a matter of resolving title issues which are holding up the sale; now, therefore, be it

RESOLVED, that this Board hereby determines that it is in the best interest of the County to grant the requested easement in order to resolve any claim to crossing rights at the aforementioned location as a means of avoiding litigation to establish or confirm such rights; and be it further

RESOLVED, that the Chairman of the Board is hereby authorized and directed to execute appropriate instruments granting the easement to Janis L. Merrithew across the County owned railroad tracks, subject to the terms and conditions ordinarily imposed upon similar crossings, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 164 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

AUTHORIZING CONSENT FOR BRIAN REICHENBACH, ESQ. TO REPRESENT THE TOWN OF CORINTH IN THE WARREN COUNTY V. SARATOGA AND NORTH CREEK RAILWAY, LLC, ET AL. LAWSUIT

WHEREAS, 22 NYCRR §1200.0 provides that a lawyer who has formerly served as a public officer or employee of the government shall not represent a client in a matter in which the lawyer participated personally and substantially as a public officer or employee, unless the government agency gives its informed consent, confirmed in writing to the representation; and

WHEREAS, Brian Reichenbach was employed as special counsel to the County during the termination of the County's contract with Saratoga and North Creek Railway, LLC; and

WHEREAS, Brian Reichenbach is now employed, of counsel, at Miller, Mannix, Schachner and Hafner, and has been assigned to represent the Town of Corinth in the lawsuit brought by the County against Saratoga and North Creek Railway, LLC, et. al.; now therefore be it

RESOLVED, that the Warren County Board of Supervisors hereby consents to the representation of the Town of Corinth by Brian Reichenbach, Esq., Miller, Mannix, Schachner and Hafner, 15 West Notre Dame Street, Glens Falls, NY 12801, in the Saratoga and North Creek Railway, LLC, et al. lawsuit.

Adopted by unanimous vote.

RESOLUTION NO. 165 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

AUTHORIZING WARREN COUNTY TO PARTICIPATE IN THE NATIONAL COOPERATIVE PURCHASING ALLIANCE

WHEREAS, Warren County, pursuant to the authority granted in General Municipal Law, Article 5A (Public Contracts), Section 103, desires to participate in the National Cooperative Purchasing Alliance, which is sponsored by the New York State Association of Counties, Association of School Business Officials International, the National Association of Counties, the National Institute of Governmental Purchasing, the National League of Cities and

the United States Conference of Mayors, and

WHEREAS, Section 103 of the General Municipal Law permits Warren County to make purchases of apparatus, materials, equipment or supplies or to contract for services related to the installation, maintenance or repair of apparatus, materials, equipment and supplies, may make such purchases, or may contract for such services related to the installation, maintenance or repair of apparatus, materials, equipment and supplies, as may be required by Warren County therein through the use of contract let by the United States of America or any agency thereof, any state or any other county or political subdivision or district therein if such contract was let to the lowest responsible bidder or on the basis of best value in a manner consistent with this section and made available for use by other government entities, and

WHEREAS, Warren County desires to participate in order to fulfill and execute its respective public governmental purposes, goals, objectives, programs and functions, and

WHEREAS, Warren County has reviewed the benefits of participating in this program and based on this review has concluded the program will provide the best value to taxpayers of Warren County through the anticipated savings to be realized, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized and directed to execute an agreement, as well as any and all documents necessary to carry out the terms of the resolution, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 166 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AMENDING TABLE OF ORGANIZATION AND WARREN COUNTY SALARY AND COMPENSATION PLAN FOR 2019

RESOLVED, that the Table of Organization and the Warren County Salary and Compensation Plan for 2019 are hereby amended as follows:

COUNTRYSIDE ADULT

HOME

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.6030.130</u>		
<u>TITLE:</u>	04/22/2019	\$33,600
Sr. Aide - Part Time	<i>(up to six months)</i>	Grade 7
Temporary		

COUNTY ATTORNEY

<u>Decrease Salary From:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1420.110</u>		
<u>TITLE:</u>	04/22/2019	\$48,017
Legal Assistant #2		

<u>Decrease Salary To:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1420.110</u>		
<u>TITLE:</u>	04/22/2019	\$45,000
Legal Assistant #2		

Roll Call Vote:
Ayes: 1000
Noes: 0
Absent: 0
Adopted.

RESOLUTION NO. 167 OF 2019
Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

**AUTHORIZING LAURA MONROE, PUBLIC HEALTH REGISTERED NURSE,
 TO ENROLL IN A JOB-RELATED COURSE**

WHEREAS, Laura Monroe, Public Health Registered Nurse, has submitted an Application for Approval of Enrollment in a Job-Related Course by an Employee for a course offered at Southern New Hampshire University-Online, for the following term and amount, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves Laura Monroe's enrollment in the following course for the term and amount listed, which approval for the employee shall be contingent upon continued employment with Warren County for at least eighteen (18) consecutive months after completing this course, for the course period set forth below and upon completion of said course with a grade of "C" or better:

COURSE	TERM	REIMBURSABLE AMOUNT (NOT TO EXCEED)
IDS 400 Diversity	March 4, 2019 - April 22, 2019	\$463
TOTAL NOT TO EXCEED		\$463

and be it further,

RESOLVED, that Laura Monroe, shall be reimbursed for fifty percent (50%) of the course costs incurred for the above course and associated course fees if any, upon the submission of vouchers with receipts verifying costs for same, and be it further

RESOLVED, that the funds for the above reimbursement shall be expended from Budget Code A.4010 444.01 Health Services, Job Related Courses.

Adopted by unanimous vote.

RESOLUTION NO. 168 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

**RESOLUTION ESTABLISHING A CAPITAL RESERVE FUND TO FINANCE A
 "TYPE" CAPITAL IMPROVEMENT; AUTHORIZING APPROPRIATION OF FUNDS
 AND AMENDING WARREN COUNTY BUDGET FOR 2019**

RESOLVED, that pursuant to Section 6-c of the General Municipal Law, as amended, there is hereby established a Capital Reserve Fund to be known as the Election Equipment Reserve Fund ("Reserve Fund"), with the source of funding to be appropriation of General Fund balance A.909.00 in the amount of Eighty-Four Thousand Four Hundred Twenty-Eight Dollars (\$84,428), and be it further

RESOLVED, that the purpose of this Reserve Fund is for capital expenditures for election equipment, and be it further

RESOLVED, that the Warren County Treasurer is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law and may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policies of Warren County. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Warren County Treasurer shall account for the Reserve Fund in a manner which maintains the separate identity of the

Reserve Fund and shows the date and amount of each sum paid into the Reserve Fund, interest earned by the Reserve Fund, capital gains or losses resulting from the sale of investments of the Reserve Fund, the amount and date of each withdrawal from the Reserve Fund and the total assets of the Reserve Fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year render to the Board of Supervisors a detailed report of the operation and condition of the Reserve Fund, and be it further

RESOLVED, that except as otherwise provided by law, expenditures from the Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of the Warren County Board of Supervisors and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law, including a permissive referendum if required by subdivision 4 of Section 6-c, and be it further

RESOLVED, that the Warren County Treasurer is hereby authorized to transfer and deposit into the Reserve Fund any remaining appropriation balance at end of budget year in A.1450 Board of Elections, and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the funds once available shall be deposited in Capital Reserve A.898.00 Reserve, Election Equipment.

Roll Call Vote:
 Ayes: 1000
 Noes: 0
 Absent: 0
 Adopted.

RESOLUTION NO. 169 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE WESTMOUNT LEGACY RESERVE FUND TO THE PUBLIC NURSING HOME BUDGET FOR CERTAIN LEGACY COSTS NOT INCLUDED IN THE 2019 BUDGET; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby appropriates funds and authorizes payment to NYS OMIG/RAC due to overpayment of claims, in an amount not to exceed Eleven Thousand Three Hundred Sixty-Five Dollars and One Cent (\$11,365.01) from the Reserve, Westmount Legacy A.897.00 to the following budget code:

CODE	DEPARTMENT	AMOUNT
A.4530 439	Public Nursing Home, Misc. Fees and Expenses	\$11,365.01

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further,

RESOLVED, that the Chairman of the Board be, and hereby is, authorized to execute any and all necessary documents associated with this review in a form approved by the County Attorney.

Roll Call Vote:
 Ayes: 1000
 Noes: 0
 Absent: 0
 Adopted.

RESOLUTION NO. 170 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING A SETTLEMENT AGREEMENT FOR A RESIDENT AT THE FORMER WESTMOUNT HEALTH FACILITY

RESOLVED, that the Warren County Board of Supervisors hereby authorizes a settlement agreement as outlined below for skilled nursing services for a resident at the former Westmount Health Facility as currently set forth in the books and records of the County's General Fund as follows:

<u>RESIDENT NUMBER</u>	<u>AMOUNT</u>
1182	\$6,465.00*

*Paid in monthly installments of \$200 per month

Adopted by unanimous vote.

RESOLUTION NO. 171 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING RESOLUTION NO. 615 OF 2013 WHICH AUTHORIZED AN AGREEMENT WITH HAY GROUP, INC. FOR ACTUARIAL SERVICES, TO CHANGE THE NAME OF THE COMPANY AND TERMINATION DATE

WHEREAS, pursuant to Resolution No. 615 of 2013, the Warren County Board of Supervisors authorized the Chairman of the Board to execute an agreement with Hay Group, Inc., for Actuarial Services for the Treasurer's Office, and

WHEREAS, Hay Group, Inc. and Korn Ferry have merged companies resulting in a name change, and

WHEREAS, the Treasurer has requested that Resolution No. 615 of 2013 be amended to change the name of the company and the termination date, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an amendment agreement with Korn Ferry, now located at 12012 Sunset Hills Road, Suite 920, Reston, Virginia 20190 for a term commencing upon execution by both parties and terminating December 31, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that other than the above amendment, Resolution No. 615 of 2013 shall remain in full force and effect.

Adopted by unanimous vote.

RESOLUTION NO. 172 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING AGREEMENT WITH NEW YORK COOPERATIVE LIQUID ASSET SECURITIES SYSTEM (NYCLASS) TO INVEST COUNTY FUNDS FOR WARREN COUNTY

WHEREAS, Resolution No. 508 of 1989 approved investment policies and guidelines for Warren County, and

WHEREAS, pursuant to Resolution No. 711 of 2001 the investments polices and guidelines were amended to include authorization for the Country Treasurer to invest in money market accounts, and

WHEREAS, pursuant to Resolution No. 85 of 2019 the Warren County Board of

Supervisors authorized the County Treasurer to join the New York Cooperative Liquid Asset Securities System (NYCLASS) to invest County funds, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and he hereby is, authorized to execute an agreement and any other documents needed to commence investments with the New York Cooperative Liquid Asset Securities System (NYCLASS) as a method for investing County funds to the extent that such investment is authorized by New York State General Municipal Law, for a term commencing April 22, 2019 and terminating upon thirty (30) days written notice by either party.

Adopted by unanimous vote.

RESOLUTION NO. 173 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

INCREASING CAPITAL PROJECT NO. H375 13TH LAKE ROAD CULVERT REPLACEMENT; AUTHORIZING TRANSFER OF FUNDS AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby increase Capital Project No. H375 13th Lake Road Culvert Replacement as follows:

1. Capital Project No. H375 13th Lake Road Culvert Replacement is hereby increased in the amount of Eight Hundred Thirteen Thousand Seven Hundred Dollars (\$813,700) to allocate State Bridge NY funds for the preliminary engineering phase of the project.
2. The estimated total cost of Capital Project No. H375 13th Lake Road Culvert Replacement is now Eight Hundred Thirteen Thousand Seven Hundred Dollars (\$813,700).
3. The proposed method of financing the increase in such Capital Project consists of the following:
 - a. State Bridge NY grant funding in the amount of Eight Hundred Thirteen Thousand Seven Hundred Dollars (\$813,700),

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further,

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds in the amount indicated below:

<u>ADVANCE TO</u>		<u>AMOUNT</u>
H375.9550 280	13 th Lake Road Culvert Replacement	\$813,700
Roll Call Vote:		
Ayes:	1000	
Noes:	0	
Absent:	0	
Adopted.		

RESOLUTION NO. 174 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H384 CR11 OVER FINKLE BROOK CULVERT REPLACEMENT; AUTHORIZING TRANSFER OF FUNDS AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish

Capital Project No. H384 CR11 over Finkle Brook Culvert Replacement, as follows:

1. Capital Project No. H384 CR11 over Finkle Brook Culvert Replacement, is hereby established.
2. The estimated cost of such Capital Project is the amount of Seven Hundred Seventy-Eight Thousand Seven Hundred Sixty Dollars (\$778,760).
3. The proposed method of financing such Capital Project consists of the following:
 - a. State Bridge NY grant funding in the amount of Seven Hundred Seventy-Eight Thousand Seven Hundred Sixty Dollars (\$778,760),

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of Seven Hundred Seventy-Eight Thousand Seven Hundred Sixty Dollars (\$778,760) to Capital Project No. H384 CR11 over Finkle Brook Culvert Replacement, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>		<u>AMOUNT</u>
H384.9950 280	CR11 over Finkle Brook Culvert Replacement	\$778,760.00

Roll Call Vote:
 Ayes: 1000
 Noes: 0
 Absent: 0
 Adopted.

RESOLUTION NO. 175 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H385 CR32 OVER BENNIE BROOK CULVERT REPLACEMENT; AUTHORIZING TRANSFER OF FUNDS AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H385, CR32 over Bennie Brook Culvert Replacement, as follows:

1. Capital Project No. H385 CR32 over Bennie Brook Culvert Replacement, is hereby established.
2. The estimated cost of such Capital Project is the amount of Nine Hundred Seventy-Three Thousand Six Hundred Thirty-Six Dollars (\$973,636).
3. The proposed method of financing such Capital Project consists of the following:
 - a. State Bridge NY grant funding in the amount of Nine Hundred Seventy-Three Thousand Six Hundred Thirty-Six Dollars (\$973,636),

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and

directed to transfer funds in the amount of Nine Hundred Seventy-Three Thousand Six Hundred Thirty-Six Dollars (\$973,636) to Capital Project No. H385 CR32 over Bennie Brook Culvert Replacement, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>		<u>AMOUNT</u>
H385.9950 280	CR32 over Bennie Brook Culvert Replacement	\$973,636.00

Roll Call Vote:
Ayes: 1000
Noes: 0
Absent: 0
Adopted.

RESOLUTION NO. 176 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING 2019 ROAD FUND PROJECTS AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish the following road fund projects:

<u>PROJECT</u>	<u>TITLE</u>	<u>AMOUNT</u>
D.5112.8306	2019 CR#3 Warrensburg Road	\$ 327,787.64
D.5112.8305	2019 CR#49 Coolidge Hill Road	\$ 384,748.03
D.5112.8304	2019 CR#13 Glen Athol Road	\$ 420,000.00
TOTAL		\$ 1,132,535.67

1. The above Road Fund Projects are hereby established.
2. The estimated cost for such Road Fund Projects is the amount of One Million One Hundred Thirty-Two Thousand Five Hundred Thirty-Five Dollars and Sixty-Seven Cents (\$1,132,535.67).
3. The proposed method of financing such Road Fund Projects consists of the transfer of funds between existing Road Projects, as well as through and appropriation from the General Fund Unappropriated Surplus, to be authorized by separate resolutions,

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:
Ayes: 1000
Noes: 0
Absent: 0
Adopted.

RESOLUTION NO. 177 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE GENERAL FUND UNAPPROPRIATED SURPLUS TO THE DEPARTMENT OF PUBLIC WORKS BUDGET; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed One Million Forty-Nine Thousand Dollars (\$1,049,000) from the General Fund Unappropriated Surplus to Budget Code A.9901 910, Interfund Transfers, for the following budget codes:

PROJECT	TITLE	AMOUNT
D.5112.8305 280	2019 CR 49 Coolidge Hill Road	\$127,000
D.5122.8304 280	2019 CR 13 Glen Athol Road	\$420,000
DM.5130 230	Road Machinery, Automotive Equipment	\$502,000
	Total	\$1,049,000

and be it further,

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO.178 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H383 SCHROON LAKE INVASIVE SPECIES PREVENTION & CONTROL PROGRAM; AUTHORIZING TRANSFER OF FUNDS AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H383, Schroon Lake Invasive Species Prevention & Control Program, as follows:

1. Capital Project No. H383 Schroon Lake Invasive Species Prevention & Control Program, is hereby established.
2. The estimated cost of such Capital Project is the amount of Three Hundred Eighty-Six Thousand Three Hundred Thirty-Four Dollars (\$386,334).
3. The proposed method of financing such Capital Project consists of the following:
 - a. Capital Project No. H383.9550 3890 Schroon Lake Invasive Species Prevention & Control in the amount of Two Hundred Eighty-Nine Thousand Seven Hundred Fifty Dollars (\$289,750); and

- b. Capital Project No. H383.9550 2791 In-Kind Contributions in the amount of Six Thousand Three Hundred Fifty Dollars (\$6,350); and
- c. Capital Project No. H383.9550 2790 Share of Joint Activity, Local in the amount of Ninety Thousand Two Hundred Thirty-Four (\$90,234);

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of Three Hundred Eighty-Six Thousand Three Hundred Thirty-Four Dollars (\$386,334) to Capital Project No. H383 Schroon Lake Invasive Species Prevention & Control Program, Share of Joint Activity, Local, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>		<u>AMOUNT</u>
H383.9550 3890	Schroon Lake Invasive Species Prevention & Control,	\$289,750.00
H383.9550 2791	In-Kind Contributions,	\$ 6,350.00
H383.9550 2790	Share of Joint Activity	\$ 90,234.00

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 179 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE ENVIRONMENTAL TESTING RESERVE FUND TO THE REAL PROPERTY TAX SERVICES BUDGET TO PAY NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR CLEAN UP/TANK REMOVAL FOR TOWN OF CHESTER TAX MAP PARCEL NO. 104.10-4-5 (THERMO-HOME, INC.); AMENDING 2019 WARREN COUNTY BUDGET

RESOLUTION TABLED

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Ten Thousand Dollars (\$10,000) from Budget Code A.893.00 Reserve, Environmental Testing to Budget Code A.1355 470 Real Property Tax Services, Contract, to pay New York State Department of Environmental Conservation for clean up/tank removal for Town of Chester Tax Map Parcel No. 104.10-4-5 (Thermo-Home, Inc.), and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Chairman Conover called for public comments from anyone wanting to address the Board on any matter, but there was no one wishing to speak.

Chairman Conover called for announcements.

Supervisor Braymer apprised as previously mentioned by Supervisor Strough tomorrow the Town of Queensbury and the City of Glens Falls would be holding an Earth Day celebration in City Park next to the Crandall Library from 12:00 p.m. until 4:00 p.m., regardless of weather, with a number of activities offered and she encouraged all to attend.

With regards to the Proclamation concerning Law Day, Supervisor Braymer announced everyone was invited to attend the Law Day Breakfast sponsored by the Warren County Bar Association on Friday, May 3rd and she requested anyone interested in attending to notify her. She mentioned the theme of the Liberty Bell Award given at the event this year was Freedom of Speech and the Press, apprising that this year's recipient was Mark Frost, *Founder, Editor and Publisher, Chronicle*. Chairman Conover added that he had requested that Supervisor Braymer represent the County at the event.

Supervisor Sokol wished everyone a Happy Easter.

Supervisor Driscoll advised the Warren County Health Services Department was hosting a blood drive on Friday, April 26th from 9:00 a.m. until 2:00 p.m. and he encouraged anyone with questions to contact their Department. He informed the local chapter of the NAACP (*National Association for the Advancement of Colored People*) was hosting a College Assistance Awards Gala on April 27th at the Highland Park Country Club. He stated since Mothers Day was on May 12th he would like to extend a Happy Mothers Day to all families.

Supervisor Simpson stated the Town of Horicon would be hosting Food Truck Friday's during the month of June in front of the Town Hall. He said there would be a variety of cuisine offered, as well as live music.

Supervisor Loeb spoke regarding the American Red Cross's Sound the Alarm Program and their goal to install smoke alarms in the City of Glens Falls on May 4th. He reminded everyone there was also an on-going program in the region where they would install smoke alarms in homes to anyone who contacted them at no cost.

Supervisor Merlino thanked Supervisor Beaty and Mr. Moore for their reports on the State Budget, as it appeared to have a negative impact on the towns and the County. He discussed the EMS Task Force and how he was pleased the group was created to develop a plan to deal with the issue, adding he believed the program being developed would be worthwhile to participate in. He added the Shared Services Program provided many benefits to the towns and the County, as well. He voiced his concern that no additional discussion had taken place regarding the sales tax allocation. With regards to Supervisor Wild's report on Occupancy Tax, Supervisor Merlino stated the Star report was used as a reference for the information included in the report, apprising he believed this was not accurate since there were only twenty-nine properties in Warren County on the Star Report that represented 2,776 rooms, but the County had approximately 9,867 rooms.

Supervisor Sokol exited the meeting at 11:29 a.m.

Supervisor Wild indicated he was aware that he had missed some things on his report on occupancy, adding this was why he has presented it to the full Board for feedback. He said his intent was to determine ways to measure how they were doing and he remarked he believed occupancy tax was an asset for the County. He said he would like for a meeting to be scheduled to allow them to discuss the matter thoroughly at a future Occupancy Tax Coordination Committee meeting.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Simpson and seconded by Supervisor Dickinson, Chairman Conover adjourned the Board Meeting at 11:31 a.m.

**WARREN COUNTY BOARD OF SUPERVISORS
BOARD MEETING
FRIDAY, MAY 17, 2019**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:01 a.m.

Mr. Ronald F. Conover presiding.

Salute to the flag was led by Supervisor McDevitt.

Roll called, the following members present:

Supervisors Leggett, Diamond, McDevitt, Braymer, Driscoll, Frasier, Simpson, Hogan, Dickinson, Merlino, Strough, Wild, Beaty, Magowan, Sokol, Thomas, Geraghty and Conover-18; Supervisors Loeb and Hyde absent-2

Commencing the Agenda review, Chairman Conover noted a motion was necessary to approve the minutes of the April 19, 2019 Board Meeting, subject to correction by the Clerk of the Board. The motion was made by Supervisor Strough, seconded by Supervisor Simpson and carried unanimously.

Continuing to the presentation of the employee of the month award, Kevin Hajos, *Superintendent of Public Works*, apprised Tim Benway, *Director, Parks, Recreation & Railroad*, had nominated Jeff Inglee, *Warren County Fish Hatchery Manager*, for the employee of the month award. He stated Mr. Inglee had been employed by with the Parks, Recreation & Railroad Department for about eleven years during which time he had been instrumental in the operation of the Fish Hatchery; he noted Warren and Essex Counties were the only Counties in the State who operated their own fish hatcheries. He advised it was due to Mr. Inglee's efforts that the Fish Hatchery was so well run and above par and he added other accomplishments of Mr. Inglee included the stocking program and the Spring Zing event which occurred last weekend and had over 350 attendees. He proceeded to read aloud a letter from the Adirondack Chapter of Trout Unlimited regarding their appreciation of the assistance provided by the Warren County Fish Hatchery, and in particular Mr. Inglee, in carrying out their support of numerous area Trout in the Classroom Programs this past Fall by providing them with trout eggs when the NYS DEC (*New York State Department of Environmental Conservation*) was unable to due to unforeseen circumstances; *a copy of the letter is on file with the items distributed at the May 17th Board Meeting*. A round of applause followed. Ryan Moore, *County Administrator*, and Chairman Conover presented Mr. Inglee with a Certificate of Appreciation from the Board and a piece of pottery featuring a rendering of outline of Lake George.

Mr. Inglee remarked he would not have been able to accomplish this without the efforts of the Fish Hatchery staff and he thanked the Board members for their recognition. Another round of applause was given.

Proceeding with the Agenda review, Chairman Conover extended privilege of the floor to Supervisor McDevitt, for the presentation of a Certificate of Excellence to Shelby Gardner, *a SUNY (State University of New York) Adirondack graduate*. Supervisor McDevitt stated he had the honor and privilege of representing the Board and speaking at the graduation ceremony for SUNY Adirondack. He welcomed Ms. Gardner, who was present this morning with her daughter to receive this recognition. He remarked on behalf of the Board of Supervisors he was pleased to recognize Ms. Gardner, a nursing graduate who demonstrated persistence and the tenacity it took to be a success. He mentioned as a resident of the City of Glens Falls, Ms. Gardner enrolled at SUNY Adirondack in 2010, but had to put her education on hold when her mother passed away. He continued, four years later Ms. Gardner re-enrolled in courses to pursue a career in healthcare when tragedy struck again with the passing of her father. He advised this solidified Ms. Gardner's dream to be a caregiver in the roll of a nurse, apprising she had overcome many obstacles with the support of her family and the College. To go from a high school drop out to a college graduate. He said Ms. Gardner's plans for the future were to pursue a career in medical surgery or psychiatry while continuing to pursue a Bachelor's Degree in Science in Nursing at SUNY Plattsburg. He congratulated Ms. Gardner

and voiced how proud the Board was of her accomplishment and wished her well as she embarked upon this noble career and he presented her with the Certificate of Excellence. A round of applause followed.

Supervisor Hyde entered the meeting at 10:09 a.m.

Continuing with the Agenda review, privilege of the floor was extended to Jim Lieberum, *District Manager, Warren County Soil & Water Conservation District*, to review the draft 2018 MS4 (*Municipal Separate Storm Sewer System*) Annual Report. Mr. Lieberum stated he was present to end the public review and comment period for the draft 2018 MS4 Annual Report, apprising it had been announced for public review at the April 29th meeting of the Public Works Committee and hard copies had been made available for public review and comment at the Warren County Clerk of the Board's Office, the office of the Department of Public Works and the Soil & Water Conservation District office, as well as being available in electronic format at his organizations website and the County website. He mentioned currently there had been no comments received. He remarked how important it was for this report to be made available to the public, as it demonstrated public input in process. He advised the County had been part of the MS4 Program since 2003 and it only concerned County facilities and infrastructure located within the designated urban area here. He encouraged anyone interested in obtaining more information regarding the MS4 Annual report to visit his offices website where detailed information was provided including the past reports. He said the report was a total of fifty-five pages which consisted of a summary of the activities that occurred for storm water erosion control, education outreach and other things of that nature that had occurred in those urbanized areas.

Supervisor Magowan advised he would like to take a moment to recognize Mr. Lieberum for receiving the prestigious Willard F. Croney Distinguished Service Award from the New York State Conservation District Employees' Association and he asked Mr. Lieberum to describe what this achievement entailed. Mr. Lieberum stated his staff had nominated him for this lifetime achievement award which he was honored to receive because many of those who had received the award before him were individuals he respected and had known since he first became employed by the organization. He remarked he would not have been able to obtain the award without the hard work and dedication of his staff, who worked tirelessly on a variety of projects. He added he believed this award reflected well on his office, as well as the County and he thanked the Board for the assistance the County provided to his organization. Supervisor Magowan thanked Mr. Lieberum for all of his hard work and achieving what he did all over the County on behalf of the Board of Supervisors. A round of applause followed. Mr. Lieberum apprised it was necessary for the Board to close the public comment period and then approve the report in order for him to be able to submit it to the NYS DEC.

Motion was made by Supervisor Dickinson seconded by Supervisor Merlino and carried unanimously to close the public comment period and accept the MS4 Annual Report.

Motion was made by Supervisor Dickinson, seconded by Supervisor Merlino and carried unanimously to approve the MS4 Annual Report.

Moving along to the report by the Chairman of the Board, Chairman Conover advised he and a number of other Supervisors had toured the County Jail on April 23rd and he added how impressed he was with how well maintained the facility was; he opined that it looked brand new which he attributed to the care provided by the maintenance and buildings and grounds staff for the facility. He thanked Sheriff York and Supervisor Leggett for arranging the tour. He stated he attended the EMS Advisory Board meeting on April 25th and later that evening he, along with many other Board members, had attended a demonstration of the electronic poll books in the Human Services Building with representatives of the Board of Elections which he found to be very informative. Chairman Conover stated on May 13th he had attended a Lake George Partnership meeting at the Town of Queensbury and yesterday he had attended the InterCounty Legislative & Rules Committee meeting in Essex County during which they toured their headquarters of the Meals on Wheels Nutrition Program where over six hundred meals were produced on a daily basis to be delivered to congregate sites and for home delivery. He informed during the meeting NYSAC (*New York State Association of Counties*) staff provided

a presentation concerning currently legislative and issues pertaining to State and County Governments.

Chairman Conover then called for the reports by Committee Chairmen on the past months meetings or activities.

Supervisor McDevitt stated the highlight of the month for him was the SUNY Adirondack Graduation Ceremony this past Saturday at the Cool Insuring Arena. He remarked he believed the Cool Insuring Arena was an appropriate location to use for this purpose as opposed to a gymnasium, as he believed it added a sense of warmth and excitement to the process.

Chairman Conover thanked Supervisor McDevitt for agreeing to represent the County at the graduation ceremony and he added he concurred with Supervisor McDevitt that the Cool Insuring Arena was an excellent venue to use for this purpose.

Supervisor Braymer reported on the April 22nd meeting of the Environmental Concerns & Real Property Tax Services Committee meeting where they approved proposed Resolution Nos. 196-199 and she requested support of each, as well as proposed Resolution No. 218, *Introducing Proposed Local Law No. 6 of 2019 Entitled "A Local Law to Establish a Sustainable Energy Loan Program (Open C-Pace) in Warren County" and Authorizing Public Hearings Thereon*. She stated the next meeting was scheduled for May 30th during which a topic for discussion would involve the Climate Smart Communities Program.

Supervisor Driscoll indicated he had nothing to report on.

Supervisor Frasier stated the Health, Human & Social Services Committee had met on April 22nd, approving proposed Resolution Nos. 200-214. She called attention to proposed Resolution No. 214, *Authorizing Inter-Municipal Agreement with Washington County to Provide Mentoring to Veterans under the Joseph P. Dwyer Veteran Peer Services Program*, and she acknowledged Denise DiResta, *Director, Veterans' Services*, and her counterpart in Washington County for their efforts to get this program off the ground. Supervisor Frasier stated she had attended a meeting of the Quality Care Coalition which Ginlle Jones, *Director, Public Health*, had worked tirelessly on to assemble at Centers Health Care Facility. She voiced her pleasure with the attendance at the meeting and she noted that four nursing home facilities had representatives at the meeting, as well as many of the human service agencies in the region. She informed the Coalition planned on meeting on a quarterly basis and she added she was looking forward to hearing about the progress that was made by them. She noted Supervisors Driscoll and Hogan had attended the meeting, as well. She advised she had also attended the meeting of the Intercounty Legislative Committee of the Adirondacks yesterday in Essex County.

Supervisor Simpson apprised the Public Works Committee had met on April 29th, approving proposed Resolution Nos. 224-231, most of which concerned consultant services on County Bridge Projects throughout the County. He added they had also discuss the RFP (*Request for Proposal*) for the County Railroad and he asked Mr. Moore when the matric concerning a timeline for a decision making process on the County Railroad would be completed and Mr. Moore responded he hoped to be able to distribute it to the Board next week. Supervisor Simpson stated they would commence with the process and provide a presentation for the Committee at their next meeting. He remarked the lobby day in Albany, New York for the Adirondack Park had been a success with good attendance and productive meetings to discuss key issues in the Adirondacks with the regions legislative representatives such as the banning of ATV's, the lack of cellular and broadband coverage there, etc. He mentioned there was about twenty days remaining in this legislative session following which he hoped to have some good news to report. Supervisor Simpson remarked he was pleased to report work on the Middleton Bridge would be moving forward as a result of a letter drafted by Assemblyman Stec to the NYS DOT (*New York State Department of Transportation*) with the support of Assemblyman Englebright, who was Chairman of the Assembly Committee on Environmental Conservation, that explained the significance of this bridge to Warren County.

Supervisor Hogan stated it had been a productive month for Cornell Cooperative Extension with over forty participants in the Game of Logging Training Program. She said the Board of Directors for Cornell Cooperative Extension had awarded the bid for electrical

supplies to complete the building to GMES in the City of Glens Falls and a Warren County electrician was going to assist by handling the installation. She informed the Master Gardeners plant sale was scheduled for June 1-2, 2019 at their facility in the Town of Warrensburg and she encouraged anyone who had not already purchased their plants to do so there. Supervisor Hogan announced Cornell Cooperative Extension was updating their Strategic Plan for 2019-2021, apprising this would be a major undertaking.

Supervisor Dickinson advised the Occupancy Tax Coordination Committee had met on April 23rd, approving proposed Resolution Nos. 219-221. He thanked Supervisor Driscoll for coming to the Town of Lake George to do a presentation regarding SNAP (*Supplemental Nutrition Assistance Program*) which he found to be very informative. Supervisor Dickinson voiced his pleasure regarding the fact that for the first time since he was elected six years ago that the State had made available funding to assist homeowners with their septic systems on their properties.

Supervisor Merlino reported on the April 29th meeting of the Park Operations & Management Committee, where they approved proposed Resolution Nos. 222-223 and he provided a brief overview of each. He stated he had no report on Tourism other than there was an upcoming Committee meeting on June 4th and he extended privilege of the floor to Joanne Conley, *Director, Tourism*, to provide an update regarding the tour given to some representatives from China a few weeks ago.

Ms. Conley advised a Tourism and Cultural Exchange had taken place here two weeks ago during which she and Tanya Brand, *Group Tour Promoter*, took a group of delegates from Huangshan, China, the fourth largest tourist destination City in China, who were guests of Assemblyman Smullen and former Assemblyman Butler, to The Sagamore Resort. She mentioned there had been a signing of an agreement between the Adirondack region and the Huangshan region due to their similarities in geography, the fact that they were both tourist destinations and culture. She stated that Supervisor Simpson and a number of other representatives of the Adirondack region had been part of the signing of what was considered a "sister agreement". She mentioned Warren County had a China Ready program that Ms. Brand was working on through her International Program to assist local businesses in being prepared to accommodate the Chinese tourists, as there were about one million Chinese Americans who lived in New York City who had family travel from China to visit them and tour other areas in the State, as well. She said this was a good connection for them and she hoped to move this forward with their partners in the Adirondacks and their partners with I Love NY.

Supervisor Simpson advised he had met with several hundred Chinese delegates at the United Nations in New York City during which he was impressed with how the County Tourism Department was integrated throughout the Adirondacks, as well as with this connection in New York City. He said this displayed the testament of the Tourism Department. He said this was not only driven by tourism and the economy, but also environmentally. He stated the Huangshan region of China was smaller than the Adirondacks, but had just as many peaks and a population of 1.8 million which is why they had the same type of struggles as the Adirondacks did. He remarked that Ms. Conley and her staff had done an exceptional job.

Supervisor Strough apprised the Legislative & Rules Committee had met on May 2nd, approving proposed Resolution Nos. 215-218 and he provided a brief overview of each. In regards to proposed Resolution Nos. 243, *Establishing Capital Project No. H386 CR7 over Halfway Creek Bridge Replacement; Authorizing Transfer of Funds and Amending Warren County Budget for 2019*, and 228, *Authorizing Agreement with Creighton Manning Engineering for Consultant Services in Connection with Capital Project H386 CR 7 over Halfway Creek Bridge Replacement, Town of Queensbury*, Supervisor Strough clarified the official name was Halfway Brook and not Creek.

Supervisor Wild indicated he had nothing to report.

Supervisor Beaty advised the Shared Services Committee had met on April 23rd, approving proposed Resolution No. 232 which he provided a brief summary of. Supervisor Beaty reported on the April 29th meeting of the County Facilities Committee meeting where they approved proposed Resolution Nos. 182-185 and he provided a brief overview of each.

He mentioned Mr. Moore would be proposing an amendment to proposed Resolution No. 184, *Authorizing Selection of Jacobs Civil Consultants, Inc., McFarland Johnson, Inc., and Aecom USA, Inc. to Serve as Architectural/engineering and Planning Consultants for the Floyd Bennett Memorial Airport (Wc 002-19)*, during his report. Supervisor Beaty advised he would like to add a few remarks to the statement he made at the last Board Meeting regarding the number one issue in the State which was how to prevent the residents from moving out of the State. He stated student enrollment at public institutions was declining, more so in community colleges, and public schools enrollment was at 2.6 million in the State which was the lowest level in thirty years. He apprised forty-six of the sixty Counties in the State's population was declining and the number of deaths were outnumbering the number of births. He informed the State of Florida had 65,000 residents from New York State relocate there last year; he apprised there was a possibility that in the next census the State could lose two Congressional seats, going from twenty-seven to twenty-five resulting in less voice for the State there. He expressed that it was imperative to determine how to prevent people from moving out-of-State, as he felt this was the number one issue in New York. He added a result of the dwindling population there was a revenue shortfall in the State Budget because the Governor had not anticipated that as many people would move out-of-State that did. He advised it was imperative that they determine what the County could do to continue to encourage people to stay and love the area that was home to everyone here.

Supervisor Magowan indicated he had no Committee report, but he acknowledged the Supervisors for working together at the Committee meetings to bring forward all of these resolutions.

Supervisor Sokol apprised the Finance Committee had met on May 2nd, approving proposed Resolution Nos. 180-181 and 240-245. He called attention to proposed Resolution No. 240, *Approving the Warren County Bad Debt Policy*, which would adopt a formal policy regarding bad debt. He said typically the bad debt was reviewed in executive session during a Finance Committee meeting regardless of the dollar amount and this policy would streamline the process and a quarterly report would be provided to the Finance Committee. In regards to proposed Resolution No. 241, *Amending Resolution No. 391 of 2007, Which Established a Petty Cash Fund for the County Clerk's Office, to Increase the Amount of the Petty Cash Fund*, Supervisor Sokol informed there had been a revision in the total amount of the Petty Cash for the County Clerk's Office and the appropriation to Health Services had been removed from proposed Resolution No. 245, *Authorizing the Appropriation of Funds from the Computer Reserve Fund to Various Departmental Budgets; Amending 2019 Warren County Budget*, as grant funding was available to purchase the laptops for the Department.

Supervisor Sokol offered privilege of the floor to Mike Swan, *County Treasurer*, to provide the monthly update regarding the County's finances. Mr. Swan stated sales tax revenue was down slightly; however, he noted, he was not concerned because they were just above where they needed to be as a result of how Supervisor Thomas had budgeted for this revenue source. He added they were above what had been budgeted for occupancy tax collections which was a good indicator that they were not in a downturn of the economy. He mentioned he had finally received some data from the New York State Department of Taxation and Finance concerning how much sales tax was collected from the tourist accommodations, restaurants, gasoline sales, etc. in 2016 and he was currently working on compiling this data into a report to provide to the Board members within the next few weeks. He advised he had been working with the Glens Falls National Bank & Trust Company on an investment plan for the County's deposits which would be advantageous to the County through interest income generated.

Supervisor Braymer questioned how much occupancy tax was remaining that could be disbursed and Mr. Swan replied there was a sufficient amount of money to cover what was required for the County to distribute and then there was a surplus, but he was unsure of the balance. Ms. Braymer stated that there was a resolution before them today which was requesting an additional \$30,000 and she was aware of at least one more outstanding request for occupancy tax funds this year. Mr. Swan apprised there was a substantial balance to cover

those requests, explaining one million dollars was carried over each year for cash flow purposes, meaning even if enough funds had not been collected to cover these expenses this year there would be a sufficient balance to cover the requests for funding.

Mr. Moore confirmed the occupancy tax reserve balance had a sufficient amount of money to cover the request before them today, as well as the outstanding requests.

Supervisor Thomas apprised the Budget Committee would be meeting on May 30th during which representatives from ANCA (*Adirondack North Country Association*) and Lakes to Locks would be on hand to answer questions regarding their organizations and the County's annual financial contribution to them to cover their expenses. He added another topic of discussion would be the Unappropriated Surplus Fund Balance, as well as any other topics that may be brought forward for discussion. Supervisor Thomas advised he had attended a Forest Management Training Program this past week at the NYS DEC office in the Town of Warrensburg which he found to be very informative.

Supervisor Hyde indicated she had nothing to report on.

Supervisor Geraghty stated that the Personnel & Higher Education Committee had approved proposed Resolution Nos. 234-239 and he provided a brief overview of each. He said he had attended the Spring Zing at the Warren County Fish Hatchery which was well attended and he visited the Highway Employee Safety Days at the Warren County Fairgrounds this past Wednesday. With regards to Shared Services, Supervisor Geraghty informed the Town of Warrensburg had located a new tractor for mowing on the NCPA (*National Cooperative Purchasing Alliance*) that Julie Butler, *Purchasing Agent*, had made available to the municipalities when they were unable to locate what they were looking for on the State contract. He encouraged anyone interested in observing a Meals on Wheels Program that used only a single site to cook and prepare all of their meals that they visit the Essex County site they toured during the Intercounty Legislative Committee of the Adirondacks.

Supervisor Leggett reported on the April 23rd meeting of the Criminal Justice & Public Safety Committee meeting where they approved proposed Resolution Nos. 186-193 and he provided a brief overview of each. He advised he had also attended a Hazard Mitigation Planning Workshop with Supervisor Thomas, as well as the Forest Management Training Program this past week at the NYS DEC office in the Town of Warrensburg. He added he had also attended the Highway Employee Safety Days at the Warren County Fairgrounds which was offered by the Warren County Self-Insurance Department.

Supervisor Diamond indicated he had nothing to report on.

Continuing to the report by the County Administrator, Mr. Moore stated not only was the State losing population and representation, individuals were also relocating from Upstate New York to the Downstate region and the fewer representatives they had were more concentrated downstate; he said the exception was Saratoga County, where people were moving there instead of away. He remarked in his mind there was no reason why Warren County could not be also be a place people moved to just as they did in Saratoga County through long-range planning. He encouraged thinking about the needs of the community and ways this County could play a positive roll in developing and moving forward into the new century. He mentioned there had been a great editorial featured in *The Post Star* this past week which touched upon some of these themes, and as previously stated by Supervisor Beaty, there were many Supervisors on this Board who were thinking of long-term solutions and had been discussing their ideas with him. He said he believed they would develop a positive plan to move forward with.

Mr. Moore recognized Shawn Lamouree, *Warren County Undersheriff*, for 30 years of service to the Sheriff's Office and Mr. Moore read aloud a listing of the meetings he had attended since the April 19th Board Meeting; *a copy of Mr. Moore's report is on file with the items distributed at the Board Meeting.*

Mr. Moore stated that proposed Resolution No. 184, *Authorizing Selection of Jacobs Civil Consultants, Inc., McFarland Johnson, Inc., and Aecom USA, Inc. to Serve as Architectural/engineering and Planning Consultants for the Floyd Bennett Memorial Airport (Wc 002-19)*, pertained to pre-qualifying firms to handle engineering and planning work at the

Airport over the next five years. He stated Mr. Hajos and Don DeGraw, *Airport Manager*, requested that the resolution be amended to remove C&S Engineers from the proposed Resolution because the FAA (*Federal Aviation Administration*) had shut down the Runway Extension Project in terms of being a funding partner meaning all of C&S's related work on that which had been approved previously by the FAA immediately ceased. He said C&S Engineers would continue to work with the County to close out this Project. He said the other Project C&S was working on was the Snow Removal Equipment Building which was based off of the previous pre-qualified list and they had already prepared the grant application which the Board approved submission to the FAA at the April 17th Board Meeting. He mentioned at the appropriate time Mr. Hajos would be returning to the County Facilities Committee and to the full Board for permission to C&S to complete this project which involved design and inspection work. He advised as per Ms. Butler, C&S was not required to be included on the new pre-qualification list in order to finish up this project, as they could continue to work under the authority of the previous list. He requested that proposed Resolution 184 be amended to establish that the new pre-qualified list consist only of Jacobs Civil Consultants, Inc., McFarland Johnson, Inc., and Aecom Usa, Inc.

Motion was made by Supervisor Simpson, seconded by Supervisor Beaty and carried unanimously to approve the request to amend proposed Resolution No. 184 as outlined above.

Privilege of the floor was extended to Mary Elizabeth Kissane, *County Attorney*, to provide a report from the County Attorney. Ms. Kissane provided an update on two lawsuits that were decided this past week in favor of the County, the first of which was Sassy vs. Warren County and the other was Mahar vs. Warren County and she provided a brief overview of each judgement.

Resuming the Agenda review, Chairman Conover called for the reading of communications, which Sarah McLenithan, *Deputy Clerk of the Board*, read aloud, as follows:

Reports from:

1. Capital District Regional Off-Track Betting Corporation Financial Reports dated January 31, 2019 and February 28, 2019;
2. Capital District Regional Off-Track Betting Corporation Audited Financial Statements for years ended December 31, 2018 and 2017; and
3. Audited Financial Report Update Document for the County of Warren for the fiscal year ended December 31, 2018.

Minutes from:

1. Warren County Jury Board Annual Meeting.

Letters/emails from:

None.

Other:

1. Capital District Regional Off-Track Betting Corporation March 2019 payment in the amount of \$3,658.

Continuing to the reading of resolutions, Ms. McLenithan announced proposed Resolution Nos. 180-245 were mailed; she informed that proposed Resolution Nos. 223, 241 and 245 were amended after mailing and a motion was needed to approve the revisions. The necessary motion was made by Supervisor Simpson, seconded by Supervisor Sokol and carried unanimously. She stated proposed Resolution No. 184 had been amended from the floor.

Chairman Conover called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

Supervisor McDevitt requested a roll call vote on proposed Resolution No. 217, *Opposing New York State Senate Bill S.1947 and New York State Assembly Bill A.1261 Related to Hours, Wages and Supplements in Contracts for Public Work*.

Supervisor McDevitt advised he was fully supportive of New York State Senate Bill S.1947 and New York State Assembly Bill A.1261, as he believed one of the biggest issues in the Country was paying living wages. He said those who fell under the realm of the bottom of the economic ladder such as electricians, plumbers, etc. who worked hard in an effort to meet their responsibilities as parents and citizens. He informed this law was embedded into the New York State Constitution, apprising he would chose to pay slightly more in taxes to ensure that those impacted by this were provided with a living wage.

Supervisor Braymer stated she was also in support of New York State Senate Bill S.1947 and New York State Assembly Bill A.1261 due to the fact that she felt fair, equitable wages should be paid to union members and those that Supervisor McDevitt just referred to that worked hard in the trade industry.

Supervisor Braymer apprised the other matter she would like to discuss was the State Budget deficit that Supervisor Beaty had mentioned. She stated a part of this deficit was a \$2.3 billion loss to the State as a result of the Federal Administrations Tax Policy. She said this had not only hurt the State, but also its taxpayers who could use a wage increase.

Supervisor Beaty informed he disagreed with Supervisors McDevitt and Braymer and he noted New York State had the highest tax rate in the Country. He mentioned adding additional costs to projects would result in more tax which he did not agree with, as this would increase the amount of residents who wanted to move out-of-State. He pointed out the average wage in New York State was above the majority of all other States. He concluded by stating he would be voting in favor of proposed Resolution No. 217, *Opposing New York State Senate Bill S.1947 and New York State Assembly Bill A.1261 Related to Hours, Wages and Supplements in Contracts for Public Work*.

Supervisor Strough remarked he respected and concurred with Supervisor McDevitt that they did have to promote a fair wage to ensure individuals were able to pay their bills and earn a decent living and he noted municipalities were required to pay the prevailing wage rates and ensure that benefits were paid for workers on direct projects that involved the government. However, he pointed out, he could foresee the collateral as being potentially damaging. As an example, he said fire houses that were independent companies could be prevented from constructing safer buildings because they were unable to afford to pay the prevailing wage rates, as well as not-for-profits who wanted to do greater things in the community, but could not afford to do so. He said he understood the intent, but it was the collateral damage that would result from this law which concerned him.

Supervisor Simpson informed he had been self-employed for thirty-one years during which time he had the option to be a part of some sort of organized labor which would dictate what his paycheck would be. He voiced his opposition to New York State Senate Bill S.1947 and New York State Assembly Bill A.1261, apprising he had been able to make an appropriate wage during his career through hard work and advertising; he added it was solely his responsibility to be compensated fairly. He mentioned this law would add more burden to employers which would result in an additional burden being placed on employees, thereby contributing to the loss of business and economic viability in New York State.

Supervisor Driscoll stated the reality was this was a quality versus quantity issue because if employers were required to increase their wages they would decrease the number of staff they had. He said this would result in more people having less opportunities to work, apprising although he concurred they had to offer affordable wages, they should also stretch that out to as many people as possible.

Supervisor Magowan advised while he concurred with Supervisors McDevitt and Braymer he, as well was opposed to New York State Senate Bill S.1947 and New York State Assembly Bill A.1261. He stated he had been self-employed for thirty-five years and was well aware of the hard work required to make a decent living and that was why he felt forcing employers to pay the prevailing wage rates would force them to move out-of-State. He pointed out the Queensbury Fire House had to make changes because they could not afford to pay the prevailing wage rate. He remarked he felt a better solution would be to come up with a compromise that was fair to both the employers and employees.

Supervisor McDevitt apprised the fire houses in the Town of Queensbury appeared to be more like museums due to their stunning appearance. He said this was why he did not have sympathy for the firemen in the Town of Queensbury because they felt they were not adequately supported.

Supervisor Wild asked whether there was any modification to the New York State prevailing wage to reflect more local wages, as he believed it would be unreasonable to expect Warren County to pay the same wage as some borough of New York City. Chairman Conover responded that municipalities were required to pay New York State Prevailing Wage Rates or Davis Bacon which was a Federal wage rate depending upon whichever one was greater and typically it was the New York State rate. Mr. Moore apprised there were regional differences. Supervisor Geraghty stated the information was available online at the New York State Department of Labor's website based upon the occupation and region the project was located in. Supervisor Wild inquired how much of an increase the prevailing wage rate was over what the typical wage was with other contracts and Mr. Moore responded it depended upon the project and whether the workers it impacted with were unionized. Supervisor Leggett apprised a recent bill the Town of Chester received from a contractor contained a labor rate of \$120 an hour but the prevailing wage rate was \$220 an hour for that same job. Chairman Conover informed it was broken down by Title 8 which included service wages for landscaping, etc, and Title 9 which covered Public Works. He said anyone who bid on a public project was required to pay prevailing wage and then when they submit for the vouchers municipalities were required to keep those payrolls and that literature on file should there be any type of audit to ensure everyone who worked on the project was paid correctly.

Supervisor Magowan advised he felt compelled to clarify he was not signaling out the firehouses in the Town of Queensbury, but he believed this could be an instance where they could save money if they did not have to pay the prevailing wage rate. He stated he was aware that the fire stations in the City of Glens Falls were older buildings; however, he noted, the Town and City structured their Fire Departments differently.

Chairman Conover called for a vote on resolutions, following which Resolution Nos. 180-245 were approved, as presented with the exception of proposed Resolution No. 184 which was amended from the floor.

During the roll call vote, Chairman Conover asked that they start over on the roll call vote on proposed Resolution No. 217, *Opposing New York State Senate Bill S. 1947 and New York State Assembly Bill A. 1261 Related to Hours, Wages and Supplements in Contracts for Public Work*, as several of the Supervisors had misunderstood that a vote in opposition meant they were in support of New York State Senate Bill S.1947 and New York State Assembly Bill A.1261.

In regards to proposed Resolution No. 235, *Amending Table of Organization and Warren County Salary and Compensation Plan for 2019 for the District Attorney's Office*, Supervisor Braymer remarked while she believed the District Attorney was entitled to a fair wage, she felt that \$200,400 was a significant salary for this region and she was concerned that the resolution indicated that future mandatory salary increases were to be made administratively without the need for further Board approval. She pointed out this meant they would have to bring their opposition to the wage from the floor going forward because any pay increases for the position would not require Board approval.

Supervisor Beaty apprised the State was the one who set the salary for the District Attorney position, noting the County had no control over what the salary was. Supervisor Braymer interjected her point was the County would have to lobby to the State if they ever wanted to take control over the salary.

Supervisor Geraghty advised Mr. Moore had stated at the Personnel & Higher Education Committee meeting that he would ensure that the Committee was notified whenever the State made changes to the salary of the District Attorney position.

Chairman Conover called for public comments from anyone wanting to address the Board on any matter.

Steve Baratta, *City of Glens Falls Resident*, stated that the Board had voted in favor of

Resolution No. 217, 217, *Opposing New York State Senate Bill S.1947 and New York State Assembly Bill A.1261 Related to Hours, Wages and Supplements in Contracts for Public Work*, due to the fact that it would create additional expenses to the County and drive jobs away and yet they also voted in favor of increasing the salary of the District Attorney, whose salary was already substantial. He said he interpreted this to mean that the Board valued the District Attorney's work over the other work in an uninformed way. He remarked he could not comprehend why low wage laborers were valued less than high paid white collar workers in society, as well as this County.

Supervisor Magowan apprised he felt compelled to point out the County had no control over the salary for the District Attorney position, as the salary was mandated by the State. Chairman Conover recommended that Mr. Baratta meet with Mr. Moore following the conclusion of the meeting to get a better understanding of the process the County was required to follow. Mr. Baratta remarked the point he was making was that Resolution No. 217 would have also addressed the same type of mandated law to address the wages of workers.

Travis Whitehead, *Town of Queensbury Resident*, advised he felt there would be unintended consequences relating to New York State Senate Bill S.1947 and New York State Assembly Bill A.1261, as there was some question as to what the final form of the law would be. He stated as a member of the WWIDA & CDC (*Warren-Washington Industrial Development Association & Civic Development Corporation*) they had been notified that this law could force anyone who applied for funding with them to follow these rules, as well. He stated if these private businesses who went before the WWIDA & CDC for funding for private projects were required to pay the prevailing wage rate which he did not believe they would be able to afford to pay resulting in them receiving no more requests. He advised this was one of the unintended consequences of this law that needed to be considered. He said he did believe some blue collar workers should be paid more than some lawyers because they contributed more.

With regards to the FAA's decision to no longer fund the Runway Extension Project, Mr. Whitehead stated he knew some Board members were disappointed by this decision because they were hoping for some economic gains from the extension; however, he noted, they had already achieved the economic benefits which had nothing to do with the Runway Extension Project. He mentioned when he first started to oppose the Runway Extension Project five years ago there were two jets based there and today there were five and yet the runway was no longer than it previously had been. He informed what did occur was that a private individual recognized that there was a need that needed to be filled if we were to track jets and moved forward with investing million of their own money in building to construct six T-Hangars. He pointed out this individual was being taxed on the T-Hangars he erected at the Airport which were assessed at \$1.5 million; however, he noted Warren County paid no taxes on their property at the Airport which was assessed for \$13 million. He stated he was pleased to see the \$10 million could now be spent at an airport that was in need of that funding for improvements to accommodate the air traffic there. He concluded by stating he felt this was a good thing for the County and the United States.

Gina Mintzer, *Executive Director, Lake George Chamber of Commerce & CVB*, apprised with regard to sales tax collection she felt compelled to point out that a number of big box retail stores had recently gone out of business including Sears and Kmart and the revenue from these would not be returning. She stated although new stores, such as Harbor Freight and Dollar General, had been constructed, the amount of sales tax generated from these was not the same and it was necessary for the Board members and the business community to be aware of this. She advised it was necessary to come up with ways to make up for this loss because occupancy tax did not make up for this.

Warren County Board of Supervisors

MORTGAGE TAX REPORT

To the Board of Supervisors of Warren County:

Your committee on Finance would respectfully report from the financial statement relative to mortgage tax receipts made by the County Clerk and County Treasurer of Warren County for the period ending March 31, 2019, and filed in the Office of the Board of Supervisors of Warren County. It appears that the amount received by the County Clerk from mortgage taxes for the period ending March 31, 2019, from current taxes was \$952,328.27 and that after receipt of all interest and payment of all expenses, the County's share to be distributed among the several tax districts amounts to \$952,416.91.


The amounts to be distributed to the several districts are as follows:

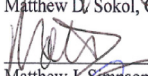
Bolton	\$64,932.33
Chester	27,543.06
Glens Falls	165,680.51
Hague	30,835.56
Horicon	20,879.94
Johnsburg	11,804.10
Lake George	113,965.61
Lake Luzerne	32,452.47
Queensbury	427,106.98
Stony Creek	6,106.07
Thurman	7,264.18
Warrensburg	26,407.96
Village of Lake George	17,438.14

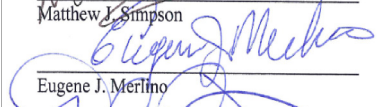
Your committee recommends the adoption of this report and recommends that the Chairman and the Clerk of the Board be authorized and directed to issue the proper warrant to the Treasurer of Warren County for the distribution of said tax.

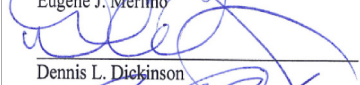
Dated: May 17, 2019

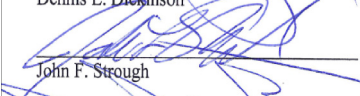
Respectfully submitted,
FINANCE COMMITTEE

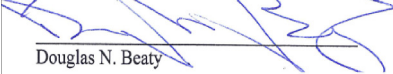

Matthew D. Sokol, Chairman



Matthew J. Simpson

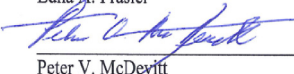

Eugene J. Merlino

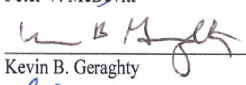

Dennis L. Dickinson

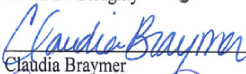

John F. Strough

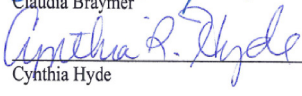

Douglas N. Beaty


Edna A. Frasier


Peter V. McDevitt


Kevin B. Geraghty


Claudia Braymer


Cynthia Hyde

RESOLUTION NO. 180 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

MAKING SUPPLEMENTAL APPROPRIATIONS

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: PUBLIC WORKS</u>				
D.5110 110	County Road, Maintenance of Roads, Salaries-Regular	D.5142 110	County Road, Snow Removal-County, Salaries-Regular	\$10,389.30
D.5110 120	Salaries-Overtime	D.5142 120	Salaries-Overtime	6,373.04
D.5110 810	Retirement	D.5142 810	Retirement	1,947.44
D.5110 830	Social Security	D.5142 830	Social Security	2,057.71
D.5110 831	Medicare Contribution	D.5142 831	Medicare Contribution	155.00
D.5110 860	Hospitalization	D.5142 860	Hospitalization	18,633.42
D.5110 865	Dental Insurance	D.5142 865	Dental Insurance	309.36
DM.5130 110	Road Machinery, Machinery, Salaries-Regular	DM.5130 120	Road Machinery, Machinery, Salaries-Overtime	796.68
<u>DEPARTMENT: MENTAL HEALTH/OFFICE OF COMMUNITY SERVICES</u>				
A.4320.0150 470	Mental Health Programs, 820 River Street-Mental Health, Contract	A.4320.0145 470	Mental Health Programs, Addictions Care Center, Contract	60,000.00

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: SPECIAL ITEMS:</u>				
A.1990 469	Contingent Account, Other Payments/ Contributions	A.1420 440	Law (County Attorney), Legal/ Transcript Fees	\$7,571.37

Roll Call Vote:
 Ayes: 970
 Noes: 0
 Absent: 30 Supervisor Loeb
 Adopted.

RESOLUTION NO. 181 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING WARREN COUNTY BUDGET FOR 2019 FOR VARIOUS DEPARTMENTS WITHIN WARREN COUNTY

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it
 RESOLVED, that the following budget amendments are approved and authorized:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
SHERIFF		
<u>ESTIMATED REVENUE</u>		
A.3120.1002 2260	School Resource Officers, Queensbury School District, Public Safety-Other Govt	\$36,645.39
A.3120.1003 2260	School Resource Officers, North Warren School District, Public Safety-Other Govt	18,606.47
A.3120.1004 2260	School Resource Officers, Lake George School District, Public Safety-Other Govt	18,167.30
A.3120.1005 2260	School Resource Officers, Bolton School District, Public Safety-Other Govt	19,032.03
A.3020.4040 4380	Sheriff's 911 Center, 2018-19 PSAP Grant, State Homeland Security Program	169,025.00
<u>APPROPRIATIONS</u>		
A.3120.1002 130	School Resource Officers, Queensbury School District, Salaries-Part Time	34,041.25
A.3120.1002 830	Social Security	2,110.91

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
SHERIFF - cont.		
<u>APPROPRIATIONS</u>		
A.3120.1002 831	Medicare Contribution	\$493.43
A.3120.1003 130	North Warren School District, Salaries-Part Time	17,284.14
A.3120.1003 830	Social Security	1,071.79
A.3120.1003 831	Medicare Contribution	250.54
A.3120.1004 130	Lake George School District, Salaries-Part Time	16,876.17
A.3120.1004 830	Social Security	1,046.51
A.3120.1004 831	School Resource Officers, Lake George School District, Medicare Contribution	244.62
A.3120.1005 130	Bolton School District, Salaries-Part Time	17,679.44
A.3120.1005 830	Social Security	1,096.32
A.3120.1005 831	Medicare Contribution	256.27
A.3020.4040 250	Sheriff's 911 Center, 2018-19 PSAP Grant, Technical Equipment	30,000.00
A.3020.4040 260	Other Equipment	139,025.00
VETERANS' SERVICES		
<u>ESTIMATED REVENUE</u>		
A.6510.0125 3711	Veterans Services, Peer to Peer Support Services, Peer to Peer Support Services	46,287.76
<u>APPROPRIATIONS</u>		
A.6510.0125 130	Veterans Services, Peer to Peer Support Services, Salaries-Part Time	21,684.00
A.6510.0125 220	Office Equipment	2,000.00
A.6510.0125 410	Supplies	500.00
A.6510.0125 423	Telephone	500.00
A.6510.0125 424	Postage	1,000.00

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
VETERANS' SERVICES - cont.		
<u>APPROPRIATIONS</u>		
A.6510.0125 426	Subscriptions	\$150.00
A.6510.0125 427	Membership & Dues	200.00
A.6510.0125 428	Data Processing & Internet Fees	200.00
A.6510.0125 436	Advertising Fees	10,000.00
A.6510.0125 439	Misc Fees & Expenses	1,400.00
A.6510.0125 444	Travel/Education/Conference	5,000.00
A.6510.0125 810	Retirement	1,994.93
A.6510.0125 830	Social Security	1,344.41
A.6510.0125 831	Medicare Contribution	314.42

RESOLVED, that the supplemental appropriations or reductions in estimated revenues and appropriations set forth above are authorized and the County Treasurer be, and he hereby is, authorized and directed to amend the budget of Warren County for 2019 for the estimated revenues, appropriations and codes indicated, and be it further

RESOLVED, that the Warren County budget for 2019 is hereby amended accordingly

Roll Call Vote:

Ayes: 970

Noes: 0

Absent: 30 Supervisor Loeb

Adopted.

RESOLUTION NO. 182 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE FEDERAL AVIATION ADMINISTRATION/NEW YORK STATE DEPARTMENT OF TRANSPORTATION TO PURCHASE TWO (2) SNOW PLOW TRUCKS FOR THE FLOYD BENNETT MEMORIAL AIRPORT

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board to execute and submit a grant application to the Federal Aviation Administration/New York State Department of Transportation to purchase two (2) snow plow trucks, in an amount not to exceed Four Hundred Fifteen Thousand Dollars (\$415,000), which includes a five percent (5%) local share of Twenty Thousand Seven Hundred Fifty Dollars (\$20,750), with a term to be determined, and be it further

RESOLVED, that upon notification of the award of said grant funds, the Chairman of the Board of Supervisors be, and hereby is, authorized and directed to execute any and all grant documents on behalf of the County of Warren relative to the above grant, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 183 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE FEDERAL AVIATION ADMINISTRATION/NEW YORK STATE DEPARTMENT OF TRANSPORTATION TO PURCHASE ONE (1) SNOW SWEEPER TRUCK FOR THE FLOYD BENNETT MEMORIAL AIRPORT

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board to execute and submit a grant application to the New York State Department of Transportation to purchase one (1) snow sweeper truck, in an amount not to exceed Six Hundred Forty Thousand Dollars (\$640,000), which includes a ten percent (10%) local share of Sixty-Four Thousand Dollars (\$64,000), with a term to be determined, and be it further

RESOLVED, that upon notification of the award of said grant funds, the Chairman of the Board of Supervisors be, and hereby is, authorized and directed to execute any and all grant documents on behalf of the County of Warren relative to the above grant, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 184 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING SELECTION OF JACOBS CIVIL CONSULTANTS, INC., MCFARLAND JOHNSON, INC., AND AECOM USA, INC. TO SERVE AS ARCHITECTURAL/ ENGINEERING AND PLANNING CONSULTANTS FOR THE FLOYD BENNETT MEMORIAL AIRPORT (WC 002-19)

WHEREAS, the County of Warren desires to receive grant monies from the Federal Aviation Administration (FAA) and the New York State Department of Transportation (NYS DOT) for improvements at the Floyd Bennett Memorial Airport, and

WHEREAS, it is necessary to apply for funding through the filing of "5-Year Airport Capital Improvement Plan," pre-applications and applications for Federal assistance and associated documentation, and

WHEREAS, the County of Warren has completed a qualification-based procurement process in accordance with the United States Department of Transportation Federal Aviation Advisory Circular No. 150/5100-14e, Architectural, Engineering and Planning Consultant Services for Airport Grant Projects to Select an Airport Planning & Engineering Consultant, and

WHEREAS, the Purchasing Agent has advertised for Request for Statement of Qualifications (WC 002-19) from consultants interested in providing planning, engineering, architectural, environmental, and construction administration services at the Floyd Bennett Memorial Airport, and

WHEREAS, the firms of Jacobs Civil Consultants, Inc., McFarland Johnson, Inc., and AECOM USA, Inc. possess special expertise in providing aviation-related professional services for similar facilities, and

WHEREAS, an evaluation of professional qualifications by the Superintendent of the Department of Public Works, Environmental Analyst, and the Airport Manager have determined that Jacobs Civil Consultants, Inc., McFarland Johnson, Inc., and AECOM USA, Inc. have a record of past performance, professional staff, financial and technical resources to serve the County of Warren as its Airport Planning & Engineering Consultants, now, therefore, be it

RESOLVED, that the Purchasing Agent notify the above consultants of the acceptance of their qualifications, and be it further

RESOLVED, that Jacobs Civil Consultants, Inc., McFarland Johnson, Inc., and

AECOM USA, Inc., be selected to serve the County of Warren as its Airport Planning & Engineering Consultants for a period not to exceed five (5) years, and be it further

RESOLVED, that the County will negotiate contract terms with each consultant based on Federal requirements, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to sign a separate agreement with each of the aforesaid Consultants, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Airport Budget Codes and Capital Projects.

Adopted by unanimous vote.

RESOLUTION NO. 185 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING SCHERMERHORN AVIATION II, INC. D/B/A RICH AIR TO REPLACE TWO (2) SIGNS AT THE ENTRANCE OF THE FLOYD BENNETT MEMORIAL AIRPORT

RESOLVED, that the Warren County Board of Supervisors hereby authorizes Schermerhorn Aviation II, Inc. d/b/a Rich Air to replace two (2) signs at the entrance of the Floyd Bennett Memorial Airport, at no cost to the County.

Adopted by unanimous vote.

RESOLUTION NO. 186 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING CONTINUATION OF AGREEMENT WITH LEGAL AID SOCIETY OF NORTHEASTERN NEW YORK, INC. FOR FAMILY COURT CONFLICT CASES

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a continuation agreement with Legal Aid Society of Northeastern New York, Inc., 55 Colvin Avenue, Albany, New York 12206, to provide free legal services to indigents as a Conflict Defender in the Warren County Family Court for a two year term commencing May 31, 2019 and terminating April 30, 2021 for an amount not to exceed One Hundred Sixty-Nine Thousand Four Hundred Thirty-Six Dollars (\$169,436) per year, in a form approved by the County Attorney, and be it further

RESOLVED, that funds shall be expended from Budget Code A.1170 470 Legal Defense- Indigents, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 187 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING CONTINUATION OF AGREEMENT WITH LEGAL AID SOCIETY OF NORTHEASTERN NEW YORK, INC. TO PROVIDE PARALEGAL/CASE MANAGEMENT SUPPORT SERVICES FOR INDIGENT PERSONS FOR THE ASSIGNED COUNSEL OFFICE

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a continuation agreement with the Legal Aid Society of Northeastern New York, Inc., 55 Colvin Avenue, Albany, New York 12206 to reimburse the agency for

paralegal/case management support services for indigent persons in the Warren County Family Court with funding from the Office of Indigent Legal Services (OILS) grant (Contract #C000752) for a term commencing January 1, 2019 and ending upon termination of grant funds from New York State, upon the same terms and conditions set forth in the agreement, in the amount of Eighty Six Thousand Four Hundred Sixty-Three Dollars (\$86,463), in a form approved by the County Attorney, and be it further

RESOLVED, that funds shall be expended from Budget Code A.1170 470 Legal Defense- Indigents, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 188 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING CONTINUATION AGREEMENT WITH LEGAL AID SOCIETY OF NORTHEASTERN NEW YORK, INC. TO PROVIDE PARALEGAL/CASE MANAGEMENT SUPPORT SERVICES FOR INDIGENT PERSONS FOR THE ASSIGNED COUNSEL OFFICE

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a continuation agreement with the Legal Aid Society of Northeastern New York, Inc., 55 Colvin Avenue, Albany, New York 12206 to reimburse the agency for paralegal/case management support services for indigent persons in the Warren County Family Court with funding from the Office of Indigent Legal Services (OILS) grant (Contract #C600052) for a term commencing January 1, 2019 and ending upon termination of grant funds from New York State, upon the same terms and conditions set forth in the agreement, in the amount of Forty-Five Thousand Dollars (\$45,000), in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1170 470 Legal Defense- Indigents, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 189 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

APPOINTING MEMBERS OF WARREN COUNTY FIRE ADVISORY BOARD FOR THE OFFICE OF EMERGENCY SERVICES

WHEREAS, the terms of the current members of the Warren County Fire Advisory Board expire on April 30, 2019 and Brian LaFlure, Fire Coordinator/Director of the Warren County Office of Emergency Services, has made recommendations for the appointment of members to commence May 1, 2019 and expire April 30, 2020, now, therefore, be it

RESOLVED, that pursuant to the recommendations of Brian LaFlure, Fire Coordinator/Director of the Warren County Office of Emergency Services, the following persons be, and hereby are, appointed as members of the Warren County Fire Advisory Board for the ensuing year:

NAME

Chief John Harrington
Assistant Chief Bill Gourley
Chief Jeff Dailey
Chief Richard Jones
Chief Jamie Ellis

FIRE DEPARTMENT

So. Queensbury Fire Department
Hague Fire Department
West Glens Falls Fire Department
Queensbury Central Fire Department
Luzerne-Hadley Fire Department

<u>NAME</u>	<u>FIRE DEPARTMENT</u>
Chief Robert Frevele	Riverside Fire Company
Chief Scott Hayes	Horicon Fire Department
Chief John Donohue	North River Fire Department
Assistant Chief Butch LaGoy	Bolton Landing Fire Department
Assistant Chief Pat Mellon	Bay Ridge Fire Company
Chief Fred Comstock	Garnet Lake Fire Department
Chief Daren Harvey	Chestertown Fire Department
Adopted by unanimous vote.	

RESOLUTION NO. 190 OF 2019
Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

APPOINTING MEMBERS OF WARREN COUNTY EMS ADVISORY BOARD FOR THE OFFICE OF EMERGENCY SERVICES

WHEREAS, the terms of the current members of the Warren County EMS Advisory Board made by Resolution No. 243 of 2015 expired on April 30, 2016 and were not renewed, and

WHEREAS, Brian LaFlure, Fire Coordinator/Director of the Warren County Office of Emergency Services, has made recommendations for the appointment of members to commence May 1, 2019 and expire April 30, 2020, now, therefore, be it

RESOLVED, that pursuant to the recommendations of Brian LaFlure, Fire Coordinator/Director of the Warren County Office of Emergency Services, the following persons be, and hereby are, appointed as members of the Warren County EMS Advisory Board for the ensuing year:

<u>NAME</u>	<u>EMS DEPARTMENT</u>
Micki Guy	EMS Coordinator
Patrick Mellon	1 st Deputy Coordinator
Travis Howe	2 nd Deputy Coordinator
Jack Tims	3 rd Deputy Coordinator
Laura Stebbins	Director of Emergency Preparedness
Ginelle Jones	Director of Public Health
Brian LaFlure	Director of OES
Regina Ladd	Bay Ridge EMS Department
Earl Mikoloski	Bolton EMS Department
Eric Catalfamo	Empire EMS Department
Jamie Schrammel	Glens Falls EMS Department
Margaret Haskell	Hague EMS Department
Kevin Fusco	Johnsburg EMS Department
Chris Hawley	Lake George EMS Department
Scott Stone	Luzerne EMS Department
Simon Gardner	Minerva EMS Department
Doug Wildermuth	North Queensbury EMS Department
Issachor Modert	North Warren EMS Department
Peter LaGrasse	Stony Creek EMS Department
Corey Ouellette	Warrensburg EMS Department
Bobby Boyle	West Glens Falls EMS Department
Adopted by unanimous vote.	

RESOLUTION NO. 191 OF 2019
Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild,
Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

**AMENDING AGREEMENT WITH NORTHEAST POLYGRAPH, INC. FOR POLYGRAPH
EXAMINATIONS FOR THE PROBATION DEPARTMENT**

WHEREAS, pursuant to Resolution No. 324 of 2009, the Warren County Board of Supervisors authorized the Chairman of the Board to execute an agreement with Northeast Polygraph, Inc., 55 Pulver Avenue, Ravena, New York 12143, for polygraph examinations for the Probation Department for a term commencing March 21, 2010 with automatic renewals if there are no materials changes, and

WHEREAS, the Director of Probation has requested that the agreement be amended to change the funding source from Enhanced Probation Supervision Services of Sex Offender Funding Grant to DCJS Block Grant, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an amendment agreement with Northeast Polygraph, Inc. to remove the Enhanced Probation Supervision Services of Sex Offender Funding Grant as the funding source and list DCJS Block Grant as the new funding source, effective upon execution of the agreement by both parties, in a form approved by the County Attorney, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 324 of 2009 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 192 OF 2019
Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild,
Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

**AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK
STATE OFFICE OF INDIGENT LEGAL SERVICES FOR FUNDING UNDER
STATEWIDE EXPANSION OF HURRELL-HARRING FOR THE PUBLIC DEFENDER**

WHEREAS, the Public Defender is requesting approval to submit a grant application to the New York State Office of Indigent Legal Services for funding under Statewide Expansion of Hurrell-Harring in an amount not to exceed Three Million Nine Hundred Seventy Thousand Two Hundred Eighty-Nine Dollars and Forty-Three Cents (\$3,970,289.43), for a term commencing retroactive to April 1, 2018 and terminating March 31, 2023, now, therefore be it

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute a grant application to the New York State Office of Indigent Legal Services for funding under Statewide Expansion of Hurrell-Harring in an amount not to exceed Three Million Nine Hundred Seventy Thousand Two Hundred Eighty-Nine Dollars and Forty-Three Cents (\$3,970,289.43), for a term commencing retroactive to April 1, 2018 and terminating March 31, 2023, in a form approved by the County Attorney, and be it further

RESOLVED, that upon notification of the grant award the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the grant agreement as well as any modifications, extensions and/or other necessary documents relative to the aforescribed grant program in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 193 OF 2019
Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild,
Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

**ACCEPTING PROPOSAL AND AUTHORIZING AGREEMENT WITH JUSTICE
BENEFITS, INC. TO PROVIDE REVENUE ENHANCEMENT SERVICES
FOR THE WARREN COUNTY CORRECTIONAL FACILITY (WC 3-19)**

WHEREAS, the Warren County Purchasing Agent requested proposals to provide revenue enhancement services for the Warren County Correctional Facility (WC 3-19), and

WHEREAS, the Warren County Sheriff has recommended that Warren County award the contract to Justice Benefits, Inc., 1711 E. Betline Road, Coppell, Texas 75019, now,

therefore, be it

RESOLVED, that the Warren County Purchasing Agent notify Justice Benefits, Inc. of the acceptance of their proposal, and be it further

RESOLVED, that Warren County enter into an agreement with Justice Benefits, Inc., 1711 E. Betline Road, Coppell, Texas 75019 to provide revenue enhancement services for the Warren County Correctional Facility, pursuant to the terms and conditions of the request for proposals and proposal, for a term commencing upon execution by both parties and terminating April 23, 2022, at no cost to the County, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 194 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

ACCEPTING PROPOSAL AND AUTHORIZING AGREEMENT WITH ADVOKATE, LLC TO PROVIDE MARKETING AND SOCIAL MEDIA SUPPORT FOR THE FIRST WILDERNESS HERITAGE CORRIDOR (WC 28-19)

WHEREAS, the Warren County Purchasing Agent requested proposals to provide marketing and social media support for the First Wilderness Heritage Corridor (WC 28-19), and

WHEREAS, the County Planner has recommended that Warren County award the contract to Advokate, LLC, 16c Exchange Street, Glens Falls, New York 12801, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent notify Advokate, LLC of the acceptance of their proposal, and be it further

RESOLVED, that Warren County enter into an agreement with Advokate, LLC, 16c Exchange Street, Glens Falls, New York 12801 to provide marketing and social media support for the First Wilderness Heritage Corridor, pursuant to the terms and conditions of the request for proposals and proposal, for a term commencing June 1, 2019 and terminating June 30, 2020, in an amount not to exceed Fifty-Six Thousand Four Hundred Forty-Two Dollars (\$56,442), to be funded from Budget Codes H372.9550 First Wilderness Implementation 2016, H380.9550 Promoting First Wilderness and H287 881.00 Reserve, Occupancy Tax, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 195 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR SMART GROWTH GRANT FUNDING

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board to execute and submit a grant application to the New York State Department of Environmental Conservation, 625 Broadway, Albany, New York 12233, for smart growth grant funding for a total amount not to exceed One Hundred Thousand Dollars (\$100,000), with a term to be determined and no matching County funds required, and be it further

RESOLVED, that upon notification of the grant award, the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the grant agreement and/or grant agreements and any and all other necessary documents relating to said agreement, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 196 OF 2019
Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson,
McDevitt, Merlino, Loeb, Hogan and Hyde

**AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE A LETTER OF
SUPPORT TO AMEND THE ENVIRONMENTAL CONSERVATION LAW**

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and directs the Chairman of the Warren County Board of Supervisors to execute a letter of support to amend the Environmental Conservation Law, as suggested in Assembly Bill A.5028A, to expand the type of beverage containers eligible for a five cent (\$0.05) deposit and redemption under the current Bottle Bill and to improve the redemption process, and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to forward copies of the letter, along with this resolution, to Senator Elizabeth O'C. Little and Assemblyman Daniel G. Stec.

Adopted by unanimous vote.

RESOLUTION NO. 197 OF 2019
Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson,
McDevitt, Merlino, Loeb, Hogan and Hyde

**AUTHORIZING USE OF THE NY STATE UNIFIED SOLAR PERMIT BY THE BUILDING
CODE ENFORCEMENT OFFICE AS PART OF THE PROCESS FOR WARREN COUNTY
TO ACHIEVE DESIGNATION AS A CLEAN ENERGY COMMUNITY BY NYSERDA**

WHEREAS, at their last meeting the Environmental Concerns and Real Property Tax Services Committee reviewed information regarding NYSERDA's Clean Energy Communities Program which included a list of High Impact Action Items that a local government must complete at least four of to receive NYSERDA's Clean Energy Communities designation, and

WHEREAS, one of the High Impact Action Items listed pertained to adoption and use of the NY State Unified Solar Permit for eligible solar photovoltaic (PV) installations in order to streamline the process while providing consistent and thorough review of solar PV permitting applications and installations, and

WHEREAS, the Building Codes Enforcement Administrator was present at the meeting, and having reviewed the NY State Unified Solar Permit, indicated the same can be easily incorporated into the Building Codes review process, and

WHEREAS, the Environmental Concerns and Real Property Tax Service Committee does recommend following the process to become a Clean Energy Community, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors does hereby adopt the NY State Unified Solar Permit, attached hereto as Schedule "A", and does direct the Building Code Enforcement Administrator to incorporate same to be used in connection with permits sought for eligible solar PV installations.

PERMIT APPLICATION

NY State Unified Solar Permit

Unified solar permitting is available statewide for eligible solar photovoltaic (PV) installations. Municipal authorities that adopt the unified permit streamline their process while providing consistent and thorough review of solar PV permitting applications and installations. Upon approval of this application and supporting documentation, the authority having jurisdiction (AHJ) will issue a building and/or electrical permit for the solar PV installation described herein.

PROJECT ELIGIBILITY FOR UNIFIED PERMITTING PROCESS

By submitting this application, the applicant attests that the proposed project meets the established eligibility criteria for the unified permitting process (subject to verification by the AHJ). The proposed solar PV system installation:

- Yes No 1. Has a rated DC capacity of 25 kW or less.
- Yes No 2. Is not subject to review by an Architectural or Historical Review Board. (If review has already been issued answer YES and attach a copy)
- Yes No 3. Does not need a zoning variance or special use permit. (If variance or permit has already been issued answer YES and attach a copy)
- Yes No 4. Is mounted on a permitted roof structure, on a legal accessory structure, or ground mounted on the applicant's property. If on a legal accessory structure, a diagram showing existing electrical connection to structure is attached.
- Yes No 5. The Solar Installation Contractor complies with all licensing and other requirements of the jurisdiction and the State.
- Yes No 6. If the structure is a sloped roof, solar panels are mounted parallel to the roof surface.

For solar PV systems not meeting these eligibility criteria, the applicant is not eligible for the Unified Solar Permit and must submit conventional permit applications. Permit applications may be downloaded here: [BUILDING DEPARTMENT WEBSITE] or obtained in person at [BUILDING DEPARTMENT ADDRESS] during business hours [INDICATE BUSINESS HOURS].

SUBMITTAL INSTRUCTIONS

For projects meeting the eligibility criteria, this application and the following attachments will constitute the Unified Solar Permitting package.

- This application form, with all fields completed and bearing relevant signatures.
- Permitting fee of \$[ENTER FEE HERE], payable by [ENTER VALID PAYMENT METHODS, If checks are allowed INCLUDING WHO CHECKS SHOULD BE MADE PAYABLE TO]
- Required Construction Documents for the solar PV system type being installed, including required attachments.

Completed permit applications can be submitted electronically to [EMAIL ADDRESS] or in person at [BUILDING DEPARTMENT ADDRESS] during business hours [INDICATE BUSINESS HOURS].

APPLICATION REVIEW TIMELINE

Permit determinations will be issued within [TIMELINE] calendar days upon receipt of complete and accurate applications. The municipality will provide feedback within [TIMELINE] calendar days of receiving incomplete or inaccurate applications.

FOR FURTHER INFORMATION

Questions about this permitting process may be directed to [MUNICIPAL CONTACT INFORMATION].

PROPERTY OWNER

Property Owner's First Name	Last Name	Title	
Property Address			
City		State	Zip
Section	Block	Lot Number	

EXISTING USE

Single Family
 2-4 Family
 Commercial
 Other

PROVIDE THE TOTAL SYSTEM CAPACITY RATING (SUM OF ALL PANELS)

Solar PV System: _____ kW DC

SELECT SYSTEM CONFIGURATION

Make sure your selection matches the Construction Documents included with this application.

- | | |
|--|--|
| <input type="checkbox"/> Supply side connection with microinverters | <input type="checkbox"/> Load side connection with DC optimizers |
| <input type="checkbox"/> Supply side connection with DC optimizers | <input type="checkbox"/> Load side connection with microinverters |
| <input type="checkbox"/> Supply side connection with string inverter | <input type="checkbox"/> Load side connection with string inverter |

SOLAR INSTALLATION CONTRACTOR

Contractor Business Name			
Contractor Business Address	City	State	Zip
Contractor Contact Name			Phone Number
Contractor License Number(s)			Contractor Email
Electrician Business Name			
Electrician Business Address	City	State	Zip
Electrician Contact Name			Phone Number
Electrician License Number(s)			Electrician Email

Please sign below to affirm that all answers are correct and that you have met all the conditions and requirements to submit a unified solar permit.

Property Owner's Signature	Date
Solar Installation Company Representative Signature	Date

SUBMITTAL REQUIREMENTS SOLAR PV 25KW OR LESS (ATTACHMENTS)

NY State Unified Solar Permit

This information bulletin is published to guide applicants through the unified solar PV permitting process for solar photovoltaic (PV) projects 25 kW in size or smaller. This bulletin provides information about submittal requirements for plan review, required fees, and inspections.

Note: Language in [ALL CAPS] below indicates where local jurisdictions need to provide information specific to the jurisdiction. Language in italics indicates explanatory notes from the authors of this document that may be deleted from the distributed version.

PERMITS AND APPROVALS REQUIRED

The following permits are required to install a solar PV system with a nameplate DC power output of 25 kW or less:

- a) Unified Solar Permit
- b) [LIST TYPE OF PERMIT(S) REQUIRED BY THE LOCAL JURISDICTION, i.e., ELECTRICAL OR BUILDING PERMIT].

Planning review [IS/IS NOT] required for solar PV installations of this size.

Fire Department approval [IS/IS NOT] required for solar PV installations of this size.

SUBMITTAL REQUIREMENTS

In order to submit a complete permit application for a new solar PV system, the applicant must include:

- a) Completed Standard Permit Application form which includes confirmed eligibility for the Unified Solar Permitting process. This permit application form can be downloaded at [WEBSITE ADDRESS].
- b) Construction Documents, with listed attachments [SAMPLES ARE AVAILABLE IN Understanding Solar PV Permitting and Inspecting in New York State AT WEBSITE ADDRESS]. Construction Documents must be stamped and signed by a New York State Registered Architect or New York State Licensed Professional Engineer.

[MUNICIPALITY NAME], through adopting the Unified Solar Permitting process, requires contractors to provide construction documents, such as the examples included in the Understanding Solar PV Permitting and Inspecting in New York State document. Should the applicant wish to submit Construction Documents in another format, ensure that the submittal includes the following information:

- Manufacturer/model number/quantity of solar PV modules and inverter(s).
- String configuration for solar PV array, clearly indicating the number of modules in series and strings in parallel (if applicable).
- Combiner boxes: Manufacturer, model number, NEMA rating.
- From array to the point of interconnection with existing (or new) electrical distribution equipment: identification of all raceways (conduit, boxes, fittings, etc.), conductors and cable assemblies, including size and type of raceways, conductors, and cable assemblies.
- Sizing and location of the EGC (equipment grounding conductor).
- Sizing and location of GEC (grounding electrode conductor, if applicable).
- Disconnecting means of both AC and DC including indication of voltage, ampere, and NEMA rating.
- Interconnection type/location (supply side or load side connection)
- For supply side connections only, indication that breaker or disconnect meets or exceeds available utility fault current rating kAIC (amps interrupting capacity in thousands).
- Ratings of service entrance conductors (size insulation type AL or CU), proposed service disconnect, and overcurrent protection device for new supply side connected solar PV system (reference NEC 230.82, 230.70).
- Rapid shutdown device location/method and relevant labeling.

- c) (For Roof Mounted Systems) A roof plan showing roof layout, solar PV panels and the following fire safety items: approximate location of roof access point, location of code-compliant access pathways, code exemptions, solar PV system fire classification, and the locations of all required labels and markings.
- d) Provide construction drawings with the following information:
- The type of roof covering and the number of roof coverings installed.
 - Type of roof framing, size of members, and spacing.
 - Weight of panels, support locations, and method of attachment.
 - Framing plan and details for any work necessary to strengthen the existing roof structure.
 - Site-specific structural calculations.
- e) Where an approved racking system is used, provide documentation showing manufacturer of the racking system, maximum allowable weight the system can support, attachment method to roof or ground, and product evaluation information or structural design for the rack.

PLAN REVIEW

Permit applications can be submitted to [DEPARTMENT NAME] in person at [ADDRESS] and [IF APPLICABLE] electronically through: [WEBSITE/EMAIL/FAX].

FEES

[PROVIDE CLEAR FEE SCHEDULE]

INSPECTIONS

Once all permits to construct the solar PV installation have been issued and the system has been installed, it must be inspected before final approval is granted for the solar PV system. On-site inspections can be scheduled by contacting [DEPARTMENT] by telephone at [PHONE NUMBER] or electronically at [WEBSITE OR EMAIL ADDRESS]. Inspection requests received within business hours are typically scheduled for the next business day. If next business day is not available, inspection should happen within a five-day window. [IF MUNICIPALITY ACCEPTS THIRD PARTY INSPECTIONS, INDICATE THIS AND PROVIDE A LIST OF APPROVED INSPECTORS].

In order to receive final approval, the following inspections are required:

Delete Rough/Final inspection descriptions if not applicable in your jurisdiction

[ROUGH INSPECTION, IF REQUIRED] During a rough inspection, the applicant must demonstrate that the work in progress complies with relevant codes and standards. The purpose of the rough inspection is to allow the inspector to view aspects of the system that may be concealed once the system is complete, such as:

- Wiring concealed by new construction.
- Portions of the system that are contained in trenches or foundations that will be buried upon completion of the system.

It is the responsibility of the applicant to notify [ENTER CONTACT INFORMATION] before the components are buried or concealed and to provide safe access (including necessary climbing and fall arrest equipment) to the inspector. The inspector will attempt, if possible, to accommodate requests for rough inspections in a timely manner.

[FINAL INSPECTION] The applicant must contact [INSERT CONTACT INFORMATION] when ready for a final inspection. During this inspection, the inspector will review the complete installation to ensure compliance with codes and standards, as well as confirming that the installation matches the records included with the permit application. The applicant must have ready, at the time of inspection, the following materials and make them available to the inspector:

- Copies of as-built drawings and equipment specifications, if different than the materials provided with the application.
- Photographs of key hard to access equipment, including:
 - Example of array attachment point and flashing/sealing methods used.
 - Opened rooftop enclosures, combiners, and junction boxes.
 - Bonding point with premises grounding electrode system.
 - Supply side connection tap method/device.
 - Module and microinverter/DC optimizer nameplates.
 - Microinverter/DC optimizer attachment.

[MUNICIPALITY NAME] has adopted a standardized inspection checklist, which can be found in the Understanding Solar PV Permitting and Inspecting in New York State document, found here: [WEBSITE ADDRESS].

The inspection checklist provides an overview of common points of inspection that the applicant should be prepared to show compliance. If not available, common checks include the following:

- Number of solar PV modules and model number match plans and specification sheets number match plans and specification sheets.
- Array conductors and components are installed in a neat and workman-like manner.
- Solar PV array is properly grounded.
- Electrical boxes and connections are suitable for environment.
- Array is fastened and sealed according to attachment detail.
- Conductor's ratings and sizes match plans.
- Appropriate signs are properly constructed, installed and displayed, including the following:
 - Sign identifying PV power source system attributes at DC disconnect.
 - Sign identifying AC point of connection.
 - Rapid shutdown device meets applicable requirements of NEC 690.12.
- Equipment ratings are consistent with application and installed signs on the installation, including the following:
 - Inverter has a rating as high as max voltage on PV power source sign.
 - DC-side overcurrent circuit protection devices (OCPDs) are DC rated at least as high as max voltage on sign.
 - Inverter is rated for the site AC voltage supplied and shown on the AC point of connection sign.
 - OCPD connected to the AC output of the inverter is rated at least 125% of maximum current on sign and is no larger than the maximum OCPD on the inverter listing label.
 - Sum of the main OCPD and the inverter OCPD is rated for not more than 120% of the buss bar rating.

UNIFIED SOLAR PERMITTING RESOURCES

The jurisdiction has adopted the following documents from the New York Unified Solar Permit process: Delete any documents not adopted by the jurisdiction.

- Standard Application [WEB ADDRESS]
- Understanding Solar PV Permitting and Inspecting in New York State document, which includes sample construction documents, inspection checklist, design review checklist, and labelling guide [WEB ADDRESS]

DEPARTMENTAL CONTACT INFORMATION

For additional information regarding this permit process, please consult our departmental website at [WEBSITE] or contact [DIVISION NAME] at [PHONE NUMBER].

Adopted by unanimous vote.

RESOLUTION NO. 198 OF 2019
Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson,
McDevitt, Merlino, Loeb, Hogan and Hyde

AUTHORIZING THE CHAIRMAN OF THE BOARD TO SEND A LETTER TO THE NEW
YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION (NYSDEC)
REQUESTING WARREN COUNTY BE IDENTIFIED IN THE NEW YORK STATE
SEPTIC SYSTEM REPLACEMENT PROGRAM

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) participates in the New York State Septic System Replacement Program and has allocated funding to participating counties to fund grants for the replacement of cesspools and failing septic systems that are impairing water quality in the state according to the Clean Water Infrastructure Act of 2017, and

WHEREAS, the Environmental Concerns Committee is requesting that the Chairman of the Board of Supervisors forward a letter to the NYSDEC requesting Warren County be added to the participating county list identified by the NYSDEC as eligible for funding under the New York State Septic System Replacement Program, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to forward a letter to the NYSDEC requesting Warren County be added to the participating county list identified by the NYSDEC as eligible for funding under the New York State Septic System Replacement Program.

Adopted by unanimous vote.

RESOLUTION NO. 199 OF 2019
Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson,
McDevitt, Merlino, Loeb, Hogan and Hyde

CANCELLING OR CORRECTING OF ASSESSMENTS AND REFUNDS OR
CHARGEBACKS OF TAXES

WHEREAS, a listing of cancellations or corrections of assessments and refunds or chargebacks of taxes have been reviewed and approved by the Department of Real Property Tax Services and the Supervisors of the towns wherein the property is located, and

WHEREAS, Article 5, Title 3 of the Real Property Tax Law empowers the Board of Supervisors to cancel or correct assessments and direct refunds or chargebacks of taxes when the same is found to be appropriate, now, therefore, be it

RESOLVED, that the following cancellation or correction of assessments and refunds or chargebacks of taxes set forth on Schedule "A" annexed hereto, are hereby approved, and be it further

RESOLVED, that the County Treasurer and the Director of the Department of Real Property Tax Services be, and they hereby are, authorized and directed to perform all acts necessary to effectuate the corrections set forth herein.

SCHEDULE "A"
CHARGEBACK OF TAXES

Town	Year	Assessed To & Tax Map No.	Breakdown	Reason
City of Glens Falls	2019	333 Glen Street Associates, LLC 302.20-23-4./2	County 8,902.54	PILOT
City of Glens Falls	2019	Warren Street Square, LLC 310.5-3-10	County 9,017.22	PILOT

Town	Year	Assessed To & Tax Map No.	Breakdown	Reason
City of Glens Falls	2019	21 Bay Street Properties, LLC 302.20-24-16	County 3,355.34	PILOT
City of Glens Falls	2019	65 Ridge Street, LLC 303.1/-16-2	County 1,830.42	PILOT
City of Glens Falls	2019	221 Glen Street Realty Co., Inc. 302.20-30-11	County 9,495.74	PILOT
City of Glens Falls	2019	13 Chester Street, LLC 302.16-18-4	County 2,046.35	PILOT
City of Glens Falls	2019	70 Warren, LLC 310.5-2-3	County 631.72	PILOT
City of Glens Falls	2019	14 Hudson, LLC 309.28-7-1	County 3,357.93	PILOT
City of Glens Falls	2019	88 Ridge Royale, LLC 302.20-24-1	County 10,154.05	PILOT
City of Glens Falls	2019	Smith Flats, LLC & Karen Coakley 302.20-24-13	County 776.70	PILOT
City of Glens Falls	2019	EASM Properties, LLC 310.5-1-17	County 873.79	PILOT
City of Glens Falls	2019	Sani Industries, LLC 309.35-3-5./2 COURT ORDER	County 669.00	ASSESSMENT CHANGE
City of Glens Falls	2014	Clark Trading Co. (Price Chopper Operating Co., Inc.) 303.13-18-2 COURT ORDER	County 1,467.24	ASSESSMENT CHANGE
	2015		County 1,554.86	
	2016		County 1,757.72	
	2017		County 1,745.32	
	2018		County 1,779.72	
	2019		County 1,781.10	

Town	Year	Assessed To & Tax Map No.	Breakdown	Reason
Queensbury	2019	Jackson, Alexander 252.-1-85	County 312.58 Town 40.92 Fire 58.64 Crandall Lib 37.78 EMS 19.36 469.28	

REFUND OF TAXES

Town	Year	Assessed To & Tax Map No.	Location	Breakdown	Reason
Lake George	2016	Charles H. Tall IV 238.20-1-8 COURT ORDER	30 Ahnohwarah Road	County 351.78 Town 138.53 Fire 39.63 <u>529.94</u>	Assessment Change
	2017	Charles H. Tall IV 238.20-1-8 COURT ORDER	30 Ahnohwarah Road	County 371.42 Town 139.53 Fire 40.27 <u>551.22</u>	Assessment Change
	2018	Charles H. Tall IV 238.20-1-8 COURT ORDER	30 Ahnohwarah Road	County 379.05 Town 138.26 Fire 41.45 <u>558.76</u>	Assessment Change

Adopted by unanimous vote.

RESOLUTION NO. 200 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

APPOINTING MEMBERS TO THE WARREN COUNTY YOUTH BOARD

RESOLVED, that the following are hereby appointed to the Warren County Youth Board for a one-year term commencing January 1, 2019 and terminating December 31, 2019:

NAME	TITLE/ADDRESS
Donne Winslow	Town of Warrensburg

Adopted by unanimous vote.

RESOLUTION NO. 201 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH WASHINGTON-SARATOGA-WARREN-HAMILTON-ESSEX BOARD OF COOPERATIVE EDUCATIONAL SERVICES (BOCES) FOR SUMMER YOUTH EMPLOYMENT & TRAINING PROGRAM THROUGH OPERATION FOOD CHAIN

RESOLVED, that Warren County enter into an agreement with the Washington-Saratoga-Warren-Hamilton-Essex Board of Cooperative Educational Services (BOCES), 1153 Burgoyne Avenue, Suite 2, Fort Edward, New York 12828 to provide employment and training for the Summer Youth Employment Program through Operation Food Chain, in an amount not to exceed Fourteen Thousand Six Hundred Ninety-One Dollars (\$14,691) for a term commencing June 24, 2019 and terminating August 30, 2019, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that funds shall be expended from Budget Code 40.6326 470 Workforce Invest. Act, Summer TANF, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 202 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING MEMORANDUM OF UNDERSTANDING BETWEEN WARREN COUNTY AND THE NEW YORK STATE DEPARTMENT OF LABOR TO EXCHANGE CONFIDENTIAL INFORMATION THROUGH THE RE-EMPLOYMENT OPERATING SYSTEM (REOS)

WHEREAS, the Director of Employment & Training has requested a memorandum of understanding with the New York State Department of Labor to exchange confidential information through the Re-Employment Operating System (REOS) for tracking and scheduling unemployment insurance recipients for mandatory appointments throughout the Career Center System, at no cost to the County, commencing upon execution by both parties and continuing until terminated by either party upon thirty (30) days written notice, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a memorandum of understanding with the New York State Department of Labor to exchange confidential information through the Re-Employment Operating System (REOS) for tracking and scheduling unemployment insurance recipients for mandatory appointments throughout the Career Center System, at no cost to the County, commencing upon execution by both parties and continuing until terminated by either party upon thirty (30) days written notice, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 203 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

APPROVING WORKFORCE INVESTMENT BOARD (WIB) BUDGET FOR PROGRAM YEAR 2019-2020; AUTHORIZING MEMORANDUM OF UNDERSTANDING RELATING TO COST ALLOCATION PLAN WITH THE WIB AND OTHER AGENCIES

RESOLVED, upon the review and recommendation of the Health, Human and Social Services Committee, the Warren County Board of Supervisors hereby approves the Workforce Investment Board (WIB) Budget for the Program Year July 1, 2019 to June 30, 2020, said budget being on file with the Clerk of the Board of Supervisors, and be it further

RESOLVED, that Warren County hereby authorizes a new cost allocation plan for the memorandum of understanding between the WIB and other local agencies including Washington and Saratoga Counties, for the period commencing July 1, 2019 and continuing

until modified with a new budget and cost allocation plan, with the understanding that the cost to Warren County shall not exceed the County's reconciled fair share described in the cost allocation plan including the above described 2019-2020 budget, and be it further

RESOLVED, that the Chairman of the Board be, and hereby is, authorized to execute a new memorandum of understanding with the WIB for a cost allocation plan provided that: (1) the memorandum of understanding is in a form approved by the County Attorney, and (2) that the only funds to be provided by Warren County toward this function will be funds received through Federal or State sources so designated for this purpose.

Adopted by unanimous vote.

RESOLUTION NO. 204 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

RESCINDING RESOLUTION NO. 118 OF 2019 AUTHORIZING AN AGREEMENT WITH 820 RIVER STREET, INC. TO PROVIDE SUBSTANCE USE DISORDER (SUD) TREATMENT IN THE WARREN COUNTY CORRECTIONAL FACILITY

WHEREAS, Resolution No. 118 of 2019 authorized the Chairman of the Board of Supervisors to execute an agreement with 820 River Street, Inc. to provide substance use disorder (SUD) treatment in the Warren County Correctional Facility, in an amount not to exceed Sixty Thousand Dollars (\$60,000), and

WHEREAS, the Director of the Office of Community Services has advised that the New York State Office of Alcoholism and Substance Abuse Services (NYS OASAS) will not approve State Aid funding to 820 River Street, Inc. due to on-going litigation and is requesting that Resolution No. 118 of 2019 be rescinded, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby rescinds Resolution No. 118 of 2019 due to the NYS OASAS determining no funding would be available to 820 River Street, Inc. due to on-going litigation.

Adopted by unanimous vote.

RESOLUTION NO. 205 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING RESOLUTION NO. 498 OF 2018, WHICH AUTHORIZED AGREEMENTS WITH THE COMMUNITY SERVICES BOARD AND VARIOUS AGENCIES, TO AUTHORIZE FUNDING WITH AN ALTERNATE CONTRACT AGENCY

WHEREAS, pursuant to Resolution No. 498 of 2018, the Warren County Board of Supervisors authorized the Chairman of the Warren County Community Services Board to execute agreements with various agencies and institutions to provide community mental health services pursuant to provisions of the Mental Hygiene Law, for amounts not to exceed those set forth on the attached Schedule "A", for a term commencing January 1, 2019 and terminating December 31, 2019, and

WHEREAS, the Director of the Office of Community Services has requested that Resolution No. 498 of 2018 be amended to reflect a change to Schedule "A" and to authorize an amendment agreement with Addictions Care Center of Albany, Inc. for an increase in funding from the New York State Office of Alcoholism and Substance Abuse Services (NYS OASAS), in an amount of Sixty Thousand Dollars (\$60,000), for a total amount not to exceed Five Hundred Seventy-One Thousand Four Hundred Forty-Seven Dollars (\$571,447), now, therefore, be it

RESOLVED, that Resolution No. 498 of 2018 be, and hereby is, amended to change the attached Schedule "A" and to authorize an amendment agreement with Addictions Care Center of Albany, Inc. for an increase in funding from NYS OASAS, in an amount of Sixty Thousand Dollars (\$60,000), for a total amount not to exceed Five Hundred Seventy-One Thousand Four Hundred Forty-Seven Dollars (\$571,447) and to authorize the Chairman of the Warren County Community Services Board to execute said amendment agreement, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 498 of 2018 will remain unchanged.

SCHEDULE "A"

NAME	AMOUNT	BUDGET CODE
Mental Health Association	\$ 938,261.00	A.4320.0120
BHS of Glens Falls Hospital	\$ 635,299.00	A.4320.0080
Liberty House Foundation, Inc. Community, Work, and Independence, Inc.	\$ 269,106.00	A.4320.0090
Council for Prevention of Alcohol and Substance Abuse, Inc.	\$ 45,680.00	A.4320.0070
Addictions Care Center of Albany (ACCA)	\$ 349,987.00	A.4320.0110
Parsons Child & Family	\$ 571,447.00	A.4320.0145
PEOPLE, Inc.	\$ 1,401,959.00	A.4320.0165
	\$ 143,027.00	A.4320.0065
TOTAL	\$4,354,766.00	

Adopted by unanimous vote.

RESOLUTION NO. 206 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING RESOLUTION NO. 82 OF 2019, WHICH AUTHORIZED CARRIE WRIGHT, PROGRAM ANALYST IN THE OFFICE OF COMMUNITY SERVICES, TO ENROLL IN A JOB-RELATED COURSE, TO INCREASE THE TOTAL REIMBURSEMENT AMOUNT

WHEREAS, pursuant to Resolution No. 82 of 2019, the Warren County Board of Supervisors authorized Carrie Wright, Program Analyst in the Office of Community Services to enroll in a job-related course offered at Marist College, and to be reimbursed fifty percent (50%) of the course costs incurred in an amount not to exceed Four Hundred Ninety-Nine Dollars and Fifty Cents (\$499.50), and

WHEREAS, the Director of the Office of Community Services has requested that the Resolution No. 82 of 2019 be amended to include reimbursement for books and fees, in an amount of Seventy-Six Dollars and Thirty-Seven Cents (\$76.37), which is allowed under the Warren County Plans and Policies, but was not included in Resolution No. 82 of 2019, making the total reimbursement amount not to exceed Five Hundred Seventy-Five Dollars and Eighty-Seven Cents (\$575.87), now, therefore, be it

RESOLVED, that Resolution No. 82 of 2019 be, and hereby is, amended to increase the reimbursement amount not to exceed Five Hundred Seventy-Five Dollars and Eighty-Seven Cents (\$575.87), and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 82 of 2019 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 207 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING INTERAGENCY AGREEMENT AMONG THE WARREN COUNTY DEPARTMENT OF PUBLIC HEALTH, THE WARREN COUNTY DEPARTMENT OF SOCIAL SERVICES, THE HAMILTON COUNTY DEPARTMENT OF HEALTH AND THE HAMILTON COUNTY DEPARTMENT OF SOCIAL SERVICES TO INCLUDE REIMBURSEMENT FOR SALARY AND FRINGE BENEFITS TO EMPLOYEES PROVIDING SUCH SERVICES

WHEREAS, Resolution No. 429 of 2015 and the Hamilton County Board of Supervisors Memorandum dated March 31, 2016, authorized an agreement for the purpose of acting as one entity in the creation and functioning of a Point of Entry for Long Term Care Services for residents of Warren and Hamilton Counties with the Warren County Office for the Aging to serve as lead liaison among the Warren County Department of Public Health, the

Warren County Department of Social Services, Hamilton County Department of Public Health and Hamilton County Department of Social Services, and

WHEREAS, the Director of the Warren-Hamilton Counties Office for the Aging has recommended that the memorandum of understanding be amended to include reimbursement for salary and fringe benefits to employees providing such services, in an amount not to exceed Forty Thousand Dollars (\$40,000), for a term commencing January 1, 2019 and terminating upon thirty (30) days written notice, and by mutual agreement these written modifications will be duly noted and a new Interagency Agreement be updated, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors, be and hereby is, authorized to amend the Interagency Agreement to include reimbursement for salary and fringe benefits to employees providing such services, in an amount not to exceed Forty Thousand Dollars (\$40,000), for a term commencing January 1, 2019 and terminating upon thirty (30) days written notice, in a form approved by the County Attorney, and be it further

RESOLVED, that the Directors and Commissioners of the above-named agencies together with the Warren and Hamilton County Attorneys be, and are authorized and directed to execute the updated Interagency Agreement as outlined in the preambles of this resolution.

Adopted by unanimous vote.

RESOLUTION NO. 208 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

**AUTHORIZING AGREEMENTS CONTINUING CONTRACTUAL RELATIONSHIP
FOR COMMUNITY SERVICES FOR THE ELDERLY PROGRAM WITHIN WARREN
AND HAMILTON COUNTIES UNDER THE COMMUNITY SERVICES PROGRAM FOR
THE OFFICE FOR THE AGING**

RESOLVED, that Warren County continue the contractual relationships, (the previous contracts being authorized by Resolution No. 130 of 2015), with the various private and business agencies listed in Schedule "A," attached hereto, to provide Community Services for the elderly residents within Warren and Hamilton Counties, for amounts not to exceed the respective amounts set forth in Schedule "A" for a total program amount not to exceed One Hundred Four Thousand Ninety Dollars (\$104,090), for a term commencing April 1, 2019, and terminating March 31, 2020, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreements, in the form approved by the County Attorney, and be it further

RESOLVED, that unless there should be a material change in contract terms or provisions, a change in amount of contract or a change or addition of a new contractor/agency, a further Board resolution will not be necessary for the Chairman of the Board of Supervisors to execute new contracts and/or continue the contracts in future years for one year terms, provided appropriations for such contracts are made in the Office for the Aging budget and the Department Head recommends continuation of said contracts, and said agreements shall automatically terminate upon the termination of State or Federal funding available for such contract purposes.

SCHEDULE "A"								
Community Services for the Elderly								
Subcontractor	Service Provided	State funds	County funds	Pd to Contractor	Contributions	TOTALS		
Glens Falls Association for the Blind	In-Home/I&A	\$6,120.00	\$1,530.00	\$7,650.00		\$7,650.00		
Glens Falls Hospital	Medical Alert	\$5,600.00	\$1,400.00	\$7,000.00		\$7,000.00		
Greater Glens Falls Senior Citizens Center	In-Home/I&A/Senior Rec.	\$21,200.00	\$5,300.00	\$26,500.00		\$26,500.00		
Legal Aid Society	Legal Assistance	\$14,360.00	\$3,590.00	\$17,950.00		\$17,950.00		
Town of Chester	Transportation	\$3,016.00	\$755.00	\$3,771.00		\$3,771.00		
Town of Hague	Transportation	\$768.00	\$192.00	\$960.00		\$960.00		
Town of Horicon	Transportation	\$2,008.00	\$502.00	\$2,510.00		\$2,510.00		
Town of Johnsburg	Transportation	\$3,238.00	\$810.00	\$4,048.00		\$4,048.00		
Town of Lake George	Transportation	\$2,922.00	\$743.00	\$3,665.00		\$3,665.00		
Town of Lake Luzerne	Transportation	\$2,313.00	\$579.00	\$2,892.00		\$2,892.00		
Town of Lake Pleasant	Transportation	\$915.00	\$229.00	\$1,144.00		\$1,144.00		
Town of Long Lake	Transportation	\$3,640.00	\$910.00	\$4,550.00		\$4,550.00		
Town of Stony Creek	Transportation	\$1,344.00	\$336.00	\$1,680.00		\$1,680.00		
Town of Thurman	Transportation	\$1,437.00	\$360.00	\$1,797.00		\$1,797.00		
Town of Warrensburg	Transportation	\$1,304.00	\$326.00	\$1,630.00		\$1,630.00		
Town of Wells	Transportation	\$640.00	\$160.00	\$800.00		\$800.00		
Warren/Hamilton County ACEO	Handyman Services	\$5,384.00	\$1,346.00	\$6,730.00		\$6,730.00		
Hamilton County Public Health	Health Promotion	\$2,650.00	\$663.00	\$3,313.00		\$3,313.00		
Warren County Public Health	Health Promotion	\$4,400.00	\$1,100.00	\$5,500.00		\$5,500.00		
Total		\$83,259.00	\$20,831.00	\$104,090.00		\$104,090.00		

Adopted by unanimous vote.

RESOLUTION NO. 209 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING MEMORANDUM OF UNDERSTANDING BETWEEN WARREN COUNTY AND HUDSON HEADWATERS HEALTH NETWORK TO PROVIDE HEPATITIS C (HCV) TESTING

WHEREAS, the Director of Public Health/Patient Services is requesting a memorandum of understanding with Hudson Headwaters Health Network ("HHHN") under the Ryan White Program to enable HHHN staff to provide Hepatitis C (HCV) testing at the Warren County Public Health Office, at no cost to the County, for a term commencing May 1, 2019 and terminating January 31, 2020, with automatic annual renewals unless terminated by either party upon thirty (30) days written notice, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a memorandum of understanding with Hudson Headwaters Health Network under the Ryan White Program to enable HHHN staff to provide HCV testing at the Warren County Public Health Office, at no cost to the County, for a term commencing May 1, 2019 and terminating January 30, 2020, with automatic annual renewals unless terminated by either party upon thirty (30) days written notice, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 210 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH ACCESS THERAPY GROUP, PLLC TO PROVIDE COMMITTEE PRESCHOOL SPECIAL EDUCATION (CPSE) SERVICES TO ELIGIBLE WARREN COUNTY CHILDREN

RESOLVED, that Warren County enter into an agreement with Access Therapy Group, PLLC, 515 Moe Road, Clifton Park, New York 12065, to provide Committee Preschool Special Education (CPSE) Services to eligible Warren County children, for a term commencing May 17, 2019 and terminating May 16, 2020, with automatic annual renewals unless terminated by either party upon thirty (30) days written notice, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4054 444 Ed/Physically Hand.Children,Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 211 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH BUILDING BLOCKS LEARNING CENTER TO PROVIDE COMMITTEE PRESCHOOL SPECIAL EDUCATION (CPSE) SERVICES TO ELIGIBLE WARREN COUNTY CHILDREN

RESOLVED, that Warren County enter into an agreement with Building Blocks Learning Center, 19 Robinson Road, Clinton, New York 13323, to provide Committee Preschool Special Education (CPSE) Services to eligible Warren County children, for a term commencing May 17, 2019 and terminating May 16, 2020, with automatic annual renewals unless terminated by either party upon thirty (30) days written notice, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4054 444 Ed/Physically Hand.Children,Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 212 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH SARATOGA SPEECH PATHOLOGY, P.C. TO PROVIDE COMMITTEE PRESCHOOL SPECIAL EDUCATION (CPSE) SERVICES TO ELIGIBLE WARREN COUNTY CHILDREN

RESOLVED, that Warren County enter into an agreement with Saratoga Speech Pathology, P.C., 550 Maple Avenue, Suite 102, Saratoga Springs, New York 12866, to provide Committee Preschool Special Education (CPSE) Services to eligible Warren County children, for a term commencing May 17, 2019 and terminating May 16, 2020, with automatic annual renewals unless terminated by either party upon thirty (30) days written notice, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4054 444 Ed/Physically Hand.Children,Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 213 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH BOGSTED, THERESE FOR FREEDOM TORCH CONSULTING, INC. TO PROVIDE COMMITTEE PRESCHOOL SPECIAL EDUCATION (CPSE) SERVICES TO ELIGIBLE WARREN COUNTY CHILDREN

RESOLVED, that Warren County enter into an agreement with Bogsted, Therese for Freedom Torch Consulting, Inc., 439 East River Drive, Lake Luzerne, New York 12846, to provide Committee Preschool Special Education (CPSE) Services to eligible Warren County children, for a term commencing May 16, 2019 and terminating May 15, 2020, with automatic annual renewals unless terminated by either party upon thirty (30) days written notice, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4054 444 Ed/Physically Hand.Children,Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 214 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING INTER-MUNICIPAL AGREEMENT WITH WASHINGTON COUNTY TO PROVIDE MENTORING TO VETERANS UNDER THE JOSEPH P. DWYER VETERAN PEER SERVICES PROGRAM

RESOLVED, that Warren County enter into an inter-municipal agreement with Washington County to provide peer-to-peer mentoring to Veterans under the Joseph P. Dwyer Veteran Peer Services Program, for a term commencing upon execution by both parties and terminating upon thirty (30) days written notice, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an inter-municipal agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from the appropriate Budget Codes within A.6510.0125 Veterans Services/Peer to Peer Support Services.

Adopted by unanimous vote.

RESOLUTION NO. 215 OF 2019

Resolution introduced by Supervisors Strough, Leggett, Braymer, Wild, McDevitt, Diamond, Dickinson, Geraghty, Magowan, Sokol and Driscoll

URGING NEW YORK STATE TO FUND ALL COSTS ASSOCIATED WITH NEW YORK STATE-ENACTED VOTING REFORMS IMPLEMENTED AT THE COUNTY LEVEL

WHEREAS, State lawmakers have passed and the Governor has enacted a series of reforms to State Election Law and the voting process, including early voting, consolidating the federal and state primary dates and voter registration transfers, and

WHEREAS, counties, through local Boards of Elections, are responsible for managing election operations and paying for all or most of the costs of these operations, and

WHEREAS, the State's new early voting law requires counties to open polling sites for early voting for nine (9) days prior to any primary or general election, starting during the 2019 general election, and

WHEREAS, another state proposal would allow for same day voter registration, which would enable voting-age residents to register to vote and vote on Election Day, and

WHEREAS, these reforms will likely require counties to purchase and use electronic polling books and make other investments in their election systems, now, therefore, be it

RESOLVED, the Warren County Board of Supervisors calls upon Governor Andrew M. Cuomo, and the New York State Legislature to create a task force of state and local officials to determine the costs associated with implementing these voting reforms, and be it further

RESOLVED, that the state fund the costs associated with the reforms, and be it further

RESOLVED, that certified copies of this resolution be sent by the Clerk of the Board to Governor Andrew M. Cuomo, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Senator Elizabeth O'C. Little, Assemblyman Daniel G. Stec, the New York State Association of Counties and all others deemed necessary and proper.

Adopted by unanimous vote.

RESOLUTION NO. 216 OF 2019

Resolution introduced by Supervisors Strough, Leggett, Braymer, Wild, McDevitt, Diamond, Dickinson, Geraghty, Magowan, Sokol and Driscoll

OPPOSING NEW YORK STATE ASSEMBLY BILL A.1413, AN ACT TO AMEND THE GENERAL MUNICIPAL LAW IN RELATION TO PROHIBITING FIREARMS AS PRIZES IN ANY GAME OF CHANCE

WHEREAS, law abiding organizations in Warren County from time to time carry out fund raising efforts in which the common instruments of game hunting are raffled off to benefit said organizations, and

WHEREAS, New York State Assembly Bill A.1413 would prohibit this practice, and

WHEREAS, the rationale of the bill's sponsor linking fund raising to gun violence is non-scientific and unproven, and

WHEREAS, transfer of these firearms is subject to criminal background checks pursuant to State Law, now, therefore, be it

RESOLVED, that Warren County opposes New York State Assembly Bill A.1413, an Act to Amend the General Municipal Law, in Relation to Prohibiting Firearms as Prizes in any Game of Chance, and be it further

RESOLVED, that certified copies of this resolution be sent by the Clerk of the Board to Governor Andrew M. Cuomo, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Senator Elizabeth O'C. Little, Assemblyman Daniel G. Stec, the New York State Association of Counties, and all others deemed necessary and proper.

Adopted by unanimous vote.

RESOLUTION NO. 217 OF 2019
Resolution introduced by Supervisors Strough, Leggett, Braymer, Wild, McDevitt, Diamond, Dickinson, Geraghty, Magowan, Sokol and Driscoll

OPPOSING NEW YORK STATE SENATE BILL S.1947 AND NEW YORK STATE ASSEMBLY BILL A.1261 RELATED TO HOURS, WAGES AND SUPPLEMENTS IN CONTRACTS FOR PUBLIC WORK

WHEREAS, legislation has been introduced in both the New York State Senate and Assembly related to hours, wages and supplements in contracts for public work, and

WHEREAS, these Bills would expand the scope and definition of activities under the term Public Work to include most future construction projects that are financed with any amount of public funding, and

WHEREAS, these Bills would require contractors and material supplies to pay prevailing wages and benefits to all workers and deliveries on projects receiving any state money, including those that receive tax breaks from industrial development agencies, and

WHEREAS, this legislation, if adopted or included as a mandate, will result in significant cost increases for all affected projects and a negative effect on economic development throughout the State, now, therefore, be it

RESOLVED, Warren County Board of Supervisors opposes New York State Senate Bill S.1947 and New York State Assembly Bill A.1261, and be it further

RESOLVED, that the Clerk of the Board of Supervisors shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator Elizabeth O’C. Little, Assemblyman Daniel G. Stec, the New York State Association of Counties and all other deemed necessary and proper.

Roll Call Vote:

Ayes: 820

Noes: 150 Supervisors McDevitt, Braymer and Hogan

Absent: 30 Supervisor Loeb

Adopted.

RESOLUTION NO. 218 OF 2019
Resolution introduced by Supervisors Strough, Leggett, Braymer, Wild, McDevitt, Diamond, Dickinson, Geraghty, Magowan, Sokol and Driscoll

INTRODUCING PROPOSED LOCAL LAW NO. 6 OF 2019 ENTITLED “A LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM (OPEN C-PACE) IN WARREN COUNTY” AND AUTHORIZING PUBLIC HEARINGS THEREON

RESOLVED, that proposed Local Law No. 6 of 2019 entitled “A Local Law to Establish a Sustainable Energy Loan Program (Open C-Pace) in Warren County,” attached hereto and made a part hereof, be, and the same is introduced before the Warren County Board of Supervisors, and in order to give interested members of the public the opportunity to be heard thereon, the Board of Supervisors shall hold a public hearing on the matter of the adoption of said proposed Local Law No. 6 of 2019 at the Supervisors Rooms in the Warren County Municipal Center on the 19th day of June, 2019 at 6:00 p.m., and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to give notice of such public hearing in the manner provided by law.

PROPOSED LOCAL LAW NO. 6 of 2019

A LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM (OPEN C-PACE) IN WARREN COUNTY

Be it enacted by the County of Warren (the "Municipality") as follows:

Section 1. This local law shall be known as the "Energize NY Open C-PACE Financing Program" and shall read as follows:

ARTICLE I

1. Legislative findings, intent and purpose, authority.

A. It is the policy of both the Municipality and the State of New York (the "State") to achieve energy efficiency and renewable energy improvements, reduce greenhouse gas emissions, mitigate the effect of global climate change, and advance a clean energy economy. The Municipality finds that it can fulfill this policy by providing property assessed clean energy financing to Qualified Property Owners (as defined below) for the installation of renewable energy systems and energy efficiency measures. This local law establishes a program that will allow the Energy Improvement Corporation (as defined below, "EIC"), a local development corporation, acting on behalf of the Municipality pursuant to the municipal agreement (the "Municipal Agreement") to be entered into between the Municipality and EIC, to make funds available to Qualified Property Owners that will be repaid through charges on the real properties benefited by such funds, thereby fulfilling the purposes of this local law and accomplishing an important public purpose. This local law provides a method of implementing the public policies expressed by, and exercising the authority provided by, Article 5-L of the General Municipal Law (as defined below, the "Enabling Act").

B. The Municipality is authorized to execute, deliver and perform the Municipal Agreement and otherwise to implement this Energize NY Open C-PACE Financing Program pursuant to the Constitution and laws of New York, including particularly Article IX of the Constitution, Section 10 of the Municipal Home Rule Law, the Enabling Act and this local law.

C. This local law, which is adopted pursuant to Section 10 of the Municipal Home Rule Law and the Enabling Act shall be known and may be cited as the "Energize NY Open C-PACE Local Law".

2. Definitions

A. Capitalized terms used but not defined herein have the meanings assigned in the Enabling Act.

B. For purposes of this local law, and unless otherwise expressly stated or unless the context requires, the following terms shall have the meanings indicated:

Annual Installment Amount - shall have the meaning assigned in Section 8, paragraph B.

Annual Installment Lien - shall have the meaning assigned in Section 8 paragraph B.

Authority - the New York State Energy Research and Development Authority.

Benefit Assessment Lien - shall have the meaning assigned in Section 3, paragraph A.

Benefited Property - Qualified Property for which the Qualified Property Owner has entered into a Finance Agreement for a Qualified Project.

Benefited Property Owner - the owner of record of a Benefited Property.

EIC - the Energy Improvement Corporation, a local development corporation, duly organized under section 1411 of the Not-For-Profit Corporation Law of the State, authorized hereby on behalf of the Municipality to implement the Program by providing funds to Qualified Property Owners and providing for repayment of such funds from money collected by or on behalf of the Municipality as a charge to be levied on the real property.

Eligible Costs - costs incurred by the Benefited Property Owner in connection with a Qualified Project and the related Finance Agreement, including application fees, EIC's Program administration fee, closing costs and fees, title and appraisal fees, professionals' fees, permits, fees for design and drawings

and any other related fees, expenses and costs, in each case as approved by EIC and the Financing Party under the Finance Agreement Enabling Act - Article 5-L of the General Municipal Law of the State, or a successor law, as in effect from time to time.

Finance Agreement - the finance agreement described in Section 6A of this local law.

Financing Charges - all charges, fees and expenses related to the loan under the Finance Agreement including accrued interest, capitalized interest, prepayment premiums, and penalties as a result of a default or late payment and costs and reasonable attorneys' fees incurred by the Financing Party as a result of a foreclosure or other legal proceeding brought against the Benefited Property to enforce any delinquent Annual Installment Liens.

Financing Parties - Third party capital providers approved by EIC to provide financing to Qualified Property Owners or other financial support to the Program which have entered into separate agreements with EIC to administer the Program in the Municipality.

Municipality - the County of Warren, a municipality of the State constituting a tax district as defined in Section 1102 of the RPTL of the State.

Municipal Lien - a lien on Qualified Property which secures the obligation to pay real property taxes, municipal charges, or governmentally imposed assessments in respect of services or benefits to a Qualified Property.

Non-Municipal Lien - a lien on Qualified Property which secures any obligation other than the obligation to pay real property taxes, municipal charges, or governmentally-imposed assessments in respect of services or benefits to a Qualified Property Owner or Qualified Property.

Program - the Energize NY Open C-PACE Financing Program authorized hereby.

Qualified Project - the acquisition, construction, reconstruction or equipping of Energy Efficiency Improvements or Renewable Energy Systems or other projects authorized under the Enabling Act on a Qualified Property, together with a related Energy Audit, Renewable Energy System Feasibility Study and/or other requirements under or pursuant to the Enabling Act, with funds provided in whole or in part by Financing Parties under the Program to achieve the purposes of the Enabling Act.

Qualified Property - Any real property other than a residential building containing less than three dwelling units, which is within the boundaries of the Municipality that has been determined to be eligible to participate in the Program under the procedures for eligibility set forth under this local law and the Enabling Act and has become the site of a Qualified Project.

Qualified Property Owner - the owner of record of Qualified Property which has been determined by EIC to meet the requirements for participation in the Program as an owner, and any transferee owner of such Qualified Property.

RPTL - the Real Property Tax Law of the State, as amended from time to time.

Secured Amount - as of any date, the aggregate amount of principal loaned to the Qualified Property Owner for a Qualified Project, together with Eligible Costs and Financing Charges, as provided herein or in the Finance Agreement, as reduced pursuant to Section 8, paragraph C.

State - the State of New York.

3. Establishment of an Energize NY Open C-PACE Financing Program

A. An Energize NY Open C-PACE Financing Program is hereby established by the Municipality, whereby EIC acting on its behalf pursuant to the Municipal Agreement, may arrange for the provision of funds by Financing Parties to Qualified Property Owners in accordance with the Enabling Act and the procedures set forth under this local law, to finance the acquisition, construction, reconstruction, and installation of Qualified Projects and Eligible Costs and Financing Charges approved by EIC and by the Financing Party under the Finance Agreement. EIC, on behalf of the Municipality, and with the consent of the Benefited Property Owner, will record a Benefit Assessment Lien on the Benefited Property in the Secured Amount (the "Benefit Assessment Lien") on the land records for the Municipality. Such recording shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality.

B. Before a Qualified Property Owner and a Financing Party enter into a Finance Agreement which results in a loan to finance a Qualified Project, repayment of which is secured by a Benefit Assessment Lien, a written consent from each existing mortgage holder of the Qualified Property shall be obtained, permitting the Benefit Assessment Lien and each Annual Installment Lien to take priority over all existing mortgages.

4. Procedures for eligibility

A. Any property owner in the Municipality may submit an application to EIC on such forms as have been prepared by EIC and made available to property owners on the website of EIC and at the Municipality's offices.

B. Every application submitted by a property owner shall be reviewed by EIC, acting on behalf of the Municipality, which shall make a positive or negative determination on such application based upon the criteria enumerated in the Enabling Act and § 5 of this local law. EIC may also request further information from the property owner where necessary to aid in its determination.

C. If a positive determination on an application is made by EIC, acting on behalf of the Municipality, the property owner shall be deemed a Qualified Property Owner and shall be eligible to participate in the Program in accordance with § 6 of this local law.

5. Application criteria

Upon the submission of an application, EIC, acting on behalf of the Municipality, shall make a positive or negative determination on such application based upon the following criteria for the making of a financing:

A. The property owner may not be in bankruptcy and the property may not constitute property subject to any pending bankruptcy proceeding;

B. The amount financed under the Program shall be repaid over a term not to exceed the weighted average of the useful life of Renewable Energy Systems and Energy Efficiency Improvements to be installed on the property as determined by EIC;

C. Sufficient funds are available from Financing Parties to provide financing to the property owner;

D. The property owner is current in payments on any existing mortgage on the Qualified Property;

E. The property owner is current in payments on any real property taxes on the Qualified Property; and

F. Such additional criteria, not inconsistent with the criteria set forth above, as the State, the Municipality, or EIC acting on its behalf, or other Financing Parties may set from time to time.

6. Energize NY Finance Agreement

A. A Qualified Property Owner may participate in the Program through the execution of a finance agreement made by and between the Qualified Property Owner and a Financing Party, to which EIC, on behalf of the Municipality, shall be a third-party beneficiary (the "Finance Agreement"). Upon execution and delivery of the Finance Agreement, the property that is the subject of the Finance Agreement shall be deemed a "Benefited Property").

B. Upon execution and delivery of the Finance Agreement, the Benefited Property Owner shall be eligible to receive funds from the Financing Party for the acquisition, construction, and installation of a Qualified Project, together with Eligible Costs and Financing Charges approved by EIC and by the Financing Party, provided the requirements of the Enabling Act, the Municipal Agreement and this local law have been met.

C. The Finance Agreement shall include the terms and conditions of repayment of the Secured Amount and the Annual Installment Amounts.

D. EIC may charge fees to offset the costs of administering the Program and such fees, if not paid by the Financing Party, shall be added to the Secured Amount.

7. Terms and conditions of repayment

The Finance Agreement shall set forth the terms and conditions of repayment in accordance with the following:

A. The principal amount of the funds loaned to the Benefited Property Owner for the Qualified Project, together with Eligible Costs and Financing Charges approved by EIC and by the Financing Party, shall be specially assessed against the Benefited Property and will be evidenced by a Benefit Assessment Lien recorded against the Benefited Property on the land records on which liens are recorded for properties within the Municipality. The special benefit assessment shall constitute a "charge" within the meaning of the Enabling Act and shall be collected in annual installments in the amounts certified by the Financing Party in a schedule provided at closing and made part of the Benefit Assessment Lien. Said amount shall be annually levied, billed and collected by EIC, on behalf of the Municipality, and shall be paid to the Financing Party as provided in the Finance Agreement.

B. The term of such repayment shall be determined at the time the Finance Agreement is executed by the Benefited Property Owner and the Financing Party, not to exceed the weighted average of the useful life of the systems and improvements as determined by EIC, acting on behalf of the Municipality.

C. The rate of interest for the Secured Amount shall be fixed by the Financing Party in conjunction with EIC, acting on behalf of the Municipality, as provided in the Finance Agreement.

8. Levy of Annual Installment Amount and Creation of Annual Installment Lien

A. Upon the making of the loan pursuant to the Finance Agreement, the Secured Amount shall become a special Benefit Assessment Lien on the Benefited Property in favor of the Municipality. The amount of the Benefit Assessment Lien shall be the Secured Amount. Evidence of the Benefit Assessment Lien shall be recorded by EIC, on behalf of the Municipality, in the land records for properties in the Municipality. Such recording shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality. The Benefit Assessment Lien shall not be foreclosed upon by or otherwise enforced by the Municipality.

B. The Finance Agreement shall provide for the repayment of the Secured Amount in installments made at least annually, as provided in a schedule attached to the Benefit Assessment Lien (the "Annual Installment Amount"). The Annual Installment Amount shall be levied by EIC, on behalf of the Municipality, on the Benefited Property in the same manner as levies for municipal charges, shall become a lien on the Benefited Property as of the first day

of January of the fiscal year for which levied (the "Annual Installment Lien") and shall remain a lien until paid. The creation or any recording of the Annual Installment Lien shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality. Payment to the Financing Party shall be considered payment for this purpose. Such payment shall partly or wholly discharge the Annual Installment Lien. Delinquent Annual Installment Amounts may accrue Financing Charges as may be provided in the Finance Agreement. Any additional Financing Charges imposed by the Financing Party pursuant to the Finance Agreement shall increase the Annual Installment Amount and the Annual Installment Lien for the year in which such overdue payments were first due.

C. The Benefit Assessment Lien shall be reduced annually by the amount of each Annual Installment Lien when each Annual Installment Lien becomes a lien. Each Annual Installment Lien shall be subordinate to all Municipal Liens, whether created by Section 902 of the RPTL or by any other State or local law. No portion of a Secured Amount shall be recovered by the Municipality, EIC, or an assignee upon foreclosure, sale or other disposition of the Benefited Property unless and until all Municipal Liens are fully discharged. Each Annual Installment Lien, however, shall have priority over all Non-Municipal Liens, irrespective of when created, except as otherwise required by law.

D. Neither the Benefit Assessment Lien nor any Annual Installment Lien shall be extinguished or accelerated in the event of a default or bankruptcy of the Benefited Property Owner. Each Annual Installment Amount shall be considered a charge upon the Benefited Property and shall be collected by EIC, on behalf of the Municipality, at the same time and in the same manner as real property taxes or municipal charges. Each Annual Installment Lien shall remain a lien until paid. Amounts collected in respect of an Annual Installment Lien shall be remitted to EIC, on behalf of the Municipality, or the Financing Party, as may be provided in the Finance Agreement.

E. EIC shall act as the Municipality's agent in collection of the Annual Installment Amounts. If any Benefited Property Owner fails to pay an Annual Installment Amount, the Financing Party may redeem the Benefited Property by paying the amount of all unpaid Municipal Liens thereon, and thereafter shall have the right to collect any amounts in respect of an Annual Installment Lien by foreclosure or any other remedy available at law. Any foreclosure shall not affect any subsequent Annual Installment Liens.

F. EIC, on behalf of the Municipality, may sell or assign for consideration any and all Benefit Assessment Liens and Annual Installment Liens to Financing Parties that provide financing to Qualified Properties pursuant to Finance Agreements. The Financing Parties may sell or assign for consideration any and all Benefit Assessment Liens and Annual Installment Liens received from EIC, on behalf of the Municipality, subject to certain conditions provided in the administration agreement between EIC and the Financing Party. The assignee or assignees of such Benefit Assessment Liens and Annual Installment Liens shall have and possess the same powers and rights at law or in equity as the Municipality would have had if the Benefit Assessment Lien and the Annual Installment Liens had not been assigned with regard to the precedence and priority of such lien, the accrual of interest and the fees and expenses of collection.

9. Verification and report

EIC, on behalf of the Municipality, shall verify and report on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by the Program in such form and manner as the Authority may establish.

10. Separability

If any clause, sentence, paragraph, section, or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or part thereof involved in the controversy in which such judgment shall have been rendered.

Section 2. This local law shall take effect upon filing with the Secretary of State.
Adopted by unanimous vote.

RESOLUTION NO. 219 OF 2019

Resolution introduced by Supervisors Dickinson, Merlino, Simpson, Strough, Beaty, Frasier, Leggett, Geraghty and Driscoll

AUTHORIZING CONTINUATION OF THE INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF LAKE GEORGE TO PROVIDE FUNDING FOR PROMOTION SPACE WITHIN THE LAKE GEORGE VISITOR CENTER

WHEREAS, Resolution No. 78 of 2018 authorized continuation of an intermunicipal agreement with the Village of Lake George for promotional space within the Lake George Visitor Center, for a term commencing January 1, 2018 and terminating December 31, 2018, for an amount not to exceed Twenty-Five Thousand Dollars (\$25,000), and

WHEREAS, the Occupancy Tax Coordination Committee is requesting to continue this agreement for a term commencing January 1, 2019 and terminating December 31, 2019, upon the same terms and conditions as previously authorized, now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement consistent with the terms and provisions of this resolution and in the form approved by the County Attorney, and be it further

RESOLVED, that the funding for the agreement authorized herein shall be paid from Budget Code A.6417.0002 480.05 - Tourism/Occupancy, Occupancy Tax, Tourism-Business Promotion, upon receipt of a verified voucher in the amount authorized above.

Adopted by unanimous vote.

RESOLUTION NO. 220 OF 2019

Resolution introduced by Supervisors Dickinson, Merlino, Simpson, Strough, Beaty, Frasier, Leggett, Geraghty and Driscoll

AMENDING RESOLUTION NO. 500 OF 2018, WHICH AUTHORIZED AGREEMENTS WITH CERTAIN APPLICANTS FOR THE DISBURSEMENT OF 2019 OCCUPANCY TAX REVENUES, TO AWARD FUNDING TO ADIRONDACK RACE MANAGEMENT, AMERICADE, NORTHEASTERN DISTRICT BARBERSHOP HARMONY SOCIETY AND THE PLANNING DEPARTMENT

WHEREAS, pursuant to Resolution No. 500 of 2018, the Chairman of the Board was authorized and directed to execute standard form Warren County Tourist and Convention Development Agreements for occupancy tax funding with certain applicants, and

WHEREAS, at the April 23, 2019 Occupancy Tax Coordination Committee Meeting, the Committee considered and approved requests from the following applicants for occupancy tax funding:

<u>Applicant</u>	<u>Event</u>	<u>Dates</u>	<u>Amount of Award</u>
Adirondack Race Management	Lake George Triathlon Festival	8/31/19-9/1/19	\$9,000.00
Americade	Block Party	6/7/19 - 6/8/19	\$5,000.00
Northeastern District Barbershop Harmony Society	Singing Contest & Convention	5/3/19 - 5/4/19	\$9,000.00
Planning Department	Updated Panels in Lake George Visitors Center, Beach Road		\$6,851.00
	Total		\$29,851.00

now, therefore be it

RESOLVED, that Resolution No. 500 of 2018, be and hereby is, amended to authorize the Chairman of the Board of Supervisors to execute the standard form Warren County Tourist and Convention Development Agreements with the above referenced

applicants, in the amount of Twenty-Nine Thousand Eight Hundred Fifty-One Dollars (\$29,851) and to increase the total amount of occupancy tax funding to Three Hundred Fourteen Thousand Eight Hundred Fifty-One Dollars (\$314,851), to be expended from Budget Code A.6417.0002 480 Tourism Occupancy, Tourism-Special Events, as listed on the revised attached Schedule "A" with said agreements to be in a form approved by the County Attorney, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 500 of 2018 will remain the same.

Schedule "A"
2019 Occupancy Tax Awards

	<u>Applicant</u>	<u>Event</u>	<u>Dates</u>	<u>Amount of Award</u>
1	Adirondack Festivals, LLC	5 th Annual Adirondack Wine & Food Festival	6/29/19 - 6/30/19	\$40,000.00
2	Adirondack Hot Air Balloon Festival, Inc.	Balloon Festival	9/19/19-9/22/19	\$40,000.00
3	Adirondack Sports Complex, LLC	ADKSC Softball Tournaments	1/1/19-12/17/19	\$40,000.00
4	Albany Rods & Kustoms, Inc.	Adirondack Nationals Car Show	9/5/19-9/8/19	\$25,000.00
5	Americade	Americade	6/3/19-6/8/19	\$50,000.00
6	Warren County Safe & Quality Biking Organization	Promotion of Bicycling	2019	\$5,000.00
7	Warrensburg Bike Rally	19 th Warrensburg Bike Rally	5/31/19-6/9/19	\$10,000.00
8	Warrensburg Chamber of Commerce	World's Largest Garage Sale	10/4/19-10/5/19	\$25,000.00
9	Lake George Winter Carnival	Lake George Winter Carnival	1/25/19 and weekends in Feb. 2019	\$35,000.00
10	Greater Glens Falls Amateur Athletic Champ. Assoc.	Federation Basketball Boys/Girls	3/22/19-3/24/19	\$15,000.00
11	Adirondack Race Management	Lake George Triathlon Festival	8/31/19-9/1/19	\$9,000.00
12	Americade	Block Party	6/7/19-6/8/19	\$5,000.00
13	Northeastern District Barbershop Harmony Society	Singing Contest & Convention	5/3/19-5/4/19	\$9,000.00

	<u>Applicant</u>	<u>Event</u>	<u>Dates</u>	<u>Amount of Award</u>
14	Planning Department	Updated Panels in Lake George Visitors Center, Beach Road		\$6,851.00
	TOTAL BUDGET CODES A.6417.0002 480; A.6417.0002 480.3; and A.6417.0002 469			\$314,851.00

Adopted by unanimous vote.

RESOLUTION NO. 221 OF 2019

Resolution introduced by Supervisors Dickinson, Merlino, Simpson, Strough, Beaty, Frasier, Leggett, Geraghty and Driscoll

AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE A LETTER IN SUPPORT OF STATE FUNDING FOR THE VILLAGE OF LAKE GEORGE WASTEWATER TREATMENT PLANT

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and directs the Chairman of the Warren County Board of Supervisors to execute a letter in support of state funding for the Village of Lake George Wastewater Treatment Plant, and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to forward copies of the letter to Governor Andrew Cuomo, New York State Department of Environmental Conservation Commissioner Basil Seggos, New York State Division of the Budget Director Robert Mujica, Senator Elizabeth O'C. Little, Assemblyman Daniel G. Stec, Village of Lake George Mayor Robert Blais and Town of Lake George Supervisor Dennis Dickinson.

Adopted by unanimous vote.

RESOLUTION NO. 222 OF 2019

Resolution introduced by Supervisors Merlino, Dickinson, Strough and Frasier (Alternate Member - Supervisor Hogan)

AMENDING RESOLUTION NO. 42 OF 2018, AUTHORIZING EVENT FEE RATES FOR THE CHARLES R WOOD PARK FOR 2018, TO UPDATE THE EVENT FEES FOR 2019

WHEREAS, pursuant to Resolution No. 42 of 2018, the Warren County Board of Supervisors authorized rates for the use of the Festival Commons at the Charles R. Wood Park for the year 2018, and

WHEREAS, the Park Operations & Management Committee has recommended that the rates be updated to include a "Morning Use" rate and that the year designation be removed, now, therefore, be it

RESOLVED, that the event fees for events held at the Festival Commons at the Charles R. Wood Park are listed as follows:

Festival Commons Use	\$1,500 per day
Additional Set-Up days	\$500 each
Additional Recover/tear down days	\$500 each
Security Deposit	\$500, returnable approx. 14 days after clean-up of event
Morning Use (8:00am-12:00pm)	\$500 per day

* Non-refundable deposit of \$1,000 for first day and \$500 for each additional day is due with Festival Commons area application. Balance and security deposit are due ten (10) days in advance of event.

** The Festival Commons Fee includes: onsite attendant for minor cleanup and changing of trash bags, bathroom cleaning once daily, and use of water (up to 2,000 gallons/day) and electric services.

*** ALL deposits and advanced funds are non-refundable (aside from security deposit), and all event sponsors and sub-contractors/vendors must comply with all County insurance requirements.

and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the rates for the use of the Festival Commons at Charles R. Wood Park as outlined above until amended or revised by future resolution.

Adopted by unanimous vote.

RESOLUTION NO. 223 OF 2019

Resolution introduced by Supervisors Merlino, Dickinson, Strough and Frasier (Alternate Member - Supervisor Hogan)

AUTHORIZING PAYMENT TO THE VILLAGE OF LAKE GEORGE FOR THE CHARLES R. WOOD PARK GRAND OPENING CEREMONY

WHEREAS, a grand opening ceremony is being held for the Charles R. Wood Park, which is estimated to cost a total of six thousand six hundred dollars (\$6,600); and

WHEREAS it has been suggested that the cost of the ceremony be split evenly between the Village of Lake George, Warren County, the Fund for Lake George, the Lake George Association and The Lake George Land Conservancy at a rate of One Thousand Three Hundred Twenty Dollars (\$1,320) each, and

WHEREAS, the Park Operations & Management Committee has reviewed a request from the Superintendent of the Department of Public Works to participate in this cost-sharing arrangement and make a one-time payment to the Village of Lake George for Warren County's share of the cost of the Charles R. Wood Park Grand Opening Ceremony, in the amount of One Thousand Three Hundred Twenty Dollars (\$1,320), now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors authorizes the Warren County Treasurer to make a one-time payment in the amount of One Thousand Three Hundred Twenty Dollars (\$1,320) to the Village of Lake George for Warren County's share of the cost of the Charles R. Wood Park Grand Opening Ceremony, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1625 439 Charles R. Wood Park, Misc Fees & Expenses.

Adopted by unanimous vote.

RESOLUTION NO. 224 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING AGREEMENT WITH CHA CONSULTING, INC. FOR CONSULTANT SERVICES IN CONNECTION WITH CAPITAL PROJECT H375 13th LAKE ROAD CULVERT REPLACEMENT, TOWN OF JOHNSBURG

RESOLVED, that Warren County enter into an agreement with CHA Consulting, Inc., 3 Winners Circle, Albany, New York 12205, to provide consultant services for Capital Project H375 13th Lake Road Culvert Replacement, PIN 1761.12, in an amount not to exceed One Hundred Thirty-Eight Thousand Four Hundred Dollars (\$138,400) for a term commencing upon execution by both parties and terminating upon completion of services, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Capital Project H375.9550 280 13th Lake Road Culvert Replacement, Capital Projects, Projects.

Adopted by unanimous vote.

RESOLUTION NO. 225 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING AGREEMENT WITH BARTON & LOGUIDICE FOR CONSULTANT SERVICES IN CONNECTION WITH CAPITAL PROJECT H384 CR 11 OVER FINKLE BROOK CULVERT REPLACEMENT, TOWN OF BOLTON

RESOLVED, that Warren County enter into an agreement with Barton & Loguidice, 10 Airline Drive, Suite 200, Albany, New York 12205, to provide consultant services for Capital Project H384 CR 11 over Finkle Brook Culvert Replacement, PIN 1761.07, in an amount not to exceed One Hundred Sixty-Seven Thousand Three Hundred Eighty-Four Dollars (\$167,384) for a term commencing upon execution by both parties and terminating upon completion of services, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Capital Project H384.9550 280 CR 11 over Finkle Brook Culvert Replacement, Capital Projects, Projects.

Adopted by unanimous vote.

RESOLUTION NO. 226 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING AGREEMENT WITH GREENMAN-PENDERSEN, INC. FOR CONSULTANT SERVICES IN CONNECTION WITH CAPITAL PROJECT H385 CR 32 OVER BENNIE BROOK CULVERT REPLACEMENT, TOWN OF LAKE LUZERNE

RESOLVED, that Warren County enter into an agreement with Greenman-Pedersen, Inc., 80 Wolf Road, Suite 300, Albany, New York 12205, to provide consultant services for Capital Project H385 CR 32 over Bennie Brook Culvert Replacement, PIN 1761.08, in an amount not to exceed Two Hundred Seventy-Nine Thousand Nine Hundred Forty-Six Dollars (\$279,946) for a term commencing upon execution by both parties and terminating upon completion of services, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Capital Project H385.9550 280 CR 32 over Bennie Brook Culvert Replacement, Capital Projects, Projects.

Adopted by unanimous vote.

RESOLUTION NO. 227 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING THE IMPLEMENTATION, AND FUNDING 100% OF THE COSTS, OF A TRANSPORTATION PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR CR 7 OVER HALFWAY CREEK BRIDGE REPLACEMENT, TOWN OF QUEENSBURY

WHEREAS, a project for the Bridge NY, BIN 3360320, County Road 7 (CR 7) over Halfway Creek, Town of Queensbury, Warren County P.I.N. 1761.23 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 95% Federal funds and 5% non-federal funds, and

WHEREAS, the County of Warren will design, let and construct the Project, and

WHEREAS, the County of Warren desires to advance the Project by making a commitment of 100% of the costs of Design, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the above-subject Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the County of Warren to pay 100% of the cost of Design and Construction/Construction Inspection work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds, and it is further

RESOLVED, that the sum of Four Hundred Sixty-One Thousand Nine Hundred Eighty-Nine Dollars and no cents (\$461,989) has been appropriated from Capital Project H386 CR 7 over Halfway Creek Bridge Replacement and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby agrees that the County of Warren shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or NY Bridge funding awarded to the County of Warren, and it is further

RESOLVED, that in the event the Project costs not covered by federal-aid, state-aid or NY Bridge funding exceeds the amount appropriated above, the Warren County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the County of Warren hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months, and it is further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for federal-aid and/or state-aid with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County of Warren's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible in a form approved by the County Attorney, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

Adopted by unanimous vote.

RESOLUTION NO. 228 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING AGREEMENT WITH CREIGHTON MANNING ENGINEERING FOR CONSULTANT SERVICES IN CONNECTION WITH CAPITAL PROJECT H386 CR 7 OVER HALFWAY CREEK BRIDGE REPLACEMENT, TOWN OF QUEENSBURY

RESOLVED, that Warren County enter into an agreement with Creighton Manning Engineering, 2 Winners Circle, Suite 201, Albany, New York 12205, to provide consultant services for Capital Project H386 CR 7 over Halfway Creek Bridge Replacement, PIN 1761.23, in an amount not to exceed Four Hundred Sixty-One Thousand Nine Hundred Eighty-Nine Dollars (\$461,989) for a term commencing upon execution by both parties and terminating upon completion of services, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Capital Project H386.9550 280 CR 7 over Halfway Creek Bridge Replacement, Capital Projects, Projects.

Adopted by unanimous vote.

RESOLUTION NO. 229 OF 2019
Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson,
Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE
100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE
COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING
FUNDS THEREFORE FOR THE COUNTY BRIDGE ASBESTOS ABATEMENT &
PAINTING PROJECT, TOWNS OF JOHNSBURG & STONY CREEK

WHEREAS, a County Bridge Asbestos Abatement & Painting Project, Towns of
Johnsburg & Stony Creek, P.I.N. 1760.02 (the "Project") is eligible for funding under Title 23
U.S. Code, as amended, that calls for the apportionment of the costs of such program to be
borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, the County of Warren desires to advance the Project by making a
commitment of 100% of the non-federal share of the costs of Design &
Construction/Construction Inspection, now, therefore, the County of Warren duly convened
does hereby

RESOLVED, that the Warren County Board of Supervisors hereby approves the
above-subject Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the
County of Warren to pay in the first instance 100% of the federal and non-federal share of the
cost of Design & Construction/Construction Inspection work for the Project or portions thereof,
and it is further

RESOLVED, that the sum of Eight Hundred Fifty-Two Thousand Seven Hundred
Sixty Dollars and no cents (\$852,760) has been appropriated from Capital Project H353.9550
280 County Bridge Asbestos & Abatement Painting Project and made available to cover the
cost of participation in the above phase of the Project, and it is further

RESOLVED, that the additional sum of Fifty-Two Thousand Eighty-Seven Dollars
and No Cents (\$52,087) is hereby appropriated from Capital Project H353.9550 280 County
Bridge Asbestos & Abatement Painting Project and made available to cover the cost of
participation in the above phase of the Project, and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the
Project exceeds the amount appropriated above, the Warren County Board of Supervisors
shall convene as soon as possible to appropriate said excess amount immediately upon the
notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be and
is hereby authorized to execute all necessary Agreements, certifications or reimbursement
requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Warren with the New
York State Department of Transportation in connection with the advancement or approval of
the Project and providing for the administration of the Project and the municipality's first
instance funding of project costs and permanent funding of the local share of federal-aid and
state-aid eligible Project costs and all Project costs within appropriations therefore that are not
so eligible in a form approved by the County Attorney, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State
Commissioner of Transportation by attaching it to any necessary Agreement in connection with
the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.
Adopted by unanimous vote.

RESOLUTION NO. 230 OF 2019
Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson,
Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AMENDING AGREEMENT WITH CAMP, DRESSER, McKEE & SMITH (CDM SMITH)
FOR PRELIMINARY ENGINEERING SERVICES IN CONNECTION WITH THE COUNTY
BRIDGE ABATEMENT & PAINTING PROJECT TO INCLUDE SUPPLEMENTAL
AGREEMENT NO. 2 FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, pursuant to Resolution No. 528 of 2016, the Chairman of the Board of Supervisors was authorized to execute an agreement with Camp, Dresser, McKee & Smith (CDM Smith), 11 British American Boulevard, Suite 200, Latham, New York 12110, to provide engineering consultant services for the County Bridge Abatement & Painting Project, for the Hudson Street Bridge and the 13th Lake Road Bridge in the Town of Johnsbury & the Denecker Road Bridge in the Town of Stony Creek for an amount not to exceed One Hundred Six Thousand Dollars (\$106,000) for a term commencing upon execution and terminating upon completion of the project, and

WHEREAS, pursuant to Resolution No. 444 of 2017, the Chairman of the Board of Supervisors was authorized to amend the agreement to authorize Supplemental Agreement No. 1 to add construction inspection services for an amount not to exceed Ninety-Nine Thousand One Hundred Thirty-Eight Dollars (\$99,138), and

WHEREAS, the Superintendent of the Department of Public Works has requested to amend the agreement to authorize Supplemental Agreement No. 2 to add additional construction inspection services for an amount not to exceed Sixty-Three Thousand One Hundred Sixty-Three Dollars (\$63,163), now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute Supplemental Agreement No. 2 with CDM Smith, 11 British American Boulevard, Suite 200, Latham, New York 12110, for additional construction inspection services for the County Bridge Abatement & Painting Project, for an amount not to exceed Sixty-Three Thousand One Hundred Sixty-Three Dollars (\$63,163) for a term commencing upon execution of the agreement by both parties and terminating upon completion of the project, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Capital Project No. H353.9550 280 County Bridge Abatement & Painting Project, Capital Projects, Projects.

Adopted by unanimous vote.

RESOLUTION NO. 231 OF 2019
Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson,
Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AWARDING BID AND AUTHORIZING AGREEMENT WITH ROZELL EAST TO PROVIDE
CRANE SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS (WC 34-19)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Crane Services (WC 34-19), and

WHEREAS, the Superintendent of Public Works has issued correspondence recommending that Warren County award the contract to Rozell East, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Rozell East of the acceptance of its proposal, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an agreement with Rozell East, 45 Casey Road, Queensbury, New York 12804, for Crane Services, pursuant to the terms and provisions of the specifications (WC 34-19) and proposal, for a term commencing upon execution by both parties and terminating December 31, 2019, with the option for two (2) one (1) year renewals as long as there are no material changes, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Departments within Warren County.

Adopted by unanimous vote.

RESOLUTION NO. 232 OF 2019

Resolution introduced by Supervisors Beaty, Geraghty, Frasier, Loeb, Braymer, Hyde, Magowan, Wild and Hogan

AUTHORIZING INTERMUNICIPAL AGREEMENTS BETWEEN WARREN COUNTY AND VARIOUS MUNICIPALITIES FOR THE SHARING OF SERVICES AS A COST SAVING MEASURE

WHEREAS, pursuant to Section 99-r of the General Municipal Law, Warren County and various municipalities wish to share services, materials and equipment, and

WHEREAS, the sharing of such services, materials, and equipment will promote and assist the maintenance of local government facilities, services and infrastructure, and will provide cost savings by maximizing the effective use of municipal resources; and

WHEREAS, the County Administrator has requested that Warren County enter into Intermunicipal Agreements with various municipalities to share services, materials and equipment, in an amount not to exceed Ten Thousand Dollars (\$10,000), now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves agreements with various municipalities as outlined above and the Chairman of the Board of Supervisors be, and hereby is, authorized and directed to execute said Intermunicipal Agreements, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 233 OF 2018

Resolution introduced by Supervisors Merlino, Geraghty and Thomas

RATIFYING THE ACTIONS OF THE CHAIRMAN OF THE BOARD OF SUPERVISORS IN EXECUTING THE 2019 STOP-DWI COMPREHENSIVE PLAN OF WARREN COUNTY

WHEREAS, Warren County has participated in the Special Traffic Options for Driving While Intoxicated "STOP-DWI" since 1981, now, therefore, be it

RESOLVED, that upon recommendation of the Traffic Safety Board of Warren County and as required by the NYS Department of Motor Vehicles, the Warren County Board of Supervisors hereby approves and adopts the Special Traffic Options Program for Driving While Intoxicated entitled "2019 STOP-DWI PLAN," and authorizes continued participation in said Program, and be it further

RESOLVED, that the actions of the Chairman of the Board of Supervisors be, and hereby are, ratified with regard to executing the 2019 STOP-DWI Comprehensive Plan of Warren County and submitting said plan to the Commissioner of the NYS Department of Motor Vehicles for approval.

Adopted by unanimous vote.

RESOLUTION NO. 234 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AMENDING TABLE OF ORGANIZATION AND WARREN COUNTY SALARY AND COMPENSATION PLAN FOR 2019

RESOLVED, that the Table of Organization and the Warren County Salary and Compensation Plan for 2019 are hereby amended as follows:

SHERIFF

Deleting Position:

A.3110.110

TITLE:

Senior Building
Maintenance Mechanic

EFFECTIVE DATE

05/01/2019

ANNUAL BASE SALARY

\$52,802.07

SHERIFF

<u>Creating Position:</u> <u>A.3110.110</u> <u>TITLE:</u> Senior Building Maintenance Mechanic/Auto Mech #1	05/01/2019	\$58,586.21
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<u>Deleting Position:</u> <u>A.3110.110</u> <u>TITLE:</u> Building Maintenance Mechanic/Auto Mechanic #1	<u>EFFECTIVE DATE</u> 05/01/2019	<u>ANNUAL BASE SALARY</u> \$53,086.21
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<u>Creating Position:</u> <u>A.3110.110</u> <u>TITLE:</u> Building Maintenance Mechanic #1	05/01/2019	\$47,302.07
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<u>Creating Position:</u> <u>A.3150.130</u> <u>TITLE:</u> Building Maintenance Mechanic Part Time Temporary	<u>EFFECTIVE DATE</u> 05/01/2019 - 12/31/82019	<u>ANNUAL BASE SALARY</u> \$47,302.07 (up to 16 hours per week)
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Roll Call Vote:
Ayes: 970
Noes: 0
Absent: 30 Supervisor Loeb
Adopted.

RESOLUTION NO. 235 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

**AMENDING TABLE OF ORGANIZATION AND WARREN COUNTY SALARY AND
COMPENSATION PLAN FOR 2019 FOR THE DISTRICT ATTORNEY'S OFFICE**

WHEREAS, the salaries of full-time District Attorneys are statutorily tied to those of New York State judges and justices in the Unified Court System, and

WHEREAS, when salaries increase for judges and justices, counties are mandated to raise the salaries of their District Attorneys as required under section 183-a of the Judiciary Law, and

WHEREAS, this State mandate requires Warren County to raise the salary of the District Attorney from One Hundred Ninety-Seven Thousand Six Hundred Dollars (\$197,600) to Two Hundred Thousand Four Hundred Dollars (\$200,400), and

WHEREAS, the Personal and Higher Education Committee has approved authorization for future State mandated salary increases to be made administratively without the need for further Board approval, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the District Attorney's salary be raised from One Hundred Ninety-Seven Thousand Six Hundred Dollars (\$197,600) to Two Hundred Thousand Four Hundred Dollars (\$200,400), and be it further

RESOLVED, that the Board of Supervisors, hereby approves the authorization for future State mandated salary increases to be made administratively without the need for further Board approval, and be it further

RESOLVED, that the Table of Organization and the Warren County Salary and Compensation Plan for 2019 is hereby amended as follows:

DISTRICT ATTORNEY

<u>Increasing Salary From:</u> A.1165.110	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>TITLE:</u> District Attorney	04/01/2019	\$197,600

<u>Increasing Salary To:</u> A.1165.110	04/01/2019	\$200,400
<u>TITLE:</u> District Attorney		

Roll Call Vote:
 Ayes: 958
 Noes: 12 Supervisor Thomas
 Absent: 30 Supervisor Loeb
 Adopted.

RESOLUTION NO. 236 OF 2019
Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING AGREEMENT WITH STANDARD MEDICAL SERVICES TO PROVIDE MEDICAL EXAMINATIONS FOR POLICE AND PATROL OFFICER CANDIDATES

RESOLVED, that Warren County enter into an agreement with Standard Medical Services, 68 Quaker Road, Queensbury, New York 12804 to provide medical examinations for police and patrol officer candidates, as follows:

Services	Rate
Audiogram	\$25.00
Chest X Ray, 1 View	\$60.00
X Ray Interpretation	\$25.00
EKG	\$55.00
Physical Exam Complete, includes urine dip & Vision	\$100.00
PPD	\$35.00
Urine Drug Screens, 10 Panel	\$45.00

for a term commencing on May 17, 2019 and continuing until terminated by either party upon sixty (60) days written notice, and the Chairman of the Board of Supervisors, be and hereby is, authorized to execute said agreement in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1430 435 Civil Service, Medical Fees.

Adopted by unanimous vote.

RESOLUTION NO. 237 OF 2019
Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING JIGNASHA SHAH, PUBLIC HEALTH PROGRAM COORDINATOR, TO ENROLL IN A JOB-RELATED COURSE

WHEREAS, Jignasha Shah, Public Health Program Coordinator, has submitted an Application for Approval of Enrollment in a Job-Related Course by an Employee for a course offered at Hudson Valley Community College, for the following term and amount, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves Jignasha Shah's enrollment in the following course for the term and amount listed, which approval for the employee shall be contingent upon continued employment with Warren County for at least eighteen (18) consecutive months after completing this course, for the course period set forth below and upon completion of said course with a grade of "C" or better:

COURSES	TERM	REIMBURSABLE AMOUNT (NOT TO EXCEED)
Anatomy and Physiology II	May 20, 2019 - August 16, 2019	\$477.50
TOTAL NOT TO EXCEED		\$477.50

and be it further,

RESOLVED, that Jignasha Shah, shall be reimbursed for fifty percent (50%) of the course costs incurred for the above course and associated course fees if any, upon the submission of vouchers with receipts verifying costs for same, and be it further

RESOLVED, that the funds for the above reimbursement shall be expended from Budget Code A.4018.0040 444.01 Preventive Program, Health Education, Job Related Courses.

Adopted by unanimous vote.

RESOLUTION NO. 238 OF 2019
Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING JIGNASHA SHAH, PUBLIC HEALTH PROGRAM COORDINATOR, TO ENROLL IN A JOB-RELATED COURSE

WHEREAS, Jignasha Shah, Public Health Program Coordinator, has submitted an Application for Approval of Enrollment in a Job-Related Course by an Employee for a course offered at SUNY Albany School of Public Health, for the following term and amount, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves Jignasha Shah's enrollment in the following course for the term and amount listed, which approval for the employee shall be contingent upon continued employment with Warren County for at least eighteen (18) consecutive months after completing this course, for the course period set forth below and upon completion of said course with a grade of "C" or better:

COURSES	TERM	REIMBURSABLE AMOUNT (NOT TO EXCEED)
EPI Principles of Public Health (Course 1 of 6 for Certificate Program)	May 28, 2019 - August 20, 2019	\$750
TOTAL NOT TO EXCEED		\$750

and be it further,

RESOLVED, that Jignasha Shah, shall be reimbursed for fifty percent (50%) of the course costs incurred for the above course and associated course fees if any, upon the submission of vouchers with receipts verifying costs for same, and be it further

RESOLVED, that the funds for the above reimbursement shall be expended from Budget Code A.4018.0040 444.01 Preventive Program, Health Education, Job Related Courses.

Adopted by unanimous vote.

RESOLUTION NO. 239 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

**AUTHORIZING LAURA MONROE, PUBLIC HEALTH REGISTERED NURSE,
TO ENROLL IN A JOB-RELATED COURSE**

WHEREAS, Laura Monroe, Public Health Registered Nurse, has submitted an Application for Approval of Enrollment in a Job-Related Course by an Employee for a course offered at Southern New Hampshire University-Online, for the following term and amount, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves Laura Monroe's enrollment in the following course for the term and amount listed, which approval for the employee shall be contingent upon continued employment with Warren County for at least eighteen (18) consecutive months after completing this course, for the course period set forth below and upon completion of said course with a grade of "C" or better:

COURSE	TERM	REIMBURSABLE AMOUNT (NOT TO EXCEED)
IHP420-R5408 Ethical and Legal Considerations	May 6, 2019 - June 30, 2019	\$480
TOTAL NOT TO EXCEED		\$480

and be it further,

RESOLVED, that Laura Monroe, shall be reimbursed for fifty percent (50%) of the course costs incurred for the above course and associated course fees if any, upon the submission of vouchers with receipts verifying costs for same, and be it further

RESOLVED, that the funds for the above reimbursement shall be expended from Budget Code A.4010 444.01 Health Services, Job Related Courses.

Adopted by unanimous vote.

RESOLUTION NO. 240 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

APPROVING THE WARREN COUNTY BAD DEBT POLICY

WHEREAS, the County does not have a formal policy on the collection or write off of debts owed to the County, and

WHEREAS, the lack of a policy has required certain inefficient formal action by the Board of Supervisors, and

WHEREAS, the County Administrator has developed a formal policy that dictates the process for debt collection and write-offs of bad debt, and

WHEREAS, said policy mandates quarterly reports prepared for the Finance Committee by the County Treasurer detailing all debts written off during the year, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the Warren County Bad Debt Policy as attached hereto to be effective May 17, 2019.



WARREN COUNTY

BAD DEBT POLICY

Adopted by Resolution # 240 of 2019

WARREN COUNTY BAD DEBT POLICY

BACKGROUND AND PURPOSE:

In the course of managing its financial resources, Warren County must ensure that the most effective revenue collection procedures are in place and that income generated is properly accounted for in our financial records.

Revenue due to the County but not yet received is recorded on a modified accrual basis in accordance with Generally Accepted Accounting Principles (GAAP).

Customers and other entities do not always pay the County promptly for services they have used or other debts they may owe. If despite the County's best efforts to collect outstanding income that revenue is deemed to be irrecoverable, it is referred to as a bad debt. With the approval of the Board of Supervisors, bad debt may be written off and the County's financial records appropriately modified. Treating income as a bad debt should be the final stage of the County's debt collection process.

This policy is intended to adhere to the principles above and guide County officials in collecting and/or writing off debt

DEFINITIONS:

"Debtor" – a person or entity that owes money to the County.

"Bad debt" – an outstanding sum of money owed to the County which has not been paid despite repeated efforts to collect the debt. Bad debts" are those sums of money that have either been deemed irrecoverable or that are not uneconomically prudent to further pursue.

"Write-off" – a procedure used in accounting in which a debt is determined to be uncollectable

and is therefore considered to be a loss.

POLICY:

In the first instance, Warren County will utilize all ordinary and appropriate methods to collect revenue owed to the County, including entering into payment plans where legally permissible and prudent.

A First Notice letter will be sent to the debtor by the County Treasurer's Office when the debt is outstanding for **30 or more days**. The Treasurer's Office will copy the department to which the debt is owed. A follow-up phone call will be placed by the appropriate departmental staff member to the debtor to attempt to work out payment arrangements.

A Final Notice letter will be sent to the debtor by the County Treasurer's Office when the debt is outstanding for **60 or more days**. The Treasurer's Office will copy the department to which the debt is owed. Another follow-up phone call will be placed by the appropriate departmental staff member to the debtor to attempt to work out payment arrangements.

A letter from the County Attorney will be sent to the debtor when the debt is outstanding for **70 or more days**. The account will also be referred to the appropriate County Attorney staff member for follow-up.

If a debt is outstanding for **90 or more days**:

If under \$500, the debt may be declared bad debt upon the approval of the County Treasurer, the County Attorney and the County Administrator.

If greater than \$499 and less than \$5,000, the debt may be declared bad debt upon the approval of the Finance Committee. The criteria used by the Finance Committee in making that determination may include, but is not limited to, whether it is economical to utilize a collection agency or pursue litigation against the debtor.

If \$5,000 or higher, the debt will be referred to a collection agency or litigation will be pursued unless the County Treasurer and County Attorney deem such measures to be imprudent. The debt may be declared bad debt upon approval of the Board of Supervisors.

From time to time, Federal and State Aid claims are paid late. The Treasurer's Office will review these outstanding claims annually with the relevant departments. Departmental staff are then responsible for following up with the appropriate Federal or State agency. If the department and the Treasurer's Office determine that the revenue is irrecoverable, the debt may be written off only upon approval of the Board of Supervisors, regardless of the dollar amount of the debt.

All debts declared bad debts in accordance with this policy shall be written off by the appropriate County staff.

County staff may reinstate debts and attempt to collect them, utilizing the process outlined above, if new information becomes available.

A quarterly report will be prepared for the Finance Committee by the County Treasurer detailing all debts written off during the year by agreement of the County Treasurer, the County Attorney and the County Administrator.

Adopted by unanimous vote.

RESOLUTION NO. 241 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING RESOLUTION NO. 391 OF 2007, WHICH ESTABLISHED A PETTY CASH FUND FOR THE COUNTY CLERK'S OFFICE, TO INCREASE THE AMOUNT OF THE PETTY CASH FUND

WHEREAS, Resolution No. 391 of 2007 established a petty cash fund for the County Clerk's Office in the amount of Seven Hundred Dollars (\$700), and

WHEREAS, Two Hundred Dollars (\$200) of this total is maintained by the Department of Motor Vehicles (DMV) Audit Clerk for the purpose of purchasing currency used to make change for the DMV cash drawers, and

WHEREAS, the New York State DMV Auditor has recommended increasing the amount maintained by the DMV Audit Clerk from Two Hundred Dollars (\$200) to Five Hundred Dollars (\$500), and

WHEREAS, such change would require an increase in the total of the petty cash fund for the County Clerk's Office from Seven Hundred Dollars (\$700) to One Thousand Dollars (\$1,000), now, therefore, be it

RESOLVED, that Resolution No. 391 of 2007 be, and hereby is, amended to increase the petty cash fund for the County Clerk's Office from Seven Hundred Dollars (\$700) to One Thousand Dollars (\$1,000) to incorporate the increase in the amount maintained by the DMV Audit Clerk, as recommended by the New York State DMV Auditor.

Adopted by unanimous vote.

RESOLUTION NO. 242 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE COUNTY TREASURER TO EXECUTE BUDGET TRANSFERS AS NEEDED TO COVER SALARY AND FRINGE COSTS CHARGED DIRECTLY TO CAPITAL PROJECTS FOR FEDERAL/STATE REIMBURSEMENT AND LOCAL MATCH

WHEREAS, salary and fringe costs relating to capital projects are charged directly to salary and fringe expenditure codes in the project, then are reclassified to the capital expenditure code where the budget is recorded, and

WHEREAS, the Treasurer, for reporting purposes, would like to keep the salary and fringe costs recorded in the appropriate salary and fringe expenditure codes and then transfer the appropriate budget amounts from the capital expenditure code within the project, and

WHEREAS, for local match requirements the Treasurer would like to transfer from the departmental salary and fringe codes to the Transfers-Capital Project Code, now, therefore be it,

RESOLVED, that the Warren County Board of Supervisors does hereby authorize the Warren County Treasurer to execute budget transfers as needed to cover salary and fringe costs charged directly to Capital Projects for Federal/State reimbursement and local match.

Adopted by unanimous vote.

RESOLUTION NO. 243 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H386 CR7 OVER HALFWAY CREEK BRIDGE REPLACEMENT; AUTHORIZING TRANSFER OF FUNDS AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H386, CR7 over Halfway Creek Bridge Replacement, as follows:

1. Capital Project No. H386 CR7 over Halfway Creek Bridge Replacement, is hereby established.
2. The estimated cost of such Capital Project is the amount of Four Hundred Sixty-One Thousand Nine Hundred Eighty-Nine Dollars (\$461,989).
3. The proposed method of financing such Capital Project consists of the

following:

- a. Federal grant funding in the amount of Four Hundred Thirty-Eight Thousand Eight Hundred Ninety Dollars (\$438,890); and
- b. Local share funding in the amount of Twenty-Three Thousand Ninety-Nine Dollars (\$23,099)

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of Four Hundred Sixty-One Thousand Nine Hundred Eighty-Nine Dollars (\$461,989) to Capital Project No. H386 CR7 over Halfway Creek Bridge Replacement, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>		<u>AMOUNT</u>
H386.9950 280	CR7 over Halfway Creek Bridge Replacement	\$461,989.00

Roll Call Vote:
 Ayes: 970
 Noes: 0
 Absent: 30 Supervisor Loeb
 Adopted.

RESOLUTION NO. 244 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

INCREASING CAPITAL PROJECT NO. H353 COUNTY BRIDGE ASBESTOS ABATEMENT & PAINTING PROJECT; AUTHORIZING TRANSFER OF FUNDS AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby increase Capital Project No. H353 County Bridge Asbestos Abatement & Painting Project, as follows:

1. Capital Project No. H353 County Bridge Asbestos Abatement & Painting Project is hereby increased in the amount of Forty-Nine Thousand Nine Hundred One Dollars and Forty-Eight Cents (\$49,901.48).
2. The estimated total cost of Capital Project No. H353 County Bridge Asbestos Abatement & Painting Project is now Nine Hundred Two Thousand Six Hundred Sixty-One Dollars and Forty-Nine Cents (\$902,661.49).
3. The proposed method of financing the increase in such Capital Project consists of the following:
 - a. Federal grant funding in the amount of Thirty-Nine Thousand Nine Hundred Twenty-Two Dollars (\$39,922);
 - b. State Marchiselli grant funding in the amount of Seven Thousand Four Hundred Eighty-Five Dollars (\$7,485);
 - c. Local share funding in the amount of Two Thousand Four Hundred Ninety-Four Dollars and Forty-Eight Cents (\$2,494.48),

and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

TRANSFER TO	AMOUNT
H353 County Bridge Asbestos Abatement & Painting Project	\$49,901.48

Roll Call Vote:

Ayes: 970
 Noes: 0
 Absent: 30 Supervisor Loeb
 Adopted.

RESOLUTION NO. 245 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE COMPUTER RESERVE FUND TO VARIOUS DEPARTMENTAL BUDGETS; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Thirty-Six Thousand One Hundred Dollars (\$36,100) from the Computer Reserve Fund Budget Code A.895.00 to the following Departmental budgets:

PROJECT	TITLE	AMOUNT
A.8022.220.1	Planning (GIS desktop)	\$1,000
A.1490.220.1	Department of Public Works (PC's and Monitors)	\$30,000
A.3110 220.1	Sheriff (three laptops & monitors)	\$5,100
	Total	\$36,100

and be it further,

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 970
 Noes: 0
 Absent: 30 Supervisor Loeb
 Adopted.

Chairman Conover called for announcements.

Supervisor Simpson informed there had been a significant amount of discussion concerning the loss of population in the Adirondacks and enrollment in public schools there, but they had not heard much about the 2020 census that would be occurring and was critical for not only all of their communities, but also the Adirondack Park. He said in 1932 there were 132,000 residents in the Adirondack Park and they thought it was less today, but they were unsure and the amount of funding that was provided to that region related to this figure including Federal support for broadband and cell phone coverage. He encouraged the Board members to promote the 2020 census and encourage their constituents to participate. Supervisor Simpson announced Food Truck Friday was occurring June 29th in the Town of Horicon and would occur every Friday thereafter at 4:00 p.m. and included food, music and a showcase of the local businesses.

Supervisor Merlino apprised about 3.5 years ago they had met with representatives from the NYS DOT to discuss the poor condition of the State Roads in the County. He stated he was pleased to announce that by Wednesday eleven miles of State Route 9N in the Town of Lake Luzerne would be paved and he thanked the Supervisors who had participated in that meeting.

In regards to the census issue, Supervisor Braymer stated during their trip to Washington D.C. they had been advised that there was a push by the Federal Administration

to only count individuals that had a mailing address at a residence versus those who had a P.O. Box and she was aware that some of the residents of the County only had P.O. Boxes. She said if the census did not count everyone in the County it would negatively impact its funding and representation.

Supervisor Simpson stated he would know more after the Public Hearing in Ray Brook, New York on the census that he had been asked to speak at.

Supervisor Geraghty exited the meeting at 11:44 a.m.

Chairman Conover remarked it was necessary to be cognizant that the census delivered a survey to every address, including those in communities where the homeowners were seasonal residents. He said they needed to be mindful the more tourism oriented communities would come back with a lower population due to this fact.

Supervisor Leggett announced that Woofstock was scheduled for June 8-9, 2019 behind the Chester Town Hall and he welcomed everyone to attend.

Supervisor Driscoll stated he had done a presentation regarding the SNAP Program in the Town of Horicon last night and would be doing another in the Town of Johnsbury next Tuesday, with two remaining municipalities he hoped to be able to schedule something within the month of June. He apprised after attending a number of Town Board meetings he would like to invite and encourage some of his counterparts from the City of Glens Falls and the Town of Queensbury to attend some area Town Board meetings in the northern portion of the County, as he found it to be very educational.

Chairman Conover apprised the Town of Bolton was pleased to have Supervisor Driscoll carry out his presentation on the SNAP Program there, as he found it to be very informative.

Supervisor Sokol thanked Ms. McLenithan and Molly Ganotes, *Legislative Office Specialist*, for filling in the absence of Amanda Allen, *Clerk of the Board*.

Supervisor Thomas stated the Town of Stony Creek Historian was holding an event on Saturday, June 1st entitled "The Other Side of the Creek:" which was in conjunction with Dean Farm Heritage Trail. He said the Stony Creek's Historical Associations two museums would be open, as well as a number of vendors.

Chairman Conover thanked Brain LaFlure, *Director, Office of Emergency Services/Fire Coordinator*, for the assistance his office provided to the Town of Bolton during their recent water emergency.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Dickinson and seconded by Supervisor Strough, Chairman Conover adjourned the Board Meeting at 11:48 a.m.

**WARREN COUNTY BOARD OF SUPERVISORS
BOARD MEETING
JUNE 19, 2019**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 6:00 p.m.

Mr. Ronald F. Conover presiding.

Salute to the flag was led by Supervisor Braymer.

Roll called, the following members present:

Supervisors Leggett, Diamond, McDevitt, Braymer, Loeb, Driscoll, Frasier, Simpson, Hogan, Dickinson, Wild, Beaty, Magowan, Sokol, Thomas, Hyde, Geraghty and Conover- 18; Supervisors Merlino and Strough, absent-2

Commencing the Agenda review, Chairman Conover noted a motion was necessary to approve the minutes of the May 17, 2019 Board Meeting, subject to correction by the Clerk of the Board. The motion was made by Supervisor Simpson, seconded by Supervisor Thomas and carried unanimously.

Continuing to the presentation of the Senior of the Year award, Dee Park, *Director, Office for the Aging*, apprised that the individuals being presented with the award were unable to attend the meeting. She informed that each year the New York State Office for the Aging requested that the Office for the Aging designate two seniors from each County that had gone above and beyond for providing for their community through volunteering and assisting others. She stated this year they were recognizing John Plantier from the Town of Lake Luzerne, and Patrice Cianci from the Town of Bolton. She read aloud a listing of Mr. Plantier's accomplishments which included serving on the Board of the Hadley-Luzerne Library for the better part of two decades, much of which was spent serving as the Library's President; serving as a Board member of the Southern Adirondack Library System; undertaking small or large construction projects and occasionally repairing leaky plumbing for the Hadley-Luzerne Library; providing rides to those without transportation to their doctors appointments; delivers meals for the Office for the Aging; delivering books to individuals who were homebound; and serving as a member of the Lions Club and the Hadley Luzerne Historical Society. Ms. Park proceeded to list Ms. Cianci's accomplishments which included: caroling during the holiday season to individuals who were homebound; working with the Bolton Health Committee to shop, wrap and distribute gifts during the holiday season; and serving as a volunteer driver for home delivered meals in the Bolton area and the northern region of Lake George.

Chairman Conover requested that Ms. Park extend congratulations and the appreciation of the Board members to Mr. Plantier and Ms. Cianci. A round of applause was given.

Proceeding with the Agenda review, Chairman Conover offered privilege of the floor to Norman Dascher Jr., *Chief Executive Officer of The Hyde Collection*. Mr. Dascher stated he was present to provide an update on the status and activities currently underway at The Hyde Collection. He advised last year the Hyde had hosted more than 230 events, attracting 25,000 visitors to their facility, who often referred to it as the hidden gem; however, he noted, there was nothing invisible about the six to ten new and different exhibitions being offered in the five galleries each year, not including the permanent collection on display in the historic house. He apprised it was estimated that the Hyde was responsible for a \$3 million economic impact on an annual basis. He referred to an article featured in the *Wall Street Journal* a few years ago which indicated The Hyde House would be an honorable addition to a city of any size. He said since becoming the Chief Executive Officer in December he had taken several steps to ensure the World was aware of what an incredible institution the City of Glens Falls had in The Hyde Collection. He informed the quality of the collection was indisputable, with artwork by such famed artists as Degas, Rembrandt, Van Gogh, Renoir and Warhol. He stated their vault was comparable to that of many large metropolitan museums and in fact they had lent their collection to twenty-two museums in fourteen different States and fifteen museums in eight

foreign Countries. He apprised the curatorial team designed exhibitions drawn from the museums permanent collection of more than five thousand works. He continued, their educators then develop programing inspired by the exhibitions to help participants better understand the time in which the featured artists were working, the concepts and techniques used, and how both apply to the World today. He referred to a recent exhibition by Washington County artist Jacob Houston which featured his acrylic paintings of idyllic scenes from a birds eye view that their curator paired with the architectural etchings of Albert E. Flanagan which contained such magnificent details the visitors were using magnifying glasses provided by The Hyde to see every detail. He apprised that a new exhibition was opened a few days ago of paintings, photographs and prints of New York rooftops from the early part of the 20th century by artist John Sloan that was on loan from the Penn State University Palmer Museum of Art. He informed their future exhibitions were in the planning process out to 2023, with their 60th anniversary celebration being a big year for them in 2023. He stated in the Fall of this year they would be opening an exhibition of art by Pablo Picasso. In response to the people he had met who indicated to him there was no reason to visit The Hyde again since they had done so in their youth, he advised The Hyde had a permanent collection in the historic house, but in the five galleries there were between six to ten new exhibitions every year, meaning there was always something new to see. He mentioned The Hyde also offered programs that included artists and residents, such as Art and Yoga, a four week workshop to learn the aspect of art, concerts, movies, lectures and panel discussions, as well as themed tours, fashion shows, story telling and much more. He remarked as important as these events were, the mission was to provide an experience and free programming, adding they offered free tours for schools, group homes, extended care facilities serving individuals with dementia and admission for all children, Veterans', students, active military and their family was free every day. He stated every Wednesday they offered free admission to seniors ages sixty plus. He pointed out the majority of the visitors to The Hyde Museum did not pay, adding once a month they offered Second Sunday, which was a day when admission was free for everyone and their educators offered free STEAM (*Science, Technology, Art, Engineering and Math*) based activities. He informed the entire month of December they offered pay for what you wish, meaning patrons admissions could be free or a donation of the persons choosing. He advised every week their educators provided free programs for parents with children whose ages ranged from infants to teenagers where children and their care givers were introduced to age appropriate concepts of art and the galleries in the historic house following which they went into The Hyde's art studio to create art based upon what they had learned. He informed since 2016 the attendance at these programs had grown by 208% meaning they provided an art experience to nearly 5,000 children a year. He continued, the number of collaborations with other regional organizations was also increasing, as they regularly worked with Art in the Public Eye, SUNY Adirondack, Skidmore, Albany Institute of History and Art, the University Art Museum at SUNY Albany, etc. He added over the past six months they had ramped up their efforts to increase collaborations and were currently working on plans with SPAC (*Saratoga Performing Art Center*), The Tang Museum, Universal Preservation Hall and the Glens Falls Symphony while continuing to seek other partners to collaborate with. He remarked their point of view regarding collaborations was "the rising tide floats all boats" meaning the better any arts organization did, the better all of them did. He apprised they were also extending their marketing efforts to reach a broader audience and would also be completely revamping their website in the next several months to make it more accessible, as well as contain even more information. He apprised more than twenty-five percent of the visitors to The Hyde traveled from out-of-State, two percent were from outside of the United States and seventeen percent of their visitors were from New York State, but outside of the three hour day trip range. He added the thirty-seven percent of their visitors who came from the greater Capital Region were eating at local restaurants, buying gas and shopping at stores, apprising they were proud of how that contributed to the regional economy, but they were not content. He stated they wanted to and

they believed they had the capacity to attract even more visitors from an even greater geographic area. He remarked they were looking forward to celebrating their 60th anniversary in 2023 and they would like to thank the Board of Supervisors for its support and commitment throughout the years which he respectfully requested would continue into the future.

Continuing with the Agenda review, privilege of the floor was extended to Supervisor Driscoll, who stated that housing was important to the County's economy and quality of life. He introduced Robert Landry, *Executive Director of the Glens Falls Housing Authority (GFHA)*, who he had worked with for a number of years. He said he has taken the opportunity to invite Mr. Landry to share some information on opportunities and services that the GFHA had available for all residents of Warren County.

Mr. Landry apprised the GFHA was celebrating its fiftieth year of operation this year, informing they were established in 1969 following which they built Larose Gardens in the City of Glens Falls, a fifty unit low income family housing project that was available to any County resident, and in 1971 they built Stichman Towers which was the first affordable, low income senior housing facility in the area with eighty-one apartments. He continued, in 1981 they built Cronin High-Rise on Ridge Street in the City of Glens Falls with one hundred apartments that were available to any County resident with the rents based upon income. He mentioned in 1984 they ventured into becoming a County-wide agency with the services they provided by bringing on board what was referred to as the Section 8 Program, but was now referred to as the Housing Choice Program, which served residents in every community in the County. He explained this was a rental subsidy program which allowed individuals to remain in their communities with rents based upon their income. He said although they liked to see individuals graduate out of the Section 8 Program and become self-sufficient, if they did not there was a permanent voucher that could be used. He advised in 1985 they ventured outside of the County when they built Earl Towers in the Town of Hudson Falls which provided another seventy five low income senior apartments. He stated any of the facilities they owned and operated in the City of Glens Falls were available to anyone who was a County resident, including the Section 8 Program. In 2003 they worked with the Section 8 Program and the Federal Government on the First Time Home buyers Program which could be coupled with any of the programs the County or any of the communities had to assist low income individuals with purchasing a home. He explained the Program worked by providing a Section 8 voucher, but instead of them sending a check to a landlord they would send a check to the bank who was holding the mortgage to assist these individuals with owning a home. He advised in 2008 they received grant funding for the Shelter Plus Care Program to assist with the homeless issue in the County. He apprised this was a rental assistance Program which took individuals who were documented as homeless and provided them with subsidized housing in whatever community they wanted to live in and included the requirement that they also participate in counseling for mental health or substance abuse issues they had. He stated their organization provided the shelter and coordinated with many agencies in the County who then provided care to these individuals through case management. He informed they were approached by the Veterans' Administration to manage the VASH (*Veterans' Administrative Supportive Housing*) Program which was a rental subsidy program where they helped pay rents for housing for disabled Veterans or Veterans who needed case management through the Veterans' Administration. He stated they were required by HUD to conduct a point of time count every year in an attempt to estimate how many homeless individuals there were in the County; he said at last count in January the estimate was 275 individuals, most of whom were "couch surfers" who moved around frequently, but had no permanent address. He informed presently they housed eighty-five homeless individuals through the Shelter Plus Care and VASH Programs. He mentioned there were some upcoming changes coming from HUD, who was seeking to move on from the public housing platform that funded the three high-rises they managed, as well as the Larose Gardens complex, by moving toward an affordable housing platform. He said their hope was to get enough money to renovate the high rises he mentioned and they planned on tearing down the Larose Gardens complex and replacing it with an environmentally efficient fifty unit project for low income families. He stated some communities had buildings that were no longer

used which could be renovated into smaller affordable housing apartments with the assistance of funding from the Affordable Housing Network. He encouraged anyone with questions regarding affordable housing in their communities to contact his Office.

Privilege of the floor was extended to Supervisor Braymer, who introduced Jason Van Driesche, *representing Front Porch Forum*, to discuss the Front Porch Forum online community networking system which was currently operating in Washington County and the State of Vermont. She said she felt this was an exciting opportunity for County residents to partake in, and in particular for those who lived in rural areas and may not be connecting otherwise. Mr. Van Driesche advised Front Porch Forum was a small company based out of the State of Vermont whose purpose was to assist neighbors in connecting and building communities. He informed since 2006 they had been hosting regional networks of online neighborhood forums where clearly identified nearby neighbors shared postings about all types of topics. He read aloud a few different postings to provide an idea of what was made possible as a result of Front Porch Forum which included assistance with moving, locating lost pets, etc. He stated Front Porch Forum was founded in Burlington, Vermont by Michael Wood Lewis and his wife Valerie as a result of them being new to town and struggling to meet their neighbors. He mentioned what started as a listing of email addresses of their neighbors had grown to 165,000 members across the State of Vermont, representing every community in the State and including ten thousand small businesses and not-for-profits, as well as over two thousand local officials. He apprised in many of the communities they served there were more Front Porch Forum members than households in the community with members posting about any type of topic that neighbors might discuss in person such as lost pets, block parties, mechanic recommendations, break -ins, etc. He said their staff compiled the days postings into an email newsletter that was typically distributed around 5:00 p.m. each day resulting in neighborhood news and discussion becoming part of individuals daily routines so that over time they felt more connected to their neighbors and when they did bump into them in person the ice was already broken and there was something to discuss. He mentioned this daily neighborly interaction assisted with rebuilding the ties that had frayed in recent years with the fast paced lives that many people lived today. He apprised as of June 29th they were pleased to offer their free service here in Warren and Washington Counties, as this would be the first significant expansion outside of the State of Vermont. He said they had expanded a few years ago into the Towns of Cambridge and Argyle in Washington County. He proceeded to outline why Front Porch Forum should be used instead of the other social medial outlets that were available as follows: Front Porch Forum concerned community and was a mission driven organization whose core focus was on helping neighbors connect and build community; they were a Vermont based, locally owned business whose services were specifically designed for the rural towns, villages and small cities of northern New England and New York; there was no cost for neighbors, local businesses, community not-for-profits and local officials to sign up and participate in their local community front porch forum, as the majority of the cost for providing the service was covered by advertisements from local businesses; it was a useful service to get individuals attention at the community level; every posting was reviewed by their online community managers before being published to ensure the conversation remained civil and neighborly; it was easy to use; and it was built for privacy, as no posting could ever be find on Google nor would the users ever be tracked or spammed. He stated the purpose of him attending the meeting today was to introduce the service and provide information on how to sign up for it, noting fifty neighbors from the same community were required to sign up before it was permissible to post on the site. He encouraged anyone with questions to contact him.

Proceeding with the Agenda review, Chairman Conover declared the Public Hearing on Proposed Warren County Local Law No. 6 of 2019, entitled "A Local Law to Establish a Sustainable Energy Loan Program (Open C-Pace) in Warren County", open at 6:30 p.m. and he requested that Amanda Allen, *Clerk of the Board*, read aloud the Notice of Public Hearing, which she proceeded to do. Chairman Conover then called for any public comment.

Travis Whitehead, *Town of Queensbury Resident*, stated he was fully supportive of this

proposal, adding if possible he would like to see something similar to assist the individuals that may have to upgrade their wastewater systems around Lake George as these very valuable septic transfer laws. He stated the one concern that kept coming up at all of the Town meetings where this was discussed that deserved to be answered was how the individuals impacted would pay for this and he felt this would be an appropriate way to do so if it was deemed possible.

Chairman Conover once again called for anyone wishing to speak on Proposed Warren County Local Law No. 6 of 2019; there being no response he closed the Public Hearing at 6:32 p.m.

Continuing to the report by the Chairman of the Board, Chairman Conover advised on May 24th he had attended the opening exhibit for Landscapes Lost and Found at the Bolton Museum and he encouraged all to visit the exhibit, as it contained over fifty pieces of art representing over two hundred years of regional history through the eyes of numerous local artists and he referred to an article featured in today's edition of *The Times Union* regarding same. He stated on May 29th he had attended the Ribbon Cutting Ceremony for Wood Park which he felt culminated several years of collaboration in bringing the project, which the County was a major partner in to fruition. He apprised that same evening he had attended a Better Angels Meeting at the Crandall Library along with Supervisors Hogan, Driscoll, Loeb and Simpson. Chairman Conover commended Dr. Kristine Duffy, *President, SUNY Adirondack*, and her staff for their work on the presentation of the 2019-2020 SUNY Adirondack Operating Budget that was reviewed at the June 11th joint meeting of the Personnel & Higher Education and Finance Committees at SUNY Adirondack. He informed he had attended a meeting on the Countryside Adult Home Capital Improvement Plan which would be distributed to the Board members shortly and would be incorporated into the County's Capital planning efforts. He commended Supervisor Frasier and the County staff for developing a capital plan for the facility concerning future improvements there.

Chairman Conover then called for the reports by Committee Chairmen on the past months meetings or activities.

Supervisor Braymer reported on the May 30th meeting of the Environmental Concerns & Real Property Tax Services Committee where they approved proposed Resolution Nos. 256-259 and she provided a brief overview of each. She remarked she felt it was both exciting and historic for the County that they would be adopting proposed Resolution No. 258, *Authorizing Submission of a Grant Application to the New York State Department of Environmental Conservation for the Climate Smart Communities Grant Program*, since the State was also passing the Community and Climate Protection Act which would be establishing greenhouse gas emissions and goals for the entire State.

Supervisor Loeb apprised the Support Services Committee had met on May 31st, approving proposed Resolution Nos. 277-281. He stated the ten departments overseen by the Support Services Committee were all doing a good job and he recommended everyone attend the meetings which tended to last long due to the hot topics discussed there. In regards to the Board of Elections, Supervisor Loeb informed they had provided an overview of the upcoming changes that included the electronic polling books and new voting machines. He mentioned an article featured in today's edition of *The Post Star* which discussed the effectiveness of the WIC (*Woman, Infants and Children*) and how it had decreased obesity in young children from ages one through four which he equated to the hard work of the Public Health Department.

Supervisor Driscoll indicated he had nothing to report on.

Supervisor Frasier stated the Health, Human & Social Services Committee had met on May 30th, approving proposed Resolution Nos. 260-273. She apprised she had also attended the Ribbon Cutting Ceremony for Wood Park which she felt was meaningful, adding she was pleased that the Board was well represented there.

Prior to his Committee report, Supervisor Simpson informed he was pleased to report that the constitutional amendment for the health and safety land bank that identified the land for that which would allow any of these projects to move forward was adopted by the State

Assembly last night and by the State Senate earlier this morning. He recognized Assemblyman Stec and Senator Little for all of their hard work on this, as it had taken a lot of time and effort for this to occur. A round of applause followed.

Supervisor Simpson apprised the Public Works Committee had met on two occasions this month, the first of which was on May 30th, where they approved proposed Resolution Nos. 275-276 and he provided a summary of each. During the meeting, Supervisor Simpson apprised a report on the fish stocking activities was provided which indicated over 25,000 trout had been stocked and he commended the Fish Hatchery staff for providing an important service to the County. He stated the purpose of the June 11th meeting of the Public Works Committee was to discuss the proposal from United Rail for operation of the County Railroad following which a negotiating team was formed to move forward with the process. He said this group had already met to discuss strategies and to develop their parameters; he added that a meeting with United Rail would be scheduled shortly.

Supervisor Hogan stated as they moved forward with Climate Smart Initiatives she felt compelled to remind everyone that Cornell Cooperative Extension was one of the County's premiere sources of information and education on green living and other things of that nature. She informed Cornell Cooperative Extension had conducted over thirty bike safety rodeos at the majority of the elementary schools in the County, as well as Nutrition Education classes in Glens Falls, North Warren, Warrensburg and Queensbury School Districts. She mentioned the plant sale netted over \$3,000 for the 4-H and Master Gardener Programs and Warren County Soil & Water Conservation District awarded them \$1,000 for the purpose of starting up the School Gardens Program in interested area schools. She advised the next meeting was scheduled for this upcoming Monday at 7:00 p.m.

Supervisor Dickinson reported on the June 4th meeting of the Occupancy Tax Coordination Committee, where they approved proposed Resolution No. 274 which he provided a brief overview of. He advised that he served as a member of the County Jury Board, as well as a member of the Board of Trustees of the Supreme Court Library, and he noted how disappointed he was in the current County Law Library, as he believed it was minuscule and poorly proportioned.

Supervisor Wild indicated he had nothing to report on.

Supervisor Beaty reported on the May 31st meeting of the County Facilities Committee where they approved proposed Resolution Nos. 248-249 and he provided a brief overview of each. He read aloud a letter from the FAA (*Federal Aviation Administration*) which indicated they would no longer be providing funds for the 1,000 foot Runway Extension Project at the Airport due to the fact that the current runway length was sufficient to accommodate existing and forecasted future air traffic at the Airport and met its operating needs. He said in an effort to move forward and determine how to reduce expenses at the Airport he had been meeting with the Airport Manager and the Superintendent of Public Works, adding the County had also contracted with a company to market all of the land surrounding the Airport. He offered privilege of the floor to Kevin Hajos, *Superintendent of Public Works*, to provide an update regarding the activities at the Airport.

Mr. Hajos stated this past weekend the Young Eagles event, which was hosted twice a year at the Airport by the EAA (*Experiment Aircraft Association*), was held; he said this event was dedicated to teaching or showing kids whose ages ranged from 8 to 17 about aviation and flight and provided them a free ride in an airplane. He said approximately sixty kids had participated in the event with seven pilots who donated their time. He apprised although no revenue was gained from the event it allowed them to bring attention to what was going on at the Airport.

Supervisor Beaty advised in response to his concerns with loss of population he took the liberty of establishing the 20/30 Task Force with the goal of stopping people from moving out of the County, as well as attracting people to move here with the first meeting scheduled for next week. He listed the members as follows: Supervisor McDevitt; Dr. Douglas Huntley, *Superintendent, Queensbury Union Free School District*; Mr. Whitehead; Tyler Herrick, *General*

Manager, Queensbury Hotel; Zachary Moore, Assistant Director, L&M Investments; Nancy Underwood, Warren County Resident; and Michael Bittel, President/Chief Executive Officer, Adirondack Regional Chamber of Commerce. He informed that he planned on contacting an individual in the medical field to inquire about their interest in becoming a member. He asked Ryan Moore, *County Administrator*, whether he would be gracious enough to become a member of the Task Force and Mr. Moore responded he would assist as much as he was able to. Supervisor Beaty stated that Dr. Kristine Duffy, *President, SUNY Adirondack*, had agreed this evening to become a member of the Task Force, as well, which he was grateful for. He reiterated the objective for the Task Force was to determine how to prevent residents from moving out of the County and to attract new residents to move here. He pointed out that Saratoga County was one of the nine fastest growing counties in the State, while Essex County had one of the largest decreases in population in the State; he added that Warren County had a decrease in population of 2.6% from 2010 to 2018.

Supervisor Magowan indicated he had nothing to report on.

Supervisor Sokol thanked Supervisor Simpson for chairing the June 6th Finance Committee meeting in his absence and he provided a brief overview of Resolution Nos. 246-247 and 283-295 which were approved by the Finance Committee. He stated there was a joint meeting of the Personnel & Higher Education and Finance Committees held at SUNY Adirondack on June 11th during which they reviewed the tentative 2019-2020 operating budget for SUNY Adirondack which he felt was reasonable and he recognized Dr. Duffy and her staff for their efforts preparing it. He pointed out Dr. Duffy was present at the meeting to answer any questions. He informed that there would be no report by the County Treasurer on the County's finances this month.

Supervisor Thomas reported on the May 30th meeting of the Budget Committee where representatives from Lakes to Locks and ANCA provided presentations regarding their organizations which the County provided funding to. He said a discussion took place regarding the Unappropriated Surplus Fund Balance and what had been appropriated from it since the beginning of the year to fund one-time expenses. He mentioned the main topic discussed was prioritizing some reserves, apprising the discussion would continue at the next Committee meeting which would be scheduled during the upcoming Committee meeting cycle. He concluded his report by thanking Supervisor Hogan for mentioning the grant that was awarded to Cornell Cooperative Extension for the purpose of starting up the School Gardens Program. He explained Warren County Soil & Water Conservation District Board of Directors set aside funding to award grants in the amount of \$1,000 to any schools or organizations that applied for the purpose of funding conservation efforts.

Supervisor Hyde indicated she had nothing to report on.

Supervisor Geraghty thanked Supervisor Frasier for chairing the June 6th meeting of the Personnel & Higher Education Committee in his absence. He informed that they had approved proposed Resolution No. 282 which he provided a brief overview of. He added he had attended the joint meeting of the Personnel & Higher Education and Finance Committees on June 11th at SUNY Adirondack and he commended the College staff for preparing an appropriate operating budget. Supervisor Geraghty advised he had attended an AATV (*Association of Towns and Villages*) meeting in Tupper Lake from June 1-2, 2019 during which there was a presentation regarding how important it was for individuals to participate in the upcoming census.

Supervisor Leggett reported on the May 31st meeting of the Criminal Justice & Public Safety Committee meeting where they approved proposed Resolution Nos. 250-254 and he provided a brief overview of each.

Supervisor Diamond indicated he had nothing to report on.

Supervisor McDevitt stated he was looking forward to attending a training tomorrow in the Town of Bolton pertaining to conforming and non-conforming septic systems and the importance of clean water. He recognized the Ticonderoga and Whitehall High School Boys Baseball teams for winning the New York State Championship games and to the Schuyerville

High School Boys Baseball Team for falling just short of winning the State Championship game.

Continuing to the report by the County Administrator, Mr. Moore advised they would be postponing the Employee of the Month Award until the July 19th Board Meeting due to the honoree being unable to attend the meeting tonight. He recognized the following people for their years of service to the County which he said he was greatly appreciative of

- * Rob York for 20 years of service to the Office of Community Services; and
- * Ryan Torsch for 20 years of service to the Sheriff's Office.

Mr. Moore announced he was pleased to report that Pam Vogel, *County Clerk*, had been named County Clerk of the Year by the New York State Association of County Clerks. He congratulated Mrs. Vogel and her hard working employees. He proceeded to read aloud a listing of the meetings he had attended since the May 17th Board Meeting; *a copy of Mr. Moore's report is on file with the items distributed at the Board Meeting.*

In regards to proposed Resolution No. 255, *Authorizing Submission of Consolidated Funding Application for Various Local Waterfront Programs and Community Development Programs*, Mr. Moore stated that several projects had been added since last year when a Board Member had asked for a listing of all of the projects, one of which was a sewer engineering project in the Town of Johnsbury with the match being provided by the Town. He said the other project was a Warren County Housing Needs Study which did not require any matching funds and he encouraged anyone with questions to contact him.

Privilege of the floor was extended to Mary Elizabeth Kissane, *County Attorney*, to provide a report from the County Attorney. Ms. Kissane provided a summary of the ruling in the County's favor with regards to a private pay patient of the former Westmount Health Facility. She stated the judgement awarded to the County included the entire outstanding debt of \$111,929 plus 9% interest.

Resuming the Agenda review, Chairman Conover called for the reading of communications, which Mrs. Allen read aloud, as follows:

Reports from:

1. Capital District Regional Off-Track Betting Corporation Financial Reports dated March 31, 2019 and April 30, 2019;
2. Warren County Probation Department Reports of Criminal and Family Workloads for April 2019.

Minutes from:

None.

Letters/emails from:

None.

Other:

1. Capital District Regional Off-Track Betting Corporation April 2019 payment in the amount of \$3,369.

Continuing to the reading of resolutions, Mrs. Allen announced proposed Resolution Nos. 246-295 were mailed; she apprised proposed Resolution No. 288 was amended after mailing and a motion was needed to approve the revision. The necessary motion was made by Supervisor Simpson, seconded by Supervisor Braymer and carried unanimously. She noted proposed Resolution No. 296 was developed after mailing, and a motion was necessary to bring it to the floor. The necessary motion was made by Supervisor Braymer and seconded by Supervisor Dickinson and carried unanimously.

Chairman Conover called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

Bill Mahar, *Town of Warrensburg Resident*, thanked the Board members for holding

another Board meeting in the evening, apprising he was present to address them regarding the Resolution concerning commencing legal action against David Decker to recover monies owed to the County. He informed it was public knowledge that Mr. Decker was the subject of a criminal proceeding from which he may lose his freedom and an even higher probability he would emerge insolvent, bankrupt and effectively judgement proof making any civil judgements obtained of little monetary value. He remarked in spite of these circumstances he believed initiating this action was the right thing to do, as the citizens and taxpayers of Warren County were owed this money and the County Board was taking the steps to ensure that the rights and interests of the County residents were defended, notwithstanding the probabilities of getting paid. He advised there was a second question about the legal action tonight the Board may consider pertaining to whether they should name a second defendant; however, he noted, it was his understanding that it was believed the statute of limitations had expired and this second defendant was now unreachable. He mentioned it had been his experience that arguments could be made on any point of law and in this case when the clock on the time limitations began ticking was an open question. He informed in the same spirit with which the Board was considering suing Mr. Decker, mainly that of taking all the available steps to protect the rights and interest of Warren County residents, he felt the second defendant should be included and not preemptively filtered out prior to starting a legal action even though the judge may dismiss the second defendant early in the process. Lastly, in reference to any proposed Resolutions that may be related to the presentation by The Hyde Museum that occurred earlier, Mr. Mahar remarked he felt the arts both fine and performing were an underappreciated asset and worthy of community support.

Mr. Whitehead read aloud a statement regarding Mr. Decker, the Lake George Watershed Coalition, the missing money and how the Town of Queensbury was responsible; a copy of Mr. Whitehead's statement is on file with the items distributed at the June 19th Board Meeting.

Supervisor Dickinson requested a roll call vote on proposed Resolution No. 281, *Authorizing Commencement of Litigation Against David Decker*.

Supervisor Geraghty requested a roll call vote on proposed Resolution No. 257, *Adopting the New York State Climate Smart Communities Pledge on Behalf of Planning and Community Development*.

Supervisor Geraghty apprised when he was the Chairman of the Board in 2016 both he, and the County Attorney at that time, had made numerous pleas to the Towns of Queensbury and Bolton to pay the the County what was owed. He said the Town of Bolton had paid the County what was due, but no payment was ever received from the Town of Queensbury. He said he partially concurred with Mr. Whitehead in that he felt the Town of Queensbury was remiss because the County taxpayers from the other towns had to pick up the bill. He mentioned the Town of Queensbury could have been fooled by this gentleman, but he felt they should have paid the County because they had been requesting it since 2016. He remarked although he did not like this, he concurred that the Town of Queensbury was responsible for some of this.

A motion was made by Supervisor Geraghty and seconded by Supervisor Dickinson to amend proposed Resolution No. 281, *Authorizing Commencement of Litigation Against David Decker*, to include the Town of Queensbury.

Supervisor McDevitt requested that Ms. Kissane provide some input into the motion before them. Ms. Kissane stated her only request was that for the Board to provide direction as to what the cause of action would be because she did not see one and could not file a complaint without one. She stated she was looking for the Board members to direct her on what they wanted her to sue the Town of Queensbury for, as there was no contract with them allowing her to sue for breach of contract. She mentioned she was aware that individuals had suggested an implied contract; however, she noted, she was unsure how to get there since the work was completed in the Town of Bolton on a County road which was of no benefit to the Town of Queensbury.

Supervisor Sokol questioned whether this was a time sensitive matter that needed to be

handled tonight, because if it was not he would suggest tabling it until next month to allow Supervisor Strough to be present and comment on the matter.

Chairman Conover inquired whether Supervisor Sokol was making a motion to table the proposed amendment to Resolution No. 281, *Authorizing Commencement of Litigation Against David Decker*, and Supervisor Sokol responded he would if it was an option and they could send it back to Committee for further discussion.

Motion was made by Supervisor Sokol, seconded by Supervisor Beaty and carried by majority vote, with Supervisors Braymer, Hogan, Wild and Geraghty voting in opposition, to table the amendment to include the Town of Queensbury in proposed Resolution No. 281 and send it back to Committee for further discussion.

Mr. Moore clarified the motion they had just voted on was the amendment to proposed Resolution No. 281, *Authorizing Commencement of Litigation Against David Decker*, however, he noted, the Resolution was still on the floor.

Chairman Conover apprised there was continued discussion on proposed Resolution No. 281 which remained in its current form, it could be sent back to Committee or it could be amended again.

A motion was made by Supervisor Beaty, seconded by Supervisor Sokol and carried by majority vote, with Supervisors Braymer, Loeb, Hogan, Wild, Geraghty, Leggett and Diamond voting in opposition, to table proposed Resolution No. 281, *Authorizing Commencement of Litigation Against David Decker*, and send it back to Committee.

Supervisor Simpson questioned if the Town of Queensbury was ever invoiced for the \$50,000 from the County and Mr. Moore replied the manner in which the contract was set up was that the State contracted with whichever towns turn it was to administer the funding and then the towns subcontracted with Mr. Decker who was responsible for paying out anyone who incurred costs. He apprised the proper channel for the County to take at that time was to invoice Mr. Decker. Mr. Simpson mentioned he worked as a contractor and if he did not pay his materials bill a lien was placed on him, as well as his supplier. He said although he never had this occur, he was aware of other contractors who had. He pointed out someone was responsible for any agreement the County engaged in.

Chairman Conover informed this discussion and more could take place at the next Support Services Committee meeting.

In regard to proposed Resolution No. 257, *Adopting the New York State Climate Smart Communities Pledge on Behalf of Planning and Community Development*, Supervisor Beaty remarked he would be voting in favor of the proposed Resolution; however, he noted, he would like the record to reflect this did not mean he would be blindly supporting expensive initiatives that were not in the best interest of the County taxpayers and the business community. He apprised he was fully supportive of environmental efforts that assisted the local tourism industry and green initiatives that produced savings to justify the investment. He said if the Climate Smart Communities designation assisted the County with advancing common sense projects he would support it; however he was requesting the County Administration and the DPW Engineers to complete a thorough cost benefit analysis of all the projects going forward.

In response to Supervisor Beaty's comments, Supervisor Braymer informed it would be in the best interest of the County to make investments in its infrastructure to ensure the County was ready for a changing climate because that was coming and it could either pay these protections now or have floods occur in the communities that the County had to respond to, such as what was occurring in the Town of Thurman and other places in the County. She mentioned they could either make those investments now or pay for them later and suffer the damaging effects, as well as increased costs. She said she hoped everyone would vote in favor of proposed Resolution No. 257, *Adopting the New York State Climate Smart Communities Pledge on Behalf of Planning and Community Development*.

Supervisor Geraghty apprised he concurred with Supervisor Beaty, but he would support proposed Resolution No. 257, *Adopting the New York State Climate Smart Communities Pledge on Behalf of Planning and Community Development*. He stated while he was supportive

of the initiative, he was concerned about initiatives costing jobs.

Supervisor Thomas stated he would be voting in favor of proposed Resolution No. 257, *Adopting the New York State Climate Smart Communities Pledge on Behalf of Planning and Community Development*; however, he noted, he had issues with element nos. 5, 6 and 10, as he believed they were vague.

Supervisor Loeb stated he recalled a report that was reviewed regarding the population changes within the Adirondack Park with the premise being that the loss of population and jobs was due to the environmental restrictions and burden that the population had to deal with. He informed this study determined that any decreases were seen equally across the Country and in some cases not as much in the Adirondacks as other places. He added one of the strengths they had to keep their community together was the environmental protections that were given to the Adirondacks.

Supervisor Simpson advised an APRAP (*Adirondack Park Regional Assessment of Project*) study conducted by the AATV (*Adirondack Association of Towns & Villages*) in coordination with other agencies on the population which indicated how harmful the environmental restrictions had been to the population of the Adirondacks and could be viewed on the AATV website. He stated the study had been very informative and he cautioned the Board members from relying on information from just one report.

Supervisor Geraghty informed he believed the report Supervisor Loeb was referring to was completed by Protect the Adirondacks and the APRAP study consisted of interviews with area schools, businesses, etc.

Supervisor Braymer apprised she felt compelled to remind Supervisor Simpson that when they had attended the NACo (*National Association of Counties*) Conference in Washington D.C. earlier this year many of the representatives had discussed the loss of population in their rural areas supporting the fact that this was not unique to the Adirondacks. She mentioned what was unique to the Adirondacks was the Adirondack Park and the land use controls that were in place to allow protection of the wilderness, as well as populations to be mixed together and to have growth and economic activity and residential buildings in the middle of the Park. She remarked this supported the notion that they could be combined and be successful.

Supervisor Leggett stated the definition of APPRAP was Adirondack Park Regional Assessment Project and its purpose was to seek a balance in the Adirondack Park which his predecessor was involved in. He said another study was the Adirondack Park and Rural America Economic Population Trends 1970-2010 which did indicate that park towns saw an increase of 11.6% from 1970-2010 in population. He announced on July 24th the Common Ground Alliance would be reviewing the analytics of the Adirondacks and he welcomed everyone to attend.

Supervisor Geraghty asked whether they would be voting on proposed Resolution No. 281, *Authorizing Commencement of Litigation Against David Decker*, and Chairman Conover responded in the negative, apprising that the Resolution had been tabled.

In regard to proposed Resolution No. 249, *Authorizing Six (6) Month Lease Agreement with D&G Recycling, LLC for a Portion of County Owned Property F/K/A Ciba Geigy Property in the Town of Queensbury*, Supervisor Leggett pointed out one of the bays in the building was used by the Office of Emergency Services and since there was no one present from that Department at the meeting he wanted to ensure they were comfortable that the space they were using was going to be rented out because it appeared as if they were no longer using the space. He offered privilege of the floor to Brian LaFlure, *Director, Office of Emergency Services*, to speak to the matter.

Mr. LaFlure stated currently when they stored their equipment in the building there was not a sufficient amount of space using both bays. He said the reason the bay was vacant at this time was because he had some equipment that was out being used. He mentioned he was working with Mr. Hajos to determine an alternate location to store their equipment; however, he noted, taking the bay away from their Department would cause issues unless an alternative storage space was provided. He pointed out if they rented D&G Recycling that bay, D&G's

operation would be on the wrong side of the security fence where all of OES's equipment was located. He requested in the future they contact him when discussion occurred that would impact his Department.

A motion was made by Supervisor Leggett, seconded by Supervisor Wild and carried unanimously to table proposed Resolution No. 249, *Authorizing Six (6) Month Lease Agreement with D & G Recycling, LLC for a Portion of County Owned Property F/K/A Ciba Geigy Property) in the Town of Queensbury*, and return to the County Facilities Committee for further discussion.

Supervisor Simpson apprised of a recent invitation to the Northeast Regional State Leadership Day Conference at the White House on July 16th. He said he had discussed the matter with Supervisors Geraghty and Merlino and determined they would all like to attend, but because this was just brought to their attention, they did not have time to bring the request to Committee for approval. He mentioned he was unsure if anyone else would like to attend, but noted a resolution was required for out-of-State travel which would need to be brought from the floor today.

Chairman Conover announced in order to consider this, the Board would need to waive the Rules of the Board regarding the requirement that a resolution be presented in writing, which required a two-thirds majority vote.

A motion was made by Supervisor Geraghty, seconded by Supervisor Simpson and carried unanimously to approve the request to waive the Rules of the Board that a resolution be presented in writing.

Supervisor Simpson apprised a resolution was required to authorize himself and Supervisors Geraghty and Merlino to attend an afternoon Conference at the White House in Washington D.C. on July 16th. Supervisor McDevitt questioned what the purpose of the Conference was and Supervisor Geraghty responded it was the same Conference the three of them had attended last year in Washington D.C. which allowed County officials from all across the States of New York and New Jersey to meet with Federal representatives to discuss the issues. Supervisor McDevitt inquired whether the President would be partaking in the Conference and Supervisor Geraghty replied in the negative. Supervisor Simpson added they would be working on building relationships with the Federal Secretary of Transportation and Secretary of the Environment and their staff. He said it provided them with an opportunity to interact and discuss the County issues with the Federal representatives who were making decisions on them. Supervisor Loeb voiced his desire to attend the Conference, as well.

Motion was made by Supervisor Dickinson and seconded by Supervisor Frasier to authorize Supervisors Simpson, Geraghty, Merlino and Loeb to attend the Northeast Regional State Leadership Day in Washington, DC on July 16, 2019.

Supervisor Wild asked what Supervisors Simpson and Geraghty hoped to accomplish by attending the Conference. Supervisor Simpson responded that he had done a report on efforts they made with regard to telecommunications earlier this year where they met with representatives from the White House and the County's Federal representatives in Congress and the Senate to discuss broadband and cell phone coverage in rural areas, as well as the individuals from the FCC (*Federal Communications Commission*). He added a Federal Bill was being worked on which set aside millions of dollars to address cell phone and broadband coverage as a result of the efforts of NYSAC (*New York State Association of Counties*), NACo and these meetings with the Federal representatives. Supervisor Leggett questioned whether there was funding available to pay for the travel and Mrs. Allen replied affirmatively. She said currently there was around \$8,000 available within her Budget for this purpose, but if toward the end of the year the funds dwindled she may have to return to Committee to ask for additional funding. Supervisor McDevitt inquired whether an estimate was available for the cost involved and Mrs. Allen replied in the negative.

Chairman Conover called the question and the motion to authorize Supervisors Simpson, Geraghty and Loeb to attend the Northeast Regional State Leadership Day in Washington, DC on July 16, 2019 was carried unanimously.

Mrs. Allen advised prior to voting on Resolutions, the Resolution to Waive the Rules would be Resolution No 297 and the Resolution which authorized out-of-State travel for Supervisors Simpson, Geraghty, Merlino and Loeb would be Resolution No. 298, neither of which were subject to a roll call vote.

Chairman Conover called for a vote on resolutions, following which 246-298 were approved, as presented, with the exception of proposed Resolution Nos. 249 and 281 which were tabled.

RESOLUTION NO. 246 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

MAKING SUPPLEMENTAL APPROPRIATIONS

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
DEPARTMENT: BUILDING & GROUNDS				
A.1620 470	Buildings, Contracts	A.1628 470	Waste Management Containment, Contract	\$10,000.00
DEPARTMENT: PUBLIC HEALTH				
A.4189 130	Public Health - Bio Terrorism, Salaries- Part Time	A.4189 110	Public Health - Bio Terrorism, Salaries - Regular	5,600.00
A.4189 130	Salaries- Part Time	A.4189 220	Office Equipment	3,500.00
A.4189 130	Salaries- Part Time	A.4189 410	Supplies	1,500.00
A.4189 810	Retirement	A.4189 410	Supplies	310.00
A.4189 830	Social Security	A.4189 410	Supplies	460.00
A.4189 831	Medicare Contribution	A.4189 410	Supplies	73.00

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
DEPARTMENT: PUBLIC WORKS				
D.5110 110	County Road, Maintenance of Roads, Salaries-Regular	D.5142 110	County Road, Snow Removal-County, Salaries-Regular	\$72.00
D.5110 120	Salaries-Overtime	D.5142 120	Salaries-Overtime	1,340.86
D.5110 810	Retirement	D.5142 810	Retirement	195.12
D.5110 830	Social Security	D.5142 830	Social Security	85.91
D.5110 831	Medicare Contributions	D.5142 831	Medicare Contributions	20.34
D.5110 860	Hospitalization	D.5142 860	Hospitalization	133.49
D.5110 865	Dental Insurance	D.5142 865	Dental Insurance	2.63
DM.5130 110	Road Machinery, Machinery, Salaries-Regular	DM.5130 120	Road Machinery, Machinery, Salaries-Overtime	216.31
DM.5140 470	Motor Fuel Farms, Contract	DM.9950 910	Transfers-Capital Projects, Interfund Transfers	125,000.00
DEPARTMENT: PUBLIC WORKS - UP YONDA FARM				
A.7111 110	Up Yonda Farm, Salaries-Regular	A.7111 130	Up Yonda Farm, Salaries- Part Time	8,000.00

Roll Call Vote:

Ayes: 864

Noes: 0

Absent: 136 Supervisors Merlino and Strough

Adopted.

RESOLUTION NO. 247 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

**AMENDING WARREN COUNTY BUDGET FOR 2019 FOR VARIOUS
DEPARTMENTS WITHIN WARREN COUNTY**

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
EMPLOYMENT AND TRAINING		
<u>ESTIMATED REVENUE</u>		
40.6326 4786	Workforce Invest. Act, Summer TANF, Summer TANF	\$117,541.00
40.6293.0300 4791	WIA/WIOA, Adult, Workforce Invest. Act/Workforce Innovation & Opportunity Act	253,191.00
40.6293.0305 4791	Dislocated Worker, Workforce Invest Act/Workforce Innovation & Opportunity Act	7,000.00
40.6293.0305 4791		136,257.00
40.6293.0310 4791	Youth, Workforce Invest Act/Workforce Innovation & Opportunity Act	265,271.00
40.6293.0313 4791	Administrative, Workforce Invest Act/Workforce Innovation & Opportunity Act	70,164.00
<u>APPROPRIATIONS</u>		
40.6293.0300 110	Workforce Invest. Act, WIA/WIOA, Adult, Salaries-Regular	109,921.00
40.6293.0300 220	Office Equipment	500.00
40.6293.0300 410	Supplies	1,333.00
40.6293.0300 411	Rent-Building/Property	19,255.00
40.6293.0300 433	Training-Client	55,906.00
40.6293.0300 810	Retirement	16,570.00

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
EMPLOYMENT AND TRAINING - cont.		
<u>APPROPRIATIONS</u> - cont.		
40.6293.0300 830	Workforce Invest. Act, WIA/WIOA, Adult, Social Security	\$6,815.00
40.6293.0300 831	Medicare Contribution	1,594.00
40.6293.0300 860	Hospitalization	30,696.00
40.6293.0300 861	Retirees Hospitalization	10,601.00
40.6293.0305 433	Dislocated Worker, Training-Client	7,000.00
40.6293.0305 110	Salaries-Regular	57,455.00
40.6293.0305 220	Office Equipment	335.00
40.6293.0305 410	Supplies	894.00
40.6293.0305 411	Rent-Building/Property	12,922.00
40.6293.0305 433	Training-Client	26,102.00
40.6293.0305 810	Retirement	8,739.00
40.6293.0305 830	Social Security	3,562.00
40.6293.0305 831	Medicare Contribution	833.00
40.6293.0305 860	Hospitalization	19,874.00
40.6293.0305 861	Retirees Hospitalization	5,541.00
40.6293.0310 110	Youth, Salaries-Regular	90,393.00
40.6293.0310 130	Salaries-Part Time	59,340.00
40.6293.0310 220	Office Equipment	502.00
40.6293.0310 410	Supplies	1,338.00
40.6293.0310 411	Rent-Building/Property	19,336.00
40.6293.0310 433	Training-Client	6,120.00
40.6293.0310 470	Contract	18,325.00

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
EMPLOYMENT AND TRAINING -cont.		
<u>APPROPRIATIONS</u> - cont.		
40.6293.0310 810	Workforce Invest. Act, WIA/WIOA, Youth, Retirement	\$10,588.00
40.6293.0310 830	Social Security	9,283.00
40.6293.0310 831	Medicare Contribution	2,171.00
40.6293.0310 860	Hospitalization	37,385.00
40.6293.0310 861	Retirees Hospitalization	10,490.00
40.6293.0313 110	Administrative, Salaries-Regular	32,498.00
40.6293.0313 220	Office Equipment	163.00
40.6293.0313 410	Supplies	10,632.00
40.6293.0313 411	Rent-Building/Property	6,283.00
40.6293.0313 810	Retirement	5,102.00
40.6293.0313 830	Social Security	2,015.00
40.6293.0313 831	Medicare Contribution	471.00
40.6293.0313 860	Hospitalization	9,866.00
40.6293.0313 861	Retirees Hospitalization	3,134.00
40.6326 110	Summer TANF, Salaries-Regular	18,984.00
40.6326 130	Salaries-Part Time	63,947.00
40.6326 410	Supplies	400.00
40.6326 470	Contract	14,691.00
40.6326 810	Retirement	2,764.00
40.6326 830	Social Security	5,142.00
40.6326 831	Medicare Contribution	1,203.00
40.6326 840	Workmen's Compensation	762.00
40.6326 860	Hospitalization	7,817.00
40.6326 861	Retirees Hospitalization	1,831.00

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<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
HEALTH SERVICES		
<u>ESTIMATED REVENUE</u>		
A.4010.4300.3426	Health Services, DSRIP Program, DSRIP Engagement Funds	\$50,000.00
<u>APPROPRIATIONS</u>		
A.4010.4300 220	Health Services, DSRIP, Office Equipment	16,000.00
A.4010.4300 260	Other Equipment	15,000.00
A.4010.4300 410	Supplies	3,000.00
A.4010.4300 428	Data Processing & Internet Fees	16,000.00
OFFICE FOR THE AGING		
<u>ESTIMATED REVENUE</u>		
A.6772.4300 3426	OFA-Warren County, DSRIP Program, DSRIP Engagement Funds	40,000.00
<u>APPROPRIATIONS</u>		
A.6772.4300 220	OFA-Warren County, DSRIP Program, Office Equipment	15,000.00
A.6772.4300 260	Other Equipment	5,000.00
A.6772.4300 410	Supplies	19,400.00
A.6772.4300 428	Data Processing & Internet Fees	600.00
PUBLIC DEFENDER		
<u>ESTIMATED REVENUE</u>		
A.1171 3045	Public Defender, Office of Indigent Legal Services Distribution	21,200.00
<u>APPROPRIATIONS</u>		
A.1171 210	Public Defender, Furniture/Furnishings	14,000.00
A.1171 220	Office Equipment	7,200.00

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
SHERIFF		
<u>ESTIMATED REVENUE</u>		
A.3110 3384	Sheriff's Law Enforcement, Other Sheriff's State Aid	\$100,000.00
A.3020.4036 4380	Sheriff's 911 Center, 2017 Interoperable Comm Grant, State Homeland Security Program	167,519.07
A.3020.4037 4380	2017-18 PSAP Grant, State Homeland Security Program	6,891.96
<u>APPROPRIATIONS</u>		
A.3110 230	Sheriff's Law Enforcement, Automotive Equipment	100,000.00
A.3020.4036 260	Sheriff's 911 Center, 2017 Interoperable Comm Grant, Other Equipment	167,519.07
A.3020.4037 220	2017-18 PSAP Grant, Other Equipment	6,891.96
SOCIAL SERVICES		
<u>ESTIMATED REVENUE</u>		
A.6010 3610	Social Services, Social Service Admin	75,000.00
<u>APPROPRIATIONS</u>		
A.6010 110	Social Services, Salaries-Regular	30,000.00
A.6010 410	Supplies	35,000.00
A.6010 860	Hospitalization	10,000.00

RESOLVED, that the supplemental appropriations or reductions in estimated revenues and appropriations set forth above are authorized and the County Treasurer be, and he hereby is, authorized and directed to amend the budget of Warren County for 2019 for the estimated revenues, appropriations and codes indicated, and be it further

RESOLVED, that the Warren County budget for 2019 is hereby amended accordingly.

Roll Call Vote:

Ayes: 864

Noes: 0

Absent: 136 Supervisors Merlino and Strough

Adopted.

RESOLUTION NO. 248 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING AGREEMENT WITH PASSERO ASSOCIATES, ENGINEERS, ARCHITECTURE & SURVEYING, D.P.C. CORPORATION TO PROVIDE AIRPORT ENGINEERING DESIGN, CONSTRUCTION ADMINISTRATION AND INSPECTION SERVICES RELATED TO THE CONSTRUCTION OF NEW T-HANGARS AT THE FLOYD BENNETT MEMORIAL AIRPORT, WARREN COUNTY, NEW YORK

RESOLVED, that Warren County enter into an agreement with Passero Associates, Engineers, Architecture & Surveying, D.P.C. Corporation, 242 West Main Street, Suite 100, Rochester, New York, 14614, to provide Airport Engineering Design, Construction Administration and Inspection services related to the construction of new T-Hangars at the Floyd Bennett Memorial Airport, Warren County, New York, in an amount not to exceed Ninety Thousand Dollars (\$90,000), which includes a ten percent (10%) local share of Nine Thousand Dollars (\$9,000), for a term commencing upon execution by both parties and terminating upon the discontinuance of grant funding, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds for this project shall be expended from FAA grant funding.

Adopted by unanimous vote.

RESOLUTION NO. 249 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING SIX (6) MONTH LEASE AGREEMENT WITH D & G RECYCLING, LLC FOR A PORTION OF COUNTY OWNED PROPERTY (f/k/a CIBA GEIGY PROPERTY) IN THE TOWN OF QUEENSBURY

RESOLUTION TABLED

WHEREAS, pursuant to Resolution No. 518 of 2012, the Warren County Board of Supervisors authorized a lease agreement with D&G Recycling, LLC, for lease of a portion of County owned property (formerly known as the Ciba Geigy property) in the Town of Queensbury for a rental sum of Four Thousand Dollars (\$4,000) per month, for a term commencing October 9, 2012 and terminating October 8, 2013, with the right to renew the lease agreement for four (4) additional consecutive one (1) year terms, for a final termination date of October 8, 2017, and

WHEREAS, pursuant to Resolution No. 342 of 2017, the Warren County Board of Supervisors authorized a month to month extension of said lease agreement, commencing October 9, 2017 while the terms of an annual renewal contract were negotiated, and

WHEREAS, the County Facilities Committee has recommended that the lease agreement be extended for six (6) months and that the lease include the use of one (1) bay, for a rental sum of Six Thousand Five Hundred Dollars (\$6,500) per month, now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a six (6) month lease agreement with D&G Recycling, LLC as outlined above, for a rental sum of Six Thousand Five Hundred (\$6,500), for a term commencing upon execution by both parties and terminating six (6) months from date of execution, in a form approved by the County Attorney.

RESOLUTION NO. 250 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING OUT-OF-STATE TRAVEL FOR BRIAN LAFLURE, EMERGENCY SERVICES DIRECTOR/FIRE COORDINATOR, TO ATTEND THE FIRST RESPONDER NETWORK AUTHORITY (FIRSTNET AUTHORITY) PUBLIC SAFETY ROADMAP SUMMIT IN PHOENIX, ARIZONA

RESOLVED, that Brian LaFlure, Emergency Services Director/Fire Coordinator, is hereby authorized to attend the First Responder Network Authority (FirstNet Authority) Public Safety Roadmap Summit in Phoenix, Arizona on June 11, 2019 through June 13, 2019, at no cost to the County.

Adopted by unanimous vote.

RESOLUTION NO. 251 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING OUT-OF-STATE TRAVEL FOR PATROL OFFICER HOWSE, TO ATTEND THE PROJECT LIFESAVER TRAINING CONFERENCE IN ORLANDO, FLORIDA

RESOLVED, that the Board of Supervisors hereby approves travel by Patrol Officer Howse to attend the Project Lifesaver Training Conference in Orlando, Florida on August 23, 2019 through August 30, 2019, at a cost not to exceed One Thousand Nine Hundred Thirty Dollars (\$1,930), to be paid from Budget Code A.3110 444 Sheriff's Law Enforcement, Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 252 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH MID-STATE COMMUNICATIONS TO PROVIDE SAFETY INSPECTIONS AND EVALUATIONS OF RADIO TOWERS ON PROSPECT MOUNTAIN FOR THE SHERIFF'S DEPARTMENT

WHEREAS, the Undersheriff is requesting an agreement with Mid-State Communications, 185 Clear Road, Oriskany, New York 13424 to provide safety inspections and evaluations of radio towers on Prospect Mountain for a term commencing upon execution by both parties and terminating upon completion of work or thirty (30) days written notice by either party, in an amount not to exceed Two Thousand Eight Hundred Fifty Dollars (\$2,850), now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with Mid-State Communications to provide safety inspections and evaluations of radio towers on Prospect Mountain for a term commencing upon execution by both parties and terminating upon completion of work, in an amount not to exceed Two Thousand Eight Hundred Fifty Dollars (\$2,850), in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.3020 470, Sheriff's 911 Center, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 253 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH SOCIAL SENTINEL, INC. TO PROVIDE SCHOOL SAFETY BY SCANNING SOCIAL MEDIA FOR LANGUAGE OF HARM AND VIOLENCE FOR THE SHERIFF'S DEPARTMENT

WHEREAS, the Undersheriff is requesting an agreement with Social Sentinel, Inc., 128 Lakeside Avenue, Suite 302, Burlington, Vermont 05401, to provide school safety by scanning social media for language of harm and violence, for a term commencing July 1, 2019 and terminating June 30, 2020, in an amount not to exceed Ten Thousand Five Hundred Dollars (\$10,500), now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with Social Sentinel, Inc., to provide school safety by scanning social media for language of harm and violence, for a term commencing July 1, 2019 and terminating June 30, 2020, in an amount not to exceed Ten Thousand Five Hundred Dollars (\$10,500), in a form approved by the County Attorney, and be it further

RESOLVED, that the Undersheriff has advised the cost of this contract will be funded by asset forfeiture funds which shall be transferred to Budget Code A.3110.3164 470 Sheriff's Law Enforcement, Forfeited Crime Proceeds, Contract through an accounting function.

Adopted by unanimous vote.

RESOLUTION NO. 254 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING THE WARREN COUNTY SHERIFF TO EXECUTE AN AGREEMENT WITH THE GREAT ESCAPE THEME PARK (SIX FLAGS) FOR LIMITED POLICE PRESENCE DURING THE 2019 SEASON

WHEREAS, The Great Escape Theme Park (Six Flags)("The Great Escape") brings thousands of individuals to Warren County annually, and

WHEREAS, The Great Escape, for the purpose of enhancing public safety and welfare at the theme park, is requesting the Warren County Sheriff's Office to provide a limited police presence (one (1) patrol officer) at the theme park on such dates and times as the parties agree upon and continuing through the 2019 season, and

WHEREAS, for the limited police presence, The Great Escape has agreed to pay the Warren County Sheriff's Office the sum of Seventy Thousand Dollars (\$70,000), and

WHEREAS, this limited police presence at The Great Escape is budget neutral meaning it is provided at no additional cost to Warren County, and

WHEREAS, the Warren County Sheriff is requesting to enter into an agreement with the Great Escape Theme Park, to provide a limited police presence consisting of one (1) patrol officer at the theme park on such dates and times as the parties agree upon, for a term commencing May 1, 2019 and continuing through the 2019 season, now, therefore, be it

RESOLVED, that the Warren County Sheriff enter into an agreement with The Great Escape to provide a limited police presence (one (1) patrol officer) within the theme park on such dates and times as the parties agree upon in an amount of Seventy Thousand Dollars (\$70,000), for a term commencing May 1, 2019 and continuing through the 2019 season, with the Great Escape providing liability insurance and indemnification of Warren County, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 255 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

**AUTHORIZING SUBMISSION OF CONSOLIDATED FUNDING APPLICATION
FOR VARIOUS LOCAL WATERFRONT PROGRAMS AND COMMUNITY
DEVELOPMENT PROGRAMS**

WHEREAS, the County Planner is requesting to submit a New York State Consolidated Funding Application for Local Waterfront Programs and Community Development Program for various projects, with any required matching funds to be provided by the community sponsoring the project, and

WHEREAS, the County Planner is requesting to hold a public hearing with regard to the Housing Need and Market Study in order to consider any comments or views expressed by citizens concerning the project implementation, and

WHEREAS, the public hearing will be held on the 19th day of July 2019 at 10:00 a.m. in the Supervisors' Rooms in the Warren County Municipal Center, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute and submit a Consolidated Funding Application for Local Waterfront Programs and Community Development Programs for various projects, with any required matching funds to be provided by the community sponsoring the project, and be it further

RESOLVED, that upon notification of grant award, the Chairman of the Board of Supervisors be, and hereby is, authorized and directed to execute a grant agreement and other necessary grant documents to effect the terms of the grant, in a form approved by the County Attorney, and be it further

RESOLVED, that if any additional funds become available during the term of the grant agreement, the Chairman of the Board of Supervisors be, and hereby is, authorized to execute any and all necessary documents to accept said additional funds, in a form approved by the County Attorney, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes a public hearing regarding the Housing Need and Market Study on the 19th day of July 2019 at 10:00 a.m. in the Supervisors' Rooms in the Warren County Municipal Center in order to give interested members of the public the opportunity to be heard thereon.

Adopted by unanimous vote.

RESOLUTION NO. 256 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

APPOINTING COORDINATOR FOR THE CLIMATE SMART COMMUNITIES PROGRAM

RESOLVED, that the Assistant County Planner, be, and hereby is, appointed to serve as Climate Smart Coordinator of the Climate Smart Communities Program, for a term commencing June 19, 2019.

Adopted by unanimous vote.

RESOLUTION NO. 257 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

ADOPTING THE NEW YORK STATE CLIMATE SMART COMMUNITIES PLEDGE ON BEHALF OF PLANNING AND COMMUNITY DEVELOPMENT

WHEREAS, the County of Warren (hereinafter “the County”) recognizes that the health of our environmental resources is essential to generating tourism and fueling our local economy, and

WHEREAS, the County believes that climate change is an important consideration in planning efforts geared toward protecting our environment, and

WHEREAS, climate change has the potential to affect our infrastructure, agricultural enterprises, efforts to combat invasive species, drinking water supplies, recreational opportunities, and ecological communities including native fish and wildlife populations, and

WHEREAS, we believe that responses to climate change, especially promotion of clean energy, often dovetails with other important priorities including promoting efficiency, saving money, building energy secure communities, energy sector job creation and building resilient infrastructure, and

WHEREAS, we believe that pursuing the above priorities will require sustained and substantial efforts, now, therefore be it

RESOLVED, that the Warren County Board of Supervisors, in working to advance these objectives, adopts the New York State Climate Smart Communities Pledge, which comprises the following ten elements:

- 1) Build a climate-smart community;
- 2) Inventory emission, set goals, and plan for climate action;
- 3) Decrease energy use;
- 4) Shift to clean, renewable energy;
- 5) Use climate-smart materials management;
- 6) Implement climate-smart land use;
- 7) Enhance community resilience to climate change;
- 8) Support a green innovation economy;
- 9) Inform and inspire the public;
- 10) Engage in an evolving process of climate action.

Roll Call Vote:

Ayes: 864

Noes: 0

Absent: 136 Supervisors Merlino and Strough

Adopted.

RESOLUTION NO. 258 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR THE CLIMATE SMART COMMUNITIES GRANT PROGRAM

WHEREAS, Warren County hereby requests financial assistance from the New York State Climate Smart Communities Grant Program pursuant to Environmental Conservation Law Article 54 Title 15, and

WHEREAS, Warren County certifies that it has identified and secured Fifty

Thousand Dollars (\$50,000) of matching funds from general fund (salaries) and Warren County Soil & Water Conservation District pursuant to the requirements of Environmental Conservation Law Article 54 Title 15, now, therefore be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board, to execute an application through the Consolidated Funding Application for One Hundred Thousand Dollars (\$100,000), to be used for the New York State Climate Smart Communities Grant Program, and be it further

RESOLVED, that upon notification of the grant award, the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the grant agreement and/or grant agreements and any and all other necessary documents relating to said agreement, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 259 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

DELETING OUTSTANDING TAXES AND ANY ASSOCIATED PENALTIES AND INTEREST ON TOWN OF HORICON TAX MAP PARCEL NO. 38.20-1-7.1 FOR REAL PROPERTY TAX SERVICES

WHEREAS, the Director of the Real Property Tax Services Department is requesting that the Town & County and School taxes for the year 2010 for Tax Map Parcel No. 38.20-1-7.1 located in the Town of Horicon, in the amount of Six Thousand Three Hundred Forty-Seven Dollars and Thirty-Two Cents (\$6,347.32) be deleted, as well as any associated penalties and interest on said parcel, now, therefore be it

RESOLVED, that the Town & County and School taxes for 2010 for Tax Map Parcel No. 38.20-1-7.1 located in the Town of Horicon, in the amount of Six Thousand Three Hundred Forty-Seven Dollars and Thirty-Two Cents (\$6,347.32) be, and hereby is, deleted and/or canceled, as well as any associated penalties and interest on said parcel, and be it further

RESOLVED, that the Warren County Treasurer and the Director of Real Property Tax Services be, and hereby are, authorized and directed to perform all acts necessary to effectuate the actions authorized herein.

Adopted by unanimous vote.

RESOLUTION NO. 260 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING SUBMISSION OF A MEMBERSHIP APPLICATION TO THE EMPIRE STATE ASSOCIATION OF ASSISTED LIVING

WHEREAS, the Director of Countryside is requesting approval to submit a membership application to the Empire State Association of Assisted Living, with annual dues not to exceed One Thousand Three Hundred Forty-Four Dollars (\$1,344), now, therefore, be it

RESOLVED, that the Director of Countryside be, and hereby is, authorized to execute and submit a membership application to the Empire State Association of Assisted Living, with annual dues not to exceed One Thousand Three Hundred Forty-Four Dollars (\$1,344), and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6030 427 Countryside Adult Home, Memberships & Dues.

Adopted by unanimous vote.

RESOLUTION NO. 261 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

**AMENDING AGREEMENT WITH JENNIFER LINEHAN, REGISTERED DIETICIAN,
FOR DIETARY CONSULTANT SERVICES AT COUNTRYSIDE ADULT HOME TO
INCREASE THE HOURLY RATE AND CHANGE THE TERMINATION DATE**

WHEREAS, Warren County entered into an agreement with Jennifer Linehan (Resolution No. 151 of 2019) to provide dietary consultant services at Countryside Adult Home, for Forty Dollars (\$40) per hour, in an annual amount not to exceed Three Thousand Eight Hundred Forty Dollars (\$3,840), for a term commencing March 2, 2019 and terminating March 1, 2020, and

WHEREAS, the Director of Countryside has requested to amend the above agreement to increase the hourly rate to Forty-Two Dollars (\$42) an hour, in an annual amount not to exceed Four Thousand Thirty-Two Dollars (\$4,032), for a term commencing March 2, 2019 and terminating March 1, 2021, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an amendment agreement with Jennifer Linehan, 196 Circular Street, Saratoga Springs, New York 12866, to increase the hourly rate from Forty Dollars (\$40) per hour to Forty-Two Dollars (\$42) per hour, in an annual amount not to exceed Four Thousand Thirty-Two Dollars (\$4,032), for a term commencing March 2, 2019 and terminating March 1, 2021, in a form approved by the County Attorney, and be it further

RESOLVED, that other than the amendment outlined above, all other terms and conditions of Resolution No. 151 of 2019 shall remain in full force and effect.

Adopted by unanimous vote.

RESOLUTION NO. 262 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

**AUTHORIZING CONTINUATION OF AGREEMENT WITH B-LANN EQUIPMENT
TO PROVIDE SEMI-ANNUAL INSPECTIONS OF KITCHEN KNIGHT II FIRE
SUPPRESSION SYSTEM AT COUNTRYSIDE ADULT HOME**

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a continuation agreement with B-Lann Equipment, 2288 5th Avenue, Troy, New York 12180, to provide semi-annual inspections of Kitchen Knight II fire suppression system at Countryside Adult Home, at a rate of approximately Seven Hundred Dollars (\$700) per inspection, not to exceed One Thousand Five Hundred Dollars (\$1,500) annually, for a term commencing January 1, 2019 and terminating December 31, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that should any additional repairs become necessary beyond the inspection services outlined above, the services will be billed according to the current prevailing wage schedule, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6030 470 Countryside Adult Home, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 263 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING CONTINUATION OF AGREEMENT WITH MAHONEY NOTIFY-PLUS, INC. TO PROVIDE SEMI-ANNUAL TESTING, MONITORING AND INSPECTION OF THE FIRE AND SECURITY ALARMS AT COUNTRYSIDE ADULT HOME WHICH INCLUDES VISUAL INSPECTION OF THE "K" RATED FIRE EXTINGUISHER

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a continuation agreement with Mahoney Notify-Plus, Inc., 15 Cooper Street, Glens Falls, New York 12801, to provide semi-annual testing, monitoring and inspection of the fire and security alarms at Countryside Adult Home and to also visually inspect the "K" rated fire extinguisher, in an amount not to exceed One Thousand One Hundred Fifty Dollars (\$1,150), for a term commencing August 1, 2019 and terminating July 31, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6030 470 Countryside Adult Home, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 264 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING CONTINUATION OF AGREEMENT WITH COUNCIL FOR PREVENTION OF ALCOHOL AND SUBSTANCE ABUSE, INC. FOR THE YOUTH COURT PROGRAM

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a continuation agreement with the Council for Prevention of Alcohol and Substance Abuse, Inc., 10 LaCrosse St., Hudson Falls, New York 12839, to provide a Youth Court Program, in an amount not to exceed Sixty-Seven Thousand Two Hundred Ninety-Five Dollars (\$67,295) for a term commencing January 1, 2019 and terminating December 31, 2019, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.7313 470 Youth Court, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 265 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENTS BETWEEN WARREN COUNTY AND THE CITY OF GLENS FALLS AND THE TOWNS OF LAKE GEORGE, QUEENSBURY AND WARRENSBURG TO PROVIDE CERTAIN YOUTH SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES (YOUTH BUREAU)

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute individual agreements with the City of Glens Falls and the Towns of Lake George, Queensbury and Warrensburg on behalf of the Department of Social Services for the year 2019, to provide certain youth services to the youth who reside in the City of Glens Falls and the Towns listed below, in an amount not to exceed One Thousand Seven Hundred Fifteen Dollars (\$1,715), in a form approved by the County Attorney, which is broken down as follows:

June 19, 2019

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City of Glens Falls - \$668.85	Town of Lake George - \$274.40
Town of Queensbury - \$668.85	Town of Warrensburg - \$102.90,

and be it further

RESOLVED, that the funds shall be expended from Budget Code A.7312 470, Special Delinquency Prev., Contract.
Adopted by unanimous vote.

RESOLUTION NO. 266 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING CONTINUATION OF CONTRACTUAL RELATIONSHIPS FOR SPECIAL DELINQUENCY PREVENTION PROGRAMS

RESOLVED, that Warren County continue the contractual relationships (the previous agreements having been authorized by Resolution No. 286 of 2018) with the agencies set forth in Schedule "A" for the programs, in amounts not to exceed the dollar figures as listed, for a term commencing January 1, 2019 and terminating December 31, 2019, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreements in a form approved by the County Attorney, and be it further

RESOLVED, that said agreements shall be deemed executory only to the extent of monies available to the County for the performance of the terms hereof and no liability on account thereof shall be incurred by the County beyond monies available to or appropriated by the County for the purpose of the agreements, and that said agreements shall automatically terminate upon the termination of State or Federal funding available for such contract purposes, and be it further

RESOLVED, that if State or Federal funding should be increased or decreased during the term of these agreements, no further resolution to accept said monies will be necessary to carry out the provisions of said agreements; these agreements are to be paid from Budget Code A.7312 470 Special Delinquency Prevention, Contract.

SCHEDULE A

**COMMUNITY/AGENCY SUBCONTRACTS
2019 SPECIAL DELINQUENCY PREVENTION PROGRAMS (A.7312 470)**

<u>Sponsoring Agency Name/Address</u>	<u>Program Title</u>	<u>Amount</u>
Warren-Hamilton Counties A.C.E.O., Inc. 190 Maple St. Glens Falls, NY 12801	Alternative Sentencing Program	\$2,296
Catholic Charities of the Diocese of Albany 27 North Main Street Albany, NY 12203	Homebased Parent Education	\$3,393
Catholic Charities of the Diocese of Albany d/b/a Catholic Charities of Saratoga, Warren and Washington Counties	Youth & Family Counseling	\$5,311

142 Regent Street
Saratoga Springs, NY 12866

Amount

TOTAL \$11,000

1. **Expiration date for all contracts is December 31, 2019**
2. **All contracts are reimbursed 100% by NYS Office of Children & Family Services**
Adopted by unanimous vote.

RESOLUTION NO. 267 OF 2019
Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

**AUTHORIZING TEMPORARY POSITIONS WITHIN THE WARREN COUNTY
EMPLOYMENT & TRAINING ADMINISTRATION**

RESOLVED, that the following temporary positions of employment and training are hereby authorized under the Workforce Innovation and Opportunity Act (WIOA) and Summer Temporary Assistance to Needy Families (TANF) Program, within the Warren County Employment & Training Administration as set forth on Schedule "A" attached hereto, and be it further

RESOLVED, that the period for said positions, shall begin on July 1, 2019, pending receipt of funding from the Federal and State Government, and shall automatically terminate on June 30, 2020, or upon termination of Federal and State funding for the above-mentioned Programs, or upon the disbursement of all funds received by the County Treasurer for such Programs, whichever occurs first.

SCHEDULE "A"
Temporary Positions/Training Slots
7/1/19-6/30/20

<u>EST. NO. OF JOBS/TRAINING SLOTS</u>	<u>TITLE</u>	<u>DEPT.</u>	<u>ALLOWANCES/ WAGES</u>
Title I – Adult 60 Training slots	N/A	WIOA-Adult	Training stipend per approved job training plan/WDB policies.*
Title I - Dislocated Workers 60 Training Slots	N/A	WIOA-D/W	See below*
Trade Act Programs Training Slots (per DOL)	Aides	Trade Act	See below*
Title I - Youth Employment Programs 10 Training slots	N/A	WIOA-Youth	See below*
10 Jobs - in school youth	Aides	WIOA-Youth	See below**
30 Jobs – out of school youth	Aides	WIOA-Youth	See below***
Work Crew Supervisor	Aide	WIOA-Youth	See below****
Summer TANF 50 Jobs	Aides	Summer TANF	See below**

*Plus tuition, books and related training fees, testing/certification/licensing fees, child care, on-line training licenses, transportation and mileage payments, needs related payments, trade act, job search/relocation allowances and other financial payments made to or on behalf of program participants consistent with the job training plan, federal trade act or applicable WIOA and WDB approved policies. Subject to availability of funds.

**\$11.10/hr. for public/non profit sector worksites. Maximum up to entry-level wage rate for individual private sector worksite placements.

***\$11.10/hr. for public/non profit sector worksites with one performance increase of \$1.00/hr. as approved by the Employment and Training Office. May also pay up to entry level wage rate for individual private sector worksite placements.

****\$16.00/hr. for temporary, Part-Time Work Crew Supervisor. Subject to availability of funds, identification of eligible youth and appropriate amount of work.

Note: Wages subject to adjustment as needed to comply with minimum wage requirements.(i.e., minimum wage increases to \$11.80/hr. on 12/31/19).

Note: References to above funding streams (adult, etc.) will be inclusive of all types of funds allocated including basic formula funds, incentive funds, supplemental funds, trade act funds or other similar funding made available to the County by the NYS Dept. of labor for workforce related activities.

Adopted by unanimous vote.

RESOLUTION NO. 268 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

**RE-APPOINTING MEMBER TO THE SARATOGA-WARREN-WASHINGTON COUNTIES
WORKFORCE DEVELOPMENT BOARD**

RESOLVED, that Karen Winne be, and hereby is, re-appointed to the Saratoga-Warren-Washington Counties Workforce Development Board for a term commencing July 1, 2019 and terminating June 30, 2022.

Adopted by unanimous vote.

RESOLUTION NO. 269 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

**APPOINTING MEMBERS TO THE WARREN COUNTY COMMUNITY SERVICES
BOARD**

RESOLVED, that Belinda Bradley be, and hereby is, appointed to the Warren County Community Services Board for a term commencing June 21, 2019 and terminating December 31, 2021, and be it further

RESOLVED, that Cindy Wasson be, and hereby is, appointed to the Warren County Community Services Board for a term commencing June 21, 2019 and terminating December 31, 2022.

Adopted by unanimous vote.

RESOLUTION NO. 270 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING SUBMISSION OF A GRANT APPLICATION FOR THE NY CONNECTS EXPANSION AND ENHANCEMENT PROGRAM

WHEREAS, the Warren Hamilton Counties Office for the Aging has been given the opportunity to submit an application for grant funding for the NY Connects Expansion and Enhancement Program in the amount of Two Hundred Three Thousand Six Hundred Thirty-Six Dollars (\$203,636), which requires no County matching funds and is one hundred percent (100%) reimbursable, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and directs the Chairman of the Board to execute a grant application for grant funding for the NY Connects Expansion and Enhancement Program in the amount of Two Hundred Three Thousand Six Hundred Thirty-Six Dollars (\$203,636) for a term commencing April 1, 2019 and terminating March 31, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that upon notification and receipt of the grant award and/or additional funding, the Chairman of the Board of Supervisors be, and hereby is, authorized and directed to execute any and all documents necessary to effectuate the terms of this resolution.

Adopted by unanimous vote.

RESOLUTION NO. 271 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING AGREEMENT WITH FIELD GOODS TO PURCHASE AND DISTRIBUTE FRESH PRODUCE TO WIC (WOMEN, INFANT, CHILDREN) PROGRAM PARTICIPANTS AND THEIR FAMILIES FOR WARREN COUNTY PUBLIC HEALTH

WHEREAS, pursuant to Resolution No. 405 of 2018, the Chairman of the Board of Supervisors was authorized to execute an agreement with Field Goods, 742 Schoharie Turnpike, Athens, New York 12015, to purchase and distribute fresh produce to WIC participants and their families for a total amount not to exceed Two Thousand Nine Hundred Dollars (\$2,900), and

WHEREAS, the Director of Public Health/Patient Services has requested that the agreement be amended to increase the not to exceed amount to Four Thousand Three Hundred Dollars (\$4,300), now, therefore, be it

RESOLVED, that the agreement with Field Goods, be, and hereby is, amended to increase the not to exceed amount to Four Thousand Three Hundred Dollars (\$4,300) for a term commencing June 14, 2019 and terminating upon completion of the program and when the funds have been expended, or upon thirty (30) days written notice by either party, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Codes A.4018.0040 410, Preventive Program, Health Education, Supplies and A.4018.0040 445, Preventive Program, Health Education, Foods, and be it further

RESOLVED, other than the charges outlined herein, all other terms and conditions of Resolution No. 405 of 2018 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 272 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH GLENS FALLS CITY SCHOOL DISTRICT TO PROVIDE COMMITTEE ON PRESCHOOL SPECIAL EDUCATION (CPSE) SERVICES TO ELIGIBLE WARREN COUNTY CHILDREN

RESOLVED, that Warren County enter into an agreement with Glens Falls City School District, 15 Quade Street, Glens Falls, New York 12801, to provide Committee on Preschool Special Education (CPSE) Services to eligible Warren County children, for a term commencing June 21, 2019 and terminating upon thirty (30) days written notice by either party, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4054 444 Ed/Physically Hand.Children, Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 273 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH KIMBERLY LAWSON TO PROVIDE OCCUPATIONAL THERAPY SERVICES FOR THE HEALTH SERVICES DEPARTMENT

RESOLVED, that Warren County enter into an agreement with Kimberly Lawson to provide speech therapy services, as follows:

Certified Home Health Agency

Services	Rates - Region One	Rates -Region Two
Evaluation Visit	\$55.00	\$75.00
Revisit	\$53.00	\$75.00
Meetings	\$40.00	\$40.00

Early Intervention Services Only

Services	Rates - Region One	Rates - Region Two
Evaluation	\$50.00	\$57.00
Revisit	\$50.00	\$57.00
Extended Visit (with IFSP Approval)	\$70.00	\$70.00
Meetings	\$40.00	\$40.00
Supplemental Evaluations	\$117.00	\$117.00

Preschool CPSE/Approved IEP

Services	Rates - Region One	Rates - Region Two
Basic Visit	\$53.00	\$60.00
Group Visit (per child)	\$44.00	\$44.00
Meetings	\$40.00	\$40.00

for a term commencing June 21, 2019 and terminating upon thirty (30) days written notice, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement in a form approved by the County Attorney, and be it further

RESOLVED, that the terms Region One and Region Two, as described above, represent two distinct service areas in the County, which are divided as follows: Region One - Towns of Lake George, Queensbury, Warrensburg and City of Glens Falls; Region Two - Towns of Bolton, Chester, Hague, Horicon, Johnsbury, Lake Luzerne, Stony Creek and Thurman, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4010 470 Health Services, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 274 OF 2019

Resolution introduced by Supervisors Dickinson, Merlino, Simpson, Strough, Beaty, Frasier, Leggett, Geraghty and Driscoll

AMENDING RESOLUTION NO. 500 OF 2018, WHICH AUTHORIZED AGREEMENTS WITH CERTAIN APPLICANTS FOR THE DISBURSEMENT OF 2019 OCCUPANCY TAX REVENUES, TO AWARD FUNDING TO PRIME TIME LACROSSE, INC., THE HYDE COLLECTION AND NORTH CREEK BUSINESS ALLIANCE

WHEREAS, pursuant to Resolution No. 500 of 2018, the Chairman of the Board was authorized and directed to execute standard form Warren County Tourist and Convention Development Agreements for occupancy tax funding with certain applicants, and

WHEREAS, at the June 4, 2019 Occupancy Tax Coordination Committee Meeting, the Committee considered and approved requests from the following applicants for occupancy tax funding:

<u>Applicant</u>	<u>Event</u>	<u>Dates</u>	<u>Amount of Award</u>
Prime Time Lacrosse, Inc.	Lake George National Invitational	7/12/19-7/14/19	\$20,000.00
The Hyde Collection	Marketing and Publications	1/1/19 - 12/31/19	\$15,000.00
North Creek Business Alliance	Shuttle Buses	2019-2021	\$12,500.00
	Total		\$47,500.00

now, therefore be it

RESOLVED, that Resolution No. 500 of 2018, be and hereby is, amended to authorize the Chairman of the Board of Supervisors to execute the standard form Warren

County Tourist and Convention Development Agreements with the above referenced applicants, in the amount of Forty-Seven Thousand Five Hundred Dollars (\$47,500) and to increase the total amount of occupancy tax funding to Three Hundred Sixty-Two Thousand Three Hundred Fifty-One Dollars (\$362,351), to be expended from Budget Code A.6417.0002 480 Tourism Occupancy, Tourism-Special Events, as listed on the revised attached Schedule "A" with said agreements to be in a form approved by the County Attorney, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 500 of 2018 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 275 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

**AWARDING BID AND AUTHORIZING AGREEMENT WITH TOWN & COUNTRY BRIDGE AND RAIL TO PROVIDE CONSTRUCTION, RECONSTRUCTION OF GUIDE RAILING, POSTS AND COMPONENT PARTS FOR THE DEPARTMENT OF PUBLIC WORKS
(WC 31-19)**

WHEREAS, the Purchasing Agent has advertised for sealed bids for construction, reconstruction of guide railing, posts and component parts (WC 31-19), and

WHEREAS, the Superintendent of Public Works has issued correspondence recommending that Warren County award the contract to Town & Country Bridge and Rail, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Town & Country Bridge and Rail of the acceptance of its proposal, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with Town & Country Bridge and Rail, PO Box 16395, Albany, New York 12212, for construction, reconstruction of guide railing, posts and component parts, pursuant to the terms and provisions of the specifications (WC 31-19) and proposal, for a term commencing upon execution by both parties and terminating December 31, 2019, with the option for two (2) one (1) year renewals as long as there are no material changes, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Departments within Warren County.

Adopted by unanimous vote.

RESOLUTION NO. 276 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AMENDING AGREEMENT WITH R.S. LYNCH & COMPANY, INC., UPDATING AND/OR MODIFYING THE CURRENT WARREN COUNTY, NEW YORK SOLID WASTE MANAGEMENT PLAN

WHEREAS, pursuant to Resolution No. 584 of 2009, the Chairman of the Board of Supervisors was authorized to execute an agreement with R.S. Lynch & Company, Inc., 14 Pearl Street, Scarborough, Maine 04074, to provide consulting services involving planning for future (2011 and after) solid waste disposal and/or modifying the current County Solid Waste Management Plan required by State law, and

WHEREAS, the Director of Public Works has requested that the agreement be amended to revise and update the Warren County, New York Solid Waste Management Plan

(2011-2030), in an amount not to exceed Fifteen Thousand Dollars (\$15,000), now, therefore be it

RESOLVED, that the agreement with R.S. Lynch & Company, Inc., be, and hereby is, amended to revise and update the Warren County, New York Solid Waste Management Plan (2011-2030), in an amount not to exceed Fifteen Thousand Dollars (\$15,000), and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1628 470 Waste Management Containment, Contract, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 584 of 2009 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 277 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

AWARDING BID AND AUTHORIZING AGREEMENT WITH FORT ORANGE PRESS FOR PRINTING OF BOARD OF ELECTION MATERIALS (WC 32-19)

WHEREAS, the Purchasing Agent has advertised for sealed bids for printing services for the Board of Elections (WC 32-19), and

WHEREAS, the lowest responsible bidder was Fort Orange Press Inc., located at 11 Sand Creek Road, Albany, New York 12205, now, therefore be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Fort Orange Press of the acceptance of its bid, and be it further

RESOLVED, that Warren County enter into an agreement with Fort Orange Press Inc. relative to the printing of election materials, pursuant to the terms and provisions of the specifications (WC 32-19) and proposal, for a term commencing August 6, 2019 and terminating August 5, 2020, with the option of four (4) additional one (1) year renewals as long as there are no material changes, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1450 410 Board of Elections, Supplies.

Adopted by unanimous vote.

RESOLUTION NO. 278 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

AUTHORIZING AMANDA ALLEN, CLERK OF THE BOARD OF SUPERVISORS, TO SERVE ON THE EXECUTIVE COMMITTEE OF THE NEW YORK STATE ASSOCIATION OF CLERKS OF COUNTY LEGISLATIVE BOARDS

WHEREAS, County Department Heads who participate in various non-County organizations, associations, boards, committees or other similar activities should obtain authorization for said participation if such participation is considered part of the Department Head's job function, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes Amanda Allen, Clerk of the Board of Supervisors, to serve on the Executive Committee of the New York State Association of Clerks of County Legislative Boards for an initial term commencing on May 19, 2019 and terminating on May 20, 2021.

Adopted by unanimous vote.

RESOLUTION NO. 279 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

AMENDING POLICIES AND APPLICATION FOR COUNTY MEETING ROOM USE AT THE WARREN COUNTY MUNICIPAL CENTER AND HUMAN SERVICES BUILDING

WHEREAS, by Resolution No. 192 of 2012, the Warren County Board of Supervisors did adopt policies and applications for use of meeting rooms at the Warren County Municipal Center and Human Services Building, and

WHEREAS, it has been determined revisions to these policies are required, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby adopts the revised policies and applications for use of meeting rooms at the Warren County Municipal Center and Human Services Building, as attached hereto as Schedule "A".

SCHEDULE "A"

WARREN COUNTY POLICY FOR USE OF COUNTY MEETING ROOMS IN THE MUNICIPAL CENTER BUILDING

Warren County has several meeting rooms available for public use in the Warren County Municipal Center. The following policy must be followed in order to use such rooms:

1. Since the facilities to be used are public property, rooms will be available for meetings and activities of non-profit civic, cultural and educational organizations, or other organizations that are utilizing the space to conduct public business. Authorization of other uses are subject to the provisions of County Law §215.
2. Out-of-town groups will be allowed only on occasions when the building is NOT scheduled for local use, and the intended use by such group will directly benefit the citizens of the County of Warren.
3. Permission to use these facilities does not constitute an endorsement by the County of any groups's beliefs, policies or activities.
4. Priority will always be given to Official County Business when there are conflicts of time and space.
5. Warren County Facilities are normally available Monday through Friday from 8:00 am to 8:00 pm exclusive of Legal Holidays.
6. Applicants will be responsible for holding the County of Warren harmless from any liability claim arising from the use of any area. Any applicant not affiliated with the County shall provide the County Attorney's Office with a certificate of insurance in the amount of One Million Dollars (\$1,000,000) naming Warren County as additional insured. This requirement may be modified or waived when appropriate at the discretion of the County Attorney and County Administrator.
7. The Board of Supervisor's Office is responsible for scheduling and approving the use of any meeting room; that office can be contacted at (518) 761-6535. Warren County Facility Use Forms are available in the Board of Supervisor's Office. The Board reserves the right to reject any application or to cancel the privilege of use by

any group if, in the County's opinion, said group might cause undue hardship on staff or the facility. In addition, please check with the Board of Supervisor's Office several days prior to your group's anticipated use, to ensure that the room(s) are still available.

8. No smoking, no weapons, consumption of alcoholic beverages or drugs will be allowed in the building(s).
9. Applications for meeting room use must be submitted to the Board of Supervisors NO LESS than four (4) weeks prior to the event. Annual reservations must be renewed prior to January 31st of each year. Exceptions will only be granted for official County business.
10. Applicants using meeting rooms shall be responsible for providing proper supervision and payments of costs arising from any damage or loss during such use.
11. Furnishings for the meeting rooms will be provided by the County (meeting table and chairs). The County will not be responsible for equipment, supplies or materials provided by the applicant.
12. Clean up from serving refreshments will be the responsibility of the applicant. The cost for any custodian's work above and beyond that normally used will be the responsibility of the applicant.

Applicant's signature

SCHEDULE "A"

**WARREN COUNTY POLICY FOR USE OF COUNTY MEETING ROOMS
IN THE HUMAN SERVICES BUILDING**

Warren County has several meeting rooms available for public use in the Warren County Human Services Building. The following policy must be followed in order to use such rooms:

1. Since the facilities to be used are public property, rooms will be available for meetings and activities of non-profit civic, cultural and educational organizations, or other organizations that are utilizing the space to conduct public business. Authorization of other uses are subject to the provisions of County Law §215.
2. Out-of-town groups will be allowed only on occasions when the building is NOT scheduled for local use, and the intended use by such group will directly benefit the citizens of the County of Warren.
3. Permission to use these facilities does not constitute an endorsement by the County of any groups's beliefs, policies or activities.
4. Priority will always be given to Official County Business when there are conflicts of time and space.
5. Warren County Facilities in the Human Services Building are normally available Monday through Friday from 8:00 am to 8:00 pm exclusive of Legal Holidays.
6. Applicants will be responsible for holding the County of Warren harmless from any

liability claim arising from the use of any area. Any applicant not affiliated with the County shall provide the County Attorney's Office with a certificate of insurance in the amount of One Million Dollars (\$1,000,000) naming Warren County as additional insured. This requirement may be modified or waived when appropriate at the discretion of the County Attorney and County Administrator.

- 7. The Warren County Commissioner of Social Services's Office is responsible for scheduling and approving the use of any meeting room; that office can be contacted at (518) 761-6310. Warren County Human Services Use Forms are available in the Commissioner's Office. The Commissioner reserves the right to reject any application or to cancel the privilege of use by any group if, in the County's opinion, said group might cause undue hardship on staff or the facility. In addition, please check with the Commissioner's Office several days prior to your group's anticipated use, to ensure that the room(s) are still available.
- 8. No smoking, no weapons, consumption of alcoholic beverages or drugs will be allowed in the building(s).
- 9. Applications for meeting room use must be submitted to the Commissioner's Office NO LESS than four (4) weeks prior to the event. Annual reservations must be renewed prior to January 31st of each year. Exceptions will only be granted for official County business.
- 10. Applicants using meeting rooms shall be responsible for providing proper supervision and payments of costs arising from any damage or loss during such use.
- 11. Furnishings for the meeting rooms will be provided by the County (meeting table and chairs). The County will not be responsible for equipment, supplies or materials provided by the applicant.
- 12. Clean up from serving refreshments will be the responsibility of the applicant. The cost for any custodian's work above and beyond that normally used will be the responsibility of the applicant.

Applicant's signature

APPLICATION FOR USE OF WARREN COUNTY FACILITIES

Application Date: _____

Name of Organization: _____

Contact Person: _____ Position: _____

Contact Mailing Address: _____

Email address: _____

Person Responsible for Supervision of Event: _____

Supervisor telephone numbers (home & work): _____

Supervisor Mailing address: _____

401

June 19, 2019

Date(s) requested: _____ Times requested from: _____ to _____

No. of rooms requested: _____ Estimated number of attendees: _____

What is the purpose of this event or meeting? _____

What Non-County equipment will be used? _____

What, if any, refreshments will be served? _____

As an authorized representative of the above-named organization, I agree that the organization will be fully responsible for the care of the room(s) requested and for the complete supervision of all persons entering in connection with this activity. I further agree that this organization will reimburse the County of Warren in full for any and all damage to County property resulting from the requested use within sixty (60) days of the damage being incurred. I understand that I must furnish the appropriate insurance certification to the appropriate office, unless the County Administrator/County Attorney decide it is not necessary. I have read the attached Warren County Policy for Use of County Meeting Rooms and hereby certify that the organization which I represent and the activity which we are sponsoring fully meets the conditions set forth, and hereby agree to observe all of the rules and procedures outlined in the policy.

Applicant's signature Date

FOR OFFICE USE ONLY

Certificate of Insurance on File: _____ Expiration Date: _____

Approved _____ or Not Approved _____ by _____

Date: _____

Adopted by unanimous vote.

RESOLUTION NO. 280 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

RATIFYING THE ACTIONS OF THE COUNTY ATTORNEY IN FILING OCCUPANCY TAX LAWSUITS AGAINST DELINQUENT OWNER/OPERATORS

WHEREAS, the Warren County Occupancy Tax Law, created by Warren County Local Law No. 4 of 2003, amended by Warren County Local Law No. 3 of 2006, and further amended by Warren County Local Law No. 5 of 2018, authorizes the County to collect occupancy tax from owners and operators of hotels and motels in warren county; and

WHEREAS, the County Treasurer has informed the County Attorney's Office that certain hotel and motel owners are delinquent in their responsibilities to pay this tax; and

WHEREAS, the County Attorney has filed Occupancy Tax lawsuits against these delinquent owner/operators, and

WHEREAS, it was necessary to execute some of these lawsuits prior to the June 19, 2019 Board of Supervisors meeting, now, therefore, be it

RESOLVED, that the actions of the County Attorney be, and hereby are, ratified with regard to execution of Occupancy Tax lawsuits against delinquent owner/operators, and be it further

RESOLVED, that the Board of Supervisors hereby authorizes the County Attorney to file any future Occupancy Tax lawsuits against delinquent owners/operators.

Adopted by unanimous vote.

RESOLUTION NO. 281 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

AUTHORIZING COMMENCEMENT OF LITIGATION AGAINST DAVID DECKER

RESOLUTION TABLED

WHEREAS, an Agreement dated August 21, 2001, between local governments, New York State agencies, and other cooperating parties with an interest in the protection of the Lake George Watershed, was executed to manage and provide oversight to water quality issues in the Lake George Watershed; and

WHEREAS, the Lake George Watershed Conference maintained the duty to facilitate coordination of members' efforts, including acting as trustee for reimbursement payments between municipal organizations within the Lake George Watershed, and

WHEREAS, in August of 2008 Warren County (hereinafter "the County") submitted project expenses from the Valley Woods Road/Finkle Brook retaining wall (hereinafter "the Project ") to David Decker, Director of the Lake George Watershed Conference, with a reimbursement request of One Hundred Fifty-Two Thousand Five Hundred Dollars (\$152,500), and

WHEREAS, the Town of Queensbury was to pay One Hundred Thousand Dollars (\$100,000) towards the Project, and the Town of Bolton was to pay Fifty Two Thousand Five Hundred Dollars (\$52,500) towards the project, and

WHEREAS, the Town of Queensbury paid David Decker Fifty Thousand Dollars (\$50,000) on September 9, 2008 and Fifty Thousand Dollars (\$50,000) on November 4, 2008 as reimbursement for the Project, and

WHEREAS, on April 18, 2009, David Decker executed payment from the Watershed Conference to the County for Fifty Thousand Dollars (\$50,000), and the County booked this as revenue on April 22, 2009, and

WHEREAS, the Town of Bolton has reimbursed the County the entire amount of Fifty Two Thousand Five Hundred Dollars (\$52,500), and

WHEREAS, Fifty Thousand Dollars (\$50,000) is still due from David Decker for the Project, now, therefore be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the commencement of litigation against David Decker to recover Fifty Thousand Dollars (\$50,000) owed to Warren County for the Valley Woods Road/Finkle Brook retaining wall.

RESOLUTION NO. 282 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AMENDING TABLE OF ORGANIZATION AND WARREN COUNTY SALARY AND COMPENSATION PLAN FOR 2019

RESOLVED, that the Table of Organization and the Warren County Salary and Compensation Plan for 2019 are hereby amended as follows:

PUBLIC DEFENDER

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL BASE SALARY</u>
A.1171.110		
<u>TITLE:</u>	07/01/2019	\$40,954
Case Manager - Public Defender		Grade 14

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL BASE SALARY</u>
A.1171.110		
<u>TITLE:</u>	07/01/2019	\$30,520
Legal Clerk		Grade 5

SOCIAL SERVICES

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL BASE SALARY</u>
A.6010.110		
<u>TITLE:</u>	06/24/2019	\$49,557
Case Supervisor - Grade B		Grade 20

Roll Call Vote:

Ayes: 864

Noes: 0

Absent: 136 Supervisors Merlino and Strough

Adopted.

RESOLUTION NO. 283 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

**ESTABLISHING CAPITAL PROJECT NO. H388, CONSTRUCT AIRPORT T-HANGARS;
AUTHORIZING TRANSFER OF FUNDS AND AMENDING WARREN COUNTY BUDGET
FOR 2019**

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H388, Construct Airport T-Hangars, as follows:

1. Capital Project No. H388, Construct Airport T-Hangars, is hereby established.
2. The estimated cost of such Capital Project is the amount of Nine Hundred Ninety-Three Thousand Dollars (\$993,000).
3. The proposed method of financing such Capital Project consists of the following:
 - a. New York State grant funding in the amount of Eight Hundred Ninety-Three Thousand Seven Hundred Dollars (\$893,700); and
 - b. Local share funding in the amount of Ninety-Nine Thousand Three Hundred Dollars (\$99,300)

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of Nine Hundred Ninety-Three Thousand Dollars (\$993,000) to Capital Project No. H388, Construct Airport T-Hangars, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and

approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>		<u>AMOUNT</u>
H388.9950 280	Construct Airport T-Hangars	\$993,000.00
Roll Call Vote:		
Ayes:	864	
Noes:	0	
Absent:	136 Supervisors Merlino and Strough	
Adopted.		

RESOLUTION NO. 284 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE AIRPORT REPAIR & PROJECTS RESERVE FUND TO TRANSFERS-CAPITAL PROJECTS FOR THE PURPOSE OF FUNDING CAPITAL PROJECT H388, CONSTRUCT AIRPORT T-HANGARS; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Ninety-Nine Thousand Three Hundred Dollars (\$99,300) from Budget Code A.892.00 Reserve, Airport Repair & Projects to Budget Code A.9950 910 Transfers - Capital Projects, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:
Ayes: 864
Noes: 0
Absent: 136 Supervisors Merlino and Strough
Adopted.

RESOLUTION NO. 285 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

APPROVING TENTATIVE OPERATING BUDGET FOR FISCAL YEAR 2019 - 2020 FOR ADIRONDACK COMMUNITY COLLEGE AND PROVIDING FOR PUBLIC HEARING

WHEREAS, the Vice President for Administrative Services of Adirondack Community College has presented to the Board of Supervisors a tentative operating budget for the college fiscal year from September 1, 2019 to August 31, 2020, in the gross amount of Thirty-Three Million Eight Hundred Fourteen Thousand Two Hundred Twenty-Three Dollars (\$33,814,223), which, if adopted by the Board of Supervisors, would require the sum of Two Million Forty-Seven Thousand Seven Hundred Thirty-Seven Dollars (\$2,047,737) as that portion to be raised by taxation in the County of Warren for the year 2019-2020 for the operational costs to pay Warren County's share as one of the sponsors of Adirondack Community College, and

WHEREAS, the Personnel & Higher Education and Finance Committees have reviewed and approved the tentative operating budget and recommend that such tentative budget be approved and a public hearing be held thereon, now, therefore, be it

RESOLVED, that the tentative budget of Adirondack Community College for fiscal year September 1, 2019 to August 31, 2020, as prepared and submitted by the Vice President for Administrative Services, be, and the same hereby is, approved, and be it further

RESOLVED, that the Board of Supervisors will hold a public hearing on said tentative operating budget of Adirondack Community College in the Board Room of the Warren County Municipal Center on the 19th day of July, 2019, at 10:00 a.m., at which time and place all persons interested in said tentative Adirondack Community College budget will be heard, and the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to give due public notice of such hearing as required by law.

Adopted by unanimous vote.

RESOLUTION NO. 286 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE VEHICLE RESERVE FUND TO THE HEALTH SERVICES BUDGET; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Eighteen Thousand Dollars (\$18,000) from Budget Code A.896.00 Reserve, Vehicles to Budget Code A.4018 0040 230.1 Preventive Program, Health Education, Automotive Equipment Reserve, to provide funding to replace vehicle #1443, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 864

Noes: 0

Absent: 136 Supervisors Merlino and Strough

Adopted.

RESOLUTION NO. 287 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING AGREEMENT WITH THE WARREN COUNTY LOCAL DEVELOPMENT CORPORATION TO ADMINISTER AND PERFORM ECONOMIC DEVELOPMENT PROGRAMS AND INITIATIVES, COUNTY AND COMMUNITY PLANNING SERVICES AND GRANT/LOAN PROGRAMS

WHEREAS, Local Law No. 2 of 2012 authorizes Warren County to enter into agreements with the Warren County Local Development Corporation to perform economic development, planning, and grant and loan administration services on behalf of Warren County, now, therefore, be it

RESOLVED, that Warren County enter into a contractual relationship with the Warren County Local Development Corporation, which contractual relationship will authorize the Warren County Local Development Corporation to administer and perform on behalf of Warren County economic development programs and initiatives, County and community planning services and grant/loan programs including micro-enterprise loan programs for a term commencing January 1, 2019 and terminating December 31, 2019, at no cost to Warren County, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the agreement in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 288 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING A SETTLEMENT AGREEMENT FOR A RESIDENT AT THE FORMER WESTMOUNT HEALTH FACILITY

RESOLVED, that the Warren County Board of Supervisors hereby authorizes a settlement agreement as outlined below for skilled nursing services for a resident at the former Westmount Health Facility as currently set forth in the books and records of the County's General Fund as follows:

<u>RESIDENT NUMBER</u>	<u>AMOUNT</u>
1217	\$300.00

and be it further

RESOLVED, that the Warren County Treasurer is hereby authorized to write off the remaining balance owed to the County for skilled nursing services in the amount of \$132.00. Adopted by unanimous vote.

RESOLUTION NO. 289 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING ACCEPTANCE OF SETTLEMENT IN THE MATTER OF RUSSELL HUBERT V. THE COUNTY OF WARREN

RESOLVED, that the Warren County Board of Supervisors hereby approves the settlement agreement and its terms and conditions in the matter of Russell Hubert v. the County of Warren as presented by the County Attorney, in the amount of Two Thousand Five Hundred Dollars (\$2,500), and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute all necessary documents to carry out the terms of this resolution, in a form approved by the County Attorney. Adopted by unanimous vote.

RESOLUTION NO. 290 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

DECREASING CAPITAL PROJECT NO. H352, CR 31 & CR 13 BRIDGE PAINTING PROJECT; AUTHORIZING TRANSFER OF FUNDS AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby decrease Capital Project No. H352, CR 31 & CR 13 Bridge Painting Project as follows:

1. Capital Project No. H352, CR 31 & CR 13 Bridge Painting Project is hereby decreased in the amount of Twenty-Six Thousand Three Hundred Ninety-Five Dollars and Eighty-Four Cents (-\$26,395.84).
2. The total estimated cost of Capital Project No. H352 is now Eight Hundred Fifty-Five Thousand Sixty-Nine Dollars and Sixteen Cents (\$855,069.16).
3. The decrease in such Capital Project consists of the following:
 - a. Decrease in Federal Share in the amount of Twenty-One Thousand One Hundred Sixteen Dollars and Sixty-Seven Cents (-\$21,116.67);

- b. Decrease in State Marchiselli Share in the amount of Three Thousand Nine Hundred Fifty-Nine Dollars and Sixty-Three Cents (-\$3,959.63);
- c. Decrease in the Local Share in the amount of One Thousand Three Hundred Nineteen Dollars and Fifty-Four Cents (-\$1,319.54), to be returned to funding source Budget Code D.9950 910 County Road, Transfers - Capital Projects, Interfund Transfers,

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 864

Noes: 0

Absent: 136 Supervisors Merlino and Strough

Adopted.

RESOLUTION NO. 291 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING COUNTY TREASURER TO CLOSE CAPITAL PROJECT H352, CR31 & CR13 BRIDGE PAINTING PROJECT

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to close the following Capital Project and return the funds remaining in same to the funding source:

CAPITAL PROJECT TITLE	ESTIMATED FUNDS	FUNDING SOURCE
H352, CR31 & CR13 Bridge Painting Project	\$1,339.78	D.9950 910 County Road, Transfers-Capital Projects, Interfund Transfers

Adopted by unanimous vote.

RESOLUTION NO. 292 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H387 AIRPORT FUEL FARM (VEHICLES); AUTHORIZING TRANSFER OF FUNDS AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H387 Airport Fuel Farm (Vehicles), as follows:

1. Capital Project No. H387 Airport Fuel Farm (Vehicles), is hereby established.
2. The estimated cost of such Capital Project is the amount of One Hundred Fifty-Five Thousand Dollars (\$155,000).
3. The proposed method of financing such Capital Project consists of the following:

- a. Budget Code DM 894.00 Reserve, Motor Fuel Systems in the amount of Thirty Thousand Dollars (\$30,000); and
- b. Budget Code DM.9950 910 Road Machinery, Transfers - Capital Projects, Interfund Transfers in the amount of One Hundred Twenty-Five Thousand Dollars (\$125,000)

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of One Hundred Fifty-Five Thousand Dollars (\$155,000) to Capital Project No. H387 Airport Fuel Farm (Vehicles), and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>		<u>AMOUNT</u>
H387.9950 280	Airport Fuel Farm (Vehicles)	\$155,000.00
Roll Call Vote:		
Ayes:	864	
Noes:	0	
Absent:	136 Supervisors Merlino and Strough	
Adopted.		

RESOLUTION NO. 293 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE MOTOR FUEL SYSTEMS RESERVE FUND TO THE DEPARTMENT OF PUBLIC WORKS BUDGET; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Thirty Thousand Dollars (\$30,000) from Budget Code DM.894.00 Reserve, Motor Fuel Systems to Budget Code DM.9950 910 Road Machinery, Transfers - Capital Projects, Interfund Transfers, to provide funding for Capital Project H387 Airport Fuel Farm (Vehicles), and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:	
Ayes:	864
Noes:	0
Absent:	136 Supervisor Merlino and Strough
Adopted.	

RESOLUTION NO. 294 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM DEFERRED REVENUE - GASLIGHT VILLAGE PARKING FEES TO THE CHARLES R. WOOD PARK PROPERTY BUDGET; AUTHORIZING REIMBURSEMENT TO THE VILLAGE OF LAKE GEORGE FOR VARIOUS EXPENSES AT THE CHARLES R. WOOD PARK; AND AMENDING 2019 WARREN COUNTY BUDGET

WHEREAS, the Superintendent of the Department of Public Works has advised that the Village of Lake George has submitted as invoice totaling One Thousand Seven Hundred Twenty-Eight Dollars and Ninety-Five Cents (\$1,728.95) for property maintenance expenses associated with the Festival Space of the Charles R. Wood Park, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby appropriates funds in the amount of One Thousand Seven Hundred Twenty-Eight Dollars and Ninety-Five Cents (\$1,728.95) from Deferred Revenue - Gaslight Village Parking Fees (A.691.07) to the following Budget Codes: A.1625 422 Charles R. Wood Park, Repair and Maint-Equipment (\$909.95); A1625 441 Charles R. Wood Park, Auto Supplies/Repair (\$819), and be it further

RESOLVED, that the Warren County Board of Supervisors does hereby authorize reimbursement in a total amount of One Thousand Seven Hundred Twenty-Eight Dollars and Ninety-Five Cents (\$1,728.95) to the Village of Lake George for property maintenance expenses associated with the Festival Space of the Charles R. Wood Park, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 864

Noes: 0

Absent: 136 Supervisors Merlino and Strough

Adopted.

RESOLUTION NO. 295 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE ENVIRONMENTAL TESTING RESERVE FUND TO THE REAL PROPERTY TAX SERVICES BUDGET TO COVER THE COST OF ASBESTOS AND LEAD TESTING FOR TOWN OF QUEENSBURY TAX MAP PARCEL NO. 302.8-1-2 (275 BAY ROAD); AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Seventeen Thousand Four Hundred Twenty Dollars (\$17,420) from Budget Code A.893.00 Reserve, Environmental Testing Fund to Budget Code A.1355 470 Real Property Tax Services, Contract, to pay Atlantic Testing Laboratories for asbestos and lead testing for Town of Queensbury Tax Map Parcel No. 302.8-1-2 (275 Bay Road), and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 864

Noes: 0

Absent: 136 Supervisors Merlino and Strough

Adopted.

RESOLUTION NO. 296 OF 2019

Resolution introduced by Supervisors Strough, Leggett, Braymer, Wild, McDevitt, Diamond, Dickinson, Geraghty, Magowan, Sokol and Driscoll

TO ENACT LOCAL LAW NO. 6 OF 2019 ENTITLED "A LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM (OPEN C-PACE) IN WARREN COUNTY"

WHEREAS, a proposed Local Law was duly presented to the Board of Supervisors and considered by them, said proposed Local Law entitled "A Local Law to Establish a Sustainable Energy Loan Program (Open C-Pace) in Warren County", and

WHEREAS, the Board of Supervisors adopted Resolution No. 218 of 2019 on May 17, 2019 authorizing a public hearing to be held by the Board of Supervisors on the 19th day of June, 2019 at 6:00 p.m. in the Supervisors' Room in the Warren County Municipal Center on the matter of the adoption of said proposed Local Law No. 6 of 2019, and notice of such public hearing having been duly published and posted as required by law, and said public hearing having been held and all persons appearing at said public hearing desiring to be heard, having been heard, now, therefore be it

RESOLVED, that the Board of Supervisors of the County of Warren, New York on this 19th day of June, 2019 does hereby enact and adopt Local Law No. 6 of 2019 as annexed hereto, and be it further

RESOLVED, that the Chairman of the Board of Supervisors, the Clerk of the Board of Supervisors and the County Attorney are hereby authorized to make such minor modifications to the Local Law as deemed necessary, and are authorized to execute, file and publish the Local Law and take all necessary actions for the promulgation thereof.

**COUNTY OF WARREN, NEW YORK
LOCAL LAW NO. 6 OF 2019**

A LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM (OPEN C-PACE) IN WARREN COUNTY

Be it enacted by the County of Warren (the "Municipality") as follows:

Section 1. This local law shall be known as the "Energize NY Open C-PACE Financing Program" and shall read as follows:

ARTICLE I

1. Legislative findings, intent and purpose, authority.

A. It is the policy of both the Municipality and the State of New York (the "State") to achieve energy efficiency and renewable energy improvements, reduce greenhouse gas emissions, mitigate the effect of global climate change, and advance a clean energy economy. The Municipality finds that it can fulfill this policy by providing property assessed clean energy financing to Qualified Property Owners (as defined below) for the installation of renewable energy systems and energy efficiency measures. This local law establishes a program that will allow the Energy Improvement Corporation (as defined below, "EIC"), a local development corporation, acting on behalf of the Municipality pursuant to the municipal agreement (the "Municipal Agreement") to be entered into between the Municipality and EIC, to make funds available to Qualified Property Owners that will be repaid through charges on the real properties benefited by such funds, thereby fulfilling the purposes of this local law and accomplishing an important public purpose. This local law provides a method of implementing the public policies expressed by, and exercising the authority provided by, Article 5-L of the General Municipal Law (as defined below, the "Enabling Act").

B. The Municipality is authorized to execute, deliver and perform the Municipal Agreement and otherwise to implement this Energize NY Open C-PACE Financing Program pursuant to the Constitution and laws of New York, including particularly Article IX of the Constitution, Section 10 of the Municipal Home Rule Law, the Enabling Act and this local law.

C. This local law, which is adopted pursuant to Section 10 of the Municipal Home Rule Law and the Enabling Act shall be known and may be cited as the "Energize NY Open C-PACE Local Law".

2. Definitions

A. Capitalized terms used but not defined herein have the meanings assigned in the Enabling Act.

B. For purposes of this local law, and unless otherwise expressly stated or unless the context requires, the following terms shall have the meanings indicated:

Annual Installment Amount - shall have the meaning assigned in Section 8, paragraph B.

Annual Installment Lien - shall have the meaning assigned in Section 8 paragraph B.

Authority - the New York State Energy Research and Development Authority.

Benefit Assessment Lien - shall have the meaning assigned in Section 3, paragraph A.

Benefited Property - Qualified Property for which the Qualified Property Owner has entered into a Finance Agreement for a Qualified Project.

Benefited Property Owner - the owner of record of a Benefited Property.

EIC - the Energy Improvement Corporation, a local development corporation, duly organized under section 1411 of the Not-For-Profit Corporation Law of the State, authorized hereby on behalf of the Municipality to implement the Program by providing funds to Qualified Property Owners and providing for repayment of such funds from money collected by or on behalf of the Municipality as a charge to be levied on the real property.

Eligible Costs - costs incurred by the Benefited Property Owner in connection with a Qualified Project and the related Finance Agreement, including application fees, EIC's Program administration fee, closing costs and fees, title and appraisal fees, professionals' fees, permits, fees for design and drawings and any other related fees, expenses and costs, in each case as approved by EIC and the Financing Party under the Finance Agreement Enabling Act - Article 5-L of the General Municipal Law of the State, or a successor law, as in effect from time to time.

Finance Agreement - the finance agreement described in Section 6A of this local law.

Financing Charges - all charges, fees and expenses related to the loan under the Finance Agreement including accrued interest, capitalized interest, prepayment premiums, and penalties as a result of a default or late payment and costs and reasonable attorneys' fees incurred by the Financing Party as a result of a foreclosure or other legal proceeding brought against the Benefited Property to enforce any delinquent Annual Installment Liens.

Financing Parties - Third party capital providers approved by EIC to provide financing to Qualified Property Owners or other financial support to the Program which have entered into separate agreements with EIC to administer the Program in the Municipality.

Municipality - the County of Warren, a municipality of the State constituting a tax district as defined in Section 1102 of the RPTL of the State.

Municipal Lien - a lien on Qualified Property which secures the obligation to pay real property taxes, municipal charges, or governmentally imposed assessments in respect of services or benefits to a Qualified Property.

Non-Municipal Lien - a lien on Qualified Property which secures any obligation other than the obligation to pay real property taxes, municipal charges, or governmentally-imposed assessments in respect of services or benefits to a Qualified Property Owner or Qualified Property.

Program - the Energize NY Open C-PACE Financing Program authorized hereby.

Qualified Project - the acquisition, construction, reconstruction or equipping of Energy Efficiency Improvements or Renewable Energy Systems or other projects authorized under the Enabling Act on a Qualified Property, together with a related Energy Audit, Renewable Energy System Feasibility Study and/or other requirements under or pursuant to the Enabling Act, with funds provided in whole or in part by Financing Parties under the Program to achieve the purposes of the Enabling Act.

Qualified Property - Any real property other than a residential building containing less than three dwelling units, which is within the boundaries of the Municipality that has been determined to be eligible to participate in the Program under the procedures for eligibility set forth under this local law and the Enabling Act and has become the site of a Qualified Project.

Qualified Property Owner - the owner of record of Qualified Property which has been determined by EIC to meet the requirements for participation in the Program as an owner, and any transferee owner of such Qualified Property.

RPTL - the Real Property Tax Law of the State, as amended from time to time.

Secured Amount - as of any date, the aggregate amount of principal loaned to the Qualified Property Owner for a Qualified Project, together

with Eligible Costs and Financing Charges, as provided herein or in the Finance Agreement, as reduced pursuant to Section 8, paragraph C.

State - the State of New York.

3. Establishment of an Energize NY Open C-PACE Financing Program

A. An Energize NY Open C-PACE Financing Program is hereby established by the Municipality, whereby EIC acting on its behalf pursuant to the Municipal Agreement, may arrange for the provision of funds by Financing Parties to Qualified Property Owners in accordance with the Enabling Act and the procedures set forth under this local law, to finance the acquisition, construction, reconstruction, and installation of Qualified Projects and Eligible Costs and Financing Charges approved by EIC and by the Financing Party under the Finance Agreement. EIC, on behalf of the Municipality, and with the consent of the Benefited Property Owner, will record a Benefit Assessment Lien on the Benefited Property in the Secured Amount (the "Benefit Assessment Lien") on the land records for the Municipality. Such recording shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality.

B. Before a Qualified Property Owner and a Financing Party enter into a Finance Agreement which results in a loan to finance a Qualified Project, repayment of which is secured by a Benefit Assessment Lien, a written consent from each existing mortgage holder of the Qualified Property shall be obtained, permitting the Benefit Assessment Lien and each Annual Installment Lien to take priority over all existing mortgages.

4. Procedures for eligibility

A. Any property owner in the Municipality may submit an application to EIC on such forms as have been prepared by EIC and made available to property owners on the website of EIC and at the Municipality's offices.

B. Every application submitted by a property owner shall be reviewed by EIC, acting on behalf of the Municipality, which shall make a positive or negative determination on such application based upon the criteria enumerated in the Enabling Act and § 5 of this local law. EIC may also request further information from the property owner where necessary to aid in its determination.

C. If a positive determination on an application is made by EIC, acting on behalf of the Municipality, the property owner shall be deemed a Qualified Property Owner and shall be eligible to participate in the Program in accordance with § 6 of this local law.

5. Application criteria

Upon the submission of an application, EIC, acting on behalf of the Municipality, shall make a positive or negative determination on such application based upon the following criteria for the making of a financing:

A. The property owner may not be in bankruptcy and the property may not constitute property subject to any pending bankruptcy proceeding;

B. The amount financed under the Program shall be repaid over a term not to exceed the weighted average of the useful life of Renewable Energy Systems and Energy Efficiency Improvements to be installed on the property as determined by EIC;

C. Sufficient funds are available from Financing Parties to provide financing to the property owner;

D. The property owner is current in payments on any existing mortgage on the Qualified Property;

E. The property owner is current in payments on any real property taxes on the Qualified Property; and

F. Such additional criteria, not inconsistent with the criteria set forth above, as the State, the Municipality, or EIC acting on its behalf, or other Financing Parties may set from time to time.

6. Energize NY Finance Agreement

A. A Qualified Property Owner may participate in the Program through the execution of a finance agreement made by and between the Qualified Property Owner and a Financing Party, to which EIC, on behalf of the Municipality, shall be a third-party beneficiary (the "Finance Agreement"). Upon execution and delivery of the Finance Agreement, the property that is the subject of the Finance Agreement shall be deemed a "Benefited Property").

B. Upon execution and delivery of the Finance Agreement, the Benefited Property Owner shall be eligible to receive funds from the Financing Party for the acquisition, construction, and installation of a Qualified Project, together with Eligible Costs and Financing Charges approved by EIC and by the Financing Party, provided the requirements of the Enabling Act, the Municipal Agreement and this local law have been met.

C. The Finance Agreement shall include the terms and conditions of repayment of the Secured Amount and the Annual Installment Amounts.

D. EIC may charge fees to offset the costs of administering the Program and such fees, if not paid by the Financing Party, shall be added to the Secured Amount.

7. Terms and conditions of repayment

The Finance Agreement shall set forth the terms and conditions of repayment in accordance with the following:

A. The principal amount of the funds loaned to the Benefited Property Owner for the Qualified Project, together with Eligible Costs and Financing Charges approved by EIC and by the Financing Party, shall be specially assessed against the Benefited Property and will be evidenced by a Benefit Assessment Lien recorded against the Benefited Property on the land records on which liens are recorded for properties within the Municipality. The special benefit assessment shall constitute a "charge" within the meaning of the Enabling Act and shall be collected in annual installments in the amounts certified by the Financing Party in a schedule provided at closing and made part of the Benefit Assessment Lien. Said amount shall be annually levied, billed and collected by EIC, on behalf of the Municipality, and shall be paid to the Financing Party as provided in the Finance Agreement.

B. The term of such repayment shall be determined at the time the Finance Agreement is executed by the Benefited Property Owner and the Financing Party, not to exceed the weighted average of the useful life of the systems and improvements as determined by EIC, acting on behalf of the Municipality.

C. The rate of interest for the Secured Amount shall be fixed by the Financing Party in conjunction with EIC, acting on behalf of the Municipality, as provided in the Finance Agreement.

8. Levy of Annual Installment Amount and Creation of Annual Installment Lien

A. Upon the making of the loan pursuant to the Finance Agreement, the Secured Amount shall become a special Benefit Assessment Lien on the Benefited Property in favor of the Municipality. The amount of the Benefit Assessment Lien shall be the Secured Amount. Evidence of the Benefit Assessment Lien shall be recorded by EIC, on behalf of the Municipality, in the land records for properties in the Municipality. Such recording shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality. The Benefit Assessment Lien shall not be foreclosed upon by or otherwise enforced by the Municipality.

B. The Finance Agreement shall provide for the repayment of the Secured Amount in installments made at least annually, as provided in a schedule attached to the Benefit Assessment Lien (the "Annual Installment Amount"). The Annual Installment Amount shall be levied by EIC, on behalf of the Municipality, on the Benefited Property in the same manner as levies for municipal charges, shall become a lien on the Benefited Property as of the first day of January of the fiscal year for which levied (the "Annual Installment Lien") and shall remain a lien until paid. The creation or any recording of the Annual Installment Lien shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality. Payment to the Financing Party shall be considered payment for this purpose. Such payment shall partly or wholly discharge the Annual Installment Lien. Delinquent Annual Installment Amounts may accrue Financing Charges as may be provided in the Finance Agreement. Any additional Financing Charges imposed by the Financing Party pursuant to the Finance Agreement shall increase the Annual Installment Amount and the Annual Installment Lien for the year in which such overdue payments were first due.

C. The Benefit Assessment Lien shall be reduced annually by the amount of each Annual Installment Lien when each Annual Installment Lien becomes a lien. Each Annual Installment Lien shall be subordinate to all Municipal Liens, whether created by Section 902 of the RPTL or by any other State or local law. No portion of a Secured Amount shall be recovered by the Municipality, EIC, or an assignee upon foreclosure, sale or other disposition of the Benefited Property unless and until all Municipal Liens are fully discharged. Each Annual Installment Lien, however, shall have priority over all Non-Municipal Liens, irrespective of when created, except as otherwise required by law.

D. Neither the Benefit Assessment Lien nor any Annual Installment Lien shall be extinguished or accelerated in the event of a default or bankruptcy of the Benefited Property Owner. Each Annual Installment Amount shall be considered a charge upon the Benefited Property and shall be collected by EIC, on behalf of the Municipality, at the same time and in the same manner as real property taxes or municipal charges. Each Annual Installment Lien shall remain a lien until paid. Amounts collected in respect of an Annual Installment Lien shall be remitted to EIC, on behalf of the Municipality, or the Financing Party, as may be provided in the Finance Agreement.

E. EIC shall act as the Municipality's agent in collection of the Annual Installment Amounts. If any Benefited Property Owner fails to pay an Annual Installment Amount, the Financing Party may redeem the Benefited Property by paying the amount of all unpaid Municipal Liens thereon, and thereafter shall have the right to collect any amounts in respect of an Annual Installment Lien by foreclosure or any other remedy available at law. Any foreclosure shall not affect any subsequent Annual Installment Liens.

F. EIC, on behalf of the Municipality, may sell or assign for consideration any and all Benefit Assessment Liens and Annual Installment Liens to Financing Parties that provide financing to Qualified Properties pursuant to Finance Agreements. The Financing Parties may sell or assign for consideration any and all Benefit Assessment Liens and Annual Installment Liens received from EIC, on behalf of the Municipality, subject to certain conditions provided in the administration agreement between EIC and the Financing Party. The assignee or assignees of such Benefit Assessment Liens and Annual Installment Liens shall have and possess the same powers and rights at law or in equity as the Municipality would have had if the Benefit Assessment Lien and the Annual Installment Liens had not been assigned with regard to the precedence and priority of such lien, the accrual of interest and the fees and expenses of collection.

9. Verification and report

EIC, on behalf of the Municipality, shall verify and report on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by the Program in such form and manner as the Authority may establish.

10. Separability

If any clause, sentence, paragraph, section, or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or part thereof involved in the controversy in which such judgment shall have been rendered.

Section 2. This local law shall take effect upon filing with the Secretary of State.
Roll Call Vote:
Ayes: 864
Noes: 0
Absent: 136 Supervisors Merlino and Strough
Adopted.

**RESOLUTION NO. 297 OF 2019
Resolution Introduced by Supervisors Geraghty and Simpson**

**WAIVING THE RULES OF THE BOARD REQUIRING THAT A RESOLUTION
BE PRESENTED IN WRITING REGARDING APPROVAL OF OUT-OF-STATE TRAVEL
FOR SUPERVISORS KEVIN GERAGHTY, WILLIAM LOEB, EUGENE MERLINO AND
MATTHEW SIMPSON TO ATTEND THE NORTHEAST REGIONAL STATE
LEADERSHIP DAY IN WASHINGTON, DC**

RESOLVED, that the Warren County Board of Supervisors waives the Rules of the Board requiring that a resolution be presented in writing regarding approval of out-of-State travel for Supervisors Kevin Geraghty, William Loeb, Eugene Merlino and Matthew Simpson to attend the Northeast Regional State Leadership Day in Washington, DC.

Adopted by unanimous vote.

RESOLUTION NO. 298 OF 2019
Resolution introduced by Supervisors Dickinson and Frasier

**AUTHORIZING OUT-OF-STATE TRAVEL FOR SUPERVISORS KEVIN GERAGHTY,
WILLIAM LOEB, EUGENE MERLINO AND MATTHEW SIMPSON TO ATTEND THE
NORTHEAST REGIONAL STATE LEADERSHIP DAY IN WASHINGTON, DC**

RESOLVED, that Supervisors Kevin Geraghty, William Loeb, Eugene Merlino and Matthew Simpson are authorized to attend the Northeast Regional State Leadership Day in Washington, DC on July 16, 2019, with all expenses paid from Budget Code A.1010 444 Legislative Board, Travel/Education/Conference.

Adopted by unanimous vote.

Chairman Conover called for public comments from anyone wanting to address the Board on any matter; there being no one wishing to speak, Chairman Conover called for announcements.

Chairman Conover called for announcements.

Supervisor Braymer remarked she was disappointed that they had not moved forward with adopting Resolution No. 281, *Authorizing Commencement of Litigation Against David Decker*, because as Mr. Mahar indicated earlier, the County residents were in support of suing Mr. Decker and now the County had placed its ability to sue in jeopardy as a result of the statute of limitations issue. She stated she hoped this could be worked out quickly at Committee and go after at least one of the prospective defendants. She pointed out Chairman Conover had inadvertently overlooked an individual from the public who would like to comment.

Chairman Conover apologized to the gentlemen for overlooking him and asked him to go to the podium and identify himself before he addressed the Board.

Peter Brothers, *Town of Lake George Resident*, apprised he was pleased with the decision to hold a County meeting in the evening when the taxpayers could actually attend as they were usually held during the day when it was impossible for those who worked to do so. He stated a number of County matters had been referenced in the news, such as Siemens, the Co-Gen, the Airport and the former County Nursing Home, all of which were critical issues. He remarked he did not believe the notion that they should move forward with the Runway Extension at the County Airport was a good idea because they were receiving "free money" from the FAA, as this was not the case since it was taxpayer money that everyone paid for. He pointed out in January when County homeowners received their County tax bill they also received a notice that 50% or more of their County tax bill was used to pay for Medicaid and other unfunded mandates. He encouraged the Board members to put more pressure on the State Government and to work with the State representatives to stop passing on the expenses to the County as unfunded mandates.

In response to the concern that there was a time limit on the action against Mr. Decker referenced in Resolution No. 281, *Authorizing Commencement of Litigation Against David Decker*, Mr. Whitehead stated that he did not believe holding off for one month would make a difference, as he felt the County had bigger issues with their attorneys. He mentioned in the past the Siemens contracts were all adopted in December with the same types of comments associated with them, such as a grant was expiring and a vote was required today or the County would lose out on money, etc. resulting in the County being responsible for millions of dollars of debt. He remarked if the Supervisors were not given enough time to make a decision, they should be asking why this was because they deserved to have sufficient time to make the right decision.

Supervisor Dickinson apprised he would like to respond to Mr. Bothers regarding State mandates. He informed the State mandates were difficult to deal with and because they were local government they did not have a lot of pull at the State level. He noted the County was a member of NYSAC and the towns were members of the Association of Towns and Villages, both of which the County used to put more pressure on the State to stop or abate

these mandates.

Supervisor Loeb encouraged everyone to attend the June 24th meeting of the Support Services Committee where they would continue the discussion on the litigation against David Decker and whether or not to include the Town of Queensbury. He referred to Food Truck Friday in the Town of Horicon and how it segued into how one of his tasks for the American Red Cross was to drive their food truck. He mentioned the American Red Cross did not prepare the food, as this was generally handled by the Southern Baptist Churches. He reminded everyone the American Red Cross offered free smoke alarm installation to anyone interested in Warren County and he noted today he and his team had installed them in homes in the Town of Queensbury and the City of Glens Falls and tomorrow they would be in the Towns of Stony Creek, Johnsburg and Warrensburg.

Supervisor Driscoll remarked that the Supervisors who were traveling to Washington D.C. were doing so for business purposes for the County and he was looking forward to hearing a report on their trip when they returned. He stated he felt they should encourage travel such as this if the funds were available within the Budget to allow them to network and build relationships with the County's Federal representatives.

Supervisor Simpson advised he concurred with what Mr. Brothers had stated about these unfunded mandates and the way to push for these changes was to travel to Albany, New York and Washington D.C. and advocate for the communities, as well as the County. He mentioned how building relationships with their Federal representatives provided them with the opportunity to ask questions and weigh in and build those relationships so that they would reach out to look for solutions. He said what he learned during his previous trip was that they were willing to sit down and discuss the local issues and work together on solutions. He informed this was one of the reasons he felt this trip was imperative, as they would not be able to fight the unfunded mandated without speaking up. Supervisor Simpson apprised that he had distributed flyers to each of the Supervisors pertaining to Food Truck Friday's on the Mill Pond in the Town of Horicon which was commencing on June 28th that included live music, as well as a number of vendors and he encouraged all to attend.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Beaty and seconded by Supervisor Dickinson, Chairman Conover adjourned the Board Meeting at 8:02 p.m.

**WARREN COUNTY BOARD OF SUPERVISORS
BOARD MEETING
FRIDAY, JULY 19, 2018**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:02 a.m.

Mr. Ronald F. Conover presiding.

Salute to the flag was led by Supervisor Loeb.

Roll called, the following members present:

Supervisors Leggett, Diamond, McDevitt, Braymer, Loeb, Driscoll, Frasier, Simpson, Hogan, Dickinson, Merlino, Strough, Wild, Beaty, Magowan, Sokol, Thomas, Hyde, Geraghty and Conover- 20 ; absent- 0.

Commencing the Agenda review, Chairman Conover noted a motion was necessary to approve the minutes of the June 19th Board Meeting, subject to correction by the Clerk of the Board. The motion was made by Supervisor Geraghty, seconded by Supervisor Frasier and carried unanimously.

Continuing to the presentation of the employee of the month award, Ryan Moore, *County Administrator*, stated the Board members may recall that the June Employee of the Month award was postponed until today due to the honoree being unable to attend the evening meeting. He introduced Eric Mastrianni from the Health Services Department, whose position was responsible for serving the smallest of the County's vulnerable residents and their families. He stated Mr. Mastrianni had been a valued member of the Health Services Preschool Special Education team, which provided services to children with developmental challenges from birth to five years old. He said Mr. Mastrianni started his career at the County in 2008 as a part-time Early Intervention Services Coordinator, but was changed to full-time in 2011 and he was promoted in January of this year to Children and Special Needs Program Manager. Mr. Moore provided an overview of Mr. Mastrianni's job duties, as well as his achievements while working and in his personal life. A round of applause followed. Mr. Moore and Chairman Conover presented Mr. Mastrianni with a Certificate of Appreciation from the Board and a piece of pottery featuring a rendering of outline of Lake George.

Mr. Mastrianni thanked the Board members for the recognition and apprised he looked forward to continuing to work on improving the program.

Proceeding to the presentation of the July employee of the month award, Joanne Conley, *Director, Tourism Department*, advised that Ellen Himmelblau had been a valuable employee to the Tourism Department for fifteen years, during which time her responsibilities had changed as the job itself had evolved. She said when Ms. Himmelblau first started working in the department her duties consisted of data entry, answering the phones, and mailing out thousands of travel guides; however, she noted, Ms. Himmelblau had welcomed the changes of the digital age and worked to transform information systems and processes within the department while still keeping interactions personal and professional. She mentioned the hundreds of business owners and event organizers Ms. Himmelblau had established relationships with during her tenure at the County. She apprised that Ms. Himmelblau could recall information about a particular business from memory, recognized individuals when they walked in the door, went out of her way to explain to a business owner how the Tourism Department could benefit and promote that particular business and had been known to drop off travel guides before and after business hours; she added that Ms. Himmelblau always represented the area with a smile at consumer shows and engaged everyone with a personal warmth that reflected the welcoming nature of the region. She informed Ms. Himmelblau was an individual who would hesitate to request assistance from her co-workers, but was the first to lend a hand or offer words of encouragement and was considered a true friend by each of her co-workers. She stated more importantly Ms. Himmelblau was kind, considerate, consciousness at the core, was always patient with callers who were seeking a last minute recommendation and was meticulous when completing any task that was assigned to her. She

remarked that Ms. Himmelblau would be missed by the Tourism Department, her co-workers at the County and the friends she had made in the business community when she retired at the end of August. A round of applause followed. Mr. Moore and Chairman Conover presented Ms. Himmelblau with a Certificate of Appreciation from the Board and a piece of pottery featuring a rendering of outline of Lake George.

Ms. Himmelblau thanked the Board and Ms. Conley for the recognition, apprising it was truly an honor, but said she was looking forward to retirement. Another round of applause was given.

Proceeding with the Agenda review, Chairman Conover declared the Public Hearing on the proposed Tentative Budget for Adirondack Community College (*SUNY Adirondack*) for Fiscal Year 2019-20 open at 10:10 a.m. and he requested the Clerk of the Board read the Notice of Public Hearing aloud. Following the reading of the Notice of Public Hearing by Amanda Allen, *Clerk of the Board*, Chairman Conover offered privilege of the floor to any member of the public wishing to speak on the proposed Tentative Budget for SUNY Adirondack, but there was no one wishing to speak; he declared the Public Hearing closed at 10:11 a.m.

Continuing with the Agenda review, Chairman Conover declared the Public Hearing on the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2019 program year open at 10:11 a.m. and he asked Mrs. Allen, to read the Notice of the Public Hearing aloud, which she proceeded to do. Chairman Conover then called for public comment.

Patricia Tatich, *Associate Planner*, read aloud a brief summary of the purpose of the Public Hearing, the background on the project, the application development and its submission; a copy of the summary is on file with the items filed for the July 19, 2019 Board Meeting.

Stuart Baker, *Senior Planner, Town of Queensbury*, informed in January of this year the Town of Queensbury completed an Affordable Housing Strategy which was funded through the use of CDBG grant funding that included Strategy No. 4 which called for a collaborative and detailed housing market preference study, such as what was being proposed with the County CDBG application. He said he wholeheartedly supported the application and was looking forward to assisting and he quoted the following from the Town of Queensbury's Affordable Housing Strategy: studies such as the one being proposed were often key to getting the housing industry to move forward by supplying the type of market information developers need to design and obtain financing for such projects. He mentioned the study being proposed through the CDBG funds could provide the market information that could get developers moving to build housing for all income levels, but more specifically the low and moderate income households.

Chairman Conover once again called for any comments on the Public Hearing on the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2019 program; there being no response, he closed the Public Hearing at 10:17 a.m.

Moving along to the report by the Chairman of the Board, Chairman Conover apprised he was pleased with the discussion that took place at the June 25th meeting of the Budget Committee regarding the possibility of establishing multiple reserves in the future and he was looking forward to what the Budget Committee would recommend going forward. He advised he had attended the EMS Task Force Meeting on June 25th that Supervisor Leggett would be discussing during his Committee report. Chairman Conover informed he had attended the annual meeting for The Fund for Lake George on July 6th at the Sagamore Resort and he congratulated Supervisor Strough and the Town of Queensbury, who was honored for their work on protecting Lake George. He informed he had attended the ribbon cutting ceremony for CAC (*Centralized Arraignment Court*) which was a Project that was undertaken several years ago and he recognized former Supervisors Daniel Girard and Ronald Montesi, as well as Supervisor Leggett for their involvement with the Project. He apprised that the Deputy Commissioner of Agri Markets had visited the County on July 16th. He stated he had also

attended the meeting of the Lake Champlain-Lake George Regional Planning Board on July 16th.

Chairman Conover then called for the reports by Committee Chairmen on the past months meetings or activities.

Supervisor Loeb stated the Support Services Committee had met on June 24th, approving proposed Resolution Nos. 320 and 321. He informed further discussion would take place at the July 22nd meeting regarding Electronic Polling Books which would be used for the elections this year. He said Amy Clute, *Self-Insurance Administrator*, would be presenting the 2020 Self-Insurance Plan Participants Assessments, the cost of which had decreased significantly. Supervisor Loeb referred to an article featured in *The Post Star* regarding the bi-partisan relationship between Senators Pelosi and McConnell, who united to adopt the plan on government spending in February of this year and he remarked how important it was for this to occur in order for things to be accomplished in Washington D.C. He stated this segued into the recent trip he took with Supervisors Geraghty, Merlino and Simpson to Washington D.C. and he provided a brief overview of each of the thirteen presentations they had attended.

Supervisor Driscoll indicated he had nothing to report on.

Supervisor Frasier apprised the Health, Human & Social Services Committee had met on June 25th, where the Employment & Training Administration, Department of Social Services and Health Services provided updates on their activities. She stated prior to discussing the proposed Resolutions approved by the Committee, it was necessary to withdraw proposed Resolution No. 314.

The necessary motion was made by Supervisor Frasier and seconded by Supervisor Simpson to withdraw proposed Resolution No. 314, *Awarding Bid and Authorizing Agreement with Lowest Responsible Bidder to Provide Transportation for Preschool Children With Disabilities and Early Intervention Program in Warren County, NY (WC 48-19)*.

Mr. Moore informed the proposed Resolution pertained to transportation for children with special needs which was required to be in place for September and had only received one response to the RFP; however, he noted, the entity that submitted the response had misread the RFP and submitted a response with pricing that was 30% higher than it was supposed to be. He said a request to reject WC 48-19 would be presented at the July 29th Health, Human & Social Services Committee meeting and another RFP would be issued to ensure a contract was in place before September 1st.

Chairman Conover called the question and the motion to withdraw proposed Resolution No. 314, *Awarding Bid and Authorizing Agreement with Lowest Responsible Bidder to Provide Transportation for Preschool Children With Disabilities and Early Intervention Program in Warren County, NY (WC 48-19)*, was carried unanimously.

Returning to the report on the June 25th Health, Human & Social Services Committee meeting, Supervisor Frasier provided a brief overview of Resolution Nos. 313 and 315-317. She stated that she had attended the July 16th meeting of the Lake Champlain-Lake George Regional Planning Board.

Supervisor Simpson thanked Supervisor Loeb for reporting on their trip to Washington D.C., apprising the only thing he could add to it was the information he provided to Supervisor Braymer regarding harmful algae blooms which were impacting water bodies not only in Warren County, but all over the Country. He said he had requested that Supervisor Braymer include this matter on the agenda of a future meeting of the Environmental Concerns & Real Property Tax Services Committee. He remarked he was encouraged by the fact that the Federal Government had acknowledged the issue and was working on securing funding. Supervisor Simpson acknowledged his colleagues for allowing himself and Supervisors Geraghty, Merlino and Loeb to attend the meeting in Washington D.C., as he believed it was a meaningful trip that allowed them to come away with contact information for senior officials within the Federal Administration who were willing to listen to the Counties issues and assist with finding solutions.

Proceeding to the report on the July 25th Public Works Committee meeting, Supervisor

Simpson provided a brief overview of proposed Resolution No. 319 which was approved at the meeting. He stated that a meeting would be scheduled with representatives of Lyme Timber and to discuss a potential agreement required in order to access the Swede Fire Tower. He said he had also discussed with the Moriah Shock Incarceration Correctional Facility the possibility of them building the trail if the project moved forward. Supervisor Simpson apprised the Railroad Negotiation Team had met yesterday to discuss the negotiations with United Railway and another meeting would be scheduled shortly to determine if an agreement could be made.

Prior to her Committee report, Supervisor Hogan remarked she felt compelled to point out that providing students with technology was important, but it was irrelevant without having good broadband coverage in place and she implored the Board to continue advocating for this purpose. Continuing to her Committee report, she stated that Cornell Cooperative Extensions Annual Golf Tournament and Silent Auction would be held on August 24th at Cronin's Gold Resort in the Town of Warrensburg and she encouraged all to attend. She said Cornell Cooperative Extension had been awarded a second grant in the amount of \$2,500 to hold additional Game of Logging safety classes. She announced the Master Gardeners would be holding an online sale on mums this Fall.

Supervisor Dickinson indicated he had nothing to report on.

Supervisor Merlino stated that the Tourism Committee had not met in July, but would be meeting in late August. He said the Tourism Department was currently working on the Fall Advertising Campaign. He thanked Supervisor Loeb for providing a report on their trip to Washington D.C., which he found to be very informative.

Supervisors Strough and Wild indicated they had nothing to report on.

Supervisor Beaty reported on the June 25th meeting of the County Facilities Committee where they approved proposed Resolution Nos. 301-305. He stated that he believed proposed Resolution No. 304 needed to be amended to change the lease arrangement with D & G Recycling, LLC from one bay to two because the Office of Emergency Services was no longer using the other bay to store their equipment.

Supervisor Beaty made a motion to amend proposed Resolution No. 304, *Authorizing Six (6) Month Lease Agreement with D & G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) in the Town of Queensbury*, to include in the lease arrangement the use of two bays for a six month term and increasing the rent from \$6,500 to \$7,000 a month. Supervisor Loeb seconded the motion. Chairman Conover called the question and the motion to amend proposed Resolution No. 304 as outlined above was carried unanimously.

Supervisor Beaty stated the 20/30 Task Force, whose purpose was to determine ways to stop the loss of population in the County, held their first organizational meeting, adding Dr. Amy Hogan-Moulton who had agreed to be a member of the group and would provide them with expertise in the health care industry that would be very useful to them. He apprised the group was addressing things from a positive standpoint with regards to what changes they could make, but they would not be naive and pass over what was coming their way. He mentioned there would be a round table discussion scheduled within the next few weeks at SUNY Adirondack, apprising a number of individuals had expressed an interest in being involved with the process. He said the roundtable discussion would include ten people from different areas of the County with diverse backgrounds who brought different expertise and opinions. He advised once a date had been set for this discussion he would pass along the information to the Board Members in hopes that they would attend. He informed the task force would be in the information and data gathering phase for some time, as this would assist them with forming a correct course of action to address the issue moving forward.

Supervisor Magowan advised he had been doing manual labor his entire life during which time he had observed that there was a lack of the younger generation working within these types of jobs. He said he was grateful for the education he had been provided with to improve his skill set over the years and ensuring that good broadband coverage was available to assist

with these educational programs was imperative.

Supervisor Sokol stated the Finance Committee met in July 1st, approving proposed Resolution Nos. 299-300 and 322-324. Supervisor Sokol offered privilege of the floor to Mike Swan, *County Treasurer*, to provide the monthly update regarding the County's finances.

Mr. Swan stated he had distributed a sales tax analysis to the Board members last Friday and had hard copies available for anyone who would like one. He apprised he was pleased to report that sales tax collections were slightly higher than for the same time period last year. He said the payments from the Indian Casino were steadily decreasing from \$125,000 a quarter to about \$90,000. He informed the enforcement efforts to collect occupancy tax were going well with negotiations taking place with every property they were dealing with except one and he recognized the County Attorney's Office for their efforts to make this possible.

Supervisor Thomas apprised the Budget Committee had met on June 25th during which the discussion concerned establishing multiple reserves for the future which included SUNY Adirondack Capital Improvement Projects, the Civic Center, buildings on the Municipal Center campus, Countryside Adult Home and a suggestion from the Treasurer's Office to develop a reserve to deal with sick time pay outs upon retirement. He mentioned he would schedule a meeting for August 1st if he had a chance to meet with the County Treasurer before then and put together a proposal; however, he noted, if they were unable to do so, a meeting would be scheduled for the next Committee meeting cycle.

Supervisor Hyde indicated she had nothing to report on.

Supervisor Geraghty thanked his colleagues for allowing him and Supervisors Merlino, Loeb and Simpson to travel to Washington D.C. He stated he had learned there that the Federal Government was seeking to work with other Countries to improve and handle the recycling for the United States, adding recycling was a major concern for everyone. He informed that he had attended an Adirondack Park Local Government Review Board meeting, as well as the InterCounty Legislative Committee of the Adirondacks meeting at Lavender Farm in Whitehall, New York. He added he had also attended the Railroad Negotiation Team meeting, as well as the EMS Task Force meeting. He provided an overview of proposed Resolution No. 325 which was approved through the out-of-Committee process.

Supervisor Leggett reported the Criminal Justice & Public Safety Committee had met on June 28th, approving proposed Resolution Nos. 306-311 and he provided a brief overview of each. He stated the EMS Task Force had met on June 25th during which they had discussed the legal structure of an EMS System capable of serving the entire County that was based on further review of how other Counties had handled theirs as reported by Mr. Moore, who visited Albany County with the County Attorney and Undersheriff Lamouree and had phone interviews with Columbia County. He mentioned special legislation from the State may be required in order to enact such a plan. He advised they had also discussed ways to keep stakeholders and the public involved in the process to ensure everyone was aware of the process and was supportive of it. He apprised they would also be working on partnering with local health networks, such as Hudson Headwaters going forward, as well discussion pertaining to applying for a shared services grant which Essex County had done and received. He stated the date of the next meeting had yet to be determined, but once it was finalized a notice would be sent out to all of the members. Supervisor Leggett advised he had attended the ribbon cutting ceremony for the CAP facility on July 17th, apprising while they were elated the project had finally come to fruition, it was also sad that former Supervisor Ronald Montesi, who had been heavily involved with the Project, but had recently passed away, was not there to celebrate with them. He stated he had attended the Warren-Washington Counties Industrial Development Agency Board meeting on July 15th and he wanted to remind everyone there was a Common Ground Alliance Meeting scheduled for July 24th in Lake Placid and he encouraged all to attend.

Supervisor Diamond indicated he had nothing to report on.

Supervisor McDevitt stated he had an opportunity to attend a well run program in the Town of Bolton on June 27th regarding clean water which involved an inspection program for

those who would monitor septic systems within the Town of Bolton. He recognized the Towns of Bolton, Queensbury and Lake George for their ongoing efforts to ensure clean water in the region. Supervisor McDevitt spoke regarding the project being proposed by Stewarts Corporation at the former Time Warner office building on Ridge Street in the City of Glens Falls, apprising that he hoped the Stewarts Corporation would work with the City to ensure all of the safety concerns were addressed before it moved forward.

Supervisor Braymer apprised the Environmental Concerns & Real Property Tax Services Committee had met on June 28th and she thanked Supervisor Simpson for Chairing the meeting in her absence. She mentioned due to a lack of a quorum, no action was taken at the meeting. She stated she would attempt to add the information regarding harmful algae blooms to the Agenda for the July 22nd Committee meeting, noting that the efforts taking place on Lake George to address the harmful algae blooms were being used as an example for others and she applauded the County and towns for the ongoing efforts and leading the way forward for all these other water bodies. She stated a topic for discussion at the July 22nd meeting would be the terms and conditions for the foreclosure sale which they had been discussing and making changes to for some time now. She provided a brief overview of proposed Resolution No. 321 which was approved through the out-of-Committee process. She recognized Mr. Moore, Tammie DeLorenzo, *Assistant to the County Administrator*, Frank Morehouse, *Superintendent of Buildings*, Julie Butler, *Purchasing Agent*, and Chris Belden, *Assistant County Planner*, for working with her to update the County's Fleet Policy to add a "green Fleet policy" to that provision to ensure the County purchased the most fuel efficient, economically responsible vehicles going forward. Supervisor Braymer advised she had also attended the Railroad Negotiating Team meeting yesterday which she felt was civil, but additional information was required from United Railway before a decision could be made on how to move forward. She called their attention to the information distributed to the Board members prior to the meeting regarding the Warren County Safe & Quality Bicycling Organization which concerned their position on Rails to Trails for Warren County; a copy of the information is on file with the information distributed at the July 19th Board meeting. In conclusion she advised she was pleased to hear the trip to Washington D.C. went well, apprising she enjoyed working with her colleagues on the Board everyday to improve the County for current and future residents and tourists.

Continuing to the report by the County Administrator, Mr. Moore recognized the following people for their years of service to the County which he said he was greatly appreciative of:

- * William Benson for 40 years of service to Sheriff's Office;
- * Colleen Sullivan for 35 years of service to the Department of Social Services;
- * Henry Frasier for 30 years of service to the Department of Public Works; and
- * Amy Brown for 25 years of service to the Department of Social Services.

Mr. Moore read aloud a listing of the meetings he had attended since the June 19th Board Meeting; a copy of Mr. Moore's report is on file with the items distributed at the Board Meeting.

Privilege of the floor was extended to Mary Elizabeth Kissane, *County Attorney*, to provide a report from the County Attorney. Ms. Kissane advised she had nothing to report on.

Resuming the Agenda review, Chairman Conover called for the reading of communications, which Mrs. Allen read aloud, as follows:

Reports from:

1. Warren County Probation Department Reports of Criminal and Family Workloads for May 2019.

Letters/emails from:

1. Town of Queensbury Resolution No. 258 of 2019, setting public hearing on a proposed local law to establish a temporary moratorium on installation of ground-mounted solar energy systems. Public hearing to be held on Monday August 5th at

7:00 p.m. at the Queensbury Activities Center, 742 Bay Road Queensbury, NY.

Other:

1. Capital District Regional Off-Track Betting Corporation May 2019 payment in the amount of \$4,362;
2. Capital District Regional Off-Track Betting Corporation 2018 Benefit Distribution Payments #1 and #2, each in the amount of \$6,348.

Continuing to the reading of resolutions, Mrs. Allen announced proposed Resolution Nos. 299-324 were mailed; she apprised proposed Resolution No. 317 was amended after mailing and a motion was needed to approve the revision. The necessary motion was made by Supervisor Simpson, seconded by Supervisor Driscoll and carried unanimously. She noted proposed Resolution No. 325 was developed after mailing, and a motion was necessary to bring it to the floor. The necessary motion was made by Supervisor Magowan and seconded by Supervisor Geraghty and carried unanimously.

Chairman Conover called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

Travis Whitehead, *Town of Queensbury Resident*, apprised he would like to take this opportunity to discuss proposed Resolution No. 321, *Ratifying the Actions of the County Attorney in Commencing Litigation Against David Decker*, adding he was disappointed Ms. Kissane did not address this a few minutes ago when she was afforded the chance to. He commented he believed it was a waste of time and money for the County to pursue a lawsuit against David Decker because even if the County was successful with their lawsuit, which he doubted, he felt the County's chances of collecting \$50,000 from Mr. Decker were extremely low. He informed that he also felt there were several reasons why this lawsuit would be dismissed supporting the fact that it was a waste of time and money. He opined the County was attempting to go after the wrong individual, as the Town of Queensbury was responsible to pay the County the \$50,000 since they certified that the County would receive the funding. He explained the Town of Queensbury received the funding from the State and the Town Supervisor at that time certified through his signature that the County would be paid, but this never occurred. He said in 2015 the issues were brought to the attention of some individuals who did not share this information and he proceeded to read aloud an exert from the State audit as follows: In 2015 the Town of Queensbury neglected their fiduciary duties by allowing a subcontractor to manage and administer the contracts without sufficiently monitoring and reviewing the activities of that sub-contractor. Mr. Whitehead apprised the sub-contractor referred to in the audit was Mr. Decker, adding the Town of Queensbury wrote checks totaling over \$3 million directly to Mr. Decker, one of which was the \$50,000 due to the County. He advised on June 27, 2017 a letter was sent to Supervisor Strough from the Department of State that reminded him that the Town would take full responsibility for the acts and motion of its sub-contractors and pointed out where in the contract between the State and the Town where that was stated. He remarked first and foremost the County was suing the wrong party and second of all this was brought to the County's attention about six weeks ago with a note that it was necessary to move forward with action due to the time restraints associated with it. He pointed out as it turned out the County was time barred, apprising today was July 19, 2019 and on July 11, 2018 a series of emails culminated between the County and the Town of Queensbury where the Town fully disclosed that they had written a check to Mr. Decker who never provided the County with the money and he wished the County good lucky trying to collect it. He continued, at that time Mr. Swan had stated without the Board's approval that the County would pursue litigation against Mr. Decker or let the proceedings move forward because at this time Mr. Decker had been arrested. He informed the County was due an additional amount of money from the Town of Bolton, who requested an invoice and paid what was due and he questioned why no invoice had been sent to the Town of Queensbury. He said for quite a period of time it was perceived that the County had sent an invoice to the Town of Queensbury, but through extensive search of documents based on a FOIL (*Freedom of*

Information Law) request by himself about a month ago resulted he determined that this had never occurred. He remarked he was unsure why the County would not invoice the Town first before going through all of this trouble. He stated he would be following this lawsuit closely to see how it develops because he did not anticipate anyone would listen to what he had just said; he added he would be the first to apologize to Ms. Kissane if the County was successful with the lawsuit and received the \$50,000, but if they were not they would continue to hear about this for as long as the case was active in the court system.

Supervisor Dickinson requested a roll call vote on proposed Resolution No. 321, *Ratifying the Actions of the County Attorney in Commencing Litigation Against David Decker*.

Supervisor Diamond requested a roll call vote on proposed Resolution No. 304, *Authorizing Six (6) Month Lease Agreement with D & G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) in the Town of Queensbury*.

With regard to proposed Resolution No. 318, *Authorizing Elan Planning/Landscape Architecture/Engineering D.P.C. to Submit a Consolidated Funding Grant Application for Conceptual Design of an Observation Tower in the Charles R. Wood Park*, Supervisor Merlino apprised that Robert Blais, *Mayor, Village of Lake George*, was unable to attend the meeting, but had provided him with the information he had distributed to the Board members prior to the meeting regarding a fire tower that could be purchased for significantly less than the anticipated cost of \$300,000; a copy of the information regarding the fire tower is on file with the items distributed at the July 19th Board meeting. He stated Mayor Blais needed the County to adopt the Resolution today because the grant applications were due on Monday and he added they would only be applying for \$120,000 which reduced the County and Village shares for the Project. He stated by purchasing an existing fire tower they would be saving money for engineering, etc. which caused the cost to increase to around \$300,000.

Supervisor Geraghty stated he would like to address Mr. Whitehead's comments regarding proposed Resolution No. 304, *Authorizing Six (6) Month Lease Agreement with D & G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) In the Town of Queensbury*. He informed the majority of the resolutions were brought forth by their oversight Committee and not by certain individuals. He advised to take issue with the County Attorney was disingenuous, as the Supervisors who were members of the Support Services Committee were the ones who wanted the resolution brought before the full Board.

Supervisor Strough advised he would like to correct some misinformation provided by Mr. Whitehead, but first he had to provide a brief history. He stated in or around 2001 the Lake George Conference which has since been renamed the Lake George Coalition, was an organization established by the Department of State with the agenda set by the them and the sub-contractors appointed by them. He continued, the Town of Queensbury, the Village of Lake George and the Town of Bolton were courageous enough to sponsor some major grants with the understanding that the Department of State along with Mr. Decker would administer those grants for the benefit of Lake George. He continued, when Dan Stec, *former Supervisor for the Town of Queensbury*, signed the bills in 2008, he had received approval from the Department of State and the State Comptrollers Office to do so, adding this was what he was asked to and required to do and he pointed out the Town of Queensbury had paid all of the bills they were required to pay. He remarked Mr. Whitehead's remark that no one was aware was false, as there were public meetings held on the matter during which there were public discussions and the Queensbury Town Board was fully involved with the process. He remarked that this was nasty politics, pointing out the Town had done all that was required of them. He reiterated the Town of Queensbury was one of the three communities who were courageous enough to administer these funds which Lake George benefitted greatly from. He stated some individuals for political reasons were attempting to make an issue that did not have any background or format. He apprised he took exception to Mr. Whitehead's accusations, as the County could move forward with the lawsuit against Mr. Decker and the trial would determine who was guilty. He said the document Mr. Whitehead was quoting was nine years prior to 2008, adding a lot could occur in nice years and at the time the Department of State made

those statements they were protecting their position and forgetting what had previously occurred.

With regard to the notion that the County was currently time barred, Mr. Moore indicated this was not the case and he referred to the wording in the proposed Resolution which ratified the action of the County Attorney with regard to the filing of this lawsuit. He said he would have preferred for the Board members to have approved the filing before it was carried out; however, he noted, the action was tabled at the June 19th Board meeting. Therefore, he said, in a situation such as that he would take the steps required in order to protect the County. He apprised if the Board members disagreed with that decision they could vote against the proposed resolution and it would be pulled. He remarked to him it related to a fundamental fact that the County had one option to obtain the \$50,000 in Civil Court, as the County had no cause of action in court against the Town of Queensbury. He mentioned they had looked at every angle of this and there was a cause of action against Mr. Decker and it was his responsibility to protect and they had taken the steps necessary to protect the County. In regards to the comments that it was the County Attorney or County Treasurer's call to move forward with the lawsuit, Mr. Moore apprised it was not their decision, but rather his and if they disagreed with this they could vote in opposition of the proposed resolution and if things went wrong it was on him.

Supervisor Beaty apprised he did not believe this was that complicated, as the County was short \$50,000 and the memo from the Department of State dated June 27, 2017 to the Town of Queensbury stated the Town of Queensbury as the grantee in receipt of New York State funding remains responsible for the integrity of the expenditure of public grant funds including those expended by its sub-contractor throughout the entirety of the Epi contract timeframe. He advised he was no expert, but if the Department of State held the Town responsible for paying for its sub-contractors which they clearly just indicated than his question would be is Queensbury not responsible than. He said his desire was for everyone to be fair, pointing out he was a Supervisor from the Town of Queensbury and if anyone should be quiet on this matter it should be him; however, he noted, he could not let an unfairness occur. He continued, if the Department of State was stating the Town was required to pay the \$50,000 than that must be the case. He advised this had nothing to do with politics, but rather taking the appropriate action and he despised when others brought up politics, as this was not the case here.

Supervisor Wild remarked he respectfully disagreed with Supervisor Beaty, pointing out he, as well represented the Town of Queensbury, but was present to carry out the County's business. He said he looked at this from a different perspective and he noted he did not consider "the buck to be stopping at Mr. Moore's desk". He apprised he concurred with Supervisor Geraghty that the Support Services Committee, who he was a member of, was responsible for making the decision to move proposed Resolution No. 304, *Authorizing Six (6) Month Lease Agreement with D & G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) In the Town of Queensbury*, forward. He said it was necessary for them to follow the money trail which ultimately ended with Mr. Decker, as the Town of Queensbury had fulfilled its obligation to provide the money to Mr. Decker who had never paid the County. He informed he had also listened to the County Attorney who indicated there was no action against the Town of Queensbury. He said since he was not a lawyer he trusted the advice of the County Attorney which was to pursue a lawsuit against Mr. Decker and he supported that at Committee meaning the responsibility fell upon his desk, as well. He concluded by stating the Board members had to make difficult decisions all the time, but that was not the case in this instance.

Supervisor Braymer stated she concurred that it was the decision of the Board members and not the County staff, apprising they were making the decision today with the information they had available to them for a couple of months now. She said while she understood the point that the Town of Queensbury was responsible for distributing the money, former Town Supervisor Stec had written the check out to Mr. Decker. She continued, in her mind she did

see a cause of action against the Town of Queensbury, who had already paid the \$50,000. She remarked she was fully supportive of the lawsuit which had already been filed to allow the County to preserve its claim and do what they could in the civil action if they were unable to obtain restitution through the criminal action.

Supervisor Diamond indicated he concurred with Supervisors Braymer and Wild because he believed the responsibility was with Mr. Decker and he would like to state for the record that he would not support any lawsuits where the County challenged the Town of Queensbury to make that whole. He asked Supervisor Beaty what type of action he was suggesting that the County take and Supervisor Beaty replied that an invoice should be sent to the Town of Queensbury. Supervisor Beaty pointed out when the County sent the Town of Bolton and invoice they had paid the debt. He said by sending an invoice Supervisor Strough and the Queensbury Town Board could determine whether to pay it.

Supervisor Magowan advised because he was also a Supervisor for the Town of Queensbury he had expended a significant amount of time pondering this; however, he noted, they would have to wait and see how it played out in court. He stated although Supervisor Beaty had made a strong point, he tended to concur that the Town of Queensbury did nothing wrong since they had paid the individual they received and invoice from for this money. He added he concurred with Supervisor Braymer that the responsibility fell upon the Committee members for bringing the matter forward.

In regard to proposed Resolution No. 323, *Authorizing the Appropriation of Funds from Deferred Revenue - Gaslight Village Parking Fees to the Charles R. Wood Park Property Budget; Authorizing Reimbursement to the Village of Lake George for Various Expenses at the Charles R. Wood Park; and Amending 2019 Warren County Budget*, Supervisor Braymer informed she would be voting in opposition because she did not feel they should be rushing through a grant application when the Planning & Community Development staff were available to put together the application for the next CFA funding round which would use the County money, as there would be no cost associated with the application nor would there be any travel and printing expenses associated with it.

Supervisor Leggett remarked he was pleased they were taking a proactive approach today with regard to the Fleet Policy which included a green initiative.

Supervisor Wild informed he had requested a copy of the lease agreement that was being proposed in Resolution No. 304, *Authorizing Six (6) Month Lease Agreement with D & G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) in the Town of Queensbury*, the other day and the response given was that it was not drafted as of yet. He said he would be unable to support the proposed resolution without understanding what the terms would be in this agreement that he deemed as important, such as the issues he had brought to their attention regarding how the facility was being cared for and treated. He said he would like to ensure the lease included strong language in terms of how the County was going to protect its asset and the environment around it. He added he felt it was imprudent of them to make the decision to move forward with this lease until the Board members had some clearer recognition of this. He stated as an example a few months ago an employee of that facility was blowing plastic out of a second story window on to the ground and he reminded them it was the County's responsibility as its property to maintain it. He said he did not believe the County's perspective when they leased their facility to them was to allow this contractor to pollute the environment around the area it was located in. He remarked he would be voting in opposition of the proposed resolution and he hoped other Supervisors would consider what he just stated going forward.

Supervisor Magowan stated he understood where Supervisor Wild was coming from, but he felt the County Attorney would ensure that these requests were addressed in the terms of the lease and he asked whether he was correct to assume so. Chairman Conover apprised he felt the concern related to whether other State and Federal laws could be violated that involved public safety, OSHA (*Occupational Safety and Health Administration*), EPA (*Environmental Protection Agency*), etc. and Supervisor Magowan was inquiring whether the lease could be

drafted in a form that ensured it was in compliance with those. Ms. Kissane stated she would address all of these concerns in the lease, apprising she did not draft the lease prior to the meeting in case the Board voted it down again. She mentioned she and the Superintendent of Public Works were meeting immediately following the meeting to work on drafting the lease to ensure all of those protections were included in the lease. She added she would bring it to Committee next week prior to it being distributed to the contractor.

Supervisor Beaty apprised proposed Resolution No. 304, *Authorizing Six (6) Month Lease Agreement with D & G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) in the Town of Queensbury*, was providing them with the authority to move ahead with the lease which would not be intact until it was signed by both parties meaning the Supervisors could vote in opposition of the lease once it was in draft form. He said this was not an executable lease, but rather the authority to move forward with drafting the lease and the details, as Ms. Kissane had indicated would be worked out and brought before the Committee. He remarked that he viewed this as the normal process which he felt was very sound.

Supervisor Strough acknowledged Supervisor Wild for his outspoken vigilance on this matter to protect human health and the environment.

Supervisor Diamond advised he would also like to see a hard copy of the tentative lease agreement with D & G Recycling, LLC before he could vote in favor of any such terms; however, he noted, it had been brought to their attention at the Committee meeting that there were some concerns with this contractor relating to health and hazardous conditions in that building, such the OSHA violations. He reminded them their NYMIR (*New York Municipal Insurance Reciprocal*) representative had noted the fire hazards that continued to be unaddressed when he inspected the property in November during which it was determined that the facility was not a safe place to store the Office of Emergency Services equipment resulting in them being removed from the building. He said he was concerned that if it was not safe to store equipment than how could it be safe for the tenants employees to be in there as was indicated in the OSHA report. He suggested moving forward with a lease that included a plan to address the housekeeping issues; however, he noted, due to all of these issues never being addressed by the tenant he would be voting in opposition of proposed Resolution No. 304, *Authorizing Six (6) Month Lease Agreement with D & G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) in the Town of Queensbury*,

Supervisor Braymer informed she was supportive of the lease, but she was requesting that they hold off on voting on proposed Resolution No. 304, *Authorizing Six (6) Month Lease Agreement with D & G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) in the Town of Queensbury*, until a hard copy of the lease was reviewed at the Committee meeting next week.

Mr. Moore stated Charles Wallace, *Director, Administrator, Fire Prevention & Building Code Enforcement*, had indicated to him this morning that the OSHA violations had been cleared and there was currently nothing pending with them. He said following an inspection of the facility by County staff yesterday they had indicated the dust issue was not of concern and they were researching whether the fire alarm was a requirement when the building was initially erected, but regardless of whether this was the case it should have been in there already and it was the County's responsibility as the owner of the facility to remedy that. He added that Mr. Wallace and Frank Morehouse, *Superintendent of Buildings*, were working on a solution.

A motion was made by Supervisor Braymer, seconded by Supervisor Diamond to table proposed Resolution No. 304, *Authorizing Six (6) Month Lease Agreement with D & G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) in the Town of Queensbury*; however, the motion failed due a lack of majority vote required, with 320 votes in favor (*Supervisors Hogan, Strough, Wild, Hyde, Diamond and Braymer*), and 680 opposed (*Supervisors Loeb, Driscoll, Frasier, Simpson, Dickinson, Merlino, Beaty, Magowan, Sokol, Thomas, Geraghty, Leggett, McDevitt and Conover*).

Supervisor Leggett apprised he might not have tabled the lease agreement with D & G Recycling, LLC at the June 19th Board meeting had some of the details involving the Office of

Emergency Services equipment been worked out prior to the meeting. He stated it was customary for all resolutions to indicate on the last line "in a form approved by the County Attorney" thereby providing the County Attorney with the final say or authority on legal documents. He advised with the input from the Board today he believed the County Attorney and County Administrator would ensure these items were addressed and could be brought to Committee for further review. He said he felt bad for delaying this action for a month, apprising he was fully supportive of moving forward with proposed Resolution No. 304, 304, *Authorizing Six (6) Month Lease Agreement with D & G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) in the Town of Queensbury.*

Supervisor Wild stated he was making a request to the County Attorney with regard to what he believed was a lack of diligence in terms of managing the County's contracts. He said there was one portion of the lease agreement which referred to a scale which weighed the trucks that per the original agreement the owner of D & G Recycling, LLC was required to maintain; however, he noted, it was in a state of total disrepair. He mentioned he would like to ensure this clause remained in the contract and he questioned how the scale got into its current condition since the tenant had agreed to maintain it as per the terms in the contract.

Ms. Kissane apprised that she and the Superintendent of Public Works had considered this, as well because when the original lease was signed that scale did not work and was turned over to D & G Recycling, LLC in that condition. She said she and the Superintendent of Public Works had discussed having him inspect the property and putting together a check list of the condition its in to ensure they were aware going forward what required repairs and what was handed over broken.

Supervisor Wild questioned why anyone would sign a contract that required them to maintain a scale that was not in working condition to begin with. He said they had to assume the scale was in working condition if the tenant signed the contract with this condition included. Chairman Conover advised they could assume that, but the individual was not present to respond to the question raised by Supervisor Wild.

Supervisor Thomas informed in prior years Perkins Recycling had moved out of that building because the County refused to repair the scale.

Supervisor Beaty advised he had complete confidence in the work Mr. Moore, Ms. Kissane and the Superintendent of Public Works were doing on this matter. He said it appeared to him they were fully involved in the process and he was confident that the Board would come to the appropriate conclusion on the lease and how it was worded.

Supervisor Braymer remarked now that she was aware that Supervisor Wild had been afforded the opportunity to review the prior lease and his concerns with it would be addressed she was comfortable moving forward with proposed Resolution No. 304, 304, *Authorizing Six (6) Month Lease Agreement with D & G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) in the Town of Queensbury, today.*

Supervisor Braymer requested a roll call vote on proposed Resolution No. 318, *Authorizing Elan Planning/Landscape Architecture/Engineering D.P.C. to Submit a Consolidated Funding Grant Application for Conceptual Design of an Observation Tower in the Charles R. Wood Park.*

There being no further discussion, Chairman Conover called for a vote on resolutions, following which Resolution Nos. 299-325 were approved, as presented with the exception of proposed Resolution No. 304 which was amended from the floor and proposed Resolution No. 314 which was withdrawn.

Chairman Conover called for public comments from anyone wishing to address the Board on any matter.

Mr. Whitehead apprised that the Board of Supervisors held their monthly Board meetings every third Friday because under the law each Supervisor carried a particular weighted vote and any actions that were taken at or in between Committee meetings did not have Board's approval; however, he noted, they had just been made aware that a lawsuit was filed against Mr. Decker without obtaining their approval. He continued, then Resolution No. 321, *Ratifying*

the Actions of the County Attorney in Commencing Litigation Against David Decker, was brought before the Board today, apprising it caught him by surprise as should the Board be since action was taken without receiving prior approval and he expressed how troubled he was by this. He mentioned the reason there was no cause of action against the Town of Queensbury related to the fact that the County had never sent them a bill. He said a bill should be sent to them following which they could determine what developed from there. He informed he believed this was yet another cause of action for dismissal of this lawsuit that would be brought forward by Mr. Decker's legal counsel since it was filed without obtaining the Board's approval. With regard to the comments made by Supervisor Strough, Mr. Whitehead informed he would address them in writing with the documentation to prove the points, as he was not a fan of verbal sparring when the facts were available as proof. He said the Board members should look forward to receiving that communication from him later this week.

In response to Mr. Whitehead's remarks, Mr. Moore informed the County Attorney had the proper approval in place, as she had been delegated by the Board the authority to enter into litigation, such as this; however, he noted, this particular lawsuit was brought before the Board for additional back-up on it. He said legally Ms. Kissane had the authority to file the lawsuit on her own, as there was no requirement for her to bring matters such as this one to the Board for approval.

Supervisor Loeb advised the Support Services Committee, which consisted of nine of the twenty Board members, had been well informed regarding this issue. He said the Committee was provided with a background regarding the issue and what was planned concerning the schedule of filing the lawsuit meaning this did not come as a surprise to members of the Support Services Committee and those who had attended the Committee meeting.

**WARREN COUNTY BOARD OF SUPERVISORS
PROCLAMATION**

WHEREAS, 2019 marks the 50 year anniversary of the incorporation of the Retired Public Employees Association (RPEA); and

WHEREAS, RPEA is the only organization whose sole purpose is to protect and promote the benefits of retired public employees; and

WHEREAS, RPEA has a record of advocacy success throughout its years, including: enacting a permanent Cost of Living Adjustment (COLA); protecting health insurance benefits available to retirees; protecting the assets of the Retirement Fund from being diverted for budget balancing or other purposes; and most recently, defeating the 2017 ballot proposal to convene a constitutional convention; and

WHEREAS, there are 470,000 state and local retirees and beneficiaries in the New York State Retirement System; and

WHEREAS, nearly 80% of those retirees still reside in New York State, including 3,001 in Warren County; and

WHEREAS, those retirees are responsible for \$12 billion in economic activity statewide, thereby creating 73,000 jobs; and

WHEREAS, public sector retirees help create the strong social fabric of communities, and also pay \$2 billion in real property taxes; now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors does hereby recognize the 50 years of service provided by the Retired Public Employees Association in support of retired public employees, and does congratulate the organization on the successful endeavors achieved on behalf of its members.

DATED: JULY 19, 2019

**(SIGNED) RONALD F. CONOVER, CHAIRMAN
WARREN COUNTY BOARD OF SUPERVISORS**

RESOLUTION NO. 299 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

MAKING SUPPLEMENTAL APPROPRIATIONS

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: COUNTY CLERK/DMV</u>				
A.1410 110	County Clerk, Salaries-Regular	A.1410 120	County Clerk, Salaries- Overtime	\$5,000.00
<u>DEPARTMENT: HEALTH SERVICES</u>				
A.4054 444	Ed/Physically Hand. Children, Travel/Education /Conference	A.4018.0040 860	Preventive Program, Health Education, Hospitalization	8,600.00
A.4054 444		A.4018.0040 865	Dental Insurance	170.00
<u>DEPARTMENT: PLANNING AND COMMUNITY DEVELOPMENT</u>				
A.8022 130	Planning GIS Program, Salaries-Part Time	A.8022 110	Planning GIS Program, Salaries-Regular	74,000.00
<u>DEPARTMENT: PUBLIC WORKS</u>				
D.5148 110	County Road, Services to Other Govts., Salaries-Regular	D.5148 120	County Road, Services to Other Govts., Salaries- Overtime	738.93
D.5148 110		D.5148 130	Salaries-Part Time	2,137.00
DM.5130 110	Road Machinery, Machinery, Salaries-Regular	DM.5130 120	Road Machinery, Machinery, Salaries Overtime	248.92

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: SOCIAL SERVICES</u>				
A.6010 110	Social Services, Salaries-Regular	A.6010 120	Social Security, Salaries- Overtime	\$50,000.00

Roll Call Vote:
 Ayes: 1000
 Noes: 0
 Absent: 0
 Adopted.

RESOLUTION NO. 300 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING WARREN COUNTY BUDGET FOR 2019 FOR VARIOUS
DEPARTMENTS WITHIN WARREN COUNTY

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
SHERIFF		
<u>ESTIMATED REVENUE</u>		
A.3120.1004 2260	School Resource Officers, Lake George School District, Public Safety-Other Govt.	\$15,000.00
<u>APPROPRIATIONS</u>		
A.3120.1004 130	School Resource Officers, Lake George School District, Salaries-Part Time	13,934.00
A.3120.1004 830	Social Security	864.00
A.3120.1004 831	Medicare Contribution	202.00

RESOLVED, that the supplemental appropriations or reductions in estimated revenues and appropriations set forth above are authorized and the County Treasurer be, and he hereby is, authorized and directed to amend the budget of Warren County for 2019 for the estimated revenues, appropriations and codes indicated, and be it further

RESOLVED, that the Warren County budget for 2019 is hereby amended accordingly.

Roll Call Vote:
 Ayes: 1000
 Noes: 0
 Absent: 0
 Adopted.

RESOLUTION NO. 301 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING AGREEMENT WITH EXPERIMENTAL AIRCRAFT ASSOCIATION, INC. CHAPTER #353; AUTHORIZING USE OF FLOYD BENNETT MEMORIAL AIRPORT, WARREN COUNTY, NEW YORK TO HOLD A B17 BOMBER EVENT

WHEREAS, Experimental Aircraft Association, Inc. ("EAA") Chapter #353, has requested permission to hold a B17 Bomber event at the Floyd Bennett Memorial Airport, Warren County, New York on September 17, 2019, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors hereby grants the EAA Chapter #353, to hold a B17 Bomber event at the Floyd Bennett Memorial Airport, Warren County, New York on September 17, 2019.

Adopted by unanimous vote.

RESOLUTION NO. 302 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING RENEWAL OF LEASE AGREEMENT WITH THE UNITED STATES OF AMERICA (FEDERAL AVIATION ADMINISTRATION) FOR LEASE OF LAND FOR OUTER MARKER SERVING RUNWAY 1 AT THE FLOYD BENNETT MEMORIAL AIRPORT

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to enter into a renewal lease agreement identified as 69435Z-19-L-00066 with the United States of America (Federal Aviation Administration), FAA Eastern Service Area, Real Estate Branch, AAQ-910, 1701 Columbia Avenue, College Park, Georgia 30337, for lease of land for Outer Marker Serving Runway 1 at the Floyd Bennett Memorial Airport, at no cost to the County, for a term commencing October 1, 2017 and terminating September 30, 2047, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 303 of 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING THE SUPERINTENDENT OF PUBLIC WORKS TO ESTABLISH ANNUALLY RECURRING PREMIUM PARKING PROCEDURES AND RATES FOR THE ADIRONDACK HOT AIR BALLOON FESTIVAL AT THE FLOYD BENNETT MEMORIAL AIRPORT

WHEREAS, in order to defray the costs of salary and overtime for Department of Public Works personnel who work during the Adirondack Hot Air Balloon Festival ("Festival"),

the County Facilities Committee has determined that a portion of this expense can be reduced by establishing a charge for premium parking passes in certain parking lots for the Festival, and

WHEREAS, the County Facilities Committee is recommending that the Superintendent of Public Works be allowed to establish rates of Twenty Dollars (\$20) per weekend for VIP parking passes for the Festival that will continue at the same rate annually unless modified by recommendation of the County Facilities Committee and Board of Supervisors resolution, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Superintendent of Public Works to establish rates of Twenty Dollars (\$20) per weekend for VIP parking passes for the Festival that will continue at the same rate annually unless modified by recommendation of the County Facilities Committee and Board of Supervisors resolution to defray some of the salary and overtime costs incurred by the Department of Public Works for personnel who work during the Festival, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby directs that all revenue collected for the preferred parking pass be transmitted to the Treasurer and be posted to Budget Code A.5610 2566 Airport (DPW), Parking Fees.

Adopted by unanimous vote.

RESOLUTION NO. 304 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING SIX (6) MONTH LEASE AGREEMENT WITH D & G RECYCLING, LLC FOR A PORTION OF COUNTY OWNED PROPERTY (f/k/a CIBA GEIGY PROPERTY) IN THE TOWN OF QUEENSBURY

WHEREAS, pursuant to Resolution No. 518 of 2012, the Warren County Board of Supervisors authorized a lease agreement with D&G Recycling, LLC, for lease of a portion of County owned property (formerly known as the Ciba Geigy property) in the Town of Queensbury for a rental sum of Four Thousand Dollars (\$4,000) per month, for a term commencing October 9, 2012 and terminating October 8, 2013, with the right to renew the lease agreement for four (4) additional consecutive one (1) year terms, for a final termination date of October 8, 2017, and

WHEREAS, pursuant to Resolution No. 342 of 2017, the Warren County Board of Supervisors authorized a month to month extension of said lease agreement, commencing October 9, 2017 while the terms of an annual renewal contract were negotiated, and

WHEREAS, the County Facilities Committee has recommended that the lease agreement be extended for six (6) months and that the lease include the use of two (2) bays, for a rental sum of Seven Thousand Dollars (\$7,000) per month, now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a six (6) month lease agreement with D&G Recycling, LLC as outlined above, for a rental sum of Seven Thousand Dollars (\$7,000) per month, for a term commencing upon execution by both parties and terminating six (6) months from date of execution, in a form approved by the County Attorney.

Roll Call Vote:

Ayes: 962

Noes: 38 Supervisor Diamond

Absent: 0

Adopted.

RESOLUTION NO. 305 OF 2019
Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough,
Simpson, Fraser, Wild, McDevitt, Sokol, Diamond and Braymer

AMENDING FLEET POLICY TO MAKE CERTAIN CLERICAL ADJUSTMENTS
AND TO ESTABLISH A GREEN FLEET POLICY

WHEREAS, the Warren County Board of Supervisors approved the Fleet Policy by Resolution No. 108 of 2014, which was amended by Resolution No. 182 of 2016 and Resolution No. 201 of 2017, and

WHEREAS, the Fleet Policy, attached hereto as "Schedule A" has been amended once again to make certain clerical adjustments and to establish a Green Fleet Policy, now, therefore, be it

RESOLVED, that the Fleet Policy as presented to the Warren County Board of Supervisors be, and hereby is, accepted and approved and does supercede any prior versions of the Fleet Policy.

SCHEDULE "A"
FLEET POLICY
2019

This policy excludes vehicles assigned to the Department of Public Works.

A. Criteria for assigning cars to each department

1. The current fleet is evaluated based on the age of vehicles. Any vehicle 10 years or older will be replaced unless the vehicle is in good condition and has low maintenance costs or if Vehicle Reserve funds are depleted.
2. Each year an analysis will be done by the County Administrator's Office to look at departmental usage of the fleet vehicles. If the analysis shows that a department frequently borrows fleet vehicles that are not assigned to their department, we will consider adding a vehicle to that department's inventory.
 - a. To determine whether to add a fleet vehicle to a department a formula (#of vehicles borrowed/number of workdays) to determine a percentage of departmental need. The number of days is calculated based on the amount of workdays in a 6 month period.

B. Expenditure of Funds for budgeted (reserve) fleet vehicles

1. From time to time, during any fiscal year, the County Administrator will submit a resolution request to the Finance Committee to transfer funds from the Vehicle Reserve Fund to the departmental budgets to allow the department to replace or buy a vehicle.
 - a. In the instance when a department can receive reimbursement for the purchase of a vehicle, advanced funds will be allocated to the departmental budget. Once reimbursement is received, the revenue will be transferred to the vehicle reserve. The department shall send a memo to the County Treasurer to transfer the funds to the Vehicle Reserve Fund.
2. Once the resolution is approved by the Board of Supervisors and funds are posted to the appropriate departmental budget, the department head or other designated employee can proceed to do a Purchase Order and order the vehicle in accordance with the Warren County Purchasing Policy.
3. The Department Head will send to the Fleet Manager a copy of the approved Purchase Order, vendor information, and any other pertinent information that may be needed to ensure proper communication between the Fleet Manager and the Department Head.

C. Receipt of the Vehicle (exception – Sheriff Vehicles, DPW Vehicles)

1. All vehicles shall be delivered to Fleet Manager at 1340 State Route 9, Lake George, NY 12845. Fleet Manager will inspect vehicle to ensure that it is the correct

vehicle and it meets all specifications outlined in the bid.

2. Before receipt of vehicle, the Fleet Manager will request from Vendor the Certificate of Origin and Bill of Sale and will submit Add/Delete/Transfer Auto Form which can be found on the Self-Insurance website: <http://warrencountyny.gov/insurance/pc.php>
 - a. The Fleet Manager will obtain appropriate registration and license documents.
 - b. The Fleet Manager will sign and complete required paperwork for the vehicle and forward to the respective Department for payment.
3. Once licensed and insured, the Fleet Manager will deliver all vehicles to the DPW Shop in Warrensburg where they will be inspected and decals adhered.
4. The DPW Shop employee will contact the Fleet Manager when the vehicle is ready for delivery to the Department.
5. The Fleet Manager will contact the department head and/or his/her designee to arrange for delivery of the vehicle and all required paperwork to the respective department.
6. All vehicles will be delivered with two sets of keys. A third set will remain with the Fleet Manager.
7. Department shall receive vehicle within one week after delivery from the dealer.

D. Sale or surrender of vehicles

1. If a vehicle is surrendered, the department shall transfer the vehicle to the County Fleet by surrendering the license and registration to DMV and completing the required forms below and sending a copy to the Fleet Manager and to the appropriate departments as indicated on the forms:
 - a. Property Transfer Form which can be found on the Department Head SharePoint site.
 - b. Add/Delete/Transfer Auto Form which can be found on the Self-Insurance website: <http://warrencountyny.gov/insurance/pc.php>
2. The Fleet Manager will assess the useful life of the vehicle and will make the final determination if the vehicle has value to the County or should be sold at auction. If the Fleet Manager determines that the vehicle is at the end of its useful life, the Fleet Manager will surrender the registration and license to DMV and complete the appropriate forms above to remove the insurance. If the Fleet Manager determines that the vehicle will be transferred to another Department, the Fleet Manager will process the appropriate forms listed above for licensing and insuring the vehicle under the new Department.
3. If a vehicle is sold and belonged to a department that received reimbursements from state, federal or other agency funds, the department must follow the agency's regulations for disposing of assets.
4. If a vehicle is sold for any other department all funds are to be deposited in the general fund and the County Treasurer is directed to deposit these funds into the Vehicle Reserve fund.

E. Insurance Recoveries

1. If a vehicle is in an accident and the damages are repairable, the departmental budget shall be amended by the County Treasurer to include any insurance recoveries for that vehicle. The County Treasurer will notify the Department when the budget has been amended.
2. If the vehicle is totaled, the Department Head shall transfer the vehicle to the Fleet Manager and the Fleet Manager will dispose of the vehicle.

F. Borrowing a vehicle from the County's Pool of Fleet Vehicles

1. If authorization to travel is needed in accordance with the Warren County Travel Policy, the Department Head shall complete Schedule "A" Authorization to Attend Meeting or Convention. Instructions for requesting a fleet vehicle appears at the bottom of the form; refer to Warren County Travel Policy and comply with instructions in that Policy.
2. If authorization to travel is not required in accordance with the Warren County Travel Policy, the Department Head shall complete the bottom part of Schedule "A"

Authorization to Attend Meeting to request a vehicle and submit same to the Fleet Manager. Please refer to the Warren County Travel Policy for a copy of Schedule "A". The request shall be sent by fax or email to the Fleet Manager. The request must include dates of travel, destination, purpose and the employee(s) who will be traveling.

3. Vehicles will be assigned on a first come, first serve basis.

G. Green Fleet Policy

1. Warren County will consider the purchase of fuel efficient, electric, hybrid-electric, hybrid and other sustainable green vehicles across the fleet whenever practicable.
2. Warren County will:
 - a. Purchase, lease, or otherwise obtain the most fuel and energy efficient vehicles possible that are cost effective in meeting the operation needs of the County.
 - b. Purchase vehicles that are appropriately sized for the purposes to which they are intended.
3. The County's Fleet Manager will record appropriate metrics relating to the foregoing in the County vehicle inventory, which may include such metrics as:
 - a. Rated vehicle weight and classification (light duty, medium duty, heavy duty);
 - b. Miles per gallon (or gallon equivalent) per vehicle;
 - c. Type of fuel (or power source, e.g., electricity) used;
 - d. Annual miles driven per vehicle; and
 - e. Vehicle function (i.e., tasks most commonly associated with the vehicle's use).

Adopted by unanimous vote.

RESOLUTION NO. 306 of 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH ROZELL INDUSTRIES FOR CONCRETE REPAIRS AT THE SHERIFF'S OFFICE COMPLEX

RESOLVED, that Warren County enter into an agreement with Rozell Industries, 129 Park Road, Queensbury, New York 12804, to provide concrete repairs at the Sheriff's Office complex, in an amount not to exceed Twenty-Two Thousand Eight Hundred Eighty Dollars (\$22,880) for a term commencing upon execution by both parties and terminating upon completion of services, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.3150 413 Sheriff's Correction Division, Repair & Maint-Bldg/Property and Budget Code A.3110 413 Sheriff Law Enforcement, Repair & Maint-Bldg/Property.

Adopted by unanimous vote.

RESOLUTION NO. 307 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AN AGREEMENT WITH THE BOLTON CENTRAL SCHOOL DISTRICT FOR THE WARREN COUNTY SHERIFF'S OFFICE TO PROVIDE LAW ENFORCEMENT SERVICES AT THE BOLTON CENTRAL SCHOOL

WHEREAS, the Bolton Central School District ("School") has requested that the Warren County Sheriff provide law enforcement services by assigning a school resource officer/school security officer at the Bolton Central School, and

WHEREAS, the Sheriff has agreed to provide these services during normal school hours throughout the school calendar year and for such other events as may be requested by the school district, and

WHEREAS, the school has agreed to pay the County an amount not to exceed Thirty-Three Thousand Five Hundred Dollars (\$33,500) per school year for such School Resource Officer/School Security Officer to be assigned to the Bolton Central School, for a term commencing upon execution of the agreement by both parties and continuing under the same terms and conditions, unless terminated by either party, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board and the Warren County Sheriff to enter into an agreement with the Bolton Central School District, 26 Horicon Avenue, Bolton Landing, New York 12814 to provide law enforcement services by assigning a school resource officer/school security officer at the Bolton Central School, 26 Horicon Avenue, Bolton Landing, New York 12814 during normal school hours throughout the school calendar year and for such other events as may be requested by the school district for an amount not to exceed Thirty-Three Thousand Five Hundred Dollars (\$33,500) per school year with the School providing liability insurance and indemnification of Warren County, commencing upon execution by both parties and continuing until terminated by either party, provided there are no changes in the terms and conditions and in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 308 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AN AGREEMENT WITH THE HADLEY-LUZERNE SCHOOL DISTRICT FOR THE WARREN COUNTY SHERIFF'S OFFICE TO PROVIDE LAW ENFORCEMENT SERVICES WITHIN THE HADLEY-LUZERNE SCHOOL DISTRICT

WHEREAS, the Hadley-Luzerne School District ("School") has requested that the Warren County Sheriff provide law enforcement services by assigning one school resource officer/school security officer at the Stuart M. Townsend Elementary School and another at the Hadley-Luzerne Junior/Senior High School, and

WHEREAS, the Sheriff has agreed to provide these services during normal school hours throughout the school calendar year and for such other events as may be requested by the school district, and

WHEREAS, the school has agreed to pay the County an amount not to exceed Sixty-Seven Thousand Dollars (\$67,000) per school year for such School Resource Officers/School Security Officers to be assigned to each of the two schools in the Hadley-Luzerne School District, for a term commencing upon execution of the agreement by both parties and continuing under the same terms and conditions, unless terminated by either party, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board and the Warren County Sheriff to enter into an agreement with the

Hadley-Luzerne School District, 273 Lake Avenue, Lake Luzerne, New York 12846 to provide law enforcement services by assigning one school resource officer/school security officer at the Stuart M. Townsend Elementary School, 27 Hyland Drive, Lake Luzerne, New York 12846 and another at the Hadley-Luzerne Junior/Senior High School, 273 Lake Avenue, Lake Luzerne, New York 12846 during normal school hours throughout the school calendar year and for such other events as may be requested by the school district for an amount not to exceed Sixty-Seven Thousand Dollars (\$67,000) per school year with the School providing liability insurance and indemnification of Warren County, commencing upon execution by both parties and continuing until terminated by either party, provided there are no changes in the terms and conditions and in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 309 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AN AGREEMENT WITH THE LAKE GEORGE CENTRAL SCHOOL DISTRICT FOR THE WARREN COUNTY SHERIFF'S OFFICE TO PROVIDE LAW ENFORCEMENT SERVICES WITHIN THE LAKE GEORGE CENTRAL SCHOOL DISTRICT

WHEREAS, the Lake George Central School District ("School") has requested that the Warren County Sheriff provide law enforcement services by assigning one school resource officer/school security officer at the Lake George Elementary School and another at the Lake George Jr.-Sr. High School, and

WHEREAS, the Sheriff has agreed to provide these services during normal school hours throughout the school calendar year and for such other events as may be requested by the school district, and

WHEREAS, the school has agreed to pay the County an amount not to exceed Sixty-Seven Thousand Dollars (\$67,000) per school year for such School Resource Officers/School Security Officers to be assigned to each of the two schools in the Lake George Central School District, for a term commencing upon execution of the agreement by both parties and continuing under the same terms and conditions, unless terminated by either party, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board and the Warren County Sheriff to enter into an agreement with the Lake George Central School District, 381 Canada Street, Lake George, New York 12845 to provide law enforcement services by assigning one school resource officer/school security officer at the Lake George Elementary School, 69 Sun Valley Drive, Lake George, New York 12845 and another at the Lake George Central Jr.-Sr. High School, 381 Canada Street, Lake George, New York 12845 during normal school hours throughout the school calendar year and for such other events as may be requested by the school district for an amount not to exceed Sixty-Seven Thousand Dollars (\$67,000) per school year with the School providing liability insurance and indemnification of Warren County, commencing upon execution by both parties and continuing until terminated by either party, provided there are no changes in the terms and conditions and in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 310 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AN AGREEMENT WITH THE NORTH WARREN CENTRAL SCHOOL DISTRICT FOR THE WARREN COUNTY SHERIFF'S OFFICE TO PROVIDE LAW ENFORCEMENT SERVICES AT THE NORTH WARREN CENTRAL SCHOOL

WHEREAS, the North Warren Central School District ("School") has requested that the Warren County Sheriff provide law enforcement services by assigning a school resource officer/school security officer at the North Warren Central School, and

WHEREAS, the Sheriff has agreed to provide these services during normal school hours throughout the school calendar year and for such other events as may be requested by the school district, and

WHEREAS, the school has agreed to pay the County an amount not to exceed Thirty-Five Thousand Two Hundred Fifty-Two Dollars (\$35,252) per school year for such School Resource Officer/School Security Officer to be assigned to the North Warren Central School, for a term commencing upon execution of the agreement by both parties and continuing under the same terms and conditions, unless terminated by either party, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board and the Warren County Sheriff to enter into an agreement with the North Warren Central School District, 6110 State Route 8, Chestertown, New York 12817 to provide law enforcement services by assigning a school resource officer/school security officer at the North Warren Central School, 6110 State Route 8, Chestertown, New York 12817 during normal school hours throughout the school calendar year and for such other events as may be requested by the school district for an amount not to exceed Thirty-Five Thousand Two Hundred Fifty-Two Dollars (\$35,252) per school year with the School providing liability insurance and indemnification of Warren County, commencing upon execution by both parties and continuing until terminated by either party, provided there are no changes in the terms and conditions and in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 311 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AN AGREEMENT WITH THE QUEENSBURY UNION FREE SCHOOL DISTRICT FOR THE WARREN COUNTY SHERIFF'S OFFICE TO PROVIDE LAW ENFORCEMENT SERVICES WITHIN THE QUEENSBURY SCHOOL DISTRICT

WHEREAS, the Queensbury Union Free School District ("School") has requested that the Warren County Sheriff provide law enforcement services by assigning two school resource officers/school security officers to the four schools located within the Queensbury School District, and

WHEREAS, the Sheriff has agreed to provide these services during normal school hours throughout the school calendar year and for such other events as may be requested by the school district, and

WHEREAS, the school has agreed to pay the County an amount not to exceed Sixty-Seven Thousand Dollars (\$67,000) per school year for two School Resource Officer/School Security Officer to be assigned to the four schools located within the Queensbury Union Free School District, for a term commencing upon execution of the agreement by both parties and continuing under the same terms and conditions, unless terminated by either party, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board and the Warren County Sheriff to enter into an agreement with the

Queensbury Union Free School District, 429 Aviation Road, Queensbury, New York 12804 to provide law enforcement services by assigning two school resource officers/school security officers to the four schools located in the Queensbury School District during normal school hours throughout the school calendar year and for such other events as may be requested by the school district for an amount not to exceed Sixty-Seven Thousand Dollars (\$67,000) per school year with the School providing liability insurance and indemnification of Warren County, commencing upon execution by both parties and continuing until terminated by either party, provided there are no changes in the terms and conditions and in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 312 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

CANCELLING OR CORRECTING OF ASSESSMENTS AND REFUNDS OR CHARGEBACKS OF TAXES

WHEREAS, a listing of cancellations or corrections of assessments and refunds or chargebacks of taxes have been reviewed and approved by the Department of Real Property Tax Services and the Supervisors of the towns wherein the property is located, and

WHEREAS, Article 5, Title 3 of the Real Property Tax Law empowers the Board of Supervisors to cancel or correct assessments and direct refunds or chargebacks of taxes when the same is found to be appropriate, now, therefore, be it

RESOLVED, that the following cancellation or correction of assessments and refunds or chargebacks of taxes set forth on Schedule "A" annexed hereto, are hereby approved, and be it further

RESOLVED, that the County Treasurer and the Director of the Department of Real Property Tax Services be, and they hereby are, authorized and directed to perform all acts necessary to effectuate the corrections set forth herein.

**SCHEDULE "A"
REFUND OF TAXES**

Town	Year	Assessed To & Tax Map No.	Location	Breakdown	Reason
Horicon	2017	Alrone, LLC 39.-1-14 COURT ORDER	Palisades Road	County 546.98 Town 122.92 Fire 46.62 School NWCSD 906.36 School Relevy 3% 27.19 School Penalty 7% <u>65.35</u> 1,715.42	Assessment Change
Horicon	2018	Alrone, LLC 39.-1-14 COURT ORDER	Palisades Road	County 557.76 Town 125.72 Fire <u>46.62</u> 730.10	Assessment Change
Town	Year	Assessed To & Tax Map No.	Location	Breakdown	Reason

Horicon	2019	Alrone, LLC 39.-1-14 COURT ORDER	Palisades Road	County Town Fire	558.18 128.10 46.62 732.90	Assessment Change
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Adopted by unanimous vote.

RESOLUTION NO. 313 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH WASHINGTON-SARATOGA-WARREN-HAMILTON-ESSEX BOARD OF COOPERATIVE EDUCATIONAL SERVICES (BOCES) FOR YOUTH EDUCATIONAL PROGRAM SERVICES FOR THE WORKFORCE INVESTMENT ACT YOUTH EMPLOYMENT PROGRAM AND TO PREPARE YOUTH FOR THE TEST ASSESSING SECONDARY COMPLETION (TASC) HIGH SCHOOL EQUIVALENCY ASSESSMENT

RESOLVED, that Warren County enter into an agreement with the Washington-Saratoga-Warren-Hamilton-Essex Board of Cooperative Educational Services (BOCES), 1153 Burgoyne Avenue, Suite 2, Fort Edward, New York 12828, to provide youth employment program services for the Workforce Investment Act Youth Employment Program and prepare youth for the Test Assessing Secondary Completion (TASC) High School Equivalency Assessment, in an amount not to exceed Fifteen Thousand Twenty-Two Dollars (\$15,022) for a term commencing September 17, 2019 and terminating June 25, 2020, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code 41.6293.0310 470 Workforce Investment & Opport. Act, WIA/WIOA, Youth, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 314 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AWARDING BID AND AUTHORIZING AGREEMENT WITH LOWEST RESPONSIBLE BIDDER TO PROVIDE TRANSPORTATION FOR PRESCHOOL CHILDREN WITH DISABILITIES AND EARLY INTERVENTION PROGRAM IN WARREN COUNTY, NY (WC 48-19)

RESOLUTION WITHDRAWN

WHEREAS, the Purchasing Agent has advertised for sealed bids for Transportation for Preschool Children with Disabilities and Early Intervention Program in Warren County, NY (WC 48-19), and

WHEREAS, the bids were opened on July 9, 2019, which was after the Committee meeting and the recommendation of the lowest responsible bidder will be approved by the Director of Public Health/Patient Services prior to the Board of Supervisors meeting on July 19, 2019, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify the approved lowest responsible bidder of the acceptance of its bid, after recommendations and approval have been received from the Director of Public Health/Patient Services, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with the lowest responsible bidder to provide Transportation for Preschool Children with Disabilities and Early Intervention Program in Warren County, NY, pursuant to the terms and provisions of the specifications (WC 48-19) and proposal, for a term commencing September 1, 2019 and terminating August 31, 2020, with the option for one (2) two (1) year renewals pursuant to the terms contained in the bid documents, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Codes A.4054 444 Ed/Physically Hand. Children, Travel/Education/Conference and A.4054.0060 444 Ed/Physically Hand. Children, Ed. Phys. Hndcppd/Early Intervnt., Travel/Education/Conference.

RESOLUTION NO. 315 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING CONTINUATION AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH AND HEALTH RESEARCH INSTITUTE FOR PUBLIC HEALTH EMERGENCY PREPAREDNESS PLAN FUNDING

WHEREAS, the Director of Public Health/Patient Services has requested to continue its contractual relationship with New York State Department of Health (NYSDOH) and Health Research Institute, the agency that administers the grant on behalf of NYSDOH, relating to Public Health Emergency Preparedness Plan funding, in an amount not to exceed Forty-Nine Thousand Six Hundred Twenty-Five Dollars (\$49,625) for a term commencing July 1, 2019 and terminating June 30, 2020, now, therefore, be it

RESOLVED, that Warren County continue its contractual relationship with New York State Department of Health, 150 Broadway, Suite 516, Menands, New York 12204, as well as with the administrative agency, Health Research Institute, One University Place, Rensselaer, New York 12144, for Public Health Emergency Preparedness Plan Funding in an amount not to exceed Forty-Nine Thousand Six Hundred Twenty-Five Dollars (\$49,625) for a term commencing July 1, 2019 and terminating June 30, 2020, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute agreements relating to Public Health Emergency Preparedness Plan funding with the New York State Department of Health and Health Research Institute, either individually or jointly, in an amount not to exceed Forty-Nine Thousand Six Hundred Twenty-Five Dollars (\$49,625) for a term commencing July 1, 2019 and terminating June 30, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that if any further federal or state funding becomes available during the term of this contract, no further resolution will be necessary to accept these funds and the Chairman of the Board of Supervisors is authorized to execute any documents necessary to receive the funds.

Adopted by unanimous vote.

RESOLUTION NO. 316 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING AGREEMENT WITH HONEYWELL/RESIDEO LIFE CARE SOLUTIONS TO PURCHASE FIVE (5) GENESIS PERSONAL TOUCH TABLET A KITS WITH SCALE, SP02 (PULSE OXIMETER) AND BLOOD PRESSURE CUFF, TO CHANGE THE NAME OF THE COMPANY AND TO INCREASE THE NOT TO EXCEED AMOUNT

WHEREAS, pursuant to Resolution 123 of 2019, the Warren County Board of Supervisors authorized the Chairman of the Board to execute an agreement with Honeywell/Resideo Life Care Solutions to purchase five (5) Genesis Personal Touch Tablet A Kits with Scale, SP02 (pulse oximeter) and Blood Pressure Cuff for Public Health, in an amount not to exceed Six Thousand Three Hundred Twenty-Five Dollars (\$6,325) for the purchase of said tablets, and a recurring monthly monitoring fee not to exceed One Hundred Sixty-Five Dollars (\$165) per month, which includes a \$3 interface fee and \$30 built in 4G cellular fee per monitor, and

WHEREAS, Honeywell/Resideo Life Care Solutions and Ademco, Inc. d/b/a Resideo Life Care Solutions, LLC (formerly known as Honeywell) have merged companies resulting in a name change, and

WHEREAS, the not to exceed amount of Six Thousand Three Hundred Twenty-Five Dollars (\$6,325) did not include the shipping fees of Seventy-Seven Dollars and Seventy-Three cents (\$77.73), and

WHEREAS, the Director of Public Health/Patient Services has requested that the agreement be amended to change the name of the company and to increase the not to exceed amount, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an amendment agreement with Ademco, Inc. d/b/a Resideo Life Care Solutions, LLC (formerly known as Honeywell), now located at 1985 Douglas Drive North, Golden Valley, Minnesota 55422 for a term commencing upon execution by both parties and terminating upon thirty (30) days written notice by either party, in an amount not to exceed Six Thousand Four Hundred Two Dollars and Seventy-Three cents (\$6,402.73), in a form approved by the County Attorney, and be it further

RESOLVED, that other than the above amendment, Resolution No. 123 of 2019 shall remain in full force and effect.

Adopted by unanimous vote.

RESOLUTION NO. 317 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH ADEMCO, INC. D/B/A RESIDEO LIFE CARE SOLUTIONS, LLC (FORMERLY HONEYWELL) TO PURCHASE FIVE (5) GENESIS PERSONAL TOUCH TABLET A KITS WITH SCALE, SP02 (PULSE OXIMETER) AND BLOOD PRESSURE CUFF

RESOLVED, that Warren County enter into an agreement with Ademco, Inc. d/b/a Resideo Life Care Solutions, LLC (formerly Honeywell), 1985 Douglas Drive North, Golden Valley, Minnesota 55422, to purchase five (5) Genesis Personal Touch Tablet A Kits with Scale, SP02 (pulse oximeter) and Blood Pressure Cuff for a term commencing July 19, 2019 and automatically renewing annually unless there is an increase in price exceeding five percent (5%), or until such time as the agreement is terminated by either party, in an amount not to exceed Six Thousand Three Hundred Twenty-Five Dollars (\$6,325) plus shipping for the purchase of said tablets, and a recurring monitoring fee not to exceed One Hundred Sixty-Five Dollars (\$165) per month, which includes a Three Dollar (\$3) fee and a Thirty Dollar (\$30) built-in 4G Cellular fee per monitor, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, and subsequent renewal agreements, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Codes A.4010 4300.260 Health Services, DSRIP Program, Other Equipment and A.4010 428 Health Services, Data Processing & Internet Fees.

Adopted by unanimous vote.

RESOLUTION NO. 318 OF 2019

**Resolution introduced by Supervisors Merlino, Dickinson, Strough and Frasier
(Alternate Member - Supervisor Hogan)**

**AUTHORIZING ELAN PLANNING/LANDSCAPE ARCHITECTURE/ENGINEERING
D.P.C. TO SUBMIT A CONSOLIDATED FUNDING GRANT APPLICATION FOR
CONCEPTUAL DESIGN OF AN OBSERVATION TOWER IN THE CHARLES R. WOOD
PARK**

RESOLVED, that the Warren County Board of Supervisors hereby authorizes Elan Planning/Landscape Architecture/Engineering D.P.C. to submit an application to the NYS Department of State, under New York State's 2019 Consolidated Funding Application round, at a cost not to exceed Four Thousand Nine Hundred Dollars (\$4,900) plus travel and printing expenses, to request funding for conceptual design of the observation tower in the Charles R. Wood Park, and be it further

RESOLVED, that the total cost of said grant preparation work is to be shared in accordance with the ownership percentage of the Charles R. Wood Park property, with the Village of Lake George providing for 38% of the cost and Warren County providing for 62% of the cost, and be it further

RESOLVED, that any local match would be paid from Village of Lake George funds, contingent upon approval of the Village of Lake George Board, and be it further

RESOLVED, that Warren County's share of the cost shall be paid from the specific fund set up by the County Treasurer for fees and other payments received for use of the Charles R. Wood Park; Budget Code A.1625 470 Charles R. Wood Park, Contract.

Roll Call Vote:

Ayes: 905

Noes: 95 Supervisor Braymer

Absent: 0

Adopted.

RESOLUTION NO. 319 OF 2019

**Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson,
Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty**

**AWARDING BID AND AUTHORIZING AGREEMENT WITH NORTHEAST PETROLEUM
TECHNOLOGIES, INC. FOR IMPROVEMENTS TO THE WARREN COUNTY FLOYD
BENNETT MEMORIAL AIRPORT FUELING SITE (WC 45-19)**

WHEREAS, the Purchasing Agent has advertised for sealed bids for Improvements to the Warren County Floyd Bennett Memorial Airport Fueling Site (WC 45-19), and

WHEREAS, the Superintendent of the Department of Public Works has recommended that Warren County award the contract to Northeast Petroleum Technologies, Inc. as the lowest responsible bidder, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Northeast Petroleum Technologies, Inc. of the acceptance of its bid, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an agreement with Northeast Petroleum Technologies, Inc. relative to Improvements to the Warren County Floyd Bennett Memorial Airport Fueling Site, pursuant to the terms and provisions of the specifications (WC 45-19) and proposal, for a term commencing upon execution by both parties and terminating upon completion of work, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code H387.9550 280 Capital Projects, Airport Fuel Farm.

Adopted by unanimous vote.

RESOLUTION NO. 320 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

RATIFYING THE ACTIONS OF THE CHAIRMAN OF THE BOARD TO SIGN A LETTER OF AGREEMENT WITH GLENS FALLS HOSPITAL FOR AUTOPSY SERVICES

WHEREAS, the County has used the morgue facility at Albany Medical Center for the performance of autopsies in recent years, and

WHEREAS, Albany Medical Center recently increased their charges for these services significantly, and

WHEREAS, the County Coroners have worked with Glens Falls Hospital and a regional forensic pathologist to reactivate the morgue facility at Glens Falls Hospital for the performance of some autopsies ordered by the County Coroners, and

WHEREAS, through discussions with the involved parties, Glens Falls Hospital has developed a fee schedule effective for the term commencing July 1, 2019 and terminating December 31, 2020, attached hereto as Schedule "A," and letter of agreement for the provision of these services, and

WHEREAS, the Support Services Committee has recommended the County enter into this agreement, including the \$2,000 one-time start-up fee included in the fee schedule provided in Schedule "A," and

WHEREAS, it was necessary to sign the letter of agreement prior to the July 19, 2019 Board of Supervisors meeting, now, therefore be it

RESOLVED, that the actions of the Chairman of the Board of Supervisors be, and hereby are, ratified with regard to signing a letter of agreement with Glens Falls Hospital for autopsy services, and be it further

RESOLVED, that the Warren County Board of Supervisors does hereby approve the fee schedule for autopsy services to be provided by Glens Falls Hospital, as outlined in the attached Schedule "A," and hereby authorizes the Chairman of the Board to enter into an agreement with Glens Falls Hospital for the provision of autopsy services and any and all other documentation required to establish the relationship described herein, in a form to be reviewed and approved by the County Attorney.

SCHEDULE "A"

Glens Falls Hospital

Morgue and Laboratory Fee Schedule

Effective July 1, 2019 - December 31, 2020

Morgue Facility Use
(includes onsite histology and microbiology)

\$1,200 per case

July 19, 2019

448

Histology or laboratory services requested but not performed at Glens Falls Hospital
(does not include ANY toxicology services)

Billed at Glens Falls Hospital's cost plus a \$25 handling fee

Other laboratory tests performed on site at Glens Falls Hospital
(e.g. HIV serology, molecular testing, chemistry procedures)

50% discount of Glens Falls Hospital's specific charge schedule in effect at time of service

Microbiology only *(without morgue facility use)*

50% discount of Glens Falls Hospital's specific charge schedule in effect at time of service

Radiology fee - hospital technical fee

50% discount of Glens Falls Hospital's specific charge schedule in effect at time of service

Radiologist professional fee *(to be included in base fee)*

Note: A one time start-up fee of \$2,000 will be invoiced to Warren County with first invoice

Toxicology services will be the sole responsibility of the County to contract for testing services at an outside lab.

Adopted by unanimous vote.

RESOLUTION NO. 321 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

RATIFYING THE ACTIONS OF THE COUNTY ATTORNEY IN COMMENCING LITIGATION AGAINST DAVID DECKER

WHEREAS, an Agreement dated August 21, 2001, between local governments, New York State agencies, and other cooperating parties with an interest in the protection of the Lake George Watershed, was executed to manage and provide oversight to water quality issues in the Lake George Watershed; and

WHEREAS, the Lake George Watershed Conference maintained the duty to facilitate coordination of members' efforts, including acting as trustee for reimbursement payments between municipal organizations within the Lake George Watershed, and

WHEREAS, in August of 2008 Warren County (hereinafter "the County") submitted project expenses from the Valley Woods Road/Finkle Brook retaining wall (hereinafter "the Project ") to David Decker, Director of the Lake George Watershed Conference, with a reimbursement request of One Hundred Fifty-Two Thousand Five Hundred Dollars (\$152,500), and

WHEREAS, the Town of Queensbury was to pay One Hundred Thousand Dollars (\$100,000) towards the Project, and the Town of Bolton was to pay Fifty Two Thousand Five Hundred Dollars (\$52,500) towards the project, and

WHEREAS, the Town of Queensbury paid David Decker Fifty Thousand Dollars (\$50,000) on September 9, 2008 and Fifty Thousand Dollars (\$50,000) on November 4, 2008 as reimbursement for the Project, and

WHEREAS, on April 18, 2009, David Decker executed payment from the Watershed Conference to the County for Fifty Thousand Dollars (\$50,000), and the County booked this as revenue on April 22, 2009, and

WHEREAS, the Town of Bolton has reimbursed the County the entire amount of Fifty Two Thousand Five Hundred Dollars (\$52,500), and

WHEREAS, Fifty Thousand Dollars (\$50,000) is still due from David Decker for the Project, and

WHEREAS, it was necessary to commence litigation against David Decker prior to the July 19, 2019 Board of Supervisors meeting, now, therefore be it

RESOLVED, that the actions of the County Attorney, be, and hereby are, ratified with regard to commencing litigation against David Decker.

Roll Call Vote:

Ayes: 862

Noes: 85 Supervisor Beaty

Abstain: 52 Supervisor Dickinson

Absent: 0

Adopted.

RESOLUTION NO. 322 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING RESOLUTION NO. 74 OF 2019, WHICH AMENDED THE TABLE OF ORGANIZATION AND WARREN COUNTY SALARY AND COMPENSATION PLAN FOR 2019, TO CHANGE THE HOURS OF THE PRINCIPAL ACCOUNT CLERK/TYPIST-TEMP POSITION WITHIN THE WARREN COUNTY TREASURER'S OFFICE

WHEREAS, by Resolution No. 74 of 2019 the Board of Supervisors authorized creation of the new position of Principal Account Clerk/Typist-Temp within the Warren County Treasurer's Office at a rate of \$23.70 per hour, not to exceed 16 hours per week, and

WHEREAS, the Warren County Treasurer has requested that the hours associated with the Principal Account Clerk/Typist-Temp position be changed to a maximum of 128 hours for the remainder of 2019 to be utilized on an as-needed basis, and

WHEREAS, the Finance Committee has approved the request and recommended that the same be forwarded on for consideration of the Board of Supervisors, now, therefore, be it

RESOLVED, that Resolution No. 74 of 2019 be, and hereby is, amended to change the hours of the Principal Account Clerk/Typist-Temp position from not to exceed 16 hours per week to a maximum of 128 hours for the remainder of 2019, and be it further

RESOLVED, that all other portions of Resolution No. 74 of 2019 shall remain in full force and effect.

Adopted by unanimous vote.

RESOLUTION NO. 323 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM DEFERRED REVENUE - GASLIGHT VILLAGE PARKING FEES TO THE CHARLES R. WOOD PARK PROPERTY BUDGET; AUTHORIZING REIMBURSEMENT TO THE VILLAGE OF LAKE GEORGE FOR VARIOUS EXPENSES AT THE CHARLES R. WOOD PARK; AND AMENDING 2019 WARREN COUNTY BUDGET

WHEREAS, by Resolution No. 318 of 2019 the Board of Supervisors authorized Elan Planning/Landscape Architecture/Engineering D.P.C. to submit a consolidated funding application to the NYS Department of State for conceptual design of an observation tower in the Charles R. Wood Park at a cost not to exceed Four Thousand Nine Hundred Dollars (\$4,900) plus travel and printing expenses, with said costs to be split between Warren County (62%) and the Village of Lake George (38%), and

WHEREAS, the Superintendent of Public Works has requested that Three Thousand Thirty-Eight Dollars (\$3,038), representing the County's share of the estimated total, which does not include travel and printing expenses, be appropriated to the correct Budget Code and that payment to the Village of Lake George in the same amount be authorized, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby appropriates funds in the amount of Three Thousand Thirty-Eight Dollars (\$3,038) from Deferred Revenue - Gaslight Village Parking Fees (A.691.07) to Budget Code A.1625 470 Charles R. Wood Park, Contracts, and be it further

RESOLVED, that the Warren County Board of Supervisors does hereby authorize payment in a total amount of Three Thousand Thirty-Eight Dollars (\$3,038) to the Village of Lake George for the County's share of the cost of an agreement with Elan Planning/Landscape Architecture/Engineering D.P.C. to submit a consolidated funding application to the NYS Department of State for conceptual design of an observation tower in the Charles R. Wood Park, which amount does not include any travel and/or printing expenses to be incurred, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 943

Noes: 57 Supervisor Braymer

Absent: 0

Adopted.

RESOLUTION NO. 324 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ADOPTING AND APPROVING ADIRONDACK COMMUNITY COLLEGE OPERATING BUDGET FOR FISCAL YEAR 2019 - 2020

WHEREAS, the Vice President for Administrative Services of Adirondack Community College has presented to the Board of Supervisors a tentative operating budget for the college fiscal year from September 1, 2019 to August 31, 2020, which was approved by Resolution No. 285 of 2019, and

WHEREAS, a public hearing was held on said tentative budget on the 19th day of July 2019, now therefore be it

RESOLVED, that the tentative operating budget in the gross amount of Thirty-Three Million Eight Hundred Fourteen Thousand Two Hundred Twenty-Three Dollars (\$33,814,223), be and hereby is, adopted and approved as the budget for Adirondack Community College for fiscal year September 1, 2019 to August 31, 2020, and be it further

RESOLVED, that the sum of Two Million Forty-Seven Thousand Seven Hundred Thirty-Seven Dollars (\$2,047,737) is required as that portion to be raised by taxation as part of the County budget for the year commencing January 1, 2020 as Warren County's share of the operational costs as one of the sponsors of Adirondack Community College.

Roll Call Vote:

Ayes: 915

Noes: 0

Abstain: 85 Supervisor Strough

Absent: 0

Adopted.

RESOLUTION NO. 325 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

APPOINTING MEMBER OF THE COUNTIES OF WARREN AND WASHINGTON INDUSTRIAL DEVELOPMENT AGENCY AND CIVIC DEVELOPMENT CORPORATION

RESOLVED, that Michael Bittel (replacing Joseph LaFiura, who resigned) be, and hereby is, appointed effective July 19, 2019, as a member of the Counties of Warren and Washington Industrial Development Agency and Civic Development Corporation, to serve at the pleasure of the appointing authority, upon the adoption of a similar resolution by the County of Washington.

Adopted by unanimous vote.

Chairman Conover called for announcements.

Supervisor Merlino voiced his disapproval pertaining to the fact that it was now July and no further discussion had taken place regarding possible changes to the way sales tax revenue was distributed amongst the towns. He said he had been raised to believe that when someone promised you something they carried through with it and if you could not do it at least they had made an attempt to do something and he was disappointed that some of his fellow Supervisors were not really looking into the sales tax distribution. He mentioned the formula was probably fair and equitable years ago when the Board members at that time decided how to distribute sales tax revenue, but this was more than thirty years ago and that same system was still being used which basically only benefitted four towns while the other eight were losing money. He encouraged anyone interested in seeing how much money these eight towns were losing to contact him, as he had the report with him and he noted the loss was in the millions over the years. He remarked that he considered the current system to be stealing from the small towns whose Supervisors should be advocating for more of a share of the sales tax revenue; he added each year those towns lost more and more sales tax revenue with only four towns in the County benefitting from an increase due to the system that was adopted around thirty years ago no longer being fair and equitable because at that time they did not realize the value of homeowners property that some of these properties would increase so significantly over the years. He pointed out each year property values continued to increase meaning ten years down the line the towns who had the properties with the greatest increases would continue to receive a greater share of the sales tax revenue resulting in less being

allocated to the remaining towns. He mentioned how they had discussed many topics such as roads, paper bags, schools, colleges, etc. and yet the discussion on this matter, which had an impact on all of the towns and the County taxpayers, had not continued and probably would not occur again since it was already July meaning it was too late for action to be taken that would implement changes in 2020. He pointed out some towns received several million dollars from the current sales tax distribution method used, the most of which was \$10 million; however, he noted, many of the smaller towns had seen a decrease in the amount they received. He encouraged all of the Supervisors to take this into consideration following the meeting today, as he did not believe they were pushing for a change that would benefit their towns and its residents because a few towns were being what he would refer to as "greedy" and wanted to receive as much of the revenue they could on the backs of the rest of the County's citizens. He called for the current allocation to be changed or placing a cap on how much of a percentage it could increase, such as 10% resulting in more of a share for the remaining towns whose property values were not increasing due to having no lake front property like the Towns of Warrensburg, Stony Creek, Thurman, etc. He apprised he could not understand why the five Supervisors who represented the City of Glens Falls were not pushing for something to be done because the City paid more in property taxes than any other municipality in the County. He said what he found most troubling was that the business owners should be involved from the City, pointing out the City had a hotel located there that paid twice as much in property tax than ones located further north because they lived in a municipality with a different tax structure. He stated a car dealership could be used as another example and he added it was not just him pushing for a change to benefit Lake Luzerne, as he believed it was time for them to have a serious discussion regarding making a change that would benefit the taxpayers in the County.

Chairman Conover remarked if he was not the Chairman of the Board he would have discussed the matter at length from his point of view as the representative from the Town of Bolton.

Supervisor Loeb stated he believed they needed to support all corners of the County and if appropriate he would make a motion to form an Ad Hoc Committee whose purpose was to investigate this issue further and provide recommendations to the Board.

Supervisor Sokol exited the meeting at 11:52 a.m.

Chairman Conover advised the matter was presently before the Legislative & Rules Committee which was a Standing Committee and when the matter was discussed the majority of the Committee had indicated they were not interested in changing the sales tax distribution formula at that time. He said an enormous amount of time had been devoted to this matter, as Mr. Moore had prepared a thirty page report and he encouraged anyone who had not reviewed the report to do so. He continued, the report provided information regarding the origin of the sales tax, why it existed, the tables, the implications, etc. He reiterated that everyone should review the report and if they had any issues they should bring it before the Legislative & Rules Committee which represented a cross section of the full Board.

Supervisor Braymer asked when the next meeting of the Legislative & Rules Committee was scheduled and Chairman Conover replied no meeting was scheduled at this point and Supervisor Strough, as the Chairman of that Committee, was the one who decided whether a meeting would be scheduled at this point in time to discuss this issue. He added they had held a Special Board Meeting that a number of residents had attended to discuss this matter earlier this year. He stated he did not want to get too into the topic, but when the matter was discussed he would speak not as Chairman of the Board, but rather the Supervisor for the Town of Bolton, on this issue. He informed the County did not share the expense of government on a population basis and so the State Law was designed in a certain way. He said of the ten counties where the cities pre-empted, eight of them used the same method for sales tax distribution while the other two left most of the revenue with the county. He reiterated everyone should thoroughly review the thirty page report to allow them to have a better

understanding of the figures in there and why that information was the way it was. He suggested Supervisor Strough have Mr. Moore revisit his report at a future meeting of the Legislative & Rules Committee; Supervisor Strough responded he would be willing to do that.

Supervisor Magowan stated that it was necessary for some changes to be made, but the Board members could not do anything unless the City of Glens Falls was willing to make some changes with the way they collected their sales tax which remained with them. He informed he had researched how much the towns who received the largest share of the sales tax revenue actually received and what they paid back toward the County levy leading him to believe it was a balancing act that required them to be responsible for more County expenses since they received a greater share of the sales tax revenue. He advised although he hated to state this on the record, he believed the simplest solution would be to increase the sales tax rate and possibly distribute that revenue using a different method. He apprised the only way he could support an increase in the sales tax rate was if Washington County was interested in increasing their sales tax rate, as well. He stated he had done extensive research on the matter and had read the reports put together by Mr. Moore and Supervisor Merlino and he encouraged Supervisor Strough to schedule a Legislative & Rules Committee meeting to discuss the matter further.

Supervisor Strough apprised he would work with Mrs. Allen to establish this as the primary topic at the next Legislative & Rules Committee meeting.

Supervisor Simpson advised he had been referring to Food Truck Friday's in the Town of Horicon over the past few months and he was pleased to announce the event thus far had been a complete success and had grown. He invited everyone to attend, as they were scheduled for Friday nights from 5:00 p.m. until 8:00 p.m. until Labor Day with a great variety of food trucks, vendors and live music. He stated last week around 800 people attended, the week before that there were about 1,800 in attendance and the first week has over 1,200 in attendance.

Supervisor Leggett announced the next meeting of the Common Ground Alliance was scheduled for Wednesday, July 24th with registration available online at adirondack.org. He stated this was a great forum to discuss matters that impacted the region and he encouraged all to attend.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Beaty and seconded by Supervisor Dickinson, Chairman Conover adjourned the Board Meeting at 11:58 a.m.

**WARREN COUNTY BOARD OF SUPERVISORS
BOARD MEETING
FRIDAY, AUGUST 16, 2018**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:02 a.m.

Mr. Ronald F. Conover presiding.

Salute to the flag was led by Supervisor Driscoll.

Roll called, the following members present:

Supervisors Leggett, Diamond, McDevitt, Braymer, Loeb, Driscoll, Frasier, Simpson, Hogan, Dickinson, Merlino, Strough, Wild, Beaty, Magowan, Sokol, Thomas, Hyde and Conover- 19; Supervisor Geraghty absent- 1.

Commencing the Agenda review, Chairman Conover noted a motion was necessary to approve the minutes of the August 16th Board Meeting, subject to correction by the Clerk of the Board. The motion was made by Supervisor Braymer, seconded by Supervisor Dickinson and carried unanimously.

Chairman Conover advised they would hold off on the presentation for Employee of the Month until the report by the County Administrator to allow Ryan Moore, *County Administrator*, time to finish his phone call with State officials.

Moving along to the report by the Chairman of the Board, Chairman Conover apprised on the afternoon of July 23rd he had met with Mr. Moore to discuss the Capital Facilities Program which was being developed by Mr. Moore; he added he was pleased with the information that had been provided by the towns and he saw this as an evolving process with more information being provided as it moved forward. He stated he had attended the meeting of the Glens Falls Transportation Council on July 31st at their offices in the Town of Queensbury.

Chairman Conover then called for the reports by Committee Chairmen on the past months meetings or activities.

Supervisor Driscoll apprised he had no Committee report, but he would like to notify everyone that the Quality Care Senior Coalition, which he served on with Supervisors Frasier and Hogan, as well as Tammie DeLorenzo, *Assistant to the County Administrator*, and was chaired by Ginelle Jones, *Director, Health Services*, and Dee Park, *Director, Office for the Aging*, had met earlier this week. He said the Coalition was formed in response to Supervisor Loeb's concerns regarding the issues occurring in some of the senior facilities in the region. He said they met every three months and he noted, their last meeting was very productive.

Mr. Moore entered the meeting at 10:06 a.m.

Supervisor Frasier apprised the Health, Human & Social Services Committee had met on June 25th, where the Office of Community Services, Employment & Training Administration, Department of Social Services and Health Services provided updates on their activities. She stated the Committee had approved proposed Resolution Nos. 341-348 and she provided a brief overview of each. She reminded everyone of the Summer Youth Ceremony and Picnic was scheduled for today at 12:30 p.m. at Crandall Park and she encouraged all to attend.

Supervisor Simpson stated the Public Works Committee had met on July 23rd, approving proposed Resolution Nos. 349-350 and he provided a brief summary of each.

Supervisor Hogan advised that Cornell Cooperative Extensions continued to do great work throughout the County, informing the annual Youth Fair had occurred last weekend where the children in the program displayed the projects they had been working on all year. She mentioned many of these projects would be displayed at the State Fair which was a great way to showcase Warren County, Cornell Cooperative Extension and the children in the 4H Program. She announced Cornell Cooperative Extensions Annual Golf Tournament and Silent Auction would be held on August 24th at Cronin's Golf Resort in the Town of Warrensburg and she encouraged all to attend.

Supervisor Dickinson stated he had attended several meetings to discuss the Occupancy Tax Budget for 2020 during which he had met with representatives of the Adirondack Civic

Center Coalition, who would like to develop a capital improvement budget. He said they had also met with representatives of the Lake George Regional Chamber of Commerce & CVB, who had made a significant request to continue to make improvements.

Supervisors Strough apprised the Legislative & Rules Committee did not meet last month; however, he noted, a meeting was scheduled for September 5th to continue the conversation regarding the redistribution of sales tax. He remarked that he was pleased to have been appointed to the Adirondack Balloon Festival Committee, as he felt it was a great group of volunteers that were lead by Mark Donohue and he thoroughly enjoyed working with them. He mentioned this years event was impacted by the new rules from the FAA (*Federal Aviation Administration*) regarding balloons which was much more stringent and was brought forward as a result of a balloon accident that occurred in the State of Texas. He acknowledged Kevin Hajos, *Superintendent, Public Works*, the Warren County Sheriff's Office and the members of the Adirondack Balloon Festival Committee for assisting him in ensuring this years event was managed better than the previous years with their focus being on how to improve traffic flow.

Chairman Conover remarked he felt the changes being proposed from the Adirondack Balloon Festival Committee would lead to a better managed operation.

Supervisor Wild advised that he had attended a public gathering yesterday afternoon that was arranged by Supervisor McDevitt and some of the residents of the City of Glens Falls to discuss their concerns with the Warren County Bike Trail and the Stewarts Corporations new retail location and he recognized Mr. Hajos for doing an outstanding job representing the County at this meeting.

Supervisor Beaty reported on the July 23rd meeting of the County Facilities Committee where they approved proposed Resolution No. 328 which he provided a brief overview of. He stated that Don DeGraw, *Airport Manager*, provided an update at the meeting regarding the additional revenue the County was obtaining this year through the contract with the FBO (*Fixed Based Operator*). He said he had asked Mr. DeGraw to provide a monthly update going forward regarding the action taken to decrease the expenses at the Airport while increasing the revenue stream which the taxpayers would benefit from.

Supervisor Magowan indicated he had nothing to report on.

Supervisor Sokol stated the Finance Committee met in August 1st, approving proposed Resolution Nos. 326-327 and 360-369. He called attention to proposed Resolution No. 362, *Authorizing the County Treasurer to Write off Uncollected Medicaid Receivables Carried over from December 31, 2015 for the Former Westmount Health Facility*, apprising that it was unfortunate that they had to write off such a large sum of money, but was unavoidable due to unforeseen circumstances that occurred when the facility was sold. He informed he had the privilege to attend the luncheon with the State and Federal Legislators on August 1st during which he obtained some information regarding broadband that he had relayed to Supervisor Hogan. In conclusion, Supervisor Sokol wished Amanda Allen, *Clerk of the Board*, a happy birthday.

Supervisor Thomas advised he had no Committee report, but he noted he was looking forward to commencing the meetings with the Department Heads regarding their budget requests for 2020 over the next month.

Chairman Conover apprised his concerns were put at ease when he reviewed the most recent figures regarding sales tax revenue.

Supervisor Hyde indicated she had nothing to report on.

Supervisor Leggett reported the Criminal Justice & Public Safety Committee had met on July 29th, approving proposed Resolution Nos. 329-336 and he provided a brief overview of each. He advised Robert Iusi, *Director, Probation*, provided an update at the meeting regarding Bail Reform and Discovery Reform which would be forthcoming and have an impact on the budgets of several County Departments. He added Mr. Iusi was a member of the NYSAC (*New York State Association of Counties*) Task Force, whose purpose related to the forthcoming criminal justice reforms thereby allowing him to keep the County apprised of any updates.

Supervisor Diamond indicated he had nothing to report on.

Supervisor McDevitt stated he had attended a presentation at the Crandall Library this week relative to the new developments on South Street in the City of Glens Falls which he found to be very informative. He thanked Mr. Hajos for addressing the concerns of the residents who lived along the Warren County Bike Trail and the new Stewarts development.

Supervisor Braymer apprised the Environmental Concerns & Real Property Tax Services Committee had met on July 22nd where they approved proposed Resolution Nos. 337-340 and she provided a brief overview of each. She stated she believed proposed Resolution No. 338 needed to be amended to add Supervisor Beaty as a member of the Climate Smart Task Force.

A motion was made by Supervisor Braymer, seconded by Supervisor Magowan and carried unanimously to add Supervisor Beaty as a member of the Climate Smart Task Force.

With regard to proposed Resolution No. 339, *Amending Warren County Real Estate Auction Terms and Conditions of Sale Applicable to the Sale of Parcels Acquired by the County by Reason of the Foreclosure of Tax Liens*, Supervisor Braymer apprised that Supervisor Loeb would be proposing an amendment to this resolution. Chairman Conover stated the amendment could be addressed during Supervisor Loeb's Committee report.

Supervisor Braymer recognized Lexie Delurey, *Director, Real Property Tax Services*, and Mike Swan, *County Treasurer*, for their efforts to keep as many property owners parcels out of the foreclosure as possible. She stated the "Last Chance" meeting took place on August 12th where they approved extensions on past due property taxes for three property owners, as compared to previous years when there were a significant number of people in attendance to request assistance. She mentioned a topic for discussion at Monday's Committee meeting would be the Clean Lakes Collaboration that Supervisor Simpson had brought forward.

Supervisor Loeb stated the Support Services Committee had met on July 22nd, approving proposed Resolution Nos. 351-354. He stated Electronic Polling Books would be used for the elections this year and he asked the town Supervisors to notify their constituents to better prepare them for this change. He remarked the donation from the Estate of John Austin, *former County Historian and Warren County Judge*, for the care and maintenance of his historical and genealogical library which had also been donated to Warren County and would be housed in the Warren County Records Storage Center was an asset to the County. With regard to proposed Resolution No. 339, *Amending Warren County Real Estate Auction Terms and Conditions of Sale Applicable to the Sale of Parcels Acquired by the County by Reason of the Foreclosure of Tax Liens*, Supervisor Loeb stated he had some concerns relating to the pile of rubble located on a Ridge Road property in the Town of Queensbury that was debated for several years. He explained the terms and conditions made no mention of disposing of rubble when buildings were demolished on properties that were purchased at the Foreclosure sale, meaning it could remain there indefinitely. He said he had asked Supervisor Braymer to consider an amendment to the terms and conditions to ensure this was addressed.

Supervisor Braymer suggested amending proposed Resolution No. 339, *Amending Warren County Real Estate Auction Terms and Conditions of Sale Applicable to the Sale of Parcels Acquired by the County by Reason of the Foreclosure of Tax Liens*, to include that the demolished material must be removed from the property. Mr. Moore apprised Mrs. Kissane suggested the amendment state that the demolition should include removal of all demolished material and Supervisor Braymer concurred.

Supervisor McDevitt questioned what would occur if a property owner refused to remove the demolished material and Mr. Moore responded the enforcement mechanism in this case would allow the County to take the property back dependent upon what the material consisted of, as they may not want to.

A motion was made by Supervisor Braymer, seconded by Supervisor Magowan and carried unanimously to amend proposed Resolution No. 339 as outlined above.

Returning to the presentation of the employee of the month award, Ryan Moore, *County Administrator*, stated one of the things that was occasionally taken for granted was the physical environment that County employees worked in, but he felt having clean offices, paint job, etc.

could be as important as having a good boss to motivate the employees. He apprised the County's Buildings and Grounds staff did an excellent job at this, as they were all hard workers that deserved to be recognized. He continued, but anyone who worked here or any member of the public that visited the campus was well aware that Warren County had one of the most beautiful outdoor campuses of any County in the State of New York and the August employee of the month had a lot to do with that. He invited Mr. Hajos to come forward and introduce her.

Mr. Hajos advised Brenda Ashline, who worked for the Buildings and Grounds division of the DPW, was well known by most of the Supervisors for the work she did on the grounds outside of this facility, such as the flowers; however, he noted, many were not aware of the other work she did which consisted of painting, clearing snow off the Public Health fleet vehicles, etc. He informed Brenda had been employed by the County in September for fourteen years, first as a Cleaner, then as an MEO-Light for three years and finally working in her current capacity for the Buildings and Grounds Department. He remarked Ms. Ashline was why the outside of the campus looked so beautiful and he thanked her for her efforts. A round of applause followed. Mr. Moore and Chairman Conover presented Ms. Ashline with a Certificate of Appreciation from the Board and a piece of pottery featuring a rendering of outline of Lake George.

Ms. Ashline advised she thoroughly enjoyed working for the County, apprising she had attempted to ensure she added her own personal touch to her work. She stated she was pleased that her and her co-workers efforts were being recognized and she thanked them for the recognition. Another round of applause followed.

Continuing to the report by the County Administrator, Mr. Moore recognized the following people for their years of service to the County which he said he was greatly appreciative of:

- * Elizabeth Berk for 20 years of service to Social Services;
- * Leisa Grant for 20 years of service to the Tourism Department;

Mr. Moore stated two resolutions had been revised after mailing, the first of which was proposed Resolution No. 352, *Amending Resolution No. 17 of 2019, Appointing Members of the Board of Directors of the Warren County Soil and Water Conservation District, to Change the Term of an Appointee*. He explained this related to a compliance matter with Supervisor Thomas's term on the Board of Directors for the Warren County Soil & Water Conservation District and required a technical correction. He informed proposed Resolution No. 355, *Amending Table of Organization and Warren County Salary and Compensation Plan for 2019*, had also been revised to add a decrease in the salary of First Assistant County Attorney by \$200 to be in line with the salary grid that was used to guide the County in assigning attorney salaries; he said the decrease was from the one year step to the entry level step. Finally, there was a proposed Floor resolution concerning a settlement relating to a resident of the former Westmount Health Facility that the County Attorney would address during her report; he acknowledged Attorney Tom Clements and the County Treasurer for their work negotiating this settlement. He concluded by reading aloud a listing of the meetings he had attended since the July 19th Board Meeting; *a copy of Mr. Moore's report is on file with the items distributed at the Board Meeting*.

Privilege of the floor was extended to Mary Elizabeth Kissane, *County Attorney*, to provide a report from the County Attorney. Ms. Kissane advised the proposed floor resolution before them today pertained to Warren County vs. Bernard King which was discussed two months ago. She said Tom Clements, who was retained as outside counsel for the County on the matter, had won a judgement against the Bernard King estate in Surrogates Court following which the estate filed a notice of appeal which triggered a civil appeal settlement conference. She informed on August 13th Mr. Clements and Mr. Swan attended this conference, apprising the County was initially owed \$111,929 from the estate, but Messrs. Clements and Swan were able to negotiate a settlement of \$185,000 out of which the County would retain around \$133,000 with the balance would be allocated to Mr. Clements for his contingency fee. She mentioned the \$133,000 retained by the County would be allocated to the Westmount Reserve account to pay legacy costs and would offset a portion of the amount being requested to be

written off that was going before the Board today as noted in proposed Resolution No. 362, *Authorizing the County Treasurer to Write off Uncollected Medicaid Receivables Carried over from December 31, 2015 for the Former Westmount Health Facility*. She stated an executive session would be required if any member of the Board would like to discuss the matter further. Finally, she notified she was pleased to announce that Robert Terwilliger, *First Assistant County Attorney*, had commenced working for the County this past Monday and would be covering the Committee meetings in her absence next week.

Resuming the Agenda review, Chairman Conover called for the reading of communications, which Mrs. Allen read aloud, as follows:

Reports from:

1. Capital District Regional Off-Track Betting Corporation Financial Report dated May 31, 2019.

Letters/emails from:

1. Letters of resignation from Timothy Costello and Brad Magowan, resigning from the Warren County Soil and Water Conservation District Board of Directors;
2. Letters from the Brant Lake Camp and Point O' Pines Camp for Girls commending and supporting efforts by Warren County to re-open hiking access to Swede Mountain and its firetower;
3. Letter from Howard Denison, Chairman of the Southern Adirondack Realtors Government Affairs Committee, expressing concerns regarding Warren County's collection and enforcement of occupancy tax;
4. Letter from Mary Kissane, Warren County Attorney, confirming the Assistant County Attorney order of succession for her Office: Robert Terwilliger shall serve as First Assistant County Attorney and Ryan Dickey shall serve as the Second Assistant County Attorney.

Other:

1. Capital District Regional Off-Track Betting Corporation June 2019 payment in the amount of \$3,728;
2. Washington County Board of Supervisors Resolution Nos. 147 of 2019, adopting Adirondack Community College Budget, and 164 of 2019, appointing member of the Warren-Washington Counties Industrial Development Agency and Civic Development Corporation.

Continuing to the reading of resolutions, Mrs. Allen announced proposed Resolution Nos. 326-369 were mailed; she apprised proposed Resolution Nos. 352 and 355 were amended after mailing and a motion was needed to approve these revisions. The necessary motion was made by Supervisor Dickinson, seconded by Supervisor Magowan and carried unanimously. Mrs. Allen stated a motion was necessary to bring to the floor proposed Floor Resolution No. 1 pertaining to a settlement in the matter of Warren County vs. Bernard King as previously explained. The necessary motion was made by Supervisor Simpson and seconded by Supervisor Driscoll. She informed proposed Floor Resolution No. 1 would now be referred to as Resolution No. 370.

Chairman Conover called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

Supervisor Strough requested a roll call vote on proposed Resolution No. 369, *Approving the Lake Champlain-Lake George Regional Planning Board 2020 Budget*, because he was appointed as a member of this particular Board.

Supervisor Thomas requested roll call votes on proposed Resolution Nos. 331, *Adopting Amended Fee Schedule for the Fire Prevention & Building Code Enforcement Department Within Warren County*, and proposed Resolution No. 351, *Authorizing Agreement with Tenex Software Solutions to Purchase Ninety (90) Tenex Electronic Poll Book Computers Including*

Hardware, Software, Licensing, Registration, Management and Onsite Training.

With regard to proposed Resolution No. 354, *Accepting and Expressing Appreciation to the Estate of Judge John Austin for the Gift of Informational Materials and \$5,000 to the Warren County Records Center*, Supervisor Sokol inquired whether a letter thanking the estate for their donation could be sent similar to how one was sent to the Lewis Trust for their annual donation to Up Yonda Educational Center and Chairman Conover replied affirmatively.

Supervisor Thomas voiced his opposition to proposed Resolution No. 331, *Adopting Amended Fee Schedule for the Fire Prevention & Building Code Enforcement Department Within Warren County*, as he believed the increase of \$0.15 to \$0.25 per square foot, which equated to a 67%, was too significant. He stated the construction industry increased the assessed value in the towns, as well as the County which spread out the tax burden making it easier for everyone to pay their taxes. He remarked he felt attempting to balance the County Budget on fees for a department with such a minuscule budget was ridiculous; he pointed out the Sheriff's Budget totaled around \$24 million and yet no fees were charged when someone called for assistance when they had issues with a neighbor. He referred to the call for Affordable Housing Programs and how this was impacted by the increased fees, building costs, labor and codes and changes, all of which made it more difficult for affordable housing to be realized for those who fell into the lower income bracket. He apprised he would propose reducing this fee from \$0.15 to \$0.10 and eliminate about half of the other fees listed in the proposed resolution. He pointed out economic development, which for some of the towns consisted only of construction, and was imperative for growth would be more difficult to achieve as a result of this action.

Supervisor Simpson apprised he concurred with everything Supervisor Thomas had just stated and would like to add no discussion had occurred at the Committee meeting regarding a reduction in the cost, as they moved directly into increasing the fees that were already being born by the taxpayers on the property tax side of the County Budget meaning in essence this was another hidden tax on top of a tax that was already being collected. He informed he did not believe the County would be getting the best bang for their buck to make up \$26,000 which was what the increase would equate to in additional revenue.

Supervisor Driscoll informed he had voiced his opinion on this matter at the Committee meeting, apprising he would like this particular resolution to go back before the Committee to develop a long-term plan that would not impact the taxpayers with such a significant increase occurring all at once. He suggested they consider a gradual annual increase or putting an increase in place every other year to lessen the impact on the taxpayers. Chairman Conover asked whether Supervisor Driscoll was making a motion to table proposed Resolution No. 331 and send it back to Committee and Supervisor Driscoll replied affirmatively. Supervisor Beaty seconded the motion. Chairman Conover called the question and the motion to table proposed Resolution No. 331, *Adopting Amended Fee Schedule for the Fire Prevention & Building Code Enforcement Department Within Warren County*, was carried by majority vote, with Supervisors Braymer and Strough voting in opposition.

With regard to proposed Resolution No. 341, *Authorizing the Chairman of the Board to Send a Letter to Congresswoman Stefanik, Senator Gillibrand and Senator Schumer Opposing Changes to the SNAP Program*, Supervisor Braymer requested that the resolution be amended to include sending letters to Senators Gillibrand and Schumer, as well. With respect to proposed Resolution No. 362, *Authorizing the County Treasurer to Write off Uncollected Medicaid Receivables Carried over from December 31, 2015 for the Former Westmount Health Facility*, Supervisor Braymer questioned how many residents the write off pertained to.

Chairman Conover advised they would deal with the proposed amendment to Resolution No. 341 prior to addressing Supervisor Braymer's question regarding the number of residents the write off pertained to. A motion was made by Supervisor Braymer, seconded by Supervisor Driscoll and carried unanimously to amend proposed Resolution No. 341, *Authorizing the Chairman of the Board to Send a Letter to Congresswoman Stefanik, Senator Gillibrand and Senator Schumer Opposing Changes to the SNAP Program*, as outlined above.

In response to Supervisor Braymer's question regarding proposed Resolution No. 362, *Authorizing the County Treasurer to Write off Uncollected Medicaid Receivables Carried over from December 31, 2015 for the Former Westmount Health Facility*, Mr. Moore replied he believed it involved thirty-five residents, but he was unsure. Mrs. DeLorenzo apprised that she did not know the figure off the top of her head, but concerned well over one hundred residents. Mrs. DeLorenzo explained these were dollar amounts that had accumulated over time and not just in December of 2015.

Supervisor Loeb questioned why Supervisor Thomas had requested a roll call vote on proposed Resolution No. 351, *Authorizing Agreement with Tenex Software Solutions to Purchase Ninety (90) Tenex Electronic Poll Book Computers Including Hardware, Software, Licensing, Registration, Management and Onsite Training*. Supervisor Thomas voiced his concern that while they may be more efficient and useful for the new laws that had been put in place, he felt this change would open them up to hackers, as the information contained in the e-books would be stored on the internet. He said there were enough issues with the elections already and he did not believe it was necessary for them to place their rolls on the internet.

Supervisor Loeb advised he could be wrong, but he did not believe this information would be stored on the internet, as he believed it was going to be self-contained. Supervisor Thomas stated he had received a request from the Board of Elections to provide them with his Towns password for their internet network which was why he felt this was where it would be stored. Supervisor Hogan stated she would like to discuss this with the Commissioners for the Board of Elections; however, she noted, she thought this topic was covered at the Committee meeting where they were assured the information was protected. Supervisor Thomas pointed out the same could be said about all the banks that had been hacked, as well as Equifax, etc. and yet they were still hacked causing millions of individuals personal information being accessed. He remarked he felt they were heading up a "slippery slope" in the wrong direction. He said he was aware they would be unable to change it since they were only a County Board of Supervisors, but he still wanted to voice his opposition. Supervisor Wild advised after discussing the matter with the Commissioners of the Board of Elections he felt comfortable moving forward, as this was an improved software from the State, who was also concerned with ensuring that there was integrity with the elections and the County Director of Information Technology was also involved in the process. Supervisor Braymer pointed out this concerned the voter rolls which were already public documents that were currently available on the internet or at the Board of Elections Office which was why she was not concerned about the voter rolls themselves. Supervisor Hogan informed the voter rolls were emailed on a regular basis and she felt the benefits far outweighed the concerns that may have already been addressed. In response, Supervisor Thomas advised he did not feel it was about emailing the rolls, but rather his concern was with changing or altering the rolls resulting in individuals voting more than once. Supervisor Magowan apprised with regard to security his understanding was that there were modified ipads that were directly linked to the main server for the Board of Elections. He added they had been assured this was one of the more secure connections which was why he felt comfortable moving forward with this.

There being no further discussion, Chairman Conover called for a vote on resolutions, following which 326-370 were approved, as presented with the exception of proposed Resolution Nos. 338, 339 and 341, which were amended from the floor, and proposed Resolution No. 331, which was tabled.

RESOLUTION NO. 326 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

MAKING SUPPLEMENTAL APPROPRIATIONS

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: CLERK OF THE BOARD</u>				
A.1010 860	Legislative Board, Hospitalization	A.1340 860	Budget Officer, Hospitalization	\$5,320.90
A.1010 860		A.1340 865	Dental Insurance	101.92
<u>DEPARTMENT: HEALTH SERVICES</u>				
A.4013 110	WIC, Salaries-Regular	A.4013 410	WIC, Supplies	3,000.00
A.4013 810	Retirement	A.4013 410		273.00
A.4013 830	Social Security	A.4013 410		186.00
A.4013 831	Medicare Contribution	A.4013 410		44.00
A.4018.0020 130	Preventive Program, Family Health, Salaries-Part Time	A.4018.0020 220	Preventive Program, Family Health, Office Equipment	1,100.00
A.4018.0020 810	Retirement	A.4018.0020 410	Supplies	100.00
A.4018.0020 830	Social Security	A.4018.0020 410		68.00
A.4018.0020 831	Medicare Contribution	A.4018.0020 410		16.00
<u>DEPARTMENT: PLANNING AND COMMUNITY DEVELOPMENT</u>				
A.8021 110	Planning (and Comm. Dev.), Salaries-Regular	A.8022 110	Planning GIS Program, Salaries-Regular	1,628.00
A.8021 110		A.8022 810	Retirement	255.60

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: PLANNING AND COMMUNITY DEVELOPMENT - continued</u>				
A.8021 110		A.8022 830	Social Security	\$100.94
A.8021 110		A.8022 831	Medicare Contribution	23.61
A.8021 110	Planning (and Comm. Dev.), Salaries-Regular	A.9950 910	Transfers-Capital Projects, Interfund Transfers	858.18
<u>DEPARTMENT: PUBLIC WORKS</u>				
D.5148 110	County Road, Services to Other Govts., Salaries-Regular	D.5148 120	County Road, Services to Other Govts., Salaries- Overtime	1,660.07
D.5148 110		D.5148 130	Salaries-Part Time	554.03
<u>DEPARTMENT: SHERIFF</u>				
A.3020.4034 4380	Sheriff's 911 Center, 2016 Interoperable Comm Grant, State Homeland Security Program	A.3020.4034 3380	Sheriff's 911 Center, 2016 Interoperable Comm Grant, State Homeland Security Program	71,448.56
A.3020.4036 4380	2017 Interoperable Comm Grant, State Homeland Security Program	A.3020.4036 3380	2017 Interoperable Comm Grant, State Homeland Security Program	226,070.60
A.3020.4037 4380	2017-18 PSAP Grant, State Homeland Security Program	A.3020.4037 3380	2017-18 PSAP Grant, State Homeland Security Program	6,891.96
A.3020.4039 4380	2018 Interoperable Comm Grant, State Homeland Security Program	A.3020.4039 3380	2018 Interoperable Comm Grant, State Homeland Security Program	522,261.00

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: SHERIFF - continued</u>				
A.3020.4040 4380	2018-19 PSAP Grant, State Homeland Security Program	A.3020.4040 3380	2018-19 PSAP Grant, State Homeland Security Program	\$169,025.00
<u>DEPARTMENT: TOURISM</u>				
A.6417.002 480	Tourism/Occupancy Occupancy Tax, Tourism - Special Events	A.9950 910	Transfers-Capital Projects, Interfund Transfers	6,851.00
<u>DEPARTMENT: TREASURER</u>				
A.1325 110	County Treasurer, Salaries-Regular	A.1325 130	County Treasurer, Salaries-Part Time	7,453.00
<u>SPECIAL ITEMS:</u>				
A.1990 469	Contingent Account, Other Payments/Contri butions	A.1185 435	Medical Examiners & Coroners, Medical Fees	50,000.00
Roll Call Vote:				
Ayes: 938				
Noes: 0				
Absent: 62 Supervisor Geraghty				
Adopted.				

RESOLUTION NO. 327 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

**AMENDING WARREN COUNTY BUDGET FOR 2019 FOR VARIOUS DEPARTMENTS
WITHIN WARREN COUNTY**

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it
RESOLVED, that the following budget amendments are approved and authorized:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
ASSIGNED COUNSEL		
<u>ESTIMATED REVENUE</u>		
A.1170 3045	Legal Defense-Indigents, Office of Indigent Legal Services Distribution	\$51,710.50

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<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
ASSIGNED COUNSEL - CONTINUED		
<u>APPROPRIATIONS</u>		
A.1170 470	Legal Defense-Indigents, Contract	\$51,710.50
BOARD OF ELECTIONS		
<u>ESTIMATED REVENUE</u>		
A.1450 3051	Board of Elections, County BOE Reimb Program - E-Poll Books	51,050.00
A.1450 3052	NYS Aid to Localities - Early Vote	37,084.00
<u>APPROPRIATIONS</u>		
A.1450 220	Board of Elections, Office Equipment	42,537.00
A.1450 470	Contract	45,597.00
PUBLIC WORKS - UP YONDA FARM		
<u>ESTIMATED REVENUE</u>		
A.7111 2706	Up Yonda Farm, Donation - Up Yonda Farm	5,000.00
<u>APPROPRIATIONS</u>		
A.7111 260	Up Yonda Farm, Other Equipment	500.00
A.7111 410	Supplies	4,500.00
SHERIFF		
<u>ESTIMATED REVENUE</u>		
A.3120.1001 2260	School Resource Officers, Hadley-Luzerne School District, Public Safety-Other Govt	33,168.44
<u>APPROPRIATIONS</u>		
A.3120.1001 130	School Resource Officers, Hadley-Luzerne School District, Salaries-Part Time	30,811.38
A.3120.1001 830	Social Security	1,910.30
A.3120.1001 831	Medicare Contribution	446.76

RESOLVED, that the supplemental appropriations or reductions in estimated revenues and appropriations set forth above are authorized and the County Treasurer be, and he hereby is, authorized and directed to amend the budget of Warren County for 2019 for the estimated revenues, appropriations and codes indicated, and be it further

RESOLVED, that the Warren County budget for 2019 is hereby amended accordingly.

Roll Call Vote:

Ayes: 938

Noes: 0

Absent: 62 Supervisor Geraghty

Adopted.

RESOLUTION NO. 328 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE AN UPDATED FEDERAL AVIATION ADMINISTRATION (FAA) DISADVANTAGED BUSINESS ENTERPRISE (DBE) PROGRAM AS REQUIRED BY THE FAA AND THE U.S. DEPARTMENT OF TRANSPORTATION (DOT) IN ORDER TO RECEIVE AND PARTICIPATE IN ALL DOT ASSISTED CONTRACTS FOR THE WARREN COUNTY (FLOYD BENNETT MEMORIAL) AIRPORT

WHEREAS, Warren County has established a Disadvantaged Business Enterprise (DBE) Program in accordance with regulations of the US Department of Transportation (DOT), 49 CFR Part 26, and

WHEREAS, the Updated Federal Aviation Administration (FAA) DBE Program has been completed as required, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board to execute and submit the updated Disadvantaged Business Enterprise (DBE) Program, in a form approved by the County Attorney, and same is on file in the Office of the Warren County (Floyd Bennett Memorial) Airport.

Adopted by unanimous vote.

RESOLUTION NO. 329 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH LEGAL AID SOCIETY OF NORTHEASTERN NEW YORK, INC. TO PROVIDE PARALEGAL/CASE MANAGEMENT SUPPORT SERVICES FOR INDIGENT PERSONS FOR THE ASSIGNED COUNSEL OFFICE (OILS CONTRACT C700052)

WHEREAS, the Administrator of the Assigned Counsel Office has requested to enter into an agreement with the Legal Aid Society of Northeastern New York, Inc. to reimburse the agency for paralegal/case management support services with funding from the Office of Indigent Legal Services (OILS) grant (Contract #C700052) for a term commencing July 1, 2017 and ending upon termination of grant funds from New York State, in an amount not to exceed Forty-Five Thousand Dollars (\$45,000), and

WHEREAS, the Criminal Justice & Public Safety Committee has approved the request, now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with the Legal Aid Society of Northeastern New York,

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Inc., 55 Colvin Avenue, Albany, New York 12206 to reimburse the agency for paralegal/case management support services for indigent persons in the Warren County Family Court with funding from the Office of Indigent Legal Services (OILS) grant (Contract #C700052) for a term commencing July 1, 2017 and ending upon termination of grant funds from New York State, upon the same terms and conditions set forth in the agreement, in an amount not to exceed Forty-Five Thousand Dollars (\$45,000), in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1170 470 Legal Defense- Indigents, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 330 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH GENERAL CODE, CMS, LLC TO PURCHASE CASE MANAGEMENT SOFTWARE FOR THE ASSIGNED COUNSEL OFFICE

RESOLVED, that Warren County enter into an agreement with General Code, CMS, LLC, 781 Elmgrove Road, Rochester, New York 14624 to purchase case management software, in an amount not to exceed Forty-Two Thousand Two Hundred Twenty-Eight Dollars and Seventeen Cents (\$42,228.17), plus an additional annual support fee to begin in the second year of Eight Thousand Three Hundred Eighty Dollars and Seventy-Six Cents (\$8,380.76) per year, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1170 470 Legal Defense- Indigents, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 331 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

ADOPTING AMENDED FEE SCHEDULE FOR THE FIRE PREVENTION & BUILDING CODE ENFORCEMENT DEPARTMENT WITHIN WARREN COUNTY

RESOLUTION TABLED

WHEREAS, the Warren County Board of Supervisors adopted an updated fee schedule for the Fire Prevention & Building Code Enforcement Department within Warren County by Resolution No. 483 of 2015, which has been updated by many subsequent resolutions, and

WHEREAS, the Administrator of the Fire Prevention & Building Code Enforcement Department presented to the Criminal Justice & Public Safety Committee a revised fee schedule which includes an increase in pricing to be effective January 1, 2020, and

WHEREAS, the Criminal Justice & Public Safety Committee has reviewed the changes presented by the Administrator of the Fire Prevention & Building Code Enforcement Department and has recommended that the same be advanced to the full Board of Supervisors for consideration, now, therefore, be it

RESOLVED, that the attached fee schedule for the Fire Prevention & Building Code

Enforcement Department within Warren County, be, and hereby is, adopted as the official fee schedule effective January 1, 2020, and be it further

RESOLVED, that any and all prior fee schedules, Resolutions or parts thereof inconsistent with the annexed are hereby repealed effective January 1, 2020.

SCHEDULE "A"
WARREN COUNTY DEPARTMENT OF
FIRE PREVENTION & BUILDING CODE ENFORCEMENT

1340 State Route 9
Lake George, NY 12845
518 761-6542
Fax 518 761-6564

*****FEE SCHEDULE*****

EFFECTIVE JANUARY 1, 2020

(All fees figured to the nearest dollar)

<u>ONE AND TWO FAMILY DWELLINGS</u> —INCLUDING <u>MODULAR HOMES</u>	
NEW CONSTRUCTION (INCLUDING ADDITIONS) PER SQ. FT.	\$.25
ALTERATIONS—PER SQ. FT.	\$.25
MINIMUM FEE FOR CONSTRUCTION OR ALTERATIONS	\$ 50.00
CERTIFICATE OF OCCUPANCY (PER UNIT)	\$ 25.00
<u>RESIDENTIAL GARAGES, POLE BARNs & STORAGE SHEDS</u>	
PER SQ. FT.	\$.25
MINIMUM FEE	\$ 50.00
<u>MANUFACTURED HOMES</u> —FORMERLY MOBILE HOMES	
SINGLE, DOUBLE, AND TRIPLE WIDTH	\$100.00
CERTIFICATE OF OCCUPANCY PER UNIT	\$ 25.00
<u>MULTIPLE DWELLINGS</u> (MOTELS, HOTELS, TOWNHOUSES, ETC.)	
NEW CONSTRUCTION (INCLUDING ADDITIONS) PER SQ. FT.	\$.25
ALTERATIONS—PER SQ. FT.	\$.25
MINIMUM FEE FOR CONSTRUCTION OR ALTERATIONS	\$ 75.00
CERTIFICATE OF OCCUPANCY	\$ 50.00
C.O. FOR TOWNHOUSES PER UNIT	\$ 25.00
<u>BUSINESS, MERCANTILE, INDUSTRIAL, ASSEMBLY, INSTITUTIONAL</u>	
NEW CONSTRUCTION (INCLUDING ADDITIONS) PER SQ. FT.	\$.25
ALTERATIONS—PER SQ. FT.	\$.25
MINIMUM FEE FOR CONSTRUCTION OR ALTERATIONS	\$ 75.00
CERTIFICATE OF OCCUPANCY	\$ 50.00
<u>DEMOLITION</u>	\$ 50.00
<u>SWIMMING POOLS</u>	\$ 50.00
<u>SOLID FUEL BURNING DEVICE</u> —INCLUDES INSPECTION (PER EACH DEVICE)	\$ 50.00
<u>SEPTIC PERMITS</u>	\$ 50.00

FIRE SAFETY INSPECTIONS

PER TENANT AND/OR CLASSIFICATION (USE) \$ 75.00
(where there are multiple food services within one building, all owned and operated by one owner or tenant—one fee of \$75.00 will be charged for the food services)

BUILDINGS PRESENTLY LISTED AS CATEGORY IV OF THE NYSBC...FLAT FEE OF \$ 75.00

TEMPORARY CERTIFICATE OF OCCUPANCY (EACH ISSUANCE) \$ 25.00

PERMIT RENEWAL FEES ONE HALF ORIGINAL FEE FOR AN ADDITIONAL YEAR

AMENDMENT FEE BASED ON THE TYPE OF USE PER THE INCREASED SQUARE FOOTAGE RATE

MINIMUM FEE FOR AMENDMENT \$ 25.00

CERTIFICATE OF OCCUPANCY/VIOLATION SEARCH \$ 25.00

FEE FOR BUILDING WITHOUT PERMIT EQUAL TO THE PERMIT FEE OR \$100.00 WHICHEVER IS GREATER

RESOLUTION NO. 332 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING OUT-OF-STATE TRAVEL FOR CODE ENFORCEMENT OFFICER, THOMAS MCKINNEY TO ATTEND THE 2019 INTERNATIONAL CODES COUNCIL ANNUAL CONFERENCE & EXPO IN LAS VEGAS, NEVADA

RESOLVED, that Code Enforcement Officer, Thomas McKinney, is hereby authorized to attend the 2019 International Codes Council Annual Conference & Expo in Las Vegas, Nevada on October 21, 2019 through October 23, 2019, at no cost to the County.
Adopted by unanimous vote.

RESOLUTION NO. 333 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING CONTRACT WITH UNITED STATES GEOLOGICAL SURVEY (USGS) TO SUPPLEMENT A PORTION OF THE FUNDS NECESSARY TO CONTINUE USE OF THE USGS RIVER GAUGE ON THE SCHROON RIVER

RESOLVED, that Warren County enter into an agreement with the United States Geological Survey (USGS), Department of the Interior, 425 Jordan Road, Troy, New York 12180, to supplement a portion of the funds necessary to continue use of the USGS River Gauge on the Schroon River for a term commencing October 1, 2019 and terminating September 20, 2024, in an amount not to exceed Seven Thousand Five Hundred Seventy Dollars (\$7,570) annually to be increased by three percent (3%) each year, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with the United States Geological Survey (USGS), in a form approved by the County Attorney, with the funds to be expended from Budget Code A.3640 470 Civil Defense, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 334 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING OUT-OF-STATE TRAVEL FOR PROBATION DIRECTOR, ROBERT IUSI TO ATTEND THE AMERICAN PROBATION AND PAROLE ASSOCIATION 44TH ANNUAL TRAINING INSTITUTE IN SAN FRANCISCO, CALIFORNIA

RESOLVED, that Probation Director, Robert Iusi, is hereby authorized to attend the American Probation and Parole Association 44th Annual Training Institute in San Francisco, California on August 17, 2019 through August 21, 2019, at no cost to the County.

Adopted by unanimous vote.

RESOLUTION NO. 335 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING OUT-OF-STATE TRAVEL FOR PUBLIC DEFENDER, MARCY FLORES, TO ATTEND THE EXECUTIVE LEADERSHIP INSTITUTE/NATIONAL ASSOCIATION FOR PUBLIC DEFENSE IN EITHER AUSTIN, TEXAS OR LOS ANGELES, CALIFORNIA

RESOLVED, that Public Defender, Marcy Flores, is hereby authorized to attend the Executive Leadership Institute/National Association for Public Defense in either Austin, Texas on October 14, 2019 through October 17, 2019, or in Los Angeles, California on December 8, 2019 through December 11, 2019, at a cost not to exceed Two Thousand Four Hundred Fourteen Dollars (\$2,414), to be paid from Budget Code A.1171 444 Public Defender, Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 336 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING SUBMISSION OF AN APPLICATION TO THE NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE TO PARTICIPATE IN THE STATEWIDE POLICE TRAFFIC SERVICES PROGRAM

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a grant application to the New York State Governor's Traffic Safety Committee for grant funding to participate in the statewide Police Traffic Services Program, in an amount not to exceed Eighteen Thousand Dollars (\$18,000), and be it further

RESOLVED, that upon notification of the awarding of grant funds, the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a grant agreement and/or any other documentation required to satisfy grant program requirements, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 337 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

AUTHORIZING AGREEMENT WITH ENERGY IMPROVEMENT CORPORATION TO PARTICIPATE IN THE ENERGIZE NY OPEN C-PACE FINANCING PROGRAM

RESOLVED, that Warren County enter into an agreement with Energy Improvement Corporation to participate in the Energize NY Open C-PACE Financing Program to achieve energy efficiency and renewable energy improvements, reduce greenhouse gas emissions, mitigate the effect of global climate change and advance a clean energy economy, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 338 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

ESTABLISHING THE CLIMATE SMART TASK FORCE AND APPOINTING MEMBERS THEREOF

WHEREAS, the County Planner has recommended establishing a Climate Smart Task Force consisting of fifteen (15) members, now, therefore, be it

RESOLVED, that the following individuals be, and hereby are, appointed to the Climate Smart Task Force for the 2019 calendar year:

MEMBER	TITLE	ORGANIZATION
1. Chris Belden	Climate Smart Coordinator/Assistant County Planner	Warren County Planning Department
2. Sara Frankenfeld	GIS Administrator	Warren County Planning Department
3. Amanda Beck	Junior Planner	Warren County Planning Department
4. Beth Gilles	Director	Lake Champlain-Lake George Regional Planning Board
5. Allison Hargrave-Gaddy, AICP	Senior Planner	Lake Champlain-Lake George Regional Planning Board
6. Jim Lieberum, CPESC	District Manager/Hazard Mitigation Coordinator	Warren County Soil & Water Conservation District
7. Amelia J. Drexel, AEM	Emergency Services Coordinator	Warren County Emergency Services

MEMBER	TITLE	ORGANIZATION
8. Emma Lamy	Environmental Analyst	Warren County Department of Public Works
9. Dan Durkee	Senior Health Educator	Warren County Public Health
10. Tammie DeLorenzo	Assistant to the County Administrator	Warren County Administrator
11. Scott Royael (Non-Municipal Member)	Sustainability Coordinator	SUNY Adirondack
12. Claudia Braymer (Elected Official)	County Supervisor, Glens Falls - Ward 3	Warren County Board of Supervisors
13. Peter McDevitt (Elected Official)	County Supervisor, Glens Falls - Ward 2	Warren County Board of Supervisors
14. Andrea Hogan (Elected Official)	Town Supervisor, Johnsburg	Warren County Board of Supervisors
15. Doug Beaty (Elected Official)	At-Large Supervisor, Town of Queensbury	Warren County Board of Supervisors

and be it further

RESOLVED, that any future appointments of members of the Board of Supervisors will be for a two-year term and all others will be for an annual term.

Adopted by unanimous vote.

RESOLUTION NO. 339 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

AMENDING WARREN COUNTY REAL ESTATE AUCTION TERMS AND CONDITIONS OF SALE APPLICABLE TO THE SALE OF PARCELS ACQUIRED BY THE COUNTY BY REASON OF THE FORECLOSURE OF TAX LIENS

WHEREAS, the Warren County Board of Supervisors approved the Real Estate Auction Terms and Conditions of Sale applicable to the sale of by Resolution No. 452 of 1996, which was most recently amended by Resolution No. 259 of 2017, and

WHEREAS, the Real Estate Auction Terms and Conditions of Sale, attached hereto as "Schedule A" has been amended once again to add a new subdivision (f) to paragraph 6, now, therefore be it

RESOLVED, that the Real Estate Auction Terms and Conditions of Sale as presented to the Warren County Board of Supervisors be, and hereby is, amended and does supercede any prior versions of the Real Estate Auction Terms and Conditions of Sale.

SCHEDULE "A"
WARREN COUNTY REAL ESTATE AUCTION
TERMS AND CONDITIONS OF SALE

2019

The premises described in the preceding advertisement of sale will be sold under the direction of the Director of the Real Property Tax Services Department, upon the following Terms of Sale:

1. The successful bidder (purchaser) of the premises being sold, or any portion thereof, will, at the time of the auction sign a memorandum of purchase agreement in which the purchaser will agree to comply with and be obligated under all terms and conditions of sale of the Warren County Real Estate Auction 2019. A copy of such Memorandum of Purchase Agreement is attached hereto and incorporated herein.

2. For a successful bid in any amount over One Thousand Dollars (\$1,000), Ten Percent (10%) of the purchase price of said premises and an additional six percent (6%) buyer's premium shall be made payable to the Warren County's official auctioneer at the time of the execution of the memorandum of purchase agreement, and for which payment a County receipt shall be given by the Office of the Treasurer, and which payment may be made by way of a personal check dated as of the date of the auction, cash or certified funds;

For a successful bid of One Thousand Dollars (\$1,000) or less, One Hundred Percent (100%) of the purchase price of said premises and an additional six percent (6%) buyer's premium shall be made payable to the Warren County's official auctioneer at the time of the execution of the memorandum of purchase agreement, and for which payment a County receipt shall be given by the Office of the Treasurer, and which payment may be made by way of a personal check dated as of the date of the auction, cash or certified funds;

In the event of a default or failure to complete the transaction by the successful bidder, the successful bidder agrees that the amount of the deposit and buyer's premium tendered by the successful bidder at the time of execution of the Memorandum of Purchase Agreement shall be forfeited to the County, or, if the tender is not completed, the successful bidder agrees that such amounts shall be come due and owing to the County. The County reserves the right to pursue collection of such amounts, including costs and reasonable attorney's fees.

3. The successful bidder has no legal or beneficial ownership interest of any nature whatsoever in the property. All sales are subject to the approval of the Warren County Board of Supervisors which approval shall be given or denied within forty-five (45) days of such sale. The County of Warren reserves the right to reject any and all bids and cancel and/or postpone sales at any time before the actual delivery of deeds, a right which if invoked will be exercised within forty-five (45) days of such sale. In the event a sale is not approved by the Board of Supervisors, the down payment for that sale and the additional buyer's premium shall be promptly refunded without interest;

4. The balance of the purchase price (ninety percent (90%)) shall be made payable by bank or certified check or cash to the Warren County Treasurer, Warren County Municipal Center, Lake George, New York, within fifteen (15) days from the date of the resolution of the Warren County Board of Supervisors approving the sale, of which date the purchaser shall be provided with notice at the address given by the purchaser on the memorandum of purchase completed pursuant to Paragraph 1 of the Terms of Sale. The Real Property Tax Services Director is not required to send any further notice to the purchaser. If the purchaser fails to pay the balance of the purchase price within said fifteen (15) day period as provided above, all rights to complete the transaction per the memorandum of purchase agreement will expire and the deposit and Auctioneer's additional buyer's premium shall be forfeited to the County of Warren.
5. If the successful bidder at the auction fails to comply with the terms and conditions of sale and therefore forfeits the right to purchase or the time to purchase expires as defined in paragraph 4 above, the County shall consider whether to offer the property for sale to the second highest bidder of record. In furtherance of this, the Real Property Tax Services Director shall provide notice to the second highest bidder by mail at the address provided by the bidder at the auction that the County is considering whether to accept the bid of the said second highest bidder and inquire as to whether said bidder desires to purchase the property. If the said bidder is interested in purchasing the property, the second highest bidder shall have fifteen (15) days after the mailing of such notice to enter into a memorandum of purchase agreement as set forth in Paragraph 1, and complete the transaction including tender of payment. Notwithstanding the foregoing, upon receipt of a duly executed waiver and release from the highest bidder confirming that they will not be purchasing the property as defined in Paragraph 4 above and acknowledging they will be forfeiting the buyer's premium and ten percent (10%) deposit made, the County can immediately offer the property to the second highest bidder pursuant to the terms and conditions set forth in this paragraph.
6. The premises will be conveyed free and clear of delinquent real property tax liens but subject to:
 - (a) city and village tax liens accruing during the year of the auction and not relieved in the last town and county tax immediately preceding the auction;
 - (b) school taxes accruing on or after July 1st in the year of the auction and any late payments and penalties related thereto;
 - (c) street or other special assessments unpaid or payable to the municipality in which the premises are situated;
 - (d) any water charges unpaid or payable to the municipality in which the premises are situated which have not been relieved in the last town and county tax levy;
 - (e) any sewer charges unpaid or payable to the municipality in which the premises are situated which have not been relieved in the last town and county tax levy;
 - (f) FAILURE TO COMPLY WITH THE TERMS OF THIS

PARAGRAPH MAY RESULT IN YOUR LOSS OF THE PROPERTY AFTER PURCHASE.

The deed will contain provisions stating that the purchaser is required to rehabilitate any building on the property and bring it into compliance with all State, County and Local standards for occupancy within twenty-four (24) months of the date of the deed. Within such twenty-four (24) month time period, the purchaser must either: obtain a Certificate of Compliance or a Certificate of Occupancy¹, if required, for all buildings on the property; make all buildings granted a Certificate of Occupancy before the date of purchase fit for the use stated in such Certificate of Occupancy; or demolish such buildings and remove all demolished material from site. The deed shall require the purchaser to schedule an inspection by County officials at or before the end of the twenty-four (24) month period. If the purchaser has not complied with the deed provisions regarding rehabilitation of the property and obtained a Certificate of Occupancy or Certificate of Compliance by that time, then the County may, subject to Board approval, commence legal proceeding to retake title to the property. The deed shall also provide that the property shall not be conveyed to any other person before a Certificate of Occupancy or Certificate of Compliance is issued. A written request made to the County Administrator for an extension of up to twenty-four (24) months shall be accompanied by a non-refundable fee of \$250.00 per parcel for which a request is submitted. Any addition request thereafter shall be made in writing and placed before the Board of Supervisors for their consideration.

7. The deed delivered shall be a "Quit Claim" deed and shall contain the assessment roll description of the premises and not a metes and bounds description.
8. The bidding will be kept open after the property is struck down; in the case any purchaser shall fail to comply with any of these Terms of Sale, the premises so struck down will again be put up for sale under the direction of the Real Property Tax Services Agency; the original purchaser may be held liable for any deficiency between the sum for which said premises were purchased and the resale, together with any costs or expenses occurring on such resale.
9. The premises will be conveyed subject to all existing tenancies, easements, rights, licenses, privileges, and agreements, as well as any covenants, conditions, restrictions, reservations, rights of re-entry, possibilities of reverter, rights-of-way, utility or other easement agreements, or sell-offs in former deeds or other instruments of record. Additionally, the premises will be conveyed subject to existing laws and ordinances and any state of facts an accurate survey and prudent inspection of the property would disclose, and any federal and/or state

¹Purchaser may show compliance with an existing Certificate of Compliance or obtain a new Certificate of Compliance.

taxes, liens, judgements and encumbrances of record not otherwise extinguished when the County of Warren took title to the subject parcel.

10. The purchaser is responsible for determining by diligent search of the public records, including those in the Warren County Clerk's Office, whether other persons or entities including, but not limited to, mortgagees, lienholders or others have an interest in the property which may affect the title as acquired through the tax foreclosure proceeding.
11. The purchaser is responsible for determining whether any structures are located on the premises and for the condition of any structures located on the premises. The descriptions may contain a reference to a structure that may have been removed after the description was prepared. The County makes no promises regarding the presence or condition of any structure.
12. There shall be no interruptions of the auction by any person. Any person so interrupting the auction may be removed from the auction.
13. Individuals purchasing property at this public auction will be responsible for Real Property Transfer Tax on all parcels purchased.
14. The Internal Revenue Service and/or other Federal and/or State agencies may have a right to redeem their interest in properties following this auction. The bidder is responsible for ascertaining this information.
15. If a purchaser owes any outstanding and delinquent taxes to Warren County, those taxes must be paid in full prior to closing on any purchase made at this auction. Failure to comply with this provision will be grounds for default and forfeiture of any deposits paid.
16. As a further term and condition of sale of the property, the Purchaser understands and agrees that the County shall arrange for the recording of the deed issued by the County in connection with such sale and that the Purchaser shall be liable for the payment of recording fees which shall be paid to the County at the time of closing on the property. The fees associated with the recording of the Quit Claim deed shall be in addition to all other amounts due by the Purchaser in connection with the sale.

Adopted by unanimous vote.

RESOLUTION NO. 340 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

APPOINTING LEXIE DELUREY AS DIRECTOR OF REAL PROPERTY TAX SERVICES

RESOLVED, that Lexie Delurey be, and hereby is, appointed as Director of Real Property Tax Services, for a term of six (6) years in accordance with Real Property Tax Law §1530(1) commencing October 1, 2019 and terminating September 30, 2025, at the annual salary established in the Warren County Salary and Compensation Plan.

Adopted by unanimous vote.

RESOLUTION NO. 341 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING THE CHAIRMAN OF THE BOARD TO SEND A LETTER TO CONGRESSWOMAN STEFANIK, SENATOR GILLIBRAND AND SENATOR SCHUMER OPPOSING CHANGES TO THE SNAP PROGRAM

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to forward a letter to Congresswoman Stefanik, Senator Gillibrand and Senator Schumer opposing changes to the SNAP Program which would result in a reduction of funding.
Adopted by unanimous vote.

RESOLUTION NO. 342 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING EXECUTION OF THE NEW YORK STATE LOCAL WORKFORCE DEVELOPMENT AREA INFRASTRUCTURE FUNDING MEMORANDUM OF UNDERSTANDING WITH THE SARATOGA-WARREN-WASHINGTON LOCAL WORKFORCE DEVELOPMENT BOARD FOR THE WORKFORCE INNOVATION AND OPPORTUNITY ACT PROGRAM FOR THE EMPLOYMENT & TRAINING ADMINISTRATION

WHEREAS, pursuant to the terms of the Workforce Innovation and Opportunity Act Program, the Director of the Warren County Employment & Training Administration has requested Warren County execute the New York State Local Workforce Development Area Infrastructure Funding Memorandum of Understanding with the Saratoga-Warren-Washington Local Workforce Development Board to capture the roles and responsibilities in the New York State Career Center System, at no cost to the County, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors, be and hereby is, authorized to execute the New York State Local Workforce Development Area Infrastructure Funding Memorandum of Understanding with the Saratoga-Warren-Washington Workforce Development Board as outlined above and in a form approved by the County Attorney.
Adopted by unanimous vote.

RESOLUTION NO. 343 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

APPOINTING MEMBERS OF THE SARATOGA-WARREN-WASHINGTON COUNTIES WORKFORCE DEVELOPMENT BOARD

RESOLVED, that the following members, be, and hereby are, appointed to the Saratoga-Warren-Washington Counties Workforce Development Board:

NAME	TITLE/ADDRESS	TERM
Michael Irish <i>(replacing Kerrie Hill term expired 06/30/19)</i>	Human Resources Director Fort William Henry Hotel and Conference Center	8/16/2019 - 6/30/2022
Kathy LaFond <i>(replacing Tracey Aust - resigned)</i>	Senior Director, Human Resources Glens Falls Hospital	8/16/2019- 6/30/2020

Adopted by unanimous vote.

RESOLUTION NO. 344 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

REJECTING ALL BID PROPOSALS WITH REGARD TO TRANSPORTATION FOR PRESCHOOL CHILDREN WITH DISABILITIES AND EARLY INTERVENTION PROGRAM IN WARREN COUNTY, NY (WC 48-19)

WHEREAS, the Purchasing Agent advertised for sealed bids for Transportation for Preschool Children with Disabilities and Early Intervention Program in Warren County, NY (WC 48-19), and

WHEREAS, the Director of Public Health/Patient Services has reviewed the proposals and determined none to be responsive and therefore has recommended that all proposals be rejected, now, therefore, be it

RESOLVED, that all bid proposals received for Transportation for Preschool Children with Disabilities and Early Intervention Program in Warren County, NY (WC 48-19) be, and hereby are, rejected, and be it further

RESOLVED, that the Purchasing Agent notify the companies that submitted bid proposals of the County's rejection of all bid proposals.

Adopted by unanimous vote.

RESOLUTION NO. 345 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AWARDING BID AND AUTHORIZING AGREEMENT WITH LOWEST RESPONSIBLE BIDDER TO PROVIDE TRANSPORTATION FOR PRESCHOOL CHILDREN WITH DISABILITIES AND EARLY INTERVENTION PROGRAM IN WARREN COUNTY, NY (WC 53-19)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Transportation for Preschool Children with Disabilities and Early Intervention Program in Warren County, NY (WC 53-19), and

WHEREAS, the bids were opened on July 29, 2019, which was after the Committee meeting and the recommendation of the lowest responsible bidder will be approved by the Director of Public Health/Patient Services prior to the Board of Supervisors meeting on August 16, 2019, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify the approved lowest responsible bidder of the acceptance of its bid, after recommendations and approval have been received from the Director of Public Health/Patient Services, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with the lowest responsible bidder to provide Transportation for Preschool Children with Disabilities and Early Intervention Program in Warren County, NY, pursuant to the terms and provisions of the specifications (WC 53-19) and proposal, for a term commencing September 1, 2019 and terminating August 31, 2020, with the option for four (4) one (1) year renewals pursuant to the terms contained in the bid documents, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Codes A.4054 444 Ed/Physically Hand. Children, Travel/Education/Conference and A.4054.0060 444 Ed/Physically Hand. Children, Ed. Phys. Hndcppd/Early Intervnt., Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 346 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH AMY CATALFAMO, d/b/a SENSORY TOT SPOT OCCUPATIONAL THERAPY TO PROVIDE COMMITTEE ON PRESCHOOL SPECIAL EDUCATION (CPSE) SERVICES TO ELIGIBLE WARREN COUNTY CHILDREN

RESOLVED, that Warren County enter into an agreement with Amy Catalfamo d/b/a Sensory TOT Spot Occupational Therapy, to provide Committee on Preschool Special Education (CPSE) Services to eligible Warren County children, for a term commencing August 16, 2019 and terminating upon thirty (30) days written notice by either party, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4054 444 Ed/Physically Hand. Children, Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 347 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING AGREEMENT WITH FIELD GOODS TO PURCHASE AND DISTRIBUTE FRESH PRODUCE TO WIC (WOMEN, INFANT, CHILDREN) PROGRAM PARTICIPANTS AND THEIR FAMILIES FOR WARREN COUNTY PUBLIC HEALTH

WHEREAS, pursuant to Resolution No. 271 of 2019, the Chairman of the Board of Supervisors was authorized to execute an agreement with Field Goods, 742 Schoharie Turnpike, Athens, New York 12015, to purchase and distribute fresh produce to WIC participants and their families for a total amount not to exceed Four Thousand Three Hundred Dollars (\$4,300), and

WHEREAS, the Director of Public Health/Patient Services has requested that the agreement be amended to increase the not to exceed amount to Five Thousand Dollars (\$5,000), now, therefore, be it

RESOLVED, that the agreement with Field Goods be, and hereby is, amended to increase the not to exceed amount to Five Thousand Dollars (\$5,000) for a term commencing June 14, 2019 and terminating upon completion of the program and when the funds have been expended, or upon thirty (30) days written notice by either party, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Codes A.4018.0040 410, Preventive Program, Health Education, Supplies, and be it further

RESOLVED, other than the charges outlined herein, all other terms and conditions of Resolution No. 271 of 2019 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 348 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

APPROVING WARREN COUNTY HEALTH SERVICES AGENCY EVALUATION OF SERVICES AND ANNUAL REPORT FOR 2018 FOR THE DIVISION OF HOME CARE AND THE DIVISION OF PUBLIC HEALTH

WHEREAS, the Director of Public Health/Patient Services of the Warren County Health Services Department has submitted an annual evaluation of Services and Annual Report for 2018 for the Division of Home Care and the Division of Public Health to the Warren County Board of Supervisors for approval, now, therefore, be it

RESOLVED, that the Warren County Health Services Evaluation of Services and Annual Report for the year 2018, as presented to the Warren County Board of Supervisors be, and hereby is, accepted and approved and a copy of same is on file with the Clerk of the Board of Supervisors.

Adopted by unanimous vote.

RESOLUTION NO.349 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING RENEWAL OF AGREEMENTS WITH THE CITY OF GLENS FALLS AND SOUTH WARREN SNOWMOBILE CLUB, INC. PROVIDING FOR THE LICENSING OF USE OF TRAILS OWNED BY THE CITY OF GLENS FALLS AND TRAIL DEVELOPMENT AND MAINTENANCE

RESOLVED, that Warren County continue the agreements (most recently authorized by Resolution No. 292 of 2018) with the City of Glens Falls, 42 Ridge Street, Glens Falls, New York 12801, for the purpose of obtaining the license to allow use of property owned by the City of Glens Falls, County of Warren, New York, for snowmobile trail purposes (with South Warren Snowmobile Club, Inc. to develop and maintain the trails), for a term commencing July 1, 2019 and terminating June 30, 2020 and containing an early termination clause, which agreement may provide for plowing of a parking lot by Warren County employees, defense, indemnification and holding the City harmless from licensed activities, and be it further

RESOLVED, that in addition to the above agreement, Warren County enter into a separate agreement with South Warren Snowmobile Club, Inc., P.O. Box 258, Lake Luzerne, New York 12846-0258, whereby the County furnishes and/or allows use of trails it has acquired and the Club develops (as may be necessary) and maintains County and Club snowmobile trails for the purpose of allowing free public use of said trails, which agreement shall: (1) commence July 1, 2019 and terminate June 30, 2020 and contain an early termination clause, in a form approved by the County Attorney; (2) provide that the County has acquired or will acquire certain easements for snowmobile trails; (3) provide for development, as may be necessary, and maintenance of trails by the Club; (4) provide for use of the snowmobile trails by the general public at no cost; (5) provide additional insured status for the County and such other parties as the County Attorney shall recommend; (6) provide an indemnification and defense clause for the County and such other parties as the County Attorney shall recommend; and (7) contain such other provisions recommended by the County Attorney and otherwise be in a form approved by the County Attorney, with the Chairman of the Board of Supervisors being authorized to execute both agreements with the City of Glens Falls and South Warren Snowmobile Club, Inc.

Adopted by unanimous vote.

RESOLUTION NO. 350 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING RENEWAL OF SNOWMOBILE TRAIL LICENSE AGREEMENT WITH LYME ADIRONDACK TIMBERLANDS I, LLC FOR SNOWMOBILE TRAIL SYSTEM LOCATED IN THE TOWN OF HAGUE

RESOLVED, that Warren County continue the Snowmobile Trail License Agreement (most recently authorized by Resolution No. 291 of 2018) with Lyme Adirondack Timberlands I, LLC, 123 Quaker Road, Suite 107, Queensbury, New York 12804, to continue the use of the snowmobile trail system located in the Town of Hague, in consideration of a lump sum payment in the amount of Three Thousand One Hundred Eighty-Five Dollars (\$3,185), for a term commencing on December 1, 2019 and terminating on November 30, 2020, with public use being limited to the period from December 10, 2019 to March 31, 2020, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said Snowmobile Trail License Agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds for this agreement shall be expended from Budget Code A.7110 411 Parks & Recreation, Rent - Building/Property.

Adopted by unanimous vote.

RESOLUTION NO. 351 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

AUTHORIZING AGREEMENT WITH TENEX SOFTWARE SOLUTIONS TO PURCHASE NINETY (90) TENEX ELECTRONIC POLL BOOK COMPUTERS INCLUDING HARDWARE, SOFTWARE, LICENSING, REGISTRATION, MANAGEMENT AND ONSITE TRAINING

RESOLVED, that Warren County enter into an agreement with Tenex Software Solutions, 5402 West Laurel Street, Suite 206, Tampa, Florida 33607, to purchase ninety (90) Tenex Electronic Poll Book Computers including hardware, software, one (1) year of licensing fees, registration fees, management fees and onsite training fees, for Eighty-Six Thousand Eight Hundred Eighty-Seven Dollars (\$86,887) plus an additional annual licensing fee of Eleven Thousand Two Hundred Fifty (\$11,250) per year commencing after year one, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney.

Roll Call Vote:

Ayes: 875

Noes: 63 Supervisors Merlino and Thomas

Absent: 62 Supervisor Geraghty

Adopted.

RESOLUTION NO. 352 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

AMENDING RESOLUTION NO. 17 OF 2019, APPOINTING MEMBERS OF THE BOARD OF DIRECTORS OF THE WARREN COUNTY SOIL AND WATER CONSERVATION DISTRICT, TO CHANGE THE TERM OF AN APPOINTEE

WHEREAS, pursuant to Resolution No. 17 of 2019, the Warren County Board of Supervisors appointed Frank Thomas, Supervisor, Town of Stony Creek, for a term commencing January 1, 2019 and terminating December 31, 2021, and

WHEREAS, the District Manager of the Soil and Water Conservation District has requested the term be changed to terminate on December 31, 2019 to keep in compliance with Section 7 of the New York State Soil and Water Conservation District Law which states that a member from the county board shall be appointed annually, now, therefore be it

RESOLVED, that Resolution No. 17 of 2019 be, and hereby is, amended to change the termination date of Frank Thomas, Supervisor, Town of Stony Creek from December 31, 2021 to December 31, 2019, and be it further

RESOLVED, that other than the change outlined herein, all other terms and conditions of Resolution No. 17 of 2019 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 353 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

APPOINTING MEMBERS OF THE BOARD OF DIRECTORS OF THE WARREN COUNTY SOIL AND WATER CONSERVATION DISTRICT

RESOLVED, that the following members, be, and hereby are, appointed to the Board of Directors of the Warren County Soil and Water Conservation District, for the following terms to replace Brad Magowan and Tim Costello respectively, both of whom have resigned:

NAME	TITLE/ADDRESS	TERM
Michael Greenslade <i>(replacing Brad Magowan)</i>	New York State Park Manager	8/16/2019 - 12/31/2019
Susan Wilson <i>(replacing Tim Costello)</i>	Deputy Supervisor, Town of Bolton	8/16/2019 - 12/31/2021

Adopted by unanimous vote.

RESOLUTION NO. 354 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

ACCEPTING AND EXPRESSING APPRECIATION TO THE ESTATE OF JUDGE JOHN AUSTIN FOR THE GIFT OF INFORMATIONAL MATERIALS AND \$5,000 TO THE WARREN COUNTY RECORDS CENTER

RESOLVED, that the Warren County Board of Supervisors hereby accepts the gift from the Estate of Judge John Austin to the Warren County Records Center. Such gift includes

historical and genealogical books, CD-Roms, pamphlets, papers, and files that were located in the library of Judge John Austin, as well as his desktop computer and file cabinets, and the sum of Five Thousand Dollars (\$5,000) to provide for shelving and housing of said materials; and be it further

RESOLVED, that the Warren County Board of Supervisors expresses thanks and appreciation to the Estate of Judge John Austin for the donation.

Adopted by unanimous vote.

RESOLUTION NO. 355 OF 2019
Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AMENDING TABLE OF ORGANIZATION AND WARREN COUNTY SALARY AND COMPENSATION PLAN FOR 2019

RESOLVED, that the Table of Organization and the Warren County Salary and Compensation Plan for 2019 are hereby amended as follows:

COUNTY ATTORNEY

<u>Decreasing Salary from:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1420.110</u>		\$67,258
<u>TITLE:</u>	08/11/2019	
First Assistant County Attorney		

<u>Decreasing Salary to:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1420.110</u>		\$65,258
<u>TITLE:</u>	08/11/2019	
First Assistant County Attorney		

DISTRICT ATTORNEY

<u>Deleting Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1165.110</u>		
<u>TITLE:</u>	08/19/2019	\$29,333
Secretary		Grade 4

<u>Creating Position:</u>		
<u>A.1165.110</u>	08/19/2019	\$30,520
<u>TITLE:</u>		Grade 5
Legal Clerk #1		

<u>De-funding Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1165.110</u>		
<u>TITLE:</u>	08/19/2019	\$27,438
Clerk		Grade 2

<u>Creating Position:</u>		
<u>A.1165.110</u>	08/19/2019	\$30,520
<u>TITLE:</u>		Grade 5
Legal Clerk #2		

DISTRICT ATTORNEY

<u>De-funding Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1165.110</u>		
<u>TITLE:</u>	08/19/2019	\$29,333
Word Processing Operator		Grade 4

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1165.110</u>	08/19/2019	\$30,520
<u>TITLE:</u>		Grade 5
Legal Clerk #3		

<u>De-funding Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1165.110</u>		
<u>TITLE:</u>	08/19/2019	\$28,026
Keyboard Specialist		Grade 3

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1165.110</u>	08/19/2019	\$30,520
<u>TITLE:</u>		Grade 5
Legal Clerk #4		

Roll Call Vote
 Ayes: 938
 Noes: 0
 Absent: 62 Supervisor Geraghty
 Adopted.

RESOLUTION NO. 356 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AMENDING RESOLUTION NO. 236 OF 2019, AUTHORIZING AGREEMENT WITH STANDARD MEDICAL SERVICES TO PROVIDE MEDICAL EXAMINATIONS FOR POLICE AND PATROL OFFICER CANDIDATES, TO CHANGE THE NAME OF THE PROVIDER TO MOUNTAIN MEDICAL SERVICES, PLLC

WHEREAS, by Resolution No. 236 of 2019 the Warren County Board of Supervisors authorized an agreement with Standard Medical Services, 68 Quaker Road, Queensbury, New York 12804, to provide medical examinations for police and patrol officer candidates for a term commencing May 17, 2019 and continuing until terminated by either party upon sixty (60) days written notice, and

WHEREAS, the Personnel Officer has since advised Standard Medical Services is a division of Mountain Medical Services, PLLC and that to properly process payments for services the contract must be in the name of Mountain Medical Services, PLLC, and

WHEREAS, the Personnel & Higher Education Committee has reviewed the matter and does recommend that Resolution No. 236 of 2019 be amended to change the name of the provider from Standard Medical Services to Mountain Medical Services, PLLC, now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby amend Resolution No. 236 of 2019 to change the name of the provider from Standard Medical Services to Mountain Medical Services, PLLC, and be it further

RESOLVED, that all other portions of Resolution No. 236 of 2019 shall remain in full force and effect.

Adopted by unanimous vote.

RESOLUTION NO. 357 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING JIGNASHA SHAH, PUBLIC HEALTH PROGRAM COORDINATOR, TO ENROLL IN A JOB-RELATED COURSE

WHEREAS, Jignasha Shah, Public Health Program Coordinator, has submitted an Application for Approval of Enrollment in a Job-Related Course by an Employee for a course offered at SUNY Albany School of Public Health, for the following term and amount, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves Jignasha Shah's enrollment in the following course for the term and amount listed, which approval for the employee shall be contingent upon continued employment with Warren County for at least eighteen (18) consecutive months after completing this course, for the course period set forth below and upon completion of said course with a grade of "C" or better:

COURSES	TERM	REIMBURSABLE AMOUNT (NOT TO EXCEED)
HEPI 511 Basic Principles of Statistical Inference	August 26, 2019 - December 9, 2019	\$846.70
TOTAL NOT TO EXCEED		\$846.70

and be it further,

RESOLVED, that Jignasha Shah, shall be reimbursed for fifty percent (50%) of the course costs incurred for the above course and associated course fees if any, upon the submission of vouchers with receipts verifying costs for same, and be it further

RESOLVED, that the funds for the above reimbursement shall be expended from Budget Code A.4018.0040 444.01 Preventive Program, Health Education, Job Related Courses.

Adopted by unanimous vote.

RESOLUTION NO. 358 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING LAURA MONROE, PUBLIC HEALTH REGISTERED NURSE, TO ENROLL IN A JOB-RELATED COURSE

WHEREAS, Laura Monroe, Public Health Registered Nurse, has submitted an Application for Approval of Enrollment in a Job-Related Course by an Employee for a course offered at Southern New Hampshire University-Online, for the following term and amount, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves Laura Monroe's enrollment in the following course for the term and amount listed, which approval for the employee shall be contingent upon continued employment with Warren County for at least eighteen (18) consecutive months after completing this course, for the course period set forth below and upon completion of said course with a grade of "C" or better:

COURSE	TERM	REIMBURSABLE AMOUNT (NOT TO EXCEED)
NUR 440 Research and Evidenced Based Practice	July 1, 2019 - August 19, 2019	\$513.48
TOTAL NOT TO EXCEED		\$513.48

and be it further,

RESOLVED, that Laura Monroe, shall be reimbursed for fifty percent (50%) of the course costs incurred for the above course and associated course fees if any, upon the submission of vouchers with receipts verifying costs for same, and be it further

RESOLVED, that the funds for the above reimbursement shall be expended from Budget Code A.4010 444.01 Health Services, Job Related Courses.

Adopted by unanimous vote.

RESOLUTION NO. 359 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING MONICA STARK, JUNIOR ACCOUNTANT IN THE TREASURER'S OFFICE, TO ENROLL IN JOB-RELATED COURSES

WHEREAS, Monica Stark, Junior Accountant in the Treasurer's Office, has submitted an Application for Approval of Enrollment in Job-Related Courses by an Employee for courses offered through SUNY Plattsburgh, for the following term and amount, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves Monica Stark's enrollment in the following courses for the term and amount listed, for the course period set forth below and upon completion of said courses with a grade of "C" or better:

COURSES & COLLEGE	TERM	REIMBURSABLE AMT. (NOT TO EXCEED)
Advanced Accounting, Intro to Mathematical Modeling in Business	August 26, 2019 - December 13, 2019	\$350
TOTAL NOT TO EXCEED		\$350

and be it further,

RESOLVED, that Monica Stark, shall be reimbursed for fifty percent (50%) of the course costs needed for the above courses and associated course fees if any, upon the submission of vouchers with receipts verifying same, and be it further

RESOLVED, that the funds for the above reimbursement shall be expended from Budget Code A.1325 444 County Treasurer, Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 360 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING COUNTY TREASURER TO CLOSE CAPITAL PROJECTS

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to close the following Capital Projects and return remaining funds to the funding source:

<u>CAPITAL PROJECT</u>	<u>ESTIMATED FUNDS</u>	<u>FUNDING SOURCE</u>
H359- Upgrade Fuel Farm	\$149.93	A.892.00 (Airport Reserve)
H379- Airport Security Systems	\$38,000.00	A.892.00 (Airport Reserve)

Roll Call Vote:
 Ayes: 938
 Noes: 0
 Absent: 62 Supervisor Geraghty
 Adopted.

RESOLUTION NO. 361 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE GENERAL FUND UNAPPROPRIATED SURPLUS TO THE BUILDINGS BUDGET; AMENDING 2019 WARREN COUNTY BUDGET

WHEREAS, the Superintendent of Buildings has requested funding in the amount of One Hundred Twenty-Two Thousand Dollars (\$122,000) to pay for the installation of a new boiler in the Municipal Center Building, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed One Hundred Twenty-Two Thousand Dollars (\$122,000) from the General Fund Unappropriated Surplus to the following budget code:

CODE	DEPARTMENT	AMOUNT
A.1620 413	Buildings, Repair & Maint.-Bldg/Property	\$ 122,000.00

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:
 Ayes: 938
 Noes: 0
 Absent: 62 Supervisor Geraghty
 Adopted.

RESOLUTION NO. 362 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE COUNTY TREASURER TO WRITE OFF UNCOLLECTED MEDICAID RECEIVABLES CARRIED OVER FROM DECEMBER 31, 2015 FOR THE FORMER WESTMOUNT HEALTH FACILITY

WHEREAS, the County Treasurer has requested to write off uncollected Medicaid receivables for the former Westmount Health Facility in the total amount of Five Hundred Fifty-Two Thousand Six Hundred Eighty-Three Dollars and Thirty-Seven Cents (\$552,683.37), as follows:

A.384.00, Medicaid Receivable - \$475,495.24
 A.384.03, Medicaid Assessment Receivable - \$43,213.13
 A.384.05, Medicaid Managed Receivable - \$33,975.00,

and

WHEREAS, the Finance Committee has considered and approved the request, now, therefore, be it

RESOLVED, that Medicaid receivables in the amount of Five Hundred Fifty-Two Thousand Six Hundred Eighty-Three Dollars and Thirty-Seven Cents (\$552,683.37) for the former Westmount Health Facility have been deemed uncollectible and that such amounts be written off by the County Treasurer, as outlined above.

Roll Call Vote:

Ayes: 938

Noes: 0

Absent: 62 Supervisor Geraghty

Adopted.

RESOLUTION NO. 363 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

RESOLUTION ESTABLISHING A REPAIR RESERVE FUND, A.899.00, RESERVE, COUNTY RAILROAD REPAIRS, TO FINANCE THE COST OF REPAIRS TO THE COUNTY OWNED RAILROAD; AUTHORIZING APPROPRIATION OF FUNDS AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that pursuant to Section 6-d of the General Municipal Law, as amended, there is hereby established a Repair Reserve Fund to be known as the County Railroad Repairs Reserve Fund (A.899.00) ("Reserve Fund"), with the source of funding to be an appropriation from the Reserve, Railroad Repairs (A.891.00) balance in the amount of One Hundred Thirty-Two Thousand Five Hundred Ten Dollars and Fifty-Nine Cents (\$132,510.59), and be it further

RESOLVED, that the purpose of this Reserve Fund is to accumulate money to finance the cost of repairs relating to the county owned railroad, and be it further

RESOLVED, that the Warren County Treasurer is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 9-a of the General Municipal Law. The Warren County Treasurer shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the Reserve Fund, the amount and date of each withdrawal from the Reserve Fund and the total assets of the Reserve Fund, showing cash balance and shall, at the end of each fiscal year render to the Board of Supervisors a detailed report of the operation

and condition of the Reserve Fund, and be it further

RESOLVED, that except as otherwise provided by law, expenditures from the Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of the Warren County Board of Supervisors and such additional actions or proceedings as may be required by Section 6-d of the General Municipal Law or any other law, and be it further

RESOLVED, that the Warren County Treasurer is hereby authorized to transfer and deposit into the County Railroad Repairs Reserve Fund (A.899.00) any remaining appropriation balance at end of budget year in Budget Code A.7113 Railroad, and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 938

Noes: 0

Absent: 62 Supervisor Geraghty

Adopted.

RESOLUTION NO. 364 of 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE RAILROAD REPAIRS RESERVE TO THE COUNTY RAILROAD REPAIRS RESERVE FUND; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed One Hundred Thirty-Two Thousand Five Hundred Ten Dollars and Fifty-Nine Cents (\$132,510.59) from the Reserve, Railroad Repairs (A.891.00) to the following budget code:

CODE	DEPARTMENT	AMOUNT
A.899.00	Reserve, County Railroad Repairs	\$ 132,510.59

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 938

Noes: 0

Absent: 62 Supervisor Geraghty

Adopted.

RESOLUTION NO. 365 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE COUNTY RAILROAD REPAIRS RESERVE TO THE RAILROAD BUDGET; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Fifty-Three Thousand One Hundred Dollars (\$53,100) from the Reserve, County Railroad Repairs (A.899.00) to the following budget code:

CODE	DEPARTMENT	AMOUNT
A.7113 470	Railroad, Contract	\$ 53,100.00

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 938

Noes: 0

Absent: 62 Supervisor Geraghty

Adopted.

RESOLUTION NO. 366 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

**INCREASING CAPITAL PROJECT NO. H341 FLOOD MITIGATION GRANT;
AUTHORIZING TRANSFER OF FUNDS AND AMENDING WARREN COUNTY BUDGET
FOR 2019**

RESOLVED, that the Warren County Board of Supervisors does hereby increase Capital Project No. H341 Flood Mitigation Grant, as follows:

1. Capital Project No. H341 Flood Mitigation Grant is hereby increased in the amount of Eight Hundred Fifty-Eight Dollars and Eighteen Cents (\$858.18).
2. The estimated total cost of Capital Project No. H341 Flood Mitigation Grant is now Three Hundred Twenty-Five Thousand Three Hundred Fifty-Eight Dollars and Eighteen Cents (\$325,358.18).
3. The proposed method of financing the increase in such Capital Project consists of the following:
 - a. Local share funding in the amount of Eight Hundred Fifty-Eight Dollars and Eighteen Cents (\$858.18) shall be provided by the transfer of funds from Budget Code A.9950 910, Transfers-Capital Projects, Interfund Transfers.
4. The sum of Three Hundred Twenty-Four Thousand Five Hundred Dollars (\$324,500) has been provided by prior resolutions adopted by the Board of Supervisors, and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

<u>TRANSFER TO</u>	<u>AMOUNT</u>
H341 Flood Mitigation Grant	\$858.18

Roll Call Vote:

Ayes: 938

Noes: 0

Absent: 62 Supervisor Geraghty

Adopted.

RESOLUTION NO. 367 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

INCREASING CAPITAL PROJECT NO. H380 PROMOTING THE FIRST WILDERNESS; AUTHORIZING TRANSFER OF FUNDS AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby increase Capital Project No. H380 Promoting the First Wilderness, as follows:

1. Capital Project No. H380 Promoting the First Wilderness is hereby increased in the amount of Six Thousand Eight Hundred Fifty-One Dollars (\$6,851).
2. The estimated total cost of Capital Project No. H380 Promoting the First Wilderness is now Seventy-Seven Thousand Two Hundred Eighty-Seven Dollars (\$77,287).
3. The proposed method of financing the increase in such Capital Project consists of the following:
 - a. Local share funding in the amount of Six Thousand Eight Hundred Fifty-One Dollars (\$6,851) shall be provided by the transfer of funds from Budget Code A.9950 910, Transfers-Capital Projects, Interfund Transfers;
4. The sum of Seventy Thousand Four Hundred Thirty-Six Dollars (\$70,436) has been provided by prior resolutions adopted by the Board of Supervisors, and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

<u>TRANSFER TO</u>	<u>AMOUNT</u>
H380 Promoting the First Wilderness	\$6,851

Roll Call Vote:

Ayes: 938

Noes: 0

Absent: 62 Supervisor Geraghty

Adopted.

RESOLUTION NO. 368 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING COUNTY TREASURER TO CLOSE CAPITAL PROJECTS

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to close the following Capital Projects and return remaining funds to the funding source:

<u>CAPITAL PROJECT</u>	<u>ESTIMATED FUNDS</u>	<u>FUNDING SOURCE</u>
H297 - County Quadrecentennial Program	\$0.00	General Fund
H314 - First Wilderness Scenic Byways	\$9.61	General Fund
H341 - Flood Mitigation Grant	\$0.00	General Fund
H363 - Loc Gov Records Mgmt Imprv Fund	\$11.37	General Fund

Roll Call Vote:

Ayes: 938

Noes: 0

Absent: 62 Supervisor Geraghty

Adopted.

RESOLUTION NO. 369 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

**APPROVING THE LAKE CHAMPLAIN-LAKE GEORGE REGIONAL PLANNING BOARD
2020 BUDGET**

WHEREAS, the Lake Champlain-Lake George Regional Planning Board ("LCLGRP") was established in accordance with resolutions passed by the Counties of Warren, Washington, Essex, Clinton and Hamilton in 1967, as may have been amended, as a Regional Planning Board pursuant to New York General Municipal Law ("GML") Article 12-B, Section 239-h, and

WHEREAS, pursuant to the 5 County Agreement established by the LCLGRP Bylaws the Warren County Board of Supervisors were presented with a 2020 LCLGRP budget and salary schedule for approval, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the 2020 budget, which includes the Warren County contribution, and salary of the LCLGRP, attached hereto as Schedule A.

SCHEDULE A

LCLGRP 2020 BUDGET - APPROVED 7.16.19

EXPENSE CATEGORY	2019 BUDGET	2020 BUDGET
Salaries	\$175,250.00	\$236,450.00
Fringe for Employees	87,625.00	80,000.00
Fringe for Retirees	25,000.00	27,500.00
Insurance	5,000.00	5,000.00
Workers Comp Insurance	2,200.00	2,300.00
Rent	4,500.00	5,520.00
Legal	4,500.00	7,500.00
Accounting	10,000.00	10,000.00
Audit	10,000.00	12,900.00

EXPENSE CATEGORY	2019 BUDGET	2020 BUDGET
Credit Reports	\$ 200.00	\$250.00
UCC Renewals/Filings	45.00	160.00
Technology Assistance	650.00	650.00
Website	460.00	425.00
Professional Services	-	-
Operating Expenses	10,000.00	20,000.00
Travel and Training	7,500.00	7,175.00
LCLGRP Total	\$342,930.00	\$415,830.00
A/GFTC Total		\$380,000.00
TOTAL	\$342,930.00	\$795,830.00

SCHEDULE A
LCLGRP 2020 BUDGET - APPROVED 7.16.19

REVENUE CATEGORY	SUBCATEGORIES	2019 BUDGET	2020 BUDGET
County Allocations		\$31,682.00	\$42,499.00
	<i>Clinton County</i>	<i>10,211.00</i>	<i>10,211.00</i>
	<i>Essex County</i>	<i>5,369.00</i>	<i>8,044.00</i>
	<i>Hamilton County</i>	<i>1,675.00</i>	<i>2,730.00</i>
	<i>Warren County</i>	<i>12,954.00</i>	<i>12,954.00</i>
	<i>Washington County</i>	<i>8,500.00</i>	<i>8,560.00</i>
US EDA Planning Grant		70,000.00	70,000.00
NYS DEC 604(b) Planning Grant		65,000.00	107,500.00
Water Quality Grant Admin		50,000.00	90,500.00
	<i>Lake George Assessment</i>		<i>30,000.00</i>
	<i>Lake George Economic Study</i>		<i>5,000.00</i>

	<i>LCBP P quantifying grant</i>		\$30,000.00
	<i>Washington Co MS4 grant</i>		4,000.00
	<i>Champlain WQIP</i>		7,000.00
	<i>Upper Hudson WQIP</i>		4,000.00
	<i>Upper Hudson DOS</i>		7,500.00
	<i>Stormwater Tradeshow</i>		3,000.00
Interest from Loans		95,818.00	70,781.00
Town of Schroon RLF		3,500.00	3,500.00
Northern Borders Admin		4,050.00	4,050.00
A/GFTC - Host Agency Agreement		27,000.00	27,000.00
LCLGRP Total		\$347,050.00	\$415,830.00
A/GFTC Total			\$380,000.00
TOTAL			\$795,830.00

**SCHEDULE A
LAKE CHAMPLAIN-LAKE GEORGE REGIONAL PLANNING BOARD
2020 SALARY SCHEDULE
APPROVED - 7.16.19**

BUDGET YEAR 2020

POSITION TITLE	2020 SALARY
Director	\$78,000.00
Senior Planner	\$58,425.00
Senior Account Clerk	\$42,025.00
Economic Development Coordinator	\$58,000.00

Roll Call Vote:

Ayes: 768

Noes: 0

Abstain: 170 Supervisors Strough and Sokol

Absent: 62 Supervisor Geraghty

Adopted.

**RESOLUTION NO. 370 OF 2019
Resolution introduced by Supervisors Simpson and Driscoll**

**AUTHORIZING A SETTLEMENT AGREEMENT FOR A RESIDENT AT THE FORMER
WESTMOUNT HEALTH FACILITY**

RESOLVED, that the Warren County Board of Supervisors hereby authorizes a settlement agreement as outlined below for skilled nursing services for a resident at the former Westmount Health Facility as currently set forth in the books and records of the County's General Fund as follows:

<u>RESIDENT NUMBER</u>	<u>AMOUNT</u>
992	\$185,000

Adopted by unanimous vote.

Chairman Conover called for public comments from anyone wishing to address the Board on any matter.

Mr. Moore apprised for clarification purposes the number of residents impacted by the write off in proposed Resolution No. 362, *Authorizing the County Treasurer to Write off Uncollected Medicaid Receivables Carried over from December 31, 2015 for the Former Westmount Health Facility*, was 109.

Dr. Stan Cianfarano, *Warren County Historian*, advised he was here on behalf of the Warren County Historical Society, which he served as Co-President of, to notify the Board members what was occurring there as a result of the County's support of their organization. He introduced Terry Podnorski, *Executive Director, Warren County Historical Society*, who had been leading the efforts to have a museum that represented the County in place. He proceeded to distribute an invitation to the open house event for their museum to the Board members; a copy of the invitation is on file with the items distributed at the August 16th Board Meeting.

Ms. Podnorski stated she was pleased to be present at the meeting this morning to first and foremost thank the Board members for their confidence and continued support of their organization, as well as to announce that they had opened a museum and a permanent display. She mentioned the invitations being distributed by Mr. Cianfarano were for their opening reception and debut on Thursday, September 12th from 5:00 p.m. until 8:00 p.m. at their headquarters located at 50 Gurney Lane in the Town of Queensbury. She said she hoped everyone could attend, as they had an exciting evening planned, but if they were unable to she would be happy to provide a tour at their convenience. She mentioned two years ago they had moved from a smaller building on Sunnyside Road in the Town of Queensbury to their current location on Gurney Lane which they had transformed into a destination venue for the County for residents and visitors alike for the purpose of learning about the County's history and heritage. She informed they were a small historical society that was chartered in 1997; however, she noted, when the County provided them with the opportunity to make their headquarters at the Gurney Lane Facility they moved forward to develop a permanent display and museum which was referred to as "Warren County 360, Celebrating Place and People". She said they chose as their model or paradigm cultural geography and they set about the task of researching and writing an exhibit that would tell the story of the evolution of Warren County through the lense of cultural geography, meaning that they focused on the importance of the County's natural resources, its geography and how the economy, cultural and society were developed. She stated they had something brand new and innovative to offer with an exhibit filled with beautiful, professionally designed displays through the use of their items and artifacts from their collections, as well as a slide show of historical images of the County. She remarked she believed the Board members would all be amazed at what they had created; she added this was a big step for them that they could not have accomplished without the assistance the County had provided them.

Chairman Conover called for announcements.

Supervisor Loeb advised he had requested that the Commissioners for the Board of Elections address Supervisor Thomas's concerns regarding the safety of the E Poll Books at the Support Services Committee meeting on Monday.

Supervisor Simpson stated he would like to ensure the Board members were aware of a State decision that would impact the towns with state land located in them. He advised there was a court decision that was made which effectively changed the interpretation of what a tree was that caused the NYS DEC to determine they could not cut down any trees meaning any of the hiking trails that were being proposed or any of the trail improvements occurring throughout the High Peaks were placed on hold. He said the NYS DEC announced last week they would be appealing the courts decision, but the process would take some time. He mentioned the balance that was promised through Article 14 in the Adirondack Park was in jeopardy with this type of issue being debated at this point.

Supervisor Braymer apprised Supervisor Simpson was aware that she was one of the attorneys that was representing the group that had brought forward this Article 14 lawsuit. She said she concurred that the NYS DEC had taken the position that this was a broad reaching decision and they had notified local governments that they would not be cutting down any trees going forward; she added she felt this was unfortunate because this was not what the decision stated, as it was in accordance with long-standing case precedent and the State Constitution itself which was put into place in 1894 which indicated the Forest Preserve meaning State land in the Adirondack Park was supposed to remain forever wild and no trees i.e timber were supposed to be cut. She said case law had occurred over time that indicated a reasonable amount of trees could be cut; however, she noted, the case was brought forward as a result of the NYS DEC cutting down 25,000 trees as part of its construction project in the Adirondack Park to which the Appellate Court decided was too many. She said this meant the ruling did not indicate no trees could be cut down, but rather 25,000 was too many which was why she felt the NYS DEC was overreacting; she added the State was appealing the decision.

Supervisor Merlino acknowledged Amy Clute, *Self-Insurance Administrator*, for her efforts to reduce the costs of the Workers Compensation Insurance, as the Town of Lake Luzerne's premium had been reduced significantly over the past five years. He said if it was an option to nominate a Department Head for the employee of the month award then he would nominate Ms. Clute, as she was deserving of this recognition.

Supervisor Beaty remarked he was impressed with the interaction of the experts from the healthcare, education and business communities at the 20/30 Task Force meeting. He said these individuals were committed to try and reverse a trend that was difficult in its concept, but he felt the end result would be positive from this. He advised after only two meetings they were further along than he had anticipated with discussions concerning the lack of broadband access and how it impacted businesses and education. He thanked Mr. Moore for being instrumental in helping coordinate this task force. Finally, Supervisor Beaty thanked the Board members for unanimously voting for him to be appointed as a member of the Climate Smart Group, as he was hoping to add as much as possible to that group.

Supervisor Driscoll announced Friday, September 6th was the annual Tri-County Interagency Community Resource Day at Aviation Mall from 2:00 p.m. until 5:00 p.m. He mentioned last year over fifty not-for-profits and for-profits that provided quality of life programs and services had participated in the event and he encouraged all to attend this years event to learn what programs were available. Supervisor Driscoll apprised this upcoming Tuesday evening as part of his tour of the County he would be presenting regarding SNAP (*Supplemental Nutrition Assistance Program*) and Federal feeding programs in the Town of Stony Creek; he added this would preclude his presentations, as he had carried out the presentation at every municipality on that subject and he thanked the Town Supervisors for being gracious and introducing him to their Town Board members.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Dickinson and seconded by Supervisor Sokol, Chairman Conover adjourned the Board Meeting at 11:21 a.m.

**WARREN COUNTY BOARD OF SUPERVISORS
BOARD MEETING
FRIDAY, SEPTEMBER 20, 2019**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:02 a.m.

Mr. Ronald F. Conover presiding.

In Supervisor Frasier's absence, salute to the flag was led by Supervisor Simpson.

Roll called, the following members present:

Supervisors Leggett, Diamond, McDevitt, Braymer, Loeb, Driscoll, Simpson, Hogan, Dickinson, Merlino, Strough, Wild, Beaty, Magowan, Sokol, Thomas, Hyde, Geraghty and Conover- 19; Supervisor Frasier absent- 1.

Commencing the Agenda review, Chairman Conover noted a motion was necessary to approve the minutes of the August 16th Board Meeting, subject to correction by the Clerk of the Board. The motion was made by Supervisor Braymer, seconded by Supervisor Simpson and carried unanimously.

Chairman Conover advised Presentation of the Employee of the Month Award would be postponed until the October 18th Board Meeting.

Proceeding with the Agenda review, Chairman Conover offered privilege of the floor to Lloyd Mott, *Chairman, Warren County Safe and Quality Bicycling Organization*, who apprised he and Supervisor Strough, who served as the organizations Assistant Chairman, would like to take the time today to thank the Board of Supervisors and the County for supporting their organization and he recognized the Tourism Department for their assistance with maps that were distributed all over the northeast and into Canada. He mentioned they conducted a survey on an annual basis to determine ways to improve, with this past years topic concerning what their members would like to see done at the County level relative to biking; he said the vast response was to improve the roads, i.e. the shoulders. He said they had some success working with the municipalities and County, but he was aware there were limits to what could be done due to a lack of funding, and so they were pushing for the State and Federal Governments to increase the funding.

Supervisor Strough stated he believed everyone was aware of the importance of biking with and the purpose of the Warren County Safe & Quality Bicycling Organization, which was the Board of Supervisors advisory organization for the bicycle community, being safety and promotion. He said their mission was to get residents and visitors to recognize how fun biking was and to make Warren County the bicycling destination for everyone who lived within a three hundred mile vicinity. He continued, they were also working toward making the County understand how bike friendly communities can potentially generate millions of dollars in revenue from tourism and visitors, as well as to promote the health benefits of biking, to advance biking as an alternative form of transportation demonstrated how good biking was for the environment. He stated they promoted the bike trails in the County including the Halfway Brook Trail, the Halfway Feeder Connector Trail, Feeder Canal Trail, Warren County Bike Trail, as well as the Warren County Cycling Challenge and Complete Streets which was a national campaign whose purpose was to make streets friendly for all transportation uses, not just for vehicles. In regard to their efforts pertaining to safety and education, Mr. Mott advised they had carried out the following tasks: organized and distributed safety cards to bike shops and municipal buildings, as well as the exhibitions they attended, a copy of which is on file with the items distributed at the September 20th Board Meeting; they had written PSA's (*Public Safety Announcements*) that were featured in *The Post Star*, as well as articles about safety featured in the *Lake George Mirror* and the *North Creek News*. He informed they had assisted Cornell Cooperative Extension with their annual Safety Program for third graders during a year when they were short staffed and had discussed providing them with assistance again. He continued, discussing the bicycle workshops they conducted for the foreign students who traveled to the region to work during the summer months with the assistance of Robert Blais, *Mayor, Village*

of Lake George, with over two hundred individuals participating. He said they were working on developing a better manner to connect with these foreign students, such as going directly to their employers to see if they would provide their organization time to meet with the students while they were working to do a presentation regarding bicycle safety.

Mr. Mott stated since safety was one of the main concerns, they were currently working with Parks and Trails New York on developing a curriculum that could be taught in the physical education classes throughout the State for tenth and eleventh graders to re-enforce safety for bikers and motorists to youth who were approaching the age where they would be obtaining their drivers licenses.

Supervisor Strough referred to the magazine entitled *RIDEON!* which had been distributed to the Board members prior to the meeting and was developed by Dave Matthews, who was a member of their organizations Board of Directors; a copy of the magazine is on file with the items distributed at the September 20, 2019 Board Meeting. He said the purpose of the magazine was to promote mountain biking, which was one of the new and exciting experiences in bicycling. He apprised their organization had provided assistance to the Churney Gurney Trail on Gurney Lane in the Town of Queensbury, as well as the efforts on the Hubb Trail in the Town of Horicon. He added the purpose of the *RIDEON!* publication was to promote mountain biking within the County, with future editions being planned. He added they had also donated money for the design of additional trail systems.

In regard to promotion, Mr. Mott apprised they had some success with their theme rides of varying kinds, one of which consisted of meeting in the bike parking lot on Country Club Road in the Town of Queensbury and bicycling to Lake George where they took an educational boat ride, had lunch and then rode their bicycles back to the Town of Queensbury. He stated they also had monthly bicycle rides around the County with rides taking place in each municipality and they took part in some rides with Gray Ghost Biking; however, he noted, what they discovered was most individuals biked with their friends. He informed the most successful event for them was their annual Harry Elkes ride which occurred this past weekend with the attendance improving every other year. He mentioned Mr. Elkes was a world champion biker around 1900 who was born and buried in the City of Glens Falls. He said they also published every ride they were aware on their website.

Supervisor Strough asked trivia questions regarding bicycling following which he awarded Supervisors Braymer and Magowan with a wrought iron sculpture of bicycle-rider for being the first to answer his questions correctly.

With regard to the future of bicycling was, Supervisor Strough informed the Champlain Bike Trail was going to be connected to the Erie Canal Bike Trail and would be connected to the Feeder Canal Bike Trail, as well. He said millions of dollars had been set aside to make these connections which would include bridges and a tunnel under County Route 196. He advised as a result of this their organization was working towards inter-connecting the trails in Warren County to allow bicyclists to go from the City of Glens Falls to Lake George and even further north if they so desired. He remarked bicycling was the future and their desire was for tourists to be aware that Warren County was a bicycling destination.

Mr. Mott advised last September through Parks and Trails New York their organization hosted a meeting in the Town of Queensbury pertaining to how bicyclists brought business to the tune of millions of dollars. He stated according to Andy Beers, *Director, Empire State Trail*, they would be asked to have input on what they referred to as the gateway, which would be structure similar to a kiosk placed where the Feeder Canal Bike Trail connected to the Champlain Canal Bike Trail, with the purpose of attracting as many bikers traveling along the Champlain Bike Trail into Warren County as possible. He encouraged anyone seeking additional information regarding their organization to visit their website bikewarrenco.org and he thanked the Board for their on-going support, as he believed by working with the County they had been able to make quality and safety bicycling improvements in the County.

A round of applause was given.

Moving along to the report by the Chairman of the Board, Chairman Conover apprised on

August 27th he had attended the meeting of the Health Insurance Working Group which a few Board members were members of. He stated he was pleased that thus far they had achieved all they had hoped to with regard to being self-insured and avoiding significant increases in the cost; he recognized all those involved with helping the County to accomplish this. He advised he had attended the Legislative & Rules Committee meeting on September 5th, during which the main topic had involved the redistribution of sales tax revenue in the County and he recognized Ryan Moore, *County Administrator*, for putting together an informative thirty-six page presentation regarding the matter. Chairman Conover advised he had attended the open house for the Warren County Historical Society Museum and he recommended anyone who had not had a chance to visit the museum to do so. He apprised on September 19th he had attended the special County Facilities meeting following which he attended the presentation of the year end audit report and he noted the County was in good financial standing. Concluding his report, Chairman Conover wished Kevin Hajos, *Superintendent of Public Works*, a happy birthday.

Chairman Conover then called for the reports by Committee Chairmen on the past months meetings or activities.

Supervisor Simpson began by wishing Mr. Hajos a happy birthday. He apprised the Public Works Committee had met on August 20th during which they decided to move forward with a user agreement with Adirondack Lyme Timber for access to the hiking trail to Swede Fire Tower in the Town of Hague. He said he would be working with some volunteers to get organized to carry out the work to clear the trail next year. He said they had discussed the agreements with various municipalities for roadway maintenance (*snow and ice removal*) following which they decided to increase the reimbursement rate to \$9,095 per mile of road. Supervisor Simpson announced the Adirondack Balloon Festival was occurring this weekend for which the weather forecast looked very promising and he encouraged all to attend, as Mr. Hajos and his staff worked tirelessly to ensure the event was seamless. He advised he had attended the NYSAC (*New York State Association of Counties*) Conference earlier this week and he had copies of all of the resolutions that were adopted there for anyone who would like to view them.

Supervisor Hogan advised the Cornell Cooperative Extension annual meeting and volunteer recognition was scheduled for Thursday, October 17th at the Highland Golf Course and all of the Supervisors had been sent an invitation. She mentioned there were mums for sale at their office in the Town of Warrensburg which were reasonably priced and grown in their greenhouse; she encouraged everyone to purchase them. Supervisor Hogan advised Cornell Cooperative Extension had received a Designing Healthy Communities grant with the purpose of making communities more pedestrian friendly.

Supervisor Dickinson reported on the August 28th meeting of the Occupancy Tax Coordination Committee during which they approved proposed Resolution Nos. 392-393 and he provided a brief overview of each. With regard to trails, Supervisor Dickinson advised the Towns of Lake George and Queensbury had purchased three hundred acres on Bloody Pond Road and were applying for grant funding. He said they had also discussed the development of a trail there with the Warren County Safe & Quality Bicycling Organization, who had provided them with excellent assistance; he added he was looking forward to starting to work on the trail next Spring.

Supervisor Merlino informed the Tourism Committee had met on August 28th during which they approved proposed Resolution Nos. 398 and 399 and he provided a brief summary of each. He said the Tourism Department had set up a meeting with STR, Inc. on October 10th at 6:00 p.m. at the Lake Luzerne Town Hall in the Senior Center and he encouraged all to attend. He stated there would be representatives from STR present to provide nationwide reports on the hotel industry business, as well as a focus on Warren County.

Prior to his Committee report, Supervisor Strough stated he wanted to take a moment to recognize the Adirondack Balloon Festival Committee for their efforts to ensure the event was seamless. He stated he also wanted to acknowledge the City of Glens Falls for working with

the Adirondack Balloon Festival Committee on the events that took place yesterday evening, first in Crandall Park and then in the downtown area of the City, which was booming like he had never seen it before, with an antique car show, music, etc. He mentioned many of the Supervisors would be joining him to assist with directing traffic at 4:00 a.m. tomorrow morning; he added there were many more events scheduled for the Festival with a favorable forecast for the weekend. Supervisors Strough apprised the Legislative & Rules Committee had met on September 5th, approving proposed Resolution No. 391 which he provided a brief summary of.

Supervisor Wild indicated he had nothing to report on.

Supervisor Beaty stated the Adirondack Balloon Festival was off to a roaring start, as a result of the favorable weather conditions, which the entire County would benefit from. He reported on the August 20th meeting of the County Facilities Committee where they approved proposed Resolution No. 373 which he provided a brief overview of. He advised they met again for a special meeting on September 19th, approving proposed Resolution Nos. 414 and 415 and he provided a brief overview of each.

Chairman Conover requested that Mary Elizabeth Kissane, *County Attorney*, elaborate on proposed Resolution No. 415, *Rescinding Resolution Nos. 249 of 2019 and 304 of 2019 Authorizing Six (6) Month Lease Agreement with D&G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) in the Town of Queensbury*. Ms. Kissane apprised this would rescind Resolution Nos. 249 and 304 of 2019, both of which authorized a six month lease with D&G Recycling, LLC.

Supervisor Magowan apprised he did not chair any Committees; however, he noted, he enjoyed attending as many meetings as his schedule permitted and he thanked the Chairs of the Committees and the Committee members for working together in unison. He stated he also attended the Open House for the Warren County Historical Society Museum which he was thoroughly impressed with. He advised he had attended the meeting at SUNY Adirondack regarding clean air and discussing the Foster Wheeler trash plant. He said the purpose was to look into recycling more to decrease the amount of waste that was burned at the trash plant to make the air safer. He remarked that he believed moving forward with selling the Ridge Street property to Perkins Recycling would make it easier for the County to push for more recycling. He concluded his report by stating he was looking forward to volunteering at the Adirondack Balloon Festival.

Supervisor Sokol informed the Finance Committee had met on August 29th and again on September 13th, approving proposed Resolution Nos. 371-372 and 404-413. In regard to proposed Resolution No. 412, *Ratifying Past Paid Time Off Accruals Granted by Warren County at the Request of the Sheriff*, he stated this would codify a practice that had been done with an unwritten policy. He apprised proposed Resolution No. 413, *Supporting the Adirondack Community College Capital Improvement Plan for 2020-21*, concerned the County providing support for SUNY Adirondack's Capital Improvement Plan for 2020-21; he added the representatives of the College always did a stellar job presenting the request which had a cost just shy of \$5 million for which there would be no cost to the County because the expense would be paid by the chargebacks collected from Counties other than Warren and Washington who had students enrolled there. Supervisor Sokol offered privilege of the floor to Mike Swan, *County Treasurer*, to provide the monthly update regarding the County's finances.

Mr. Swan advised he was pleased to announce the County's year-end audit found no reportable findings or adjustments meaning it was a clean audit and he credited his staff with ensuring everything was handled properly. He said he would be bringing the auditors suggestion to change the minimum amount of fund balance on hand from a dollar amount to a percentage amount of the total to the next Finance Committee for discussion. In regard to sales tax, Mr. Swan informed he was pleased to report collections were up 2% from the same time period last year; however, he noted, he was concerned with the change made in the State Budget which took a portion of the County's share of the sales tax to adjust the amount that was lost from the State aid to towns. He said he was troubled with how this may play out, as

the State Budget Office had not provided any input as to how they would carry this out, how much would be taken, etc. He stated according to the State, the sales tax revenue gained from internet sales would more than make up for this, but he had some serious reservations about that because according to the information provided to him by the State the County internet sales had increased while the collection from retail sales were either stagnant or decreasing. He said he interpreted this to mean individuals were either making purchases online or in the stores and not both meaning there would be no additional revenue for sales tax to offset what the State was taking away to supplement the towns. He remarked he was not picking on the towns, as the State was responsible for making this change and he wanted to ensure the Board was aware of his concerns because he believed in the future it would cost the County money. He added his personal feeling was the State's action was unconstitutional. On a more positive note, Mr. Swan advised the bonds taken out on the Human Services Building in 2009 were callable in December and he was working with the County's financial advisor to refinance those bonds for the next ten years. He continued, based upon the information they were currently looking at it appeared the County would save between \$2.5 to \$3 million in interest payments over the next ten years and possibly more due to the fact that the Federal Reserve had decreased the rates again. He stated in relation to that within the next few months he would be presenting a request for a resolution to authorize him to move forward with refinancing the bonds which would require the County to go through the rating system for a new bond rating which he believed would improve due to the results of the audit and the County's financial status resulting in additional savings.

Supervisor Thomas stated the Budget Committee had not met during the past month; however, he noted he and the Budget Team had met individually with each Department Head and their corresponding Committee Chair to review their 2020 Budget Requests. He said all of the Department Heads had submitted their Budget requests by the deadline of last Friday and he was in the process of reviewing what had been submitted. He said each Budget would be presented to their respective Committee to allow for comments and/or recommendations. He mentioned currently the budget was up 8.87% over last year or \$389,000, but he believed this would be decreased to a 1-1.5% increase. He said he planned on scheduling a Budget Committee meeting to discuss the proposal he was working on pertaining to establishing about a half dozen reserve accounts.

Supervisor Hyde indicated she had nothing to report on.

Supervisor Geraghty informed the Personnel & Higher Education Committee had approved proposed Resolution Nos. 400-403, the most notable of which was proposed Resolution No. 403, *Authorizing Health, Dental, Vision and Voluntary Life and Accident Insurance for County Officers, Employees and Retirees*; he noted the cost of employee benefits had remained reasonable due to the efforts of Jaeger & Flynn Associates.

Supervisor Leggett reported the Criminal Justice & Public Safety Committee had met on August 19th, approving proposed Resolution Nos. 374-378 and he provided a brief overview of each. He also thanked Supervisor Geraghty for presiding over the meeting in his absence. He informed he had attended the Senior Picnic at the Warren County Fish Hatchery a few weeks ago and he had also attended the Open House for the Warren County Historical Society Museum during which members of the organization expressed their gratitude to the County for financial support which allowed them to bring the Museum to fruition. Supervisor Leggett advised he had attended the NYSAC Fall Conference where he participated in a number of educational workshops, most notable of which was the one on County revenue and the other on County tourism. With regard to County revenue, he stated it was interesting to note that Warren County had one of the highest per capita revenues of sales tax in the State. He stated Sullivan, Orange and Ulster Counties all made presentations regarding tourism and he believed Warren County was comparative with regard to how the Tourism Department promoted the County.

Supervisor Diamond indicated he had nothing to report on, but would like to take the opportunity to thank the Occupancy Tax Coordination Committee, as well as the full Board, for

providing financial assistance to the Cool Insuring Arena over the next five years. He said he was appreciative of all the support the Occupancy tax Coordination Committee had provided to the Arena thus far, as well as their continued support, since it was an asset to the County.

Supervisor McDevitt stated he would like to echo Supervisors Diamond's comments, as he felt it was imperative for the County to have a vibrant, economically viable downtown area. He acknowledged Travis Whitehead, *Town of Queensbury Resident*, and Supervisor Beaty for developing a proposal regarding a 1% increase in sales tax which would be discussed in detail at a future meeting. He said his hope was if this was adopted some form of controls would be put in place to ensure that the additional revenue would be allocated and expended correctly.

Supervisor Braymer apprised the Environmental Concerns & Real Property Tax Services Committee had met on August 19th where they approved proposed Resolution Nos. 379-381. In regard to proposed Resolution No. 381, *Authorizing Memorandum of Understanding to Establish a Clean Lakes Collaboration Dedicated to Protecting New York State's Most Vital and Threatened Asset*, she stated a revised version of this resolution this had been submitted to the Board to include some proposed amendments she had worked on based on some feedback she had received following the Committee meeting. She explained the proposed resolution pertained to collaborating with the other lake communities in the State designated by the Governor's program as vulnerable for harmful algae blooms. She said this was a collaboration among the other communities and their County governments to work on this particular issue which did not impact Lake George yet, but was an issue for other lakes in the region, such as Moreau State Park Lake. She advised it was a concern that they needed to be mindful of since it was slowly working its way into the region. She apprised she was fully supportive of protecting Lake George, as well as all of the other waterbodies in the County, and she was in favor of collaborating with the other lake communities across the State to share information and experiences because Lake George was on the leading edge of a lot of this work. She said she felt the County could demonstrate to the State how to make this work effectively. She remarked she was fully supportive of working collaboratively to advocate to the Governor for programs, funding, etc., but in the last few days some concerns had been raised about the language in the supporting documentation to this resolution, some of which were by Ms. Kissane and Supervisor Simpson, who she believed would like for the resolution to be tabled.

A motion was made by Supervisor Braymer, seconded by Supervisor Simpson and carried unanimously to table proposed Resolution No. 381, *Authorizing Memorandum of Understanding to Establish a Clean Lakes Collaboration Dedicated to Protecting New York State's Most Vital and Threatened Asset*, and refer same back to the Environmental Concerns & Real Property Tax Services Committee.

Supervisor Braymer advised she hoped to be able to address the tabled resolution at their next Committee meeting. In regard to the Mullen property on Bay Road in the City of Glens Falls, she said they were looking into contracting for a demolition plan to better understand what needed to be done to allow them to move forward with going out to bid for the demolition work to determine how much that would cost. She said they would like to use funds from the Environmental Testing Reserve, but they needed to look more closely at that Reserve to make sure it was permissible to use the funds for demolition purposes. She informed it was necessary for them to amend the purpose of the Environmental Testing Reserve to indicate that it could be used for remediation, restoration and demolition, in addition to just testing. She referred to Floor Resolution No. 1 which would revise the purpose of the Environmental Testing Reserve to allow for the use of the Reserve for those purposes and it also authorized the appropriation of \$4,300 from that fund to pay for the preparation of the demolition plan. Chairman Conover informed this would be taken care of under the reading of resolutions.

In regard to the Last Chance Meeting, Supervisor Braymer stated that property owners had been coming forward to request additional extensions to allow them to pay the full amount of taxes due. She said the Director of Real Property Tax Services and the County Treasurer had been working hard on those requests which she would bring to the Committee to provide

a full update. She informed their main goal was to attempt to keep property owners out of the foreclosure to the extent they could, especially for those who were low income and the property was their primary dwelling and sole asset.

Supervisor Braymer apprised that Mr. Hajos was working on applying for a recycling education grant for the County. She said this would assist with educating the County residents about diverting waste from being burnt at the trash plant and instead being recycled. She added since the representatives from the Warren County Safe & Quality Bicycling Organization were present today, she wanted to take the opportunity to again promote the prospects that would be available if they had a rail trail in the County for biking purposes. She advised the Climate Smart Task Force would be meeting in October and she wanted to ensure everyone was aware that nearly half the businesses owned in the City of Glens Falls were women-owned, including her own. She stated this was the seventh highest percentage in the entire Country which she thought was exciting for both the City and the County.

Supervisor Loeb stated the Support Services Committee had met on two occasions this past month, the first of which was on August 19th and again on August 29th, approving proposed Resolution Nos. 395-397. He advised not only did the County staff do a great job, but also every member of the Board of Supervisors as supported by the wide breadth of issues covered by the resolutions before them today, some of which would impact the County in the short-term and others on the long-term. In regards to Resolution No. 381, *Authorizing Memorandum of Understanding to Establish a Clean Lakes Collaboration Dedicated to Protecting New York State's Most Vital and Threatened Asset*, which was tabled, Supervisor Loeb voiced his concerns regarding the changes in the environment of Lake George, how he was fully supportive of the tabled resolution and how important it was to educate the public to ensure the nutrients asian clams, milfoil and harmful algae blooms needed to thrive in water systems were limited.

Supervisor Driscoll informed he had attended the Office for the Aging Picnic at the Fish Hatchery, as well as the open house for the Warren County Historical Society Museum. He mentioned last night he had attended the Adirondack Balloon Festival activities in Crandall Park in the City of Glens Falls following which he attended the forum hosted by Warren County Health Services Department at the Lake George Elementary School on vaping and e-cigarettes. He said the local Health Services Department continued to do a significant amount of work on that issue, as well as opioids and a number of other issues important to the quality of life.

Continuing to the report by the County Administrator, Mr. Moore recognized the following people for their years of service to the County which he said he was greatly appreciative of:

- * Tracy Graves for 25 years of service to Countryside Adult Home;
- * Robert Lagoy for 25 years of service to the Sheriff's Office;
- * John Mayday for 25 years of service to the Sheriff's Office;
- * Kelly Brennan for 25 years of service to the Office for the Aging; and
- * Josette Kill for 25 years of service to the Department of Social Services.

Mr. Moore acknowledged the County Treasurer's Office for another year of unqualified opinion and no findings on the audit; he added they did a stellar job managing the County's finances, as well as its debt and investment policy. He said some wise decisions had been made over the past year which led to the County having a larger amount of interest income while also ensuring the funds were invested locally. In regard to a portion of the County's share of the sales tax being diverted to AIM (*Aid to Municipalities*) payments, Mr. Moore apprised he was also concerned with that, as well as the precedent of this and he referred to how of the 7% sales tax that was collected four percent was allocated directly to the State while the other three percent was split evenly between the County and its localities. He said the portion that was being diverted would be allocated from the three percent meaning the AIM payments the State used to make would be coming from the County and Town portion of the sales tax allocation and then giving it back to the Towns's. He continued, this was the first time the State was reaching into the local revenue which was authorized by acts of this local body and as

long as the discussion continued regarding the local sales tax rate and making possible changes to it, he felt it was necessary for them to keep in mind for the first time the State had diverted some of that revenue and he hoped this did not continue, as it was not a financially responsible path.

Mr. Moore apprised there were five resolutions before the Board today that were not approved by their oversight Committees in time for when the resolutions were mailed, all five of which had been distributed to the Board and a few of which had already been mentioned, including proposed Resolution No. 412, *Ratifying past Paid Time off Accruals Granted by Warren County at the Request of the Sheriff*, which was mentioned by Supervisor Sokol. He said this particular proposed Resolution was adopted by the Personnel & Higher Education and Finance Committees in order to codify the Sheriff's paid time off accrual policies in writing. He explained the Treasurer's Office had requested this action because it was best practice for auditing purposes to have this in writing. He stated this resolution ratified the Sheriff's accrual requests already granted by the County and Sheriff York would be submitting a written policy for future accruals that the Board would be asked to approve at a later date. He mentioned Major LaFarr, who was present at the meeting, would have the opportunity to revise that policy upon taking office if he saw fit to do so. In regard to proposed resolution No. 413, *Supporting the Adirondack Community College Capital Improvement Plan for 2020-21*, Mr. Moore advised this was also adopted by the Personnel & Higher Education and Finance Committees and concerned an annual resolution supporting the capital program for SUNY Adirondack with 50% of the program funded by the State and the 50% sponsor share being funded by capital chargebacks to non-sponsor counties rather than the County General Fund and he commended the SUNY leadership team for their recruitment efforts which allowed this to occur. He mentioned the capital improvements planned for next year included much needed upgrades to the athletic facilities which should also assist with the recruitment and retention of students.

Mr. Moore advised proposed Resolution No. 414, *Resolution Approving and Authorizing Contract for the Sale of Property Located at River Street in the Town of Queensbury; Declaring the Land No Longer Necessary for Public Use; Authorizing the Transfer of the Property Subject to Satisfaction of the Conditions of Sale Defined in the Contract Documents; and Conducting Review under the State Environmental Quality Review Act ("SEQRA") and Issuing Determination of Non-Significance*, was approved yesterday by the County Facilities Committee and would authorize the sale of the River Street building to Perkins Recycling, who was deemed by the Committee to be the highest responsible bidder. He explained Perkins Recycling had bid \$450,000 and had cash on hand that would be used to execute the transaction. He continued, the other bidder, D&G Recycling had submitted a higher bid, but did not have the cash on hand to support the bid without a bank loan which they had yet to obtain. He informed Perkins Recycling would be accepting the property "as is" with all of the existing easements, rights, licenses, privileges and other existing agreements, covenants, conditions, restrictions and the like with a deed addendum stating the environmental concerns regarding the property, indemnifying the County from liabilities in relation thereto and specifying that the property was to be used in the manner consistent with the requirements of the NYS DEC (*New York State Department of Environmental Conservation*) and EPA (*Environmental Protection Agency*). He advised the restrictions and covenants contained in the deed addendum would run with the land and bind Perkins Recycling, as well as future owners, forever. He mentioned once the County executed the sale, the proceeds would be used to erect the storage facility required for the Office of Emergency Services equipment and permission would be sought to establish a reserve fund for that purpose.

In regard to proposed Resolution No. 415, *Rescinding Resolution Nos. 249 of 2019 and 304 of 2019 Authorizing Six (6) Month Lease Agreement with D&G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) in the Town of Queensbury*, Mr. Moore informed this was also approved by the County Facilities Committee at yesterday's meeting and was a follow-up to proposed Resolution No. 414, *Resolution Approving and Authorizing Contract for the Sale of Property Located at River Street in the Town of*

Queensbury; Declaring the Land No Longer Necessary for Public Use; Authorizing the Transfer of the Property Subject to Satisfaction of the Conditions of Sale Defined in the Contract Documents; and Conducting Review under the State Environmental Quality Review Act ("SEQRA") and Issuing Determination of Non-Significance. He explained the purpose was to rescind the prior resolutions that authorized six-month leases with D&G Recycling at a higher monthly rental rate for the same building. He continued both resolutions authorized, but did not direct the execution of leases that would have been for a six month duration from the date of execution; however, he noted, due to the possibility of selling the building these leases were never executed. He apprised D&G Recycling was currently on a month-to-month lease at the lower rental rate and this resolution was required to formalize for posterity that the contemplated leases were no longer authorized. He added if the Board did not adopt proposed Resolution No. 414 today then he would request that they also not move forward with approving proposed Resolution No. 415.

Mr. Moore advised the proposed Floor Resolution mentioned by Supervisor Braymer pertained to a proposed amendment to the Environmental Testing Reserve Fund to allow for environmental remediation expenses other than just testing to be supported by the Reserve. He stated he felt everyone was aware the former Iron Works property on Bay Road in the Town of Queensbury had been on the tax foreclosure list for several years and had deteriorated to the point where it was now a safety hazard. He said the Town of Queensbury and the County were working on a partnership to remedy this and promote useful life for this parcel; however, he noted, asbestos remediation that was required first. He informed this resolution would allow the County to proceed with commissioning a demolition plan which was the next step in moving this project forward.

Mr. Moore stated three resolutions had been amended after mailing, the first of which was proposed Resolution No. 393, *Authorizing Agreements with the Adirondack Civic Center Coalition, Inc. and the Lake George Convention and Visitors Bureau for Tourism Promotion and Tourist and Convention Development Services*, which was amended as a result of a request from the Treasurer's Office for a technical correction to clarify that the monies for the Civic Center Capital Fund and Lake George Regional Chamber of Commerce & CVB 2020 marketing plan would be expended in 2020. He added both of these expenses were budgeted for next year. Mr. Moore apprised proposed Resolution No. 400, *Amending Table of Organization and Warren County Salary and Compensation Plan for 2019*, required amendment as a result of a change in the Sheriff's Office. He explained Sheriff York's confidential secretary Jennifer Smith, who had worked very hard and was an asset to the Sheriff's Office, would be leaving the department effective next Friday; however, he noted, the good news was that she would be remaining with the County in her new position with the Self-Insurance Department which he believed she would do a phenomenal job at. He informed Major LaFarr was requesting that the Confidential Secretary position be changed to a Senior Account Clerk, which was a Union position. He proposed an amendment to Resolution No. 410 to delete the position of Secretary to the Sheriff, salary of \$48,222, and create the position of Senior Account Clerk #7, base salary \$39,216, effective September 30th. Finally, Mr. Moore informed the third resolution to be amended was proposed Resolution No. 408, *Authorizing the Advance of Funds from the Occupancy Tax Reserve to the Lake George Regional Chamber of Commerce & CVB for the 2019 Adventure Travel Trade Association (ATTA) Elevate Conference in Warren County*. He stated a technical correction was required to reflect that the advance from the Occupancy Tax Reserve would be booked in a receivable account rather than an appropriation account.

Mr. Moore read aloud a listing of the meetings he had attended since the August 16th Board Meeting; a copy of Mr. Moore's report is on file with the items distributed at the Board Meeting.

Privilege of the floor was extended to Ms. Kissane to provide a report from the County Attorney. Ms. Kissane apprised in anticipation of the Board adopting proposed Resolution No. 414, *Resolution Approving and Authorizing Contract for the Sale of Property Located at River*

Street in the Town of Queensbury; Declaring the Land No Longer Necessary for Public Use; Authorizing the Transfer of the Property Subject to Satisfaction of the Conditions of Sale Defined in the Contract Documents; and Conducting Review under the State Environmental Quality Review Act ("SEQRA") and Issuing Determination of Non-Significance, she would be walking the Board members through Part 2 of the Environmental Assessment. She said she would be asking them eleven questions that specifically pertained to the sale of the property and if they felt the question could be answered with no or small impact may occur she requested that they say nothing; however, she noted, if they felt a moderate to large impact may occur she requested that they state no. She indicated if there was silence she would be checking the box for no or small impact may occur. She inquired if anyone had any questions before she started the review. Supervisor Dickinson asked which one of the parcels on the map was being sold and Mr. Hajos responded that it was the five acre parcel on the map. Supervisor Braymer inquired whether blank copies of the Part 2 Environmental Assessment form were available to allow them to follow along and Ms. Kissane replied only the Part 1 form was distributed to the Supervisors. Chairman Conover advised Ms. Kissane was going to explicitly read what was on the form. Supervisor Braymer requested clarification on how they were supposed to respond and Ms. Kissane responded if it was no or moderate they were to say nothing and if it was moderate to large they were to state no. Ms. Kissane apprised a copy of the Part 2 form had been emailed to the Board members prior to the meeting. Ms. Kissane proceeded with a review of the questions included on the Short Environmental Assessment Form Part 2 - Impact Assessment to which no one responded to any of the questions; a copy of the form is on file with the items distributed at the September 20th Board Meeting.

Resuming the Agenda review, Chairman Conover called for the reading of communications, which Amanda Allen, *Clerk of the Board*, read aloud, as follows:

Reports from:

1. Capital District Regional Off-Track Betting Corporation Financial Reports dated June 30, 2019 and July 31, 2019.
2. Lake George Park Commission - 2019 Asian Clam Lake-wide Survey Final Report
3. National Grid Semi-Annual PCB Inventory Report (1/1/19 - 6/30/19)
4. Warren County Probation Department Monthly Reports of Criminal and Family Workloads for the months of June and July, 2019

Other:

1. Capital District Regional Off-Track Betting Corporation payments:
 - a. 2018 Benefit Distribution Payment #3 - \$6,348;
 - b. Installment #4 Payment - \$6,348;
 - c. July Payment - \$4,755.

Prior to the reading of resolutions, Mrs. Allen advised a motion was required to amend proposed Resolution No. 400, *Amending Table of Organization and Warren County Salary and Compensation Plan for 2019*, as outlined by Mr. Moore to delete a position and create another in the Sheriff's Office. The necessary motion was made by Mr. Sokol, seconded by Mr. Magowan and carried unanimously. Continuing to the reading of resolutions, Mrs. Allen announced proposed Resolution Nos. 371-411 were mailed; she apprised proposed Resolution Nos. 393 and 408 were amended after mailing and a motion was needed to approve these revisions as presented. The necessary motion was made by Supervisor Dickinson, seconded by Supervisor Magowan and carried unanimously. She noted proposed Resolution Nos. 412-415 were developed after mailing, and a motion was necessary to bring them to the floor. The necessary motion was made by Supervisor Merlino, seconded by Supervisor Wild and carried unanimously. Mrs. Allen stated a motion was necessary to bring to the floor proposed Floor Resolution No. 1 which was outlined by Supervisor Braymer and Mr. Moore. The necessary motion was made by Supervisor Beaty, seconded by Supervisor McDevitt and carried unanimously. She informed proposed Floor Resolution No. 1 would now be referred to as

Resolution No. 416. Mrs. Allen noted that the Resolution Index did not list proposed Resolution No. 379, *Authorizing Sale of Town of Queensbury Tax Map Parcel No. 308.8-1-56 to National Grid and Authorizing Conveyance of a Quit Claim Deed*, as a roll call and that would be required; she added the Index listed proposed Resolution No. 410, *Authorizing Glens Falls National Bank & Trust Company to Issue a Letter of Credit on Behalf of Warren County to Blue Shield of Northeastern New York as an Alternative to Pre-funding the Health Insurance Account*, as a roll call, but that was not required unless someone requested it.

Chairman Conover called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

Supervisor Strough requested roll call votes on proposed Resolution Nos. 413, *Supporting the Adirondack Community College Capital Improvement Plan for 2020-21*, and 415, *Rescinding Resolution Nos. 249 of 2019 and 304 of 2019 Authorizing Six (6) Month Lease Agreement with D&G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) in the Town of Queensbury*. Mr. Moore informed this was also approved by the County Facilities Committee at yesterday's meeting and was a follow-up to proposed Resolution No. 414, *Resolution Approving and Authorizing Contract for the Sale of Property Located at River Street in the Town of Queensbury; Declaring the Land No Longer Necessary for Public Use; Authorizing the Transfer of the Property Subject to Satisfaction of the Conditions of Sale Defined in the Contract Documents; and Conducting Review under the State Environmental Quality Review Act ("SEQRA") and Issuing Determination of Non-Significance*.

Supervisor Braymer requested a roll call vote on proposed Resolution No. 391, *Authorizing Appreciation and Support of the New York State Department of Environmental Conservation and the New York State Attorney General's Office for Appealing the July 3, 2019, New York State Appellate Division Third Department's Decision Regarding Tree Cutting Within "Forever Wild" Forest Land Inside the Adirondack Park and Encouraging the NYS DEC to Place a Hold on Tree Cutting on Public Lands in the Adirondack Park until such time that the Courts have Defined what the Requirements will be*.

In regard to proposed Resolution Nos. 382, *Authorizing Agreement with Lamar to Provide Billboard Advertising in Warren and Washington Counties for Veterans' Services*, and 383, *Authorizing the Chairman of the Board of Supervisors or the Director of Veterans' Services to Enter into an Execute Agreement with Various Vendors or Contractors for Services Relating to the Peer-to-Peer Program, Subject to Certain Conditions*, Supervisor Braymer advised the Peer-to-Peer Program administered by the Veterans' Services Department had just started to operate and she recognized the individual who was charged with overseeing the program for doing an outstanding job. She mentioned this individual was taking the County's Veterans' on a field trip to Ground Zero and she asked everyone to notify an Veterans's they knew to contact the Department if they were interested in attending, as well as if they would like to be a mentor for the Program. She remarked she believed this was a great program for the County and its Veterans'.

Supervisor Strough stated proposed Resolution No. 414, *Resolution Approving and Authorizing Contract for the Sale of Property Located at River Street in the Town of Queensbury; Declaring the Land No Longer Necessary for Public Use; Authorizing the Transfer of the Property Subject to Satisfaction of the Conditions of Sale Defined in the Contract Documents; and Conducting Review under the State Environmental Quality Review Act ("SEQRA") and Issuing Determination of Non-Significance*, involved selling a piece of property the County currently received \$85,000 in revenue from annually and this amount could increase in the future through the lease agreement it had on the property with a particular company which he felt was a good investment. He said the appraised value of the property was \$665,000, but the proposed sale price was for \$450,000, adding he interpreted this as a \$215,000 gift to the buyer from the public. He noted before the property was sub-divided it had an assessed value of \$2.9 million for which the larger share of the property, as well as the 25,000+ square foot building was going to a proposed purchaser for \$450,000. He reiterated

he did not feel it was in the best interest of the County to proceed with this matter given those figures alone. He added when comparing the bids, there was a bidder who had bid higher than the proposed purchaser; however, he noted, the Committee did not move forward with this bidder because they did not believe they were the most responsible bidder. He advised he believed an argument could be made that the most responsible bidder was the one who was currently on the property and was the highest bidder. He informed he would be voting in opposition of proposed Resolution No. 414, as well as 415, *Rescinding Resolution Nos. 249 of 2019 and 304 of 2019 Authorizing Six (6) Month Lease Agreement with D&G Recycling, LLC for a Portion of County Owned Property (F/K/A Ciba Geigy Property) in the Town of Queensbury*, if it was necessary, as it was dependent upon proposed Resolution No. 414 obtaining a 2/3rd majority vote. He added he felt this was wrong for a number of reasons including the fact that a lease would have to be broken with an individual, but mostly because of what they would be shorting the Warren County taxpayers.

Supervisor McDevitt apprised he concurred with Supervisor Strough that this was a \$215,000 gift to a potential purchaser. He said if they were going to move forward with selling the property, it should be sold for an appropriate value, as the proposed purchase price was too low. He said another area for discussion was leasing versus purchase, as the County was currently gaining \$85,000 in revenue a year by leasing it and he questioned why they would not continue the leasing process since this was the way in which wealth was accrued. He inquired how they could gift \$215,000 to any purchaser, as he felt this was "giving the store away" and he would argue this was irresponsible in today's economic age.

Supervisor Braymer noted there were significant repairs needed throughout the building and more specifically to the roof and she was aware the appraised value was for "as is" condition, she said it weighed on her mind that a potential purchaser would give them \$665,000 when the building required a substantial amount of repairs. She added they did go out for a competitive bidding process, but they did not receive any bids for \$665,000. She asked Chairman Conover if it would be permissible to have Robert Perkins, *Perkins Recycling*, provide an explanation regarding his planned use for the building. Chairman Conover asked if anyone objected to Mr. Perkins answering Supervisor Braymer's inquiry and Supervisor Dickinson responded he was opposed to this, as he did not believe it was any of the Board's business as to what Mr. Perkins used the property for. He said if Mr. Perkins planned on changing the use he would go before the appropriate body to request permission for this purpose. Chairman Conover called for a show of hands of who was in favor of allowing Mr. Perkins to elaborate on his plans for the property, and it appeared the majority of the Board members were in favor.

Chairman Conover extended privilege of the floor to Mr. Perkins, who advised he had to invest around \$300,000 in the property, most of which was for the cost of replacing the roof on the building, but he was unsure how much money would need to be invested in the scale house which had been leaking for years and needed to be rebuilt. He said he had to put in another scale because the one there had not worked since he previously occupied the property. He stated he would be cleaning up the property and then next year he was considering the possibility of erecting a strip mall near the road which would benefit the tax roll. Chairman Conover inquired what Mr. Perkins planned on using the existing building for and Mr. Perkins replied he would be using it for his recycling business. Mr. Perkins stated the bailer currently inside the building was ancient and he would be replacing it with one he recently had rebuilt. Chairman Conover asked whether Mr. Perkins was implying that he planned on continuing to use the building as a recycling center and Mr. Perkins replied affirmatively.

Supervisor Loeb remarked Perkins Recycling had done a decent job for the recycling industry for the community and he referred to Crandall Library, who contracted with Perkins Recycling to recycle old books that were no longer of use for the library. He said they had done a good job for them in the past and he was sure they would continue to do so in the future. He mentioned there were two points that had been brought to fruition regarding this issue, the first of which was the assessed value. He said similar to selling a home, it may be assessed for a

certain price but if no one was willing to pay that price then the price needed to be lowered in order for it to sell. He informed this was the case in this assistance, as the property had been put out to bid for purchase more than once and the highest bid received was \$500,000; however, he noted, the County Facilities Committee determined the bid for \$450,000, which was a duplicate of a previous bid, was the most responsible. He continued, the other aspect which he felt was more important to note was that the Board members were not real estate tycoons and if owning real estate and wrecking it was a profitable business, the Board should let the private enterprise make a profit, as this was not the Board's responsibility. He said while it might be nice to have options to make money, what they were actually doing was supplanting the possibility for private enterprise to have the opportunities to make a profit. He added he thought one of their purposes was for them to make it easier for their residents to live and make money all the while enjoying being residents of the County and not to take their opportunities for business away. He remarked he was troubled by the fact that the County would consider using that property as a rental income source at the expense of allowing private enterprise to use it.

Mr. Moore apprised he had a point of his own to make regarding the notion that the County would give a gift, explaining it was impossible for this to occur since it was banned by the State Constitution. He said State Law was established in such a manner to address this in County Law Section 215 which indicated if a County wanted to dispose of a property that was no longer needed for governmental purposes there was a competitive process where they went with the highest responsible bidder which they did in this case. He advised the State Constitution was not set up to prohibit a County from surplusing a property, but rather to get what the market was willing to pay which is what occurred here. In terms of the future of rental income on this property, Mr. Moore informed in a perfect world where the current tenant stayed in perpetuity and paid the rent the County would have some income there, but there was no guarantee of that. He said they were looking at a six month lease and he questioned what would occur if the individual who leased the building from the County wanted to retire in a year, resulting in the income going away. He continued, the last time it was put out to bid for a lease the only response they received was from the current tenant. He mentioned there were expenses associated with owning the building, such as insurance, which they were almost unable to obtain on the building because of the issues with the use of the property. He added the County would also be required to put a new roof on the building. He stated they needed to keep in mind the County needed a new facility to house the Office of Emergency Services equipment, as this facility was not suitable to store this equipment in, and this would be another cost to the County. He informed he took issue with the notion that continuing with a lease was financially responsible, as there were a significant number of future costs to consider if the County were to go in that direction with no guarantee of a revenue stream. He advised the County had purchased this property for \$1 and it was next door to a Super Fund site and was being sold for \$450,000; he added he believed given all of this, the offer received was a good deal for the property.

Supervisor Beaty stated he had put a substantial amount of thought into this because he could make an argument for both sides; however he said, the fact that the property was purchased for \$1 and was going to be sold to him was a financial gain for the County. He added he concurred with Supervisor Loeb that the County should not own businesses that the private sector should be owning, as well as the fact that the property was only worth what someone was willing to pay. He mentioned he was skeptical about the lease in the sense that his concerns were could the individual currently there maintain that business, as he was aware of their financial difficulties in the past that prevented the rent from being paid on time. He informed he was probably going to support selling the property for \$450,000 because to him it was a gain of \$449,000 and after putting it out to bid on two occasions he believed this was the best deal they could secure; he added it made their government smaller in the sense that they were not in the leasing business because they were able to sell a building they were currently leasing out.

Supervisor Geraghty pointed out as long as the County had owned the property no tax revenue was gained from it, but after the sale the property would go back on the tax rolls. He cautioned them to keep in mind regarding what occurred with the former de-watering site in the Town of Fort Edward which owed Washington County millions of dollars in taxes. He said he viewed this as a win for the community because the County was getting out of owning something that it should have never been purchased in the first place and it was going to go back on the tax rolls with the potential for more businesses in the town.

Ms. Kissane apprised she wanted to be clear about the legal process, advising the deed indicated the dirt was not to be disturbed and if it was it would have to be tested. She continued, if the tests resulted in contaminants being found, the EPA could go after Ciba Geigy and make them clean up that entire site and if there was costs associated with that Ciba Geigy would have to pay. She said Ciba Geigy would then sue the County to recoup their costs on that and then the County would have to sue Perkins Recycling to recover their costs.

Supervisor Magowan stated that a number of good points had been made, but he had to concur with Supervisors Loeb and Beaty and Mr. Moore. He apprised something he had not heard was the amount of equipment that was being stored there and how the County would store that in the future. He said if they looked at the value of all of that equipment and it being in a contained unit, such as the garage that was being proposed using the use of the funds from this sale so as not to cost the taxpayers anything while also having extra room for some of the DPW equipment, he felt they would concur this was a win for the County. He said he understood the purchase price was less than the assessed value, but as previously stated, they could only get what individuals were willing to pay.

Supervisor Diamond advised he felt this decision was effortless to make because the property would be placed back on to the tax rolls and no new debt would be incurred to construct the storage building for the Office of Emergency Services equipment. Additionally, he said, this would relieve them of the liability that could cost the County \$200,000 to repair the roof and an undetermined amount for the repairs to the scale house; he added they also needed to take into consideration the County had already invested \$100,000 into the building. He said it was necessary for them to stop spending money on this particular building and do what was right for the taxpayers, by putting it back on the tax rolls and cutting their losses.

Supervisor McDevitt stated he objected to the analogy that the County was competing with private enterprise, as this would hold true if it was not a Super Fund site which was a monumental and major difference. Another thing, he said, was that when they purchased it for \$1, he felt that was \$1 too much, as he believed it was a bad decision to purchase a parcel that was located next to a Super fund site. He remarked he felt there was nothing wrong with a long-term lease to a principle purchaser, such as a twenty year lease which he felt would be plausible to obtain through an RFP process. He stated in terms of the purchase, at the end of the day they were selling the property cheap and not getting the appropriate value.

Supervisor Strough reiterated currently the County was currently receiving \$85,000 annually for rental income from leasing the property, meaning there was the potential for this income to be around \$1 million in ten years. He said more importantly it was a 25,200 square foot building and the County was selling it for less than \$18 per square foot; he noted, the cost to rebuild this building today would be around \$200 per square foot meaning it would cost over \$5 million. He concluded that he did not feel they were taking the correct course of action for the Warren County taxpayers.

Supervisor Wild apprised he felt everyone was aware that he had been a champion for trying to make this sale occur for more than a year now and he was appreciative of the support and consideration the Board was giving this. He said one of the key points that kept being brought up was the environmental issues and the fact that this was a so called Super Fund site; however, he noted, this was incorrect, as it was actually adjacent to one. He mentioned there were documents that were held in the Crandall Library that were produced by the EPA and the NYS DEC which indicated there were test wells on the property the County was

proposing to sell, none of which showed any contamination. Next, he informed it was correct that the County competed with private enterprise as a landlord to this property and to him it made the best sense to allow a private enterprise to put this back on the taxroll and make it a successful business.

Supervisor Thomas advised there had been a number of nice comments, but he was wondering where they stood with the storage building for the Office of Emergency Services. He pointed out the Board had been talking about building this structure for over ten years and now they had the opportunity to get the work done and get the equipment out of the elements without having any impact on the County Fund Balance or the County taxpayers; he added he felt this was a simple decision to make.

Supervisor Braymer informed she was fully supportive of the SUNY Adirondack Capital Plan for 2019-20 and she requested that Supervisor Thomas consider making one of the reserve accounts he discussed earlier for expenses associated with SUNY Adirondack. Supervisor Thomas interjected that he had one set up for SUNY Adirondack's operating expenses and another set aside for their capital costs.

Supervisor Loeb stated the quality of the water in the lakes of Warren County would be impacted by the decision they made when the resolution to enter into a memorandum of understanding to establish a clean lakes collaboration was brought back before them.

Supervisor Braymer advised the resolution Supervisor Loeb was referring to would be brought back with some changes to make it even better, as well as another resolution which would pertain to the importance of all the waterbodies in Warren County.

Supervisor Thomas apprised as the Chairman of the Board of Directors for the Warren County Soil & Water Conservation District he felt compelled to point out that storm water was something that organization had been dealing with for a number of years. He said they had completed many storm water projects around the County, as well as discussed the possibility of having a lake manager position, but this had not been moved forward as of yet. He stated they also handled forest management, assisted property owners with their water and soil issues among other things. He remarked he would support the resolution when it was brought back before them, but he wanted to ensure everyone was aware that these were things their organization were already doing. He pointed out a Water Quality Committee had just been established for the Upper Hudson River Watershed, as well as the Lake Champlain Watershed.

Supervisor Loeb informed while he recognized the work being done by the Warren County Soil & Water Conservation District, the resolution that would be brought back before them would provide them with more strength. He said he was aware that they had met with a significant amount of resistance from the public and this would assist them with making it easier for them to do their work and be more productive.

There being no further discussion, Chairman Conover called for a vote on resolutions, following which Resolution Nos. 371-416 were approved, as presented, with the exception of proposed Resolution No. 400 which was amended from the floor and proposed Resolution No. 381 which was tabled.

RESOLUTION NO. 371 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

MAKING SUPPLEMENTAL APPROPRIATIONS

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: PUBLIC WORKS</u>				
D.5110 110	County Road, Maintenance of Roads, Salaries- Regular	D.5112.8300 110	County Road, County Roads, 2019 CR#60 Harrington Hill Road Salaries- Regular	\$3,491.39
D.5110 130	Salaries-Part Time	D.5112.8300 130	Salaries-Part Time	592.28
D.5110 421	Equipment Rental	D.5112.8300 421	Equipment Rental	4,209.96
D.5110 810	Retirement	D.5112.8300 810	Retirement	464.68
D.5110 830	Social Security	D.5112.8300 830	Social Security	283.64
D.5110 831	Medicare Contribution	D.5112.8300 831	Medicare Contribution	66.31
D.5110 860	Hospitalization	D.5112.8300 860	Hospitalization	725.64
D.5110 865	Dental Insurance	D.5112.8300 865	Dental Insurance	15.28
D.5112.8300 280	County Road, County Roads, 2019 CR#60 Harrington Hill Road, Projects	D.5112.8300 120	Salaries- Overtime	727.96
DM.5130 110	Road Machinery, Machinery, Salaries-Regular	DM.5130 120	Road Machinery, Machinery, Salaries- Overtime	223.86
<u>DEPARTMENT: PUBLIC WORKS - UP YONDA</u>				
A.7111 110	Up Yonda Farm, Salaries-Regular	A.7111 120	Up Yonda Farm, Salaries- Overtime	41.55

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: PUBLIC WORKS - UP YONDA - continued</u>				
A.1628 110	Waste Management Containment, Salaries-Regular	A.1628 120	Waste Management Containment, Salaries-Overtime	\$441.10
<u>DEPARTMENT: SPECIAL ITEMS:</u>				
A.1990 469	Contingent Account, Other Payments/Contributions	A.1950 417	Taxes & Assessment on Property, Water/Sewer/Taxes	15,822.00

Roll Call Vote:
 Ayes: 989
 Noes: 0
 Absent: 11 Supervisor Frasier
 Adopted.

RESOLUTION NO. 372 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING WARREN COUNTY BUDGET FOR 2019 FOR VARIOUS DEPARTMENTS WITHIN WARREN COUNTY

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it
 RESOLVED, that the following budget amendments are approved and authorized:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
COUNTY CLERK-RECORD MANAGEMENT		
<u>ESTIMATED REVENUE</u>		
A.1460 3060	Records Management, Records Management	\$37,050.00
<u>APPROPRIATIONS</u>		
A.1460 425	Records Management, Reproduction Expenses	37,050.00
VETERANS' SERVICES		
<u>ESTIMATED REVENUE</u>		
A.6510.0125 3711	Veterans' Services, Peer to Peer Support Services, Peer to Peer Support Services	15,900.00

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
VETERANS' SERVICES		
<u>APPROPRIATIONS</u>		
A.6510.0125 436	Veterans' Services, Peer to Peer Support Services, Advertising Fees	\$15,900.00

RESOLVED, that the supplemental appropriations or reductions in estimated revenues and appropriations set forth above are authorized and the County Treasurer be, and he hereby is, authorized and directed to amend the budget of Warren County for 2019 for the estimated revenues, appropriations and codes indicated, and be it further

RESOLVED, that the Warren County budget for 2019 is hereby amended accordingly.

Roll Call Vote:

Ayes: 989

Noes: 0

Absent: 11 Supervisor Frasier

Adopted.

RESOLUTION NO. 373 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING AGREEMENT WITH C&S ENGINEERS, INC. TO PROVIDE CONSULTING SERVICES FOR PROJECT MANAGEMENT, GRANT ADMINISTRATION, SITE SURVEY, DESIGN AND BID SERVICES RELATED TO THE DESIGN OF THE NEW SNOW REMOVAL EQUIPMENT BUILDING FOR THE FLOYD BENNETT MEMORIAL AIRPORT, WARREN COUNTY, NEW YORK

RESOLVED, that Warren County enter into an agreement with C&S Engineers, Inc., 499 Col. Eileen Collins Blvd., Syracuse, New York 13212, to provide consulting services for project management, grant administration, site survey, design and bid services related to the design of the new snow removal equipment building for the Floyd Bennett Memorial Airport, Warren County, New York, in an amount not to exceed One Hundred Forty-Five Thousand Five Hundred Dollars (\$145,500) with a local share of Seven Thousand Two Hundred Seventy-Five Dollars (\$7,275), for a term commencing upon receipt of the FAA grant funding award and execution of the agreement by both parties, and terminating upon closure of the grant, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds for this project shall be expended from Capital Project H389, Airport Snow Removal Equipment Building - Design.

Adopted by unanimous vote.

RESOLUTION NO. 374 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH THE NEW YORK STATE PROSECUTORS TRAINING INSTITUTE TO PROVIDE DIGITAL STORAGE FOR FILES IN THE PROSECUTOR CASES MANAGEMENT SYSTEM AND RATIFYING THE ACTIONS OF THE CHAIRMAN OF THE BOARD IN EXECUTING SAME

WHEREAS, the District Attorney has requested that the County enter into an agreement with the New York State Prosecutors Training Institute to provide digital storage for files in the Prosecutor Cases Management System, in an amount not to exceed One Thousand Three Hundred Twenty Dollars (\$1,320), for a term commencing September 1, 2019 and terminating upon thirty (30) days written notice by either party, and

WHEREAS, the District Attorney has advised the Chairman of the Board signed said agreement with the New York State Prosecutors Training Institute before the September 20, 2019 Board of Supervisors meeting and has asked that the actions of the Chairman be ratified regarding same, now, therefore, be it

RESOLVED, that the Board of Supervisors hereby authorizes an agreement with the New York State Prosecutors Training Institute, 107 Columbia Street, Albany, New York 12210, to provide digital storage for files in the Prosecutor Cases Management System, in an amount not to exceed One Thousand Three Hundred Twenty Dollars (\$1,320), for a term commencing September 1, 2019 and terminating upon thirty (30) days written notice by either party, in the form approved by the County Attorney, and does ratify the actions of the Chairman of the Board in signing for said agreement before the resolution was approved, and be it further

RESOLVED, that said funds shall be expended from Budget Code A.1165 470 District Attorney, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 375 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING SUBMISSION OF AN APPLICATION TO THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR A STATE AID TO PROSECUTION GRANT FOR THE DISTRICT ATTORNEY'S OFFICE

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a grant application to the New York State Division of Criminal Justice Services, 80 South Swan Street, Albany, New York 12210, for a State Aid to Prosecution Grant, in an amount to be determined, for a term commencing October 1, 2019 and terminating September 30, 2020, and be it further

RESOLVED, that upon receipt of grant funds, the Chairman of the Board of Supervisors be, and hereby is, authorized to execute any and all grant documents necessary in regard to the aforementioned State Aid to Prosecution Grant.

Adopted by unanimous vote.

RESOLUTION NO. 376 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING SUBMISSION OF AN APPLICATION TO THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR CRIMES AGAINST REVENUE PROSECUTION (CARP) FUNDING (CR18445143) FOR THE DISTRICT ATTORNEY'S OFFICE

WHEREAS, the District Attorney has requested approval to submit a grant application to the New York State Division of Criminal Justice Services, for Crimes Against Revenue Prosecution (CARP) funding for the 2020 year, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a grant application to the New York State Division of Criminal Justice Services, 80 South Swan Street, Albany, NY 12210, for Crimes Against Revenue Prosecution (CARP) funding in an amount not to exceed Fifty-Nine Thousand Six Hundred Dollars (\$59,600), for a term commencing January 1, 2020 and terminating December 31, 2020, and be it further

RESOLVED, that upon receipt of grant funds, the Chairman of the Board of Supervisors be, and hereby is, authorized to execute any and all grant documents necessary in regard to the aforementioned Crimes Against Revenue Prosecution (CARP) funding.

Adopted by unanimous vote.

RESOLUTION NO. 377 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

ACCEPTING AND EXPRESSING APPRECIATION TO THE ESTATE OF ED AND MARILEE LITWA FOR THE GIFT OF PAINTINGS TO THE DISTRICT ATTORNEY'S OFFICE

RESOLVED, that the Warren County Board of Supervisors hereby accepts the gift from the Estate of Ed and Marilee Litwa. Such gift includes twelve (12) handmade paintings: Hometown (2007), Can We Talk? (Yellow Lab), In the Mountains (2004), Sharing (2005), Yaddo Sentinel (2000), Oklahoma! (2000), Hay! (2005), Adk - Forever Wild (2004), Flowers in the Mist, It's a Jungle Out There (2006), Spring - Hulett's Landing - LG (2006) and '38 Chevy, and be it further

RESOLVED, that the Warren County Board of Supervisors expresses thanks and appreciation to the Estate of Ed and Marilee Litwa for the donation.

Adopted by unanimous vote.

RESOLUTION NO. 378 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING CONTINUATION OF AGREEMENT WITH NEMER FORD AS PROPRIETARY DEALER FOR REPAIRS OF VARIOUS FORD MAKES AND MODELS FOR THE WARREN COUNTY SHERIFF'S OFFICE

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a continuation agreement with Nemer Ford, 323 Quaker Road, Queensbury, New York 12804, for Proprietary Dealer Only Repairs for Various Ford Makes and Models for the Warren County Sheriff's Office, at a rate of Eighty-Five Dollars (\$85) per

hour, for a term commencing October 1, 2019 and terminating September 30, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.3110 441 Sheriff's Law Enforcement, Auto Supplies & Repair.

Adopted by unanimous vote.

RESOLUTION NO. 379 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

AUTHORIZING SALE OF TOWN OF QUEENSBURY TAX MAP PARCEL NO. 308.8-1-56 TO NATIONAL GRID AND AUTHORIZING CONVEYANCE OF A QUIT CLAIM DEED

WHEREAS, the Director of Real Property Tax Services has advised that the County owns property located on Burnt Hills Drive in the Town of Queensbury, known as Tax Map Parcel No. 308.8-1-56, and

WHEREAS, the County has deemed the property un-sellable because of the high tension power lines and National Grid right of way that run through the parcel, and

WHEREAS, the County has received, and now resolves to accept, an offer from National Grid to purchase the parcel for the amount of Ten Dollars (\$10), now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the sale of land located on Burnt Hills Drive in the Town of Queensbury consisting of 1.64 acres, more particularly described as Tax Map Parcel No. 308.8-1-56 for the amount of Ten Dollars (\$10), plus New York State and Warren County recording fees, and be it further

RESOLVED, that upon receipt of payment for the parcel the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a Quit Claim Deed and any other necessary documents to facilitate the conveyance, in a form approved by the County Attorney.

Roll Call Vote:

Ayes: 989

Noes: 0

Absent: 11 Supervisor Frasier

Adopted.

RESOLUTION NO. 380 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

AUTHORIZING AGREEMENT WITH THE NEW YORK STATE ENVIRONMENTAL PROTECTION AND SPILL COMPENSATION FUND CONCERNING PETROLEUM CONTAMINATION AT TOWN OF CHESTER TAX MAP PARCEL NO. 104.10-4-5 ON BEHALF OF REAL PROPERTY TAX SERVICES

WHEREAS, Warren County, through its tax foreclosure process, plans to foreclose upon Parcel No. 104.10-4-5, located in the Town of Chester, Warren County, New York, and

WHEREAS, the New York State Environmental Protection and Spill Compensation Fund alleges that the absent owner or its predecessor has discharged petroleum on the property in violation of Navigation Law §173, and

WHEREAS, the tanks on the property have not been in use for more than twelve (12) months and must be removed pursuant to Petroleum Bulk Storage (PBS) regulations, and

WHEREAS, Warren County, without admitting or denying the allegations made and the violations described here, agrees to enter into an agreement to have the New York State Environmental Protection and Spill Compensation Fund address the petroleum contamination

at, arising from, or relating to this property, and

WHEREAS, the County shall be liable for the remedial costs incurred up to an amount not to exceed Two Thousand Five Hundred Dollars (\$2,500), to be paid upon receipt of documentation from the New York State Environmental Protection and Spill Compensation Fund of the costs incurred, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with the New York State Environmental Protection and Spill Compensation Fund concerning the discharge of petroleum and removal of tanks at Parcel No. 104.10-4-5 located in the Town of Chester with terms of the agreement including payment by Warren County of remedial costs incurred on the property in an amount not to exceed Two Thousand Five Hundred Dollars (\$2,500), to be paid upon receipt of documentation of costs incurred for remediation from the New York State Environmental Protection and Spill Compensation Fund, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds will be expended from Budget Code A.1355 470, Real Property Tax Service Agency, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 381 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

AUTHORIZING MEMORANDUM OF UNDERSTANDING TO ESTABLISH A CLEAN LAKES COLLABORATION DEDICATED TO PROTECTING NEW YORK STATE'S MOST VITAL AND THREATENED ASSET

RESOLUTION TABLED

WHEREAS, the unparalleled array of fresh water lakes and watersheds of New York State constitute the State's most valuable asset for drinking water, recreation, tourism, agriculture, flood control, fishing and community health, as well as essential habitat for plant and animal life, and

WHEREAS, the enormous economic value of fresh waters in the State only appreciates as the needs for and pressures on these resources increase, and

WHEREAS, growing scientific documentation presents incontrovertible evidence of mounting threats and impacts on the State's fresh water lakes and watersheds, and

WHEREAS, sources of these threats and impacts commonly include inadequate wastewater and stormwater controls, introduction and spread of aquatic and terrestrial invasive species, excessive use of road salt and climate change, and

WHEREAS, these sources are contributing to measurable declines in the quality of New York's fresh water resources and their natural resilience to change, and

WHEREAS, such declines in water quality are evidenced by the escalating number and frequency of fresh water lakes, including public drinking water supplies, experiencing Harmful Algal Blooms (HABs) with substantial economic, environmental, public health and community costs, and

WHEREAS, successful programs for stopping and reversing water quality declines are being developed and implemented across the State, and

WHEREAS, the effectiveness of programs to stem the decline of fresh waters has been shown to be substantially strengthened through their application by watershed rather than political boundaries, and

WHEREAS, natural watersheds encompass comprehensive inputs to and influences on a waterbody, including streams and seepages, stormwater runoff, leaching from municipal and onsite wastewater treatment, weather and more, and

WHEREAS, the value of accelerating coordinated understanding of effective programs for reducing water quality declines can ensure their growing application statewide, and

WHEREAS, across sectors and regions of New York State there is growing interest in and support for active collaboration, now, therefore, be it

RESOLVED, that the parties representing diverse sectors and regions of New York State are establishing the Clean Lakes Collaboration to advocate for protection and/or restoration of their waters, and be it further

RESOLVED, that this new collaboration is dedicated to solving the problems threatening water quality with particular emphasis on improving wastewater and storm water controls, stopping the introduction and spread of aquatic and terrestrial invasive species, reducing the use of excessive road salt, and thus increasing resilience to climate change, and be it further

RESOLVED, that effective solutions to identified problems threatening water quality will be generated by coordinated exchange of information and initiatives among and beyond the waters represented in the memorandum of understanding, and be it further

RESOLVED, that development and implementation of solutions will be guided by best available science, technology and analytics as being applied at and beyond the waters represented in the memorandum of understanding, and be it further

RESOLVED, that natural watershed boundaries will frame the execution of measures to be implemented to ensure maximum effectiveness in protecting and/or restoring waters of the Clean Lakes Collaboration, and be it further

RESOLVED, that adoption of a Watershed Protection District will serve as a funding district for the express purpose of accessing State funds and resources dedicated to supporting implementation of measures to solve specified water quality problems, and be it further

RESOLVED, that the Clean Lakes Collaboration will work with appropriate State agencies and officials to develop the standards and criteria by which Watershed Protection Districts will be formed and funding will be granted, and be it further

RESOLVED, that implementation of funded measures will be monitored by best available technologies and practices to assess their effectiveness in reducing sources of water quality declines, and be it further

RESOLVED, that requisite to accessing State funding, a Watershed Protection District will commit to financial participation, the percentage of which will be determined by a watershed's funding capacity based on a range of financial metrics (to be determined), and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a memorandum of understanding to establish a Clean Lakes Collaboration dedicated to protecting New York State's most vital and threatened asset, in a form approved by the County Attorney.

RESOLUTION NO. 382 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH LAMAR TO PROVIDE BILLBOARD ADVERTISING IN WARREN AND WASHINGTON COUNTIES FOR VETERANS' SERVICES

RESOLVED, that Warren County enter into an agreement with LAMAR, 2 Airport Park Blvd., Latham, New York 12110, to provide billboard advertising in Warren and Washington Counties for Veterans' Services, in an amount not to exceed Fifteen Thousand Nine Hundred Dollars (\$15,900), for a term commencing upon execution by both parties and terminating six (6) months from the date of execution, and the Chairman of the Board of

Supervisors be, and hereby is, authorized to execute an agreement in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6510.0125 436 Veterans Services, Peer to Peer Support Services, Advertising Fees.

Adopted by unanimous vote.

RESOLUTION NO. 383 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS OR THE DIRECTOR OF VETERANS' SERVICES TO ENTER INTO AND EXECUTE AGREEMENTS WITH VARIOUS VENDORS OR CONTRACTORS FOR SERVICES RELATING TO THE PEER-TO-PEER PROGRAM, SUBJECT TO CERTAIN CONDITIONS

WHEREAS, in the regular course of performing its customary and usual governmental functions or performing functions assigned to it by the Board of Supervisors, the Warren County Veterans' Services utilizes contractors for services relating to the Peer-to-Peer Program, and

WHEREAS, the Director of Veterans' Services budgets for these types of services which generally range in cost from a few hundred dollars to a few thousand dollars, and

WHEREAS, the Director of Veterans' Services is requesting that they be allowed to enter into and execute agreements with various vendors or contractors for services required from time to time by the Warren County Veterans' Services, provided any one of these agreements does not exceed Twenty Thousand Dollars (\$20,000) in any fiscal year, and

WHEREAS, the aforesaid services are not usually something that would be done in house and approval of these agreements by the Board of Supervisors appears to be routine and ministerial due to the obvious need for same, and

WHEREAS, the budget process provides an opportunity for adequate review and approval of these types of services and expenses and the Board of Supervisors desires to avoid needless additional paperwork and resolutions concerning agreements for the aforesaid services, now, therefore, be it

RESOLVED, that, until such time as this resolution is repealed, the Chairman of the Board of Supervisors or the Director of Veterans' Services be, and hereby are, authorized, from time to time and without the need for additional separate resolutions, to enter into and execute agreements on behalf of Warren County with various vendors or contractors with regard to various services relating to the Peer-to-Peer Program within the budget of the Warren County Veterans' Services, with oversight by the Health, Human & Social Services Committee Chair and the County Administrator, subject to the following conditions: (1) any agreement may not individually exceed the aggregate amount of Twenty Thousand Dollars (\$20,000) in any fiscal year; (2) the services must have been budgeted for; there must be budgeted funds available to pay for the same, and purchase orders and/or computer data entries required by the County's accounting software must occur; (3) the established Purchasing Policy must still be followed (with the exception of the need to acquire resolutions); and (4) any required agreements must be approved by the Director of Veterans' Services and in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 384 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS AND THE WARREN COUNTY TREASURER TO EXECUTE AN APPLICATION FOR YOUTH PROGRAM FUNDS FROM THE NEW YORK STATE OFFICE OF CHILDREN & FAMILY SERVICES AS OUTLINED IN THE 2019 RESOURCE ALLOCATION PACKAGE

WHEREAS, the Comprehensive Plan for Youth Services requires that the Resource Allocation Package be prepared annually, which Plan is comprised of Warren County's program and project applications for youth service funds, and

WHEREAS, the Health, Human and Social Services Committee, as well as the Youth Board have recommended the State Aid resources for youth projects in 2019 be allocated as outlined in the Resource Allocation Package, in a total amount of Eighty-Four Thousand Seven Hundred Twenty-Seven Dollars (\$84,727) and

WHEREAS, these documents have been prepared according to the Rules and Regulations of the New York State Office of Children & Family Services, now, therefore, be it

RESOLVED, that the Commissioner of Social Services is hereby authorized to submit an application to the New York State Office of Children & Family Services for the 2019 Resource Allocation Package and upon notification of approval of the availability of State funds, the Chairman of the Board of Supervisors and the County Treasurer be, and hereby are, authorized to execute the Warren County Comprehensive Planning Resource Allocation Agreement for 2019 and any and all documents required to implement the Resource Allocation Plan, and all agreements within the scope of such plan to qualify Warren County for State reimbursement for youth programs in 2019.

Adopted by unanimous vote.

RESOLUTION NO. 385 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENTS BETWEEN WARREN COUNTY AND THE TOWNS OF WARREN COUNTY AND THE CITY OF GLENS FALLS FOR REIMBURSEMENT OF A PORTION OF THE COSTS FOR RECREATIONAL PROGRAMS

WHEREAS, the New York State Office of Children & Family Services provided an allocation to reimburse Warren County in an amount of Twenty-Two Thousand Seventy Dollars (\$22,070) in the year 2019 to be divided by the costs to the Towns and the City of Glens Falls for recreational programs, and

WHEREAS, the Commissioner of Social Services has requested Warren County to enter into individual agreements with each Town and the City of Glens Falls not to exceed the following amounts:

- | | |
|-------------------------------|--------------------------------|
| City of Glens Falls - \$3,375 | Town of Lake George - \$1,435 |
| Town of Bolton - \$1,275 | Town of Lake Luzerne - \$1,625 |
| Town of Chester- \$2,375 | Town of Queensbury - \$3,375 |
| Town of Hague - \$1,325 | Town of Stony Creek - \$1,325 |
| Town of Horicon - \$1,375 | Town of Thurman - \$1,375 |
| Town of Johnsburg - \$1,435 | Town of Warrensburg - \$1,775, |

now, therefore, be it

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to enter into individual Memorandums of Agreement with the Towns and the City of Glens Falls in the amounts as set forth above, in a form approved by the County Attorney, with funding to be expended from Budget Code A.7312 470 - Special Delinquency Prevention, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 386 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING EXTENSION AGREEMENT WITH COUNCIL FOR PREVENTION OF ALCOHOL AND SUBSTANCE ABUSE, INC. FOR THE YOUTH COURT PROGRAM

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a continuation of the previous agreement authorized by Resolution No. 592 of 2015, with the Council for Prevention of Alcohol and Substance Abuse, Inc., 10 LaCrosse St., Hudson Falls, New York 12839, to provide a Youth Court Program, for a total amount of Sixty-Nine Thousand Dollars (\$69,000) for a term commencing January 1, 2019 and terminating December 31, 2019, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.7313 470 Youth Court, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 387 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING MEMORANDUM OF UNDERSTANDING BETWEEN THE WARREN COUNTY DEPARTMENT OF SOCIAL SERVICES AND THE WARREN COUNTY EMPLOYMENT & TRAINING ADMINISTRATION FOR TEMPORARY ASSISTANCE AND SNAP UNITS TO PROVIDE EMPLOYMENT REFERRALS

RESOLVED, that Warren County enter into a memorandum of understanding between the Warren County Department of Social Services and the Warren County Employment & Training Administration for temporary assistance and SNAP units to provide employment referrals, and be it further

RESOLVED, that the Chairman of the Board of Supervisors, the Director of the Warren County Employment & Training Administration and the Commissioner of the Warren County Department of Social Services be, and hereby are, authorized to execute a memorandum of understanding for temporary assistance and SNAP units to provide employment referrals, in an amount not to exceed Ninety-Eight Thousand One Hundred Twenty-Three Dollars and Thirty Cents (\$98,123.30), for a term commencing January 1, 2020 and terminating December 31, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6010 470 Social Services, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 388 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH JAMIE MARTIN TO PROVIDE NUTRITION SERVICES FOR THE HEALTH SERVICES DEPARTMENT

RESOLVED, that Warren County enter into an agreement with Jamie Martin to provide nutrition services, as follows:

Certified Home Health Agency

Services	Rates - Region One	Rates -Region Two
Evaluation Visit	\$55.00	\$75.00
Revisit	\$53.00	\$75.00
Meetings	\$40.00	\$40.00

Early Intervention Services Only

Services	Rates - Region One	Rates - Region Two
Evaluation	\$50.00	\$57.00
Revisit	\$50.00	\$57.00
Extended Visit (with IFSP Approval)	\$70.00	\$70.00
Meetings	\$40.00	\$40.00
Supplemental Evaluations	\$117.00	\$117.00

Preschool CPSE/Approved IEP

Services	Rates - Region One	Rates - Region Two
Basic Visit	\$53.00	\$60.00
Group Visit (per child)	\$44.00	\$44.00
Meetings	\$40.00	\$40.00

for a term commencing September 20, 2019 and terminating upon thirty (30) days written notice, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement in a form approved by the County Attorney, and be it further

RESOLVED, that the terms Region One and Region Two, as described above, represent two distinct service areas in the County, which are divided as follows: Region One - Towns of Lake George, Queensbury, Warrensburg and City of Glens Falls; Region Two - Towns of Bolton, Chester, Hague, Horicon, Johnsbury, Lake Luzerne, Stony Creek and Thurman, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4010 470 Health Services, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 389 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Diamond, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH GREG MORRIS TO PROVIDE PHYSICAL THERAPY SERVICES FOR THE HEALTH SERVICES DEPARTMENT

RESOLVED, that Warren County enter into an agreement with Greg Morris to provide physical therapy services, as follows:

Certified Home Health Agency

Services	Rates - Region One	Rates -Region Two
Evaluation Visit	\$55.00	\$75.00
Revisit	\$53.00	\$75.00
Meetings	\$40.00	\$40.00

Early Intervention Services Only

Services	Rates - Region One	Rates - Region Two
Evaluation	\$50.00	\$57.00
Revisit	\$50.00	\$57.00
Extended Visit (with IFSP Approval)	\$70.00	\$70.00
Meetings	\$40.00	\$40.00
Supplemental Evaluations	\$117.00	\$117.00

Preschool CPSE/Approved IEP

Services	Rates - Region One	Rates - Region Two
Basic Visit	\$53.00	\$60.00
Group Visit (per child)	\$44.00	\$44.00
Meetings	\$40.00	\$40.00

for a term commencing September 20, 2019 and terminating upon thirty (30) days written notice, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement in a form approved by the County Attorney, and be it further

RESOLVED, that the terms Region One and Region Two, as described above, represent two distinct service areas in the County, which are divided as follows: Region One - Towns of Lake George, Queensbury, Warrensburg and City of Glens Falls; Region Two - Towns of Bolton, Chester, Hague, Horicon, Johnsbury, Lake Luzerne, Stony Creek and Thurman, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4010 470 Health Services, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 390 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Diamond, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH JENNIFER WOOD TO PROVIDE OCCUPATIONAL THERAPY SERVICES FOR THE HEALTH SERVICES DEPARTMENT

RESOLVED, that Warren County enter into an agreement with Jennifer Wood to provide occupational therapy services, as follows:

Certified Home Health Agency

Services	Rates - Region One	Rates -Region Two
Evaluation Visit	\$55.00	\$75.00
Revisit	\$53.00	\$75.00
Meetings	\$40.00	\$40.00

Early Intervention Services Only

Services	Rates - Region One	Rates - Region Two
Evaluation	\$50.00	\$57.00
Revisit	\$50.00	\$57.00
Extended Visit (with IFSP Approval)	\$70.00	\$70.00
Meetings	\$40.00	\$40.00
Supplemental Evaluations	\$117.00	\$117.00

Preschool CPSE/Approved IEP

Services	Rates - Region One	Rates - Region Two
Basic Visit	\$53.00	\$60.00
Group Visit (per child)	\$44.00	\$44.00
Meetings	\$40.00	\$40.00

for a term commencing September 20, 2019 and terminating upon thirty (30) days written notice, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement in a form approved by the County Attorney, and be it further

RESOLVED, that the terms Region One and Region Two, as described above, represent two distinct service areas in the County, which are divided as follows: Region One - Towns of Lake George, Queensbury, Warrensburg and City of Glens Falls; Region Two - Towns of Bolton, Chester, Hague, Horicon, Johnsbury, Lake Luzerne, Stony Creek and Thurman, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4010 470 Health Services, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 391 OF 2019

Resolution introduced by Supervisors Strough, Leggett, Braymer, Wild, McDevitt, Diamond, Dickinson, Geraghty, Magowan, Sokol and Driscoll

AUTHORIZING APPRECIATION AND SUPPORT OF THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION AND THE NEW YORK STATE ATTORNEY GENERAL'S OFFICE FOR APPEALING THE JULY 3, 2019, NEW YORK STATE APPELLATE DIVISION THIRD DEPARTMENT'S DECISION REGARDING TREE CUTTING WITHIN "FOREVER WILD" FOREST LAND INSIDE THE ADIRONDACK PARK AND ENCOURAGING THE NYS DEC TO PLACE A HOLD ON TREE CUTTING ON PUBLIC LANDS IN THE ADIRONDACK PARK UNTIL SUCH TIME THAT THE COURTS HAVE DEFINED WHAT THE REQUIREMENTS WILL BE

WHEREAS, by a decision dated July 3, 2019, the New York State Supreme Court, Appellate Division, Third Department has determined that the cutting of any size diameter trees in the Adirondacks is unconstitutional and in violation of the "Forever Wild" section of the New York State Constitution, and

WHEREAS, this Board has learned that the New York State Department of Environmental Conservation and the Attorney General's Office intends to appeal the decision to the New York State Court of Appeals for a more definite ruling and determination on the issues, and

WHEREAS, this Board is completely in support of the ability to cut certain trees within the Adirondack Park and supports the NYS DEC and the New York State Attorney General's Office in their appeal in order to delineate and designate exactly the height and diameter of tree, type of tree or location of various trees that may be cut within the forest preserve without violating the "Forever Wild" designation of the New York State Constitution, and

WHEREAS, this Board further supports a halting by the NYS DEC of the cutting on public lands until such case has been further resolved, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors appreciates and supports the New York State Department of Environmental Conservation and the New York State Attorney General's Office for appealing the July 3, 2019, New York State Appellate Division, Third Department's decision regarding tree cutting within "Forever Wild" forest land inside the Adirondack Park and encouraging the NYS DEC to place a hold on tree cutting on public lands in the Adirondack Park until such time that the courts have defined what the requirements will be, and be it further

RESOLVED, that a copy of this resolution be forwarded to: Governor Andrew Cuomo, Senator Elizabeth O'C. Little, Assemblyman Dan Stec, and New York State Department of Environmental Conservation.

Roll Call Vote:

Ayes: 932

Noes: 0

Abstain: 57 Supervisor Braymer

Absent: 11 Supervisor Frasier

Adopted.

RESOLUTION NO. 392 OF 2019

Resolution introduced by Supervisors Dickinson, Merlino, Simpson, Strough, Beaty, Frasier, Leggett, Geraghty and Driscoll

AUTHORIZING AGREEMENT WITH LYME ADIRONDACK TIMBERLANDS I, LLC FOR HIKING TRAIL LOCATED IN THE TOWN OF HAGUE

RESOLVED, that Warren County enter into an agreement with Lyme Adirondack Timberlands I, LLC, 123 Quaker Road, Suite 107, Queensbury, New York 12804 to use their property to create a public hiking trail to the Swede Fire Tower located in the Town of Hague, in consideration of payment in the amount of Two Thousand Five Hundred Dollars (\$2,500) annually, for a term commencing upon execution by both parties and continuing unless terminated upon thirty (30) days written notice, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6417.0002 480.03 Tourism/Occupancy, Occupancy Tax, Tourism-Special Events Discretionary Fund. Adopted by unanimous vote.

RESOLUTION NO. 393 OF 2019

Resolution introduced by Supervisors Dickinson, Merlino, Simpson, Strough, Beaty, Frasier, Leggett, Geraghty and Driscoll

AUTHORIZING AGREEMENTS WITH THE ADIRONDACK CIVIC CENTER COALITION, INC. AND THE LAKE GEORGE CONVENTION AND VISITORS BUREAU FOR TOURISM PROMOTION AND TOURIST AND CONVENTION DEVELOPMENT SERVICES

WHEREAS, the County derives revenues from the Occupancy Tax authorized by act of the New York State Legislature (Chapter 422 of the Laws of 2003) and, after deducting the amount provided for administering such tax, is to allocate the funds to enhance the general economy of the County of Warren and its cities, towns and villages through the promotion of tourist activities, conventions, trade shows, special events and other directly related and supported activities, and

WHEREAS, the Warren County Board of Supervisors has previously authorized contracts with the Adirondack Civic Center Coalition, Inc. and the Lake George Convention and Visitors Bureau to provide funds, annually, to enhance the general economy of the various municipalities and therefore, the County of Warren, through the promotion of tourist activities, conventions, trade shows, special events, and other directly related and supported activities, and

WHEREAS, the Occupancy Tax Coordination Committee has received funding requests from The Adirondack Civic Center Coalition, Inc. in the amount of Five Hundred Thousand Dollars (\$500,000) to be paid over a five-year term at a rate of One Hundred Thousand Dollars (\$100,000) per year in support of capital costs and from the Lake George Regional Chamber of Commerce & CVB in the amount of Five Hundred Fifty Thousand Dollars (\$550,000) in support of their 2020 marketing plan, and

WHEREAS, the Occupancy Tax Coordination Committee has approved the requests and does recommend the funding of same, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized and directed to execute amended agreements providing additional funds for the Adirondack Civic Center Coalition, Inc. and the Convention & Visitors Bureau, as stated in the preambles of this resolution in a form approved by the County Attorney, and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to pay the amounts specifically set forth herein above after January 1, 2020 upon receipt of a fully executed agreement.

Adopted by unanimous vote.

RESOLUTION NO. 394 OF 2019
Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson,
Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING CONTINUATION OF AGREEMENTS WITH VARIOUS MUNICIPALITIES
FOR ROADWAY MAINTENANCE AND INCLUDING A CATEGORY FOR EQUIPMENT
IMPROVEMENT

RESOLVED, that Warren County continue the agreements (previously authorized by Resolution No. 449 of 2018) with various municipalities for the purpose of providing roadway maintenance and services, as recommended by the Superintendent of Public Works on County roadways, for a continued term commencing January 1, 2020 and terminating December 31, 2020, said agreements shall renew on an annual basis for a period of five years unless there is an increase and/or a decrease in the rates or mileage, for the total amounts listed for each municipality as set forth on the attached Schedule "A", and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the agreements in the form approved by the County Attorney, and be it further

RESOLVED, that the payment to the municipalities shall be as follows: (1) Lump sum payment of Eight Thousand Dollars (\$8,000) or Ten Thousand Dollars (\$10,000) upon receipt of equipment upgrade confirmation from each municipality; (2) Sixty-Seven Percent (67%) of the payment for snow and ice removal to be paid in January of each year; (3) Thirty-Three Percent (33%) of the payment for snow and ice removal to be paid in July of each year; and (4) One Hundred Percent (100%) of the payment for mowing and sweeping to be paid in July of each year, and be it further

RESOLVED, that the funds for these agreements shall be expended from Budget Codes: D.5142 470 County Road, Snow Removal - County, Contract (in the amount of One Million Four Hundred Sixty-One Thousand Eight Hundred Sixty-Six Dollars and Sixty-Nine Cents (\$1,461,866.69) and D.5110 470 County Road, Maintenance of Roads, Contract (in the amount of Ninety-Eight Thousand Five Dollars and Twenty-Six Cents (\$98,005.26), for a total of One Million Five Hundred Fifty-Five Thousand Eight Hundred Seventy-One Dollars and Ninety-Five Cents (\$1,559,871.95).

Schedule "A"

2020 MUNICIPAL CONTRACT
HIGHWAY RECOMMENDED PAYMENT RATE

\$9,095.43/MI.	PLOW/ICE CONTROL APPLICATION WITH TYPICAL SNOW/ICE REMOVAL OPERATIONS BETWEEN STORMS, ADJUST MILES APPROPRIATE FOR MULTIPLE LANE HIGHWAYS.
\$8,000 Lump Sum	MUNICIPALITIES WITHIN THE LAKE GEORGE BASIN - EQUIPMENT EFFICIENCY IMPROVEMENTS FOR TEMP SENSORS, SPEED CONTROLS AND OTHER EQUIPMENT THAT WILL RESULT IN BETTER EFFICIENCY OF MATERIAL USAGE AND LESS ENVIRONMENTAL IMPACT.

September 20, 2019

528

\$10,000 Lump Sum

MUNICIPALITIES OUTSIDE THE LAKE GEORGE BASIN - EQUIPMENT EFFICIENCY IMPROVEMENTS FOR TEMP SENSORS, SPEED CONTROLS AND OTHER EQUIPMENT THAT WILL RESULT IN BETTER EFFICIENCY OF MATERIAL USAGE AND LESS ENVIRONMENTAL IMPACT.

\$ 710.50/EACH

ADDITIONAL FOR WEIGHT RESTRICTED OR BRIDGES THAT REQUIRE SPECIAL EQUIPMENT OTHER THAN TYPICAL ROAD PLOW VEHICLE.

\$ 554/MI.

SWEEP, PICKUP & REMOVAL OF ROAD SAND IN SPRING AFTER WINTER OPERATIONS ARE COMPLETED ONE TIME PER YEAR.

\$ 140/MI.

MOWING IN MID JUNE TO LATE JULY, ONE TIME PER YEAR. ONE 6' PASS EACH SIDE OF HIGHWAY AND CLEAR FOR INTERSECTION SITE DISTANCE.

\$ 280/MI.

MOWING IN MID JUNE TO LATE JULY, TWO TIMES PER YEAR. ONE 6' PASS EACH SIDE OF HIGHWAY AND CLEAR FOR INTERSECTION SITE DISTANCE

Adopted by unanimous vote.

RESOLUTION No. 394 OF 2019

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Schedule "A"

**2020 MUNICIPAL CONTRACT
HIGHWAY RECOMMENDED PAYMENT RATE**

- \$9,095.43/MI. PLOW/ICE CONTROL APPLICATION WITH TYPICAL SNOW/ICE REMOVAL OPERATIONS BETWEEN STORMS, ADJUST MILES APPROPRIATE FOR MULTIPLE LANE HIGHWAYS.
- \$8,000 Lump Sum MUNICIPALITIES WITHIN THE LAKE GEORGE BASIN - EQUIPMENT EFFICIENCY IMPROVEMENTS FOR TEMP SENSORS, SPEED CONTROLS AND OTHER EQUIPMENT THAT WILL RESULT IN BETTER EFFICIENCY OF MATERIAL USAGE AND LESS ENVIRONMENTAL IMPACT.
- \$10,000 Lump Sum MUNICIPALITIES OUTSIDE THE LAKE GEORGE BASIN - EQUIPMENT EFFICIENCY IMPROVEMENTS FOR TEMP SENSORS, SPEED CONTROLS AND OTHER EQUIPMENT THAT WILL RESULT IN BETTER EFFICIENCY OF MATERIAL USAGE AND LESS ENVIRONMENTAL IMPACT.
- \$ 710.50/EACH ADDITIONAL FOR WEIGHT RESTRICTED OR BRIDGES THAT REQUIRE SPECIAL EQUIPMENT OTHER THAN TYPICAL ROAD PLOW VEHICLE.
- \$ 554/MI. SWEEP, PICKUP & REMOVAL OF ROAD SAND IN SPRING AFTER WINTER OPERATIONS ARE COMPLETED ONE TIME PER YEAR.
- \$ 140/MI. MOWING IN MID JUNE TO LATE JULY, ONE TIME PER YEAR. ONE 6' PASS EACH SIDE OF HIGHWAY AND CLEAR FOR INTERSECTION SITE DISTANCE.
- \$ 280/MI. MOWING IN MID JUNE TO LATE JULY, TWO TIMES PER YEAR. ONE 6' PASS EACH SIDE OF HIGHWAY AND CLEAR FOR INTERSECTION SITE DISTANCE

TOWN	MILES \$9,095.43	EQUIPMENT UPGRADES	BRIDGES \$710.50	D.5142 TOTAL	MILES \$554.00	MILES \$140.00 \$280.00	D.5110 TOTAL	ESTIMATE OF PAYMENT
BOLTON	17.64	\$ 8,000	0	\$168,443.39	17.64	17.64	\$12,242.16	\$180,685.55
CHESTER	32.87	\$10,000	0	\$308,966.78	32.87	32.87	\$22,811.78	\$331,778.56
HAGUE	9.02	\$ 8,000	0	\$90,040.78	9.02	0.0	\$ 4,997.08	\$ 95,037.86
HORICON	26.32	\$10,000	0	\$249,391.72	26.32	0.0	\$14,581.28	\$263,973.00
LAKE GEORGE	0.95	\$ 8,000	0	\$16,640.66	0.95	0.95	\$ 659.30	\$ 17,299.96
LAKE LUZERNE	8.94	\$10,000	0	\$91,313.14	8.94	8.94	\$ 6,204.36	\$ 97,517.50
STONY CREEK	21.72	\$10,000	0	\$207,552.74	21.72	0.0	\$12,032.88	\$219,585.62
THURMAN	26.53	\$10,000	0	\$251,301.76	26.53	26.53	\$18,411.82	\$269,713.58
WARRENSBURG	6.82	\$10,000	0	\$72,030.83	6.82	6.82	\$ 5,687.88	\$ 77,718.71
WASHINGTON CO.	0.68		0	\$ 6,184.89	0.68	0.0	\$ 376.72	\$ 6,561.61
	151.49 MI	\$84,000	0	\$1,461,866.69	151.49 MI	115.47 MI	\$ 98,005.26	\$1,559,871.95

Adopted by unanimous vote.

RESOLUTION NO. 395 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

**RATIFYING THE ACTIONS OF THE CHAIRMAN OF THE BOARD WITH REGARD TO
ACCEPTING THE ELECTRONIC POLL BOOKS CAPITAL GRANT PROJECT
THROUGH THE NEW YORK STATE BOARD OF ELECTIONS AND AUTHORIZING AN
AGREEMENT**

WHEREAS, the Support Services Committee has approved a request to accept the Electronic Poll Books Capital Grant Project through the New York State Board of Elections, in an amount not to exceed Fifty-One Thousand Fifty Dollars and Thirty-Four Cents (\$51,050.34), for a term commencing April 12, 2019 and terminating December 31, 2020, with no local match funds required, and

WHEREAS, the Chairman of the Board has accepted and executed the grant contract prior to the September 20, 2019 Board of Supervisors Meeting, now, therefore, be it

RESOLVED, that the actions of the Chairman of the Board of Supervisors be, and hereby are, ratified with regard to accepting and executing the Electronic Poll Books Capital Grant Project through the New York State Board of Elections, in an amount not to exceed Fifty-One Thousand Fifty Dollars and Thirty-Four Cents (\$51,050.34), for a term commencing April 12, 2019 and terminating December 31, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the grant agreement, any modification, extension and/or other necessary documents relative to the aforescribed grant in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 396 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

**AUTHORIZING AGREEMENT WITH NEW YORK STATE BOARD OF ELECTIONS FOR
THE ELECTRONIC POLL BOOKS CAPITAL GRANT PROJECT AND ACCEPTING AID
TO LOCALITIES GRANT FUNDING**

RESOLVED, that Warren County enter into an agreement with New York State Board of Elections, 40 North Pearl Street, Suite 5, Albany, New York 12207 for funding for the Electronic Poll Books Capital Grant Project, in an amount not to exceed Thirty-Seven Thousand Eighty-Four Dollars and Eleven Cents (\$37,084.11), for a term commencing upon execution of both parties and terminating upon exhausting all grant funds and accept the Aid to Localities Grant Funding, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the grant agreement, any modification, extension and/or other necessary documents relative to the aforescribed grant, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 397 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

AUTHORIZING AMY CLUTE, SELF-INSURANCE ADMINISTRATOR, TO SERVE AS SECRETARY OF THE EMPIRE STATE SAFETY ASSOCIATION

WHEREAS, County Department Heads who participate in various non-County organizations, associations, boards, committees or other similar activities should obtain authorization for said participation if such participation is considered part of the Department Head's job function, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes Amy Clute, Self-Insurance Administrator, to serve as Secretary of the Empire State Safety Association for an initial term commencing on August 5, 2019 and terminating on December 13, 2020.

Adopted by unanimous vote.

RESOLUTION NO. 398 OF 2019

Resolution introduced by Supervisors Merlino, Dickinson, Strough, Frasier, Wild, Geraghty, Diamond, Hogan and Driscoll

AWARDING BID AND AUTHORIZING AGREEMENT WITH WALSWORTH PUBLISHING COMPANY, INC. FOR PRINTING OF THE 2020 WARREN COUNTY TRAVEL GUIDE (WC 50-19) FOR THE TOURISM DEPARTMENT

WHEREAS, the Purchasing Agent has advertised for sealed bids for the printing of the 2020 Warren County Travel Guide (WC 50-19), and

WHEREAS, the Tourism Director has recommended that Warren County award the contract to Walsworth Publishing Company, Inc. as the lowest responsible bidder, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Walsworth Publishing Company, Inc. of the acceptance of its bid, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with Walsworth Publishing Company, Inc., 306 N. Kansas Avenue, Marceline, Missouri, for printing of 125,000 copies of the 2020 Warren County Travel Guide, pursuant to the terms and provisions of the specifications (WC 50-19) and proposal, in an amount not to exceed Sixty-Nine Thousand Sixty-Two Dollars (\$69,062), for a term commencing September 23, 2019 and terminating December 31, 2019, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6417.0001 470 Tourism/Occupancy, Tourism, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 399 OF 2019

Resolution introduced by Supervisors Merlino, Dickinson, Strough, Frasier, Wild, Geraghty, Diamond, Hogan and Driscoll

AUTHORIZING ATTENDANCE AT 2020 IN-STATE AND OUT-OF-STATE AND CANADIAN MOTORCOACH AND INTERNATIONAL TRADE SHOWS/SALES BLITZES/MARKETPLACES/CONFERENCES BY TOURISM DEPARTMENT PERSONNEL

WHEREAS, the Tourism Department has presented the calendar of Motorcoach and International Trade Shows/Sales Blitzes/Marketplaces/Conferences to the Tourism Committee for approval, and

WHEREAS, the Tourism Director has requested that personnel continue to be permitted to stay at host hotels when the GSA rate for rooms often exceeds the authorized GSA rate, and

WHEREAS, funds necessary for travel to and attendance at such shows have been included in the 2020 Tourism budget, now, therefore, be it

RESOLVED, that upon recommendation of the Tourism Committee, any employee within the Tourism Department designated by the Tourism Director having an interest in attending the In-State, Out-of-State and Canadian 2020 Motorcoach and International Trade Shows/Sales Blitzes/Marketplaces/Conferences be, and hereby are, authorized to attend the In-State, Out-of-State and Canadian 2020 Motorcoach and International Trade Shows/Sales Blitzes/Marketplaces/Conferences as set forth in Schedule "A", attached hereto, and be it further

RESOLVED, that personnel continue to be permitted to stay at host hotels when the GSA rate for rooms often exceeds the authorized GSA rate, and be it further

RESOLVED, that if any changes are made in the attached Schedule "A", those changes shall be contingent upon the availability of funds in the 2020 budget, and be it further

RESOLVED, that the County Treasurer be, and hereby is, authorized to pay the reasonable and necessary expenses for Tourism Department employees to travel to and for attendance at said shows upon presentation of verified vouchers thereof, with funding from Budget Code A.6417.0001 444 Tourism/ Occupancy, Tourism, Travel/Education/Conference.

**SCHEDULE "A"
 TOURISM DEPARTMENT
 2020 MOTORCOACH AND INTERNATIONAL TRADE SHOWS/SALES
 BLITZES/MARKETPLACES/CONFERENCES SCHEDULE**

<u>PLACE</u>	<u>ASSOCIATION</u>	<u>DATES</u>
Omaha, NE	American Bus Association	Jan 10-14, 2020
Baltimore, MD	American Bus Association 2021	Jan 29-Feb 2, 2021
Las Vegas, NV	International Pow Wow	May 30-June 4, 2020
New York City	RTO Summit East	Apr 15-16, 2020
Trois Rivieres, CANADA	Bien Venue Quebec	Oct 26-28, 2020
Reno, NV	National Tour Association	Nov 8-11, 2020

NOTE: Above dates are exclusive of travel to and from shows.

TOURISM DEPARTMENT PERSONNEL WHO MAY BE DESIGNATED FOR
ATTENDANCE AT SUCH SHOWS BY THE TOURISM DIRECTOR:

Tourism Director
Assistant Tourism Coordinator
Group Tour/Convention Promoter
Senior Tourism Specialist
Creative Director
Communications Assistant
Adopted by unanimous vote.

RESOLUTION NO. 400 OF 2019

**Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett,
Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol**

**AMENDING TABLE OF ORGANIZATION AND WARREN COUNTY SALARY AND
COMPENSATION PLAN FOR 2019**

RESOLVED, that the Table of Organization and the Warren County Salary and Compensation Plan for 2019 are hereby amended as follows:

OFFICE FOR THE AGING

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.6772.130</u>	October 1 - March 31	\$29,333
<u>TITLE:</u>	Annually	Grade 4
Aging Services Assistant - Temp		(not to exceed 1,040 hours/year)

**DEPARTMENT OF PUBLIC
WORKS**

<u>Decrease Salary From:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.7111.110</u>	07/29/2019	\$42,384
<u>TITLE:</u>		
Naturalist #2		

Decrease Salary To:

<u>A.7111 110</u>	07/29/2019	\$40,000
<u>TITLE:</u>		
Naturalist #2		

TOURISM

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.6417.0001.110</u>	09/23/2019	\$36,214
<u>TITLE:</u>		Grade 9
Communications Assistant - Tourism		

Deleting Position:

<u>A.6417 0001.110</u>	09/23/2019	\$31,824
<u>TITLE:</u>		Grade 6
Senior Tourism Specialist		

SHERIFF

<u>Deleting Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.3110.110		
<u>TITLE:</u>	09/30/2019	\$48,222
Secretary to the Sheriff		

Creating Position:

A.3110.110		
<u>TITLE:</u>	09/30/2019	\$39,216
Senior Account Clerk #7		

Roll Call Vote:

Ayes: 989

Noes: 0

Absent: 11 Supervisor Frasier

Adopted.

RESOLUTION NO. 401 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING TEMPORARY INCREASE IN HOURS TO THE PART-TIME FOOD SERVICE HELPER AT COUNTRYSIDE ADULT HOME TO COVER THE SIX WEEK LEAVE OF ABSENCE OF AN EMPLOYEE

WHEREAS, the Part-Time Food Service Helper at Countryside Adult Home has experienced an increase in workload and responsibilities due to an employee being out of work on a six (6) week leave of absence, and

WHEREAS, the Director of Countryside has requested that the hours for the Part-Time Food Service Helper be increased from 24 hours per week to 40 hours per week until the other employee returns to work, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves an increase in the hours for the Part-Time Food Service Helper at Countryside Adult Home from 24 per week to 40 per week until the other employee returns to work, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6030 130 Countryside Adult Home, Salaries-Part Time.

Adopted by unanimous vote.

RESOLUTION NO. 402 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING CONTINUATION OF A MEDICARE ADVANTAGE INSURANCE PLAN FOR WARREN COUNTY RETIREES

WHEREAS, Warren County has offered health insurance through Humana for Medicare eligible retirees receiving Medicare benefits, and

WHEREAS, as a result of a review of the Medicare Advantage health insurance program performed by the County's health insurance broker, Jaeger & Flynn Associates, Inc., it has been recommended that the County renew the Humana Medicare Advantage plan for Medicare eligible County retirees, now, therefore, be it

RESOLVED, that Warren County renew its benefit plan with Humana as its Medicare Advantage insurance provider at a monthly premium of Two Hundred Seven Dollars and Fifty-

Three Cents (\$207.53), and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board of Supervisors to execute any and all documents and/or agreements that may be necessary to renew the Medicare Advantage Plan with Humana; said documents and/or agreements to be in a form approved by the County Attorney, for a term commencing January 1, 2020 and terminating December 31, 2020, at which time all policies will once again be reviewed.

Adopted by unanimous vote.

RESOLUTION NO. 403 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING HEALTH, DENTAL, VISION AND VOLUNTARY LIFE AND ACCIDENT INSURANCE FOR COUNTY OFFICERS, EMPLOYEES AND RETIREES

WHEREAS, on December 1, 2017 Warren County transitioned to a self-funded health insurance/prescription plan for County officers, employees and retirees (pre-Medicare eligible), and

WHEREAS, the County's health insurance broker, Jaeger & Flynn Associates, Inc., has recommended that Warren County continue its insurance/prescription plan with Blue Shield for officers, employees (30 hrs./week) and retirees (pre-Medicare eligible), as well as its dental insurance plan with Delta Dental, vision insurance plan with Empire Blue View Vision, and further authorize a voluntary life and accident insurance plan with Guardian, now, therefore, be it

RESOLVED, that Warren County renew its benefit plans for County officers, employees and retirees (pre-Medicare eligible) in accordance with the terms and provisions provided for above, at premium equivalents not to exceed those listed below:

Blue Shield EPO \$25/\$40

Individual	\$	759.95
Two Person	\$	1557.87
Family	\$	2184.57

Blue Shield HDEPO 6398

Individual	\$	579.49
Two Person	\$	1187.95
Family	\$	1665.84

Delta Dental

Individual	\$	29.75
Family	\$	76.56

Empire Blue View Vision

Individual	\$	5.42
Family	\$	14.08

and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute any and all documents and/or agreements of any kind or nature that may be necessary to renew the health insurance with Blue Shield, to renew the Voluntary High Deductible Option with Blue Shield including a Medical Expense Reimbursement Plan (MERP),

to renew the agreement with Delta Dental, to renew the agreement with Empire Blue View Vision and to execute the agreement with Guardian, in a form approved by the County Attorney, for a term commencing December 1, 2019 and terminating November 30, 2020, at which time all policies will once again be reviewed.

Adopted by unanimous vote.

RESOLUTION NO. 404 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H389, AIRPORT SNOW REMOVAL EQUIPMENT BUILDING - DESIGN; AUTHORIZING TRANSFER OF FUNDS AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H389, Airport Snow Removal Equipment Building - Design, as follows:

1. Capital Project No. H389, Airport Snow Removal Equipment Building - Design, is hereby established.
2. The estimated cost of such Capital Project is the amount of One Hundred Fifty Thousand Dollars (\$150,000).
3. The proposed method of financing such Capital Project consists of the following:
 - a. Federal grant funding in the amount of One Hundred Thirty-Five Thousand Dollars (\$135,000);
 - b. New York State Department of Transportation grant funding in the amount of Seven Thousand Five Hundred Dollars (\$7,500); and
 - c. Local share funding in the amount of Seven Thousand Five Hundred Dollars (\$7,500)

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of One Hundred Fifty Thousand Dollars (\$150,000) to Capital Project No. H389, Airport Snow Removal Equipment Building - Design, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>		<u>AMOUNT</u>
H389.9950 280	Airport Snow Removal Equipment Building	\$150,000.00

Roll Call Vote:

Ayes: 989

Noes: 0

Absent: 11 Supervisor frasier

Adopted.

RESOLUTION NO. 405 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE AIRPORT REPAIR & PROJECTS RESERVE FUND TO TRANSFERS-CAPITAL PROJECTS FOR THE PURPOSE OF FUNDING CAPITAL PROJECT H389, AIRPORT SNOW REMOVAL EQUIPMENT BUILDING - DESIGN; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Seven Thousand Five Hundred Dollars (\$7,500) from Budget Code A.892.00 Reserve, Airport Repair & Projects to Budget Code A.9950 910 Transfers - Capital Projects, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 989

Noes: 0

Absent: 11 Supervisor Frasier

Adopted.

RESOLUTION NO. 406 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING AGREEMENT WITH MAHONEY NOTIFY-PLUS, INC. TO PROVIDE SEMI-ANNUAL TESTING, MONITORING AND INSPECTION OF THE FIRE AND SECURITY ALARMS AT COUNTRYSIDE ADULT HOME WHICH INCLUDES VISUAL INSPECTION OF THE "K" RATED FIRE EXTINGUISHER

WHEREAS, pursuant to Resolution No. 263 of 2019, the Chairman of the Board of Supervisors was authorized to execute an agreement with Mahoney Notify-Plus, Inc., 15 Cooper Street, Glens Falls, New York 12801, to provide semi-annual testing, monitoring and inspection of the fire and security alarms at Countryside Adult Home and to also visually inspect the "K" rated fire extinguisher for a total amount not to exceed One Thousand One Hundred Fifty Dollars (\$1,150), and

WHEREAS, the Director of Countryside has requested that the agreement be amended to increase the not to exceed amount to One Thousand Four Hundred Ninety-Two Dollars (\$1,492), and to add that any unplanned repairs will be billed at the prevailing wage rate, now, therefore, be it

RESOLVED, that the agreement with Mahoney Notify-Plus, Inc. be, and hereby is, amended to increase the not to exceed amount to One Thousand Four Hundred Ninety-Two Dollars (\$1,492), and to include that any unplanned repairs will be billed at the prevailing wage rate, for a term commencing August 1, 2019 and terminating July 31, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6030 470, Countryside Adult Home, Contract, and be it further

RESOLVED, other than the charges outlined herein, all other terms and conditions of Resolution No. 263 of 2019 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 407 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE COMPUTER RESERVE FUND TO VARIOUS DEPARTMENTAL BUDGETS; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Ten Thousand Four Hundred Sixty-Seven Dollars (\$10,467) from the Computer Reserve Fund Budget Code A.895.00 to the following Departmental budgets:

PROJECT	TITLE	AMOUNT
A.8022.220.1	Planning - GIS Program	\$900
A.3110.220.1	Sheriff	\$4,500
A.1355.220.1	Real Property	\$3,012
A.7510.220.1	Historian	\$753
A.1011.220.1	County Administrator	\$753
A.1010.220.1	Legislative Board	\$549
	Total	\$10,467

and be it further,

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:
 Ayes: 989
 Noes: 0
 Absent: 11 Supervisor Frasier
 Adopted.

RESOLUTION NO. 408 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE ADVANCE OF FUNDS FROM THE OCCUPANCY TAX RESERVE TO THE LAKE GEORGE REGIONAL CHAMBER OF COMMERCE & CVB FOR THE 2019 ADVENTURE TRAVEL TRADE ASSOCIATION (ATTA) ELEVATE CONFERENCE IN WARREN COUNTY

RESOLVED, that the Warren County Board of Supervisors hereby sets aside the rules previously established by the Board concerning the use of occupancy tax funds, and advances funds in an amount not to exceed Twenty Thousand Dollars (\$20,000) from the Occupancy Tax Reserve (A.881.00) to the Lake George Regional Chamber of Commerce & CVB for the 2019 Adventure Travel Trade Association (ATTA) ELEVATE Conference, which amount shall be reimbursed to Warren County once the Chamber has received expected State grant funding.

Roll Call Vote:
 Ayes: 989
 Noes: 0
 Absent: 11 Supervisor Frasier
 Adopted.

RESOLUTION NO. 409 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE ENVIRONMENTAL TESTING RESERVE FUND TO THE REAL PROPERTY TAX SERVICES BUDGET TO PAY NEW YORK ENVIRONMENTAL PROTECTION AND SPILL COMPENSATION FUND FOR CLEAN UP/TANK REMOVAL FOR TOWN OF CHESTER TAX MAP PARCEL NO. 104.10-4-5 (THERMO-HOME, INC.); AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Two Thousand Five Hundred Dollars (\$2,500) from Budget Code A.893.00 Reserve, Environmental Testing to Budget Code A.1355 470 Real Property Tax Services, Contract, to pay New York Environmental Protection and Spill Compensation Fund for clean up/tank removal for Town of Chester Tax Map Parcel No. 104.10-4-5 (Thermo-Home, Inc.), and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 989

Noes: 0

Absent: 11 Supervisor Frasier

Adopted.

RESOLUTION NO. 410 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING GLENS FALLS NATIONAL BANK & TRUST COMPANY TO ISSUE A LETTER OF CREDIT ON BEHALF OF WARREN COUNTY TO BLUE SHIELD OF NORTHEASTERN NEW YORK AS AN ALTERNATIVE TO PRE-FUNDING THE HEALTH INSURANCE ACCOUNT

WHEREAS, pursuant to Resolution No. 342 of 2018, the Warren County Board of Supervisors authorized the transition to a self-funded health insurance/prescription plan for County officers, employees and retirees (less than sixty-five years of age), and

WHEREAS, the County's health insurance broker, Jaeger & Flynn Associates, Inc. has suggested that Warren County request a letter of credit from Glens Falls National Bank & Trust Company in the amount of Two Hundred Thirty-Three Thousand Nine Hundred Dollars (\$233,900) to be submitted to Blue Shield of Northeastern New York as an alternative to pre-funding the account with Blue Shield of Northeastern New York, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes Glens Falls National Bank & Trust Company to issue a letter of credit on behalf of Warren County to Blue Shield of Northeastern New York in the amount of Two Hundred Thirty-Three Thousand Nine Hundred Dollars (\$233,900).

Adopted by unanimous vote.

RESOLUTION NO. 411 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ADOPTING REVISED CREDIT CARD POLICY FOR WARREN COUNTY

WHEREAS, the Board of Supervisors adopted the Credit Card Policy for Warren County by Resolution No. 222 of 2015, which was subsequently amended by Resolution Nos. 460 of 2015 and 133 of 2019, and

WHEREAS, the Director of Veterans' Services has requested revisions to said Credit Card Policy to authorize an additional credit card in the name of the Veterans' Services Director with a monthly limit of Five Hundred Dollars (\$500) to be used exclusively by the Veterans' Services Department for the Peer-to-Peer Program, and

WHEREAS, the Finance Committee has reviewed the changes requested by the Director of Veterans' Services and has recommended that the same be advanced to the full Board of Supervisors for consideration, now, therefore, be it

RESOLVED, that the Credit Card Policy for Warren County annexed hereto along with Schedules "A-F", be and the same is hereby adopted as the official Credit Card Policy for Warren County, and be it further

RESOLVED, that any and all prior Credit Card Policies, Resolutions or parts thereof inconsistent with the annexed Credit Card Policy for Warren County are hereby repealed effective September 20, 2019.

**COUNTY OF WARREN
CREDIT CARD POLICY**

I. OVERVIEW AND PURPOSE

A. Overview.

The use of conventional credit cards (hereinafter "credit cards") and/or ghost credit cards (credit accounts without the issuance of a physical plastic card for volume purchases where physical cards are not needed or desired and hereinafter "ghost cards") can be a cost effective method of obtaining products and services for the County. Credit and/or ghost cards can also save personnel time. Travel, training and other similar expenses are more practically and easily handled through the credit card process. In certain cases and depending on the source of the credit or ghost card and terms thereof, the County may even be able to gain additional savings when using a credit and/or ghost card to make purchases of equipment, fuel, materials and/or supplies.

B. Purpose.

To establish the Policy and Procedures for the use of County credit and/or ghost cards by Department Heads or their designee(s). These procedures are intended to accomplish the following:

1. To ensure that the procurement with credit and ghost cards is accomplished pursuant to the policy and procedures established by the County Board.
2. To ensure appropriate internal controls are established within each department procuring with credit and/or ghost cards so that they are used for authorized purposes only.
3. To enhance productivity, significantly reduce paperwork, improve internal controls and reduce the overall cost associated with approved purchases as listed below.
4. To ensure that the County bears no legal liability from inappropriate use of credit and/or ghost cards.

II. ADMINISTRATION OF THE COUNTY'S RELATIONSHIP WITH THE BANK ISSUING THE CREDIT CARD

A. Obtaining Credit Cards and Ghost cards

1. Credit cards shall be obtained from the bank or financial institution authorized

by resolution of the County Board of Supervisors. Ghost cards for high volume purchases shall be obtained from the same banking institution that credit cards are obtained from and as authorized by the County Board of Supervisors.

2. Once credit cards and/or Ghost cards are authorized by the Board of Supervisors, the County Administrator will coordinate and arrange for issuance of credit and/or ghost cards in accordance with this policy.
3. The County Administrator and Treasurer shall review enrollment forms, verify all information, and submit an application for credit and/or ghost cards to the bank or financial institution identified in subparagraph (1) hereof. The Chairman of the Board of Supervisors shall sign the enrollment forms on behalf of the County.
4. Credit and/or ghost cards shall be issued to:
 - a. Those Department Heads (hereinafter "Cardholders");
 - b. For the purposes indicated and at the expenditure limits set forth in *Schedule "A"* which may be amended from time to time by further resolution of the County Board of Supervisors.
5. All Cardholders shall execute the Cardholder authorization form annexed hereto as *Schedule "B"* and sign the back of the credit card upon receipt (signature on ghost cards is not possible and hence not necessary).
6. The aggregate County credit limit for all issued credit and ghost cards shall be \$292,000.

B. Contact With Card Issuer Representatives.

1. The following officials are authorized to discuss credit card invoices, payments, disputes, temporary limit excess and similar matters:
 - a. Treasurer or designee.
 - b. County Administrator.
 - c. Assistant County Administrator.
2. Cardholders are authorized to discuss credit card invoices, disputes and lost or stolen cards for their for respective department issued credit and/or ghost card(s).

C. Online Management of Credit Cards.

The County Administrator, the Assistant County Administrator and/or designee of the County Administrator shall arrange for online management of credit and/or ghost cards including required passwords for purposes of viewing account expenditures and payments, card charge requests, new applications, reconciling invoices and other features typically offered by Banks or credit card issuers as online management tools.

III. USE OF THE CREDIT CARD, REVOCATION AND RECORD KEEPING

A. Authorized Users

1. The Cardholder who is issued the card or ghost card is the only person authorized to use that card, except:
 - a. In the instance of the Clerk of the Board who may authorize other County officials or employees to use the card for lodging or general use using the forms annexed hereto as *Schedules "C" and "D"*; and
 - b. With respect to the other Cardholders, the Cardholder may allow staff in their respective County Departments to make purchases using the cards or ghost cards, but this shall only be allowed after the credit card use form annexed hereto as *Schedule "C" or "D"* is completed.

B. Authorized Purchases

The credit card or ghost card is to be used in the conduct of the County's business only. The use of a County credit card or ghost card to acquire or purchase goods and services for other than official use of the County is fraudulent use and will subject the employee to disciplinary action up to and including dismissal. In addition, the fraudulent use will be reported to the appropriate law enforcement agency for investigation and possible prosecution.

C. Rules of Use

The following restrictions will apply to purchases made with credit or ghost cards:

1. The goods or services must be budgeted and legally allowable.
2. The total value of a transaction shall not exceed a Cardholders card limit. Payment for a purchase WILL NOT be split into multiple transactions to stay within the card limit.
3. Spending limits for the month must be adhered to.
4. Credit and/or ghost card users must inform the merchant that the purchase is tax exempt and provide tax exempt form as necessary.
5. Credit card and/or ghost card users must retain vendors receipts and/or records of telephone, Internet, and/or mail orders for future reconciliation of the credit card statement. Cardholders or designees shall attach receipts, etc. to the invoice batch submitted to the County Auditor when requesting payment of credit and/or ghost card purchases attributable to the Cardholder or the Cardholder's Department as appears on monthly statements.
6. Credit card and/or Ghost card users must still complete Purchase Orders as required by the County Purchasing Policy (identifying the credit/ghost card issuing bank as payee and providing details as to the service or item purchased). Nothing in this policy shall be construed as a means to circumvent the existing Purchasing Policy of the County in regards to bidding requirements, both formal and informal.
7. Any incentive program benefits arising from the use of County credit cards and/or ghost cards shall be the property of the County and deposited in the County General Fund. The County Board of Supervisors shall determine the use of such incentives, if any.

D. Unauthorized Credit or ghost Card Use

1. The credit and/or ghost card SHALL NOT BE USED for the following:
 - a. Personal purchases or identification.
 - b. A purchase that exceeds the Cardholder's monthly purchase limit.
 - c. Cash advances.
2. A credit card or ghost card user who makes unauthorized purchases shall be liable for the total dollar amount of such unauthorized purchases, plus any administrative fees charged by the Bank or card company in connection with the misuse.

E. Cardholder Record Keeping

1. When the purchase is made over-the-counter, the credit/ghost card user shall retain the invoice and a customer copy of the charge receipt. The credit/ghost card user is responsible for checking that the vendor lists the quantity, fully describes the item(s), and includes any tax prior to the credit card user signing the slip. Invoices for meals, hotel stays, etc. will include an itemized list of all items and services purchased.
2. When the purchase is made on the Internet, the credit/ghost card user shall print a copy of the receipt and order confirmation before exiting the site.

3. When a purchase is made over the telephone, the credit/ghost card user shall have the vendor fax or email them a copy of the receipt.
4. When the purchase is made by mail, the credit/ghost card user shall retain all confirmations and shipping documentation.
5. When an item is returned, the vendor shall issue a credit, which should appear on a subsequent statement. *Under no circumstances should the credit/ghost card user or Cardholder accept cash in lieu of a credit of the credit card account.*

F. Review of Monthly Statement

1. At the end of each billing cycle, the Cardholder or staff member designated in writing or by email shall receive his/her monthly statement of account that will list the transactions to the Cardholders credit card for that period.
2. The Cardholder or staff member designated in writing or by email shall check each transaction listed on the monthly statement against the authorizations to verify that the statement is correct. If an item is returned and a credit voucher received, the Cardholder or designee shall verify that this credit is reflected on the monthly statement.
3. If purchased items are not listed on the monthly statement, the appropriate transaction documentation shall be **RETAINED** by the Cardholder until the next monthly statement. If the purchase or credit does not appear on the statement within 60 days after the date of purchase or return, the Cardholder shall notify the County Administrator and the Treasurer.
4. If in reviewing the monthly statement, if it is known that an item purchased was found to be unacceptable or not received or not even ordered, the Cardholder or designee is responsible for either, obtaining the item, obtaining a replacement or indicating a dispute of a non-ordered item as soon as possible as indicated herein. In the case of an item that has been ordered that is not acceptable, the Cardholder should attempt to receive that item by the date the Cardholder receives his monthly statement or consider placing the item into dispute. If any items are placed in dispute by the Cardholder, it should be documented using *Schedule "E"* Transaction Dispute Form and attached to the statement with the originals to be forwarded to the County Auditor and a copy of all documents to be forwarded to the County Administrator or the Assistant County Administrator who shall handle and/or process the dispute as may be determined appropriate.

G. Cardholder Security

1. It is the Cardholders responsibility to safeguard the credit/ghost card and account number and any security codes to the same degree that a Cardholder safeguards his/her personal credit information. A violation of this trust will result in that Cardholder having his/her credit/ghost card withdrawn and disciplinary action.
2. If a credit card or a ghost card number or security code is lost or stolen, the Cardholder shall immediately notify the credit card company, representatives are available 24 hours a day. The County Administrator and Treasurer should also be notified and the Lost/Stolen Card Notification form, *Schedule "F"*, filled out.
3. A new credit or ghost card shall be promptly issued to the Cardholder after the reported loss or theft. A credit card that is subsequently found by the Cardholder after being reported lost shall be submitted to the County Administrator who will then forward the card to the Treasurer for destruction.

H. Cardholder Separation

Prior to separation from the County of Warren, the Cardholder shall surrender the credit card and current credit card proofs of purchase to the County Administrator. Upon its receipt, the County Administrator will follow the steps outlined under Review of Monthly Statement and Payment of Credit Card Purchases, and forward the card to the Treasurer to be destroyed. Any Cardholder ghost cards shall likewise be terminated and new ghost cards established.

I. Revocation of Credit Card Privileges

1. The issuance of a credit card and/or ghost card to an employee is done at the discretion of the County Board of Supervisors.
2. Failure to comply with proper record keeping procedures as outlined in this policy will be cause to revoke the employee's credit and/or ghost card privileges.
3. Repeated loss or theft of any issued credit or ghost card will be cause to revoke the employee's credit/ghost card use privilege. Failure to immediately report the theft/loss of a card upon discovery may also lead to revocation of the credit/ghost card privilege.

IV. DOCUMENT SUBMISSION AND PAYMENT OF MONTHLY CREDIT/GHOST CARD INVOICE**A. General County Department Procedure**

Original sales documents (packing slip, invoice, cash register tape, credit card slips, etc.) for each transaction MUST be neatly attached to the credit card statement and attach the same to the account payable batch and submit the same to the Auditor's Office within five (5) business days of receiving the monthly statement.

B. County Auditor Review and Payment by Treasurer

1. The Auditors Office will a) review the documents for accuracy; b) review whether the charges are to the proper accounts, and c) approve the statement for payment.
2. The County Treasurer or staff member designated in writing shall be authorized to access the County's credit account online in order to verify charges and make or push online payments.
3. All purchases made with credit and/or ghost cards shall be paid for within the grace period so that no interest charge or penalties will accrue.

V. AUDITS

The Treasurer may, at the Treasurer's discretion, conduct random audits for both card authority and receipt retention as well as statement review.

SCHEDULE "A"

Credit card and/or ghost cards shall be issued to the Department Heads (hereinafter "Cardholders") for the purposes and monthly limits set forth:

- a. Three credit cards in the name of the Clerk of the Board of Supervisors, in care of the County of Warren, for travel and lodging and general use purposes each with a monthly credit limit of \$10,000;

- b. One credit card in the name of the Clerk of the Board of Supervisors, in care of the County of Warren, for use by the Warren County Tourism Department, for travel and lodging and general use purposes with a monthly credit limit of \$30,000;
- c. One credit card in the name of the Sheriff for travel and lodging and general use purposes, with a monthly credit limit of \$10,000;
- d. One credit card in the name of the Undersheriff for travel and lodging and general use purposes, with a monthly credit limit of \$10,000;
- e. One credit card in the name of the Superintendent of the Department of Public Works for E-bay fees only with a monthly credit limit of \$1,000;
- f. One credit card in the name of the Purchasing Agent for eBay fees only with a monthly credit limit of \$1,000; and
- g. Up to five ghost cards in the name of the Department(s) individually and for use with high volume vendors as selected by the County Administrator with four cards to have a monthly credit limit not to exceed \$15,000 and one card to have a monthly credit limit not to exceed \$149,500.
- h. One credit card in the name of the Veterans' Services Director for use exclusively in association with the Peer-to-Peer Program with a monthly credit limit of \$500.

Use of credit cards for travel and lodging shall be for the purposes set forth as *Schedule "D"*.

Use of credit cards for general purposes shall include purchases of a small dollar amount, food service, fuel, supplies, materials, conference registrations, hardware store purchases, Federal Express, United Parcel Service and postal charges, other miscellaneous items authorized in Department Budgets, except when the County has an established account or using a ghost account with a vendor in which case that account shall be used and not the credit card. General purposes shall not include alcoholic beverages, tobacco, lottery tickets, cash advances or ATMs or purchases that require Board Resolutions until such a Board Resolution has been adopted.

SCHEDULE "B"

**ACKNOWLEDGMENT OF RECEIPT OF THE MASTERCARD PURCHASE
CARD
Last 4 digits of card: _____**

I acknowledge that, on the date indicated below, I received a Purchase Card for my Department's use. I have previously received a copy of the County Credit Card Policy which set forth, among other things, Cardholder use and responsibilities. I understand that:

The Purchase Card is a cost-effective method for the purchase and payment of small dollar material transactions and is limited to \$_____ per month.

The Purchase Card is to be used solely for business purchases; not personal purchases.

I am responsible for reconciling monthly statements and maintaining accurate

September 20, 2019

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accounting records.

Should my employment with Warren County terminate, I am responsible for returning the Purchase Card to the County Administrator.

Department Head Name: _____

(Please Print)

Department Head Signature: _____

Date: _____

Warren County Board of Supervisors
WARREN COUNTY MUNICIPAL CENTER
1340 STATE ROUTE 9
LAKE GEORGE, NEW YORK 12845-9803



Telephone 518-761-6535
Fax 518-761-7652

Ronald F. Conover, Chairman

Amanda Allen, Clerk of the Board

SCHEDULE "C"

GENERAL CREDIT CARD AUTHORIZATION

Date: _____ Appropriation Code: _____ Amount \$ _____

Purchase Order # (if required): _____

This is to confirm _____ is authorized to use my credit card for _____

(merchandise) for County purposes. All purchases are tax exempt.

Vendor Name: _____

Date of Purchase: _____

Name on credit card: Clerk of the Board (Amanda Allen)

Card Number: Ending in: _____ MasterCard / Visa / Other _____

Expiration Date: _____

Call me at (518) 761-7656 with any questions.

I understand that I am responsible for all charges noted above that are incurred on this account.

CARDHOLDER'S SIGNATURE _____

CARDHOLDER'S NAME (please print) Clerk of the Board (Amanda Allen)

SCHEDULE "D"
TRAVEL CREDIT CARD AUTHORIZATION

Date: _____ Appropriation Code: _____ Amount: \$ _____

This is to confirm _____ is authorized to use my credit card for airline tickets, hotel charges and conference fees (as listed below) for County purposes. All purchases are tax exempt.

AIRLINE TICKETS:

Date of Purchase: _____ Name of Airline: _____

HOTEL CHARGES:

Name and address of hotel: _____

Arrival Date: _____ Departure Date: _____

- Room and room tax charges (tax exempt must have form)
- Long distance phone calls
- Banquet and meeting room charges
- Local phone calls
- Restaurant charges
- Laundry charges

CONFERENCE FEES:

Date of Purchase: _____ Name of Organization (ie. NYSAC): _____

Name on credit card: Clerk of the Board (Amanda Allen)

Card Number: Ending in: _____ MasterCard / Visa / Other _____

Expiration Date: _____

Call me at (518) 761-7656 with any questions.

I understand that I am responsible for all charges noted above that are incurred on this account.

CARDHOLDER'S SIGNATURE _____

CARDHOLDER'S NAME (please print) Clerk of the Board (Amanda Allen)

SCHEDULE "E"

COUNTY OF WARREN
TRANSACTION DISPUTE FORM

Cardholder Information:

Cardholder's Name: _____

Card Number: _____

Cardholder's Signature: _____ Date: _____

Vendor Name: _____

Statement Date: _____ Transaction Date: _____

Transaction No. _____ Posting Date: _____

Amount Disputed: _____

Dispute:

The item referenced above is being disputed because:

____ There is a difference in the amount I authorized and the amount I was billed.
(A copy of your charge must be attached)

____ I only transacted one charge and I was previously billed for it.
(Date of Purchase charge: _____)

____ The above transaction is mine, but I am disputing the transaction.
(Please state your reason for the denial in detail)

____ I do not recognize the above transaction.

____ I have received a credit voucher for the above transaction, but it has not yet appeared on my account. (A copy of the credit voucher must be attached)

____ My account has been charged for the above transaction, but I have not received the merchandise. The details of my attempt to resolve the dispute with the merchant and the merchants response are indicated below:

Attach the completed form to your monthly statement for review and approval by your Approving Supervisor and the Auditors Office and County Administrator or Assistant County Administrator.

**SCHEDULE "F"
COUNTY OF WARREN
LOST/STOLEN CARD NOTIFICATION**

Cardholder's Name: _____

Card Number: _____

Please Check One:

Card was: Lost
 Stolen
 Other (*Describe*) _____

Describe how card was lost/stolen: _____

Was a Police Report filed (*Circle*): Yes No

If yes: Department: _____

 Report Number: _____

Cardholder Notified the Credit Card Company:

Date: _____

Time: _____

Cardholder's Signature: _____ Date: _____

Treasurer's Signature: _____ Date: _____

Adopted by unanimous vote.

RESOLUTION NO. 412 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

**RATIFYING PAST PAID TIME OFF ACCRUALS GRANTED BY WARREN COUNTY
AT THE REQUEST OF THE SHERIFF**

WHEREAS, Warren County and the Warren County Sheriff are recognized under state Civil Service Law Article 14 as co-employers, and

WHEREAS, the Warren County Sheriff has applied practices that have been deemed appropriate in his legal capacity as a co-employer when requesting paid time off accruals to be granted by Warren County, and

WHEREAS, Warren County has vetted these requests for consistency and granted them, and

WHEREAS, these practices are longstanding, have been consistently applied and are regarded in the department as unwritten policies, and

WHEREAS, these practices are not currently codified into a written paid time off accrual policy for the Warren County Sheriff's Department, and

WHEREAS, it is desirable for auditing purposes to codify such practices into a written paid time off accrual policy, and

WHEREAS, the Warren County Treasurer has requested such codification for auditing purposes, now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby ratify the paid time off accruals previously requested by the Warren County Sheriff and granted by Warren County, and be it further

RESOLVED, that the Warren County Sheriff's Department will implement a written paid time off accrual policy to be formally adopted by Warren County in its capacity as co-employer.

Adopted by unanimous vote.

RESOLUTION NO. 413 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

**SUPPORTING THE ADIRONDACK COMMUNITY COLLEGE
CAPITAL IMPROVEMENT PLAN FOR 2020-21**

WHEREAS, improvements to Adirondack Community College's facilities are necessary to provide an improved learning environment, repair old equipment and upgrade existing facilities which have deteriorated, and

WHEREAS, the following capital projects exist to support the need for a new facilities master plan, critical/deferred maintenance, rehabilitation of the Gymnasium and Student Center and new Athletic Fields, all of which are required for the Campus:

CAPITAL EXPENDITURE	BUILDING/ AREA	CATEGORY	ESTIMATED COST
New Facilities Master Plan	Campus Wide	Central Services	\$150,000
Gym Floor	Gym	Student Life/Services	\$125,000
New Athletic Fields	Athletic Fields	Student Life/Services	\$1,580,000
New Athletic Fields	Athletic Fields	Student Life/Services	\$2,100,000
Cafeteria Renovation	Student Center	Student Life/Services	\$1,000,000

and,

WHEREAS, the total cost of the above referenced capital projects is Four Million Nine Hundred Fifty-Five Thousand Dollars (\$4,955,000), of which fifty percent (50%) will be funded by the State of New York and the remaining fifty percent (50%) will be funded by Sponsors (Warren County and Washington County), and

WHEREAS, the Sponsor share in the amount of Two Million Four Hundred Seventy-Seven Thousand Five Hundred Dollars (\$2,477,500) shall be borne by capital chargebacks collected by the College and/or other resources, including donations that the College may receive, now, therefore, be it,

RESOLVED, that the Board of Supervisors hereby supports the Adirondack Community College Capital Improvement Plan for 2020-21, and be it further

RESOLVED, that the Sponsors' share of project costs in the amount of Two Million Four Hundred Seventy-Seven Thousand Five Hundred Dollars (\$2,477,500) shall be paid from accumulated capital chargeback funds and/or other resources, including donations that the Collage may receive.

Roll Call Vote:

Ayes: 904

Noes: 0

Abstain: 85 Supervisor Strough

Absent: 11 Supervisor Frasier

Adopted.

RESOLUTION NO. 414 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

**RESOLUTION APPROVING AND AUTHORIZING CONTRACT FOR THE SALE OF
PROPERTY LOCATED AT RIVER STREET IN THE TOWN OF QUEENSBURY;
DECLARING THE LAND NO LONGER NECESSARY FOR PUBLIC USE;
AUTHORIZING THE TRANSFER OF THE PROPERTY SUBJECT TO SATISFACTION
OF THE CONDITIONS OF SALE DEFINED IN THE CONTRACT DOCUMENTS; AND
CONDUCTING REVIEW UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW
ACT ("SEQRA") AND ISSUING DETERMINATION OF NON-SIGNIFICANCE**

WHEREAS, a request for sealed bids for the sale of the River Street Property was issued on August 28, 2019, and

WHEREAS, in response to the request for sealed bids, the County received bids from two (2) separate entities including a proposal from Perkins Recycling Corporation (hereinafter "Perkins"), and

WHEREAS, Perkins bid was the second highest bid, however the County Facilities Committee has recommended sale of the River Street Property to Perkins as the highest responsible bidder, and

WHEREAS, the County Facilities Committee has concerns regarding the highest bidders ability to gain financing to complete the transaction as opposed to Perkins Bid being an all cash bid; and

WHEREAS, the conveyance to Perkins will include 10.5 acres generally described as the land upon which the River Street building sits and as reflected in the map attached to this resolution, and

WHEREAS, the total agreed upon purchase price is Four Hundred and Fifty Thousand Dollars (\$450,000), and

WHEREAS, the sale of the River Street Property is an unlisted action under SEQRA, and

WHEREAS, a Short Environmental Assessment form has been prepared and presented to the Board of Supervisors, the Board of Supervisors has reviewed the information and responses set forth therein and has approved the same, now, therefore, be it

RESOLVED, as the County no longer intends to own the property located at River Street in the Town of Queensbury, it is hereby determined that the River Street property is no longer necessary for public use, and be it further

RESOLVED, that the Board of Supervisors hereby approves and authorizes the sale of the property located at River Street, Town of Queensbury for the total purchase price of Four Hundred and Fifty Thousand Dollars (\$450,000), subject to all conditions of sale described in the preambles of this resolution and contained in the contract documents, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute the contract documents in a form approved by the County Attorney, and be it further

RESOLVED, subject to satisfaction of all conditions of sale as described in the preambles of this resolution and as detailed in the contract documents, the Chairman of the Board of Supervisors is hereby authorized to execute any and all documents necessary to complete the transfer of the property located at River Street, in the Town of Queensbury, as authorized herein in a form approved by the County Attorney, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized and directed to execute the Short Environmental Assessment form indicating that the sale will not result in any significant environmental impacts, and be it further

RESOLVED, that the Board of Supervisors hereby authorizes the issuance and filing of a determination of no significant adverse environmental impacts in accordance with the requirements of SEQRA, and be it further

RESOLVED, that the Chairman of the Board of Supervisors, County Administrator, and County Attorney are hereby authorized to take any and all necessary actions to carry out the terms of this resolution.

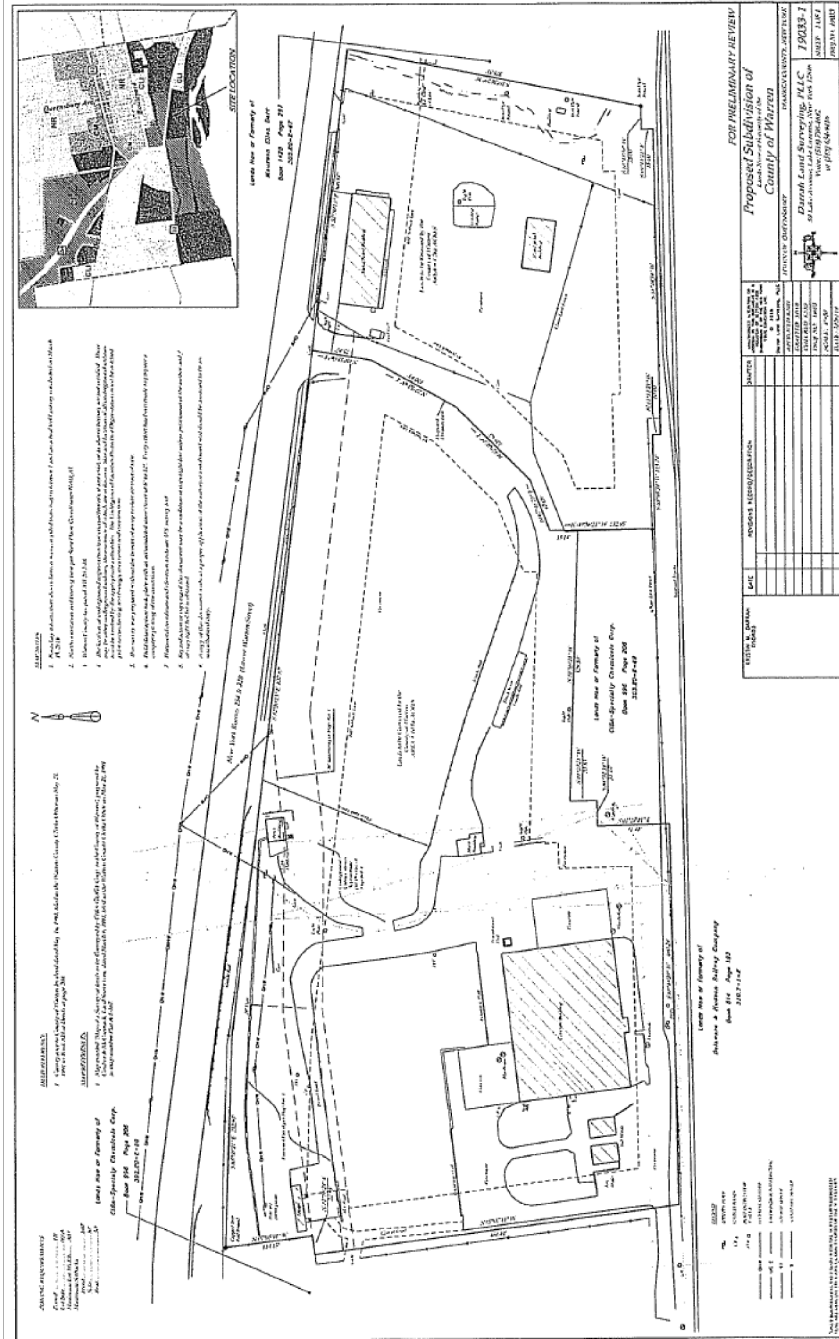
Roll Call Vote:

Ayes: 847

Noes: 142 Supervisors Strough and McDevitt

Absent: 11 Supervisor Frasier

Adopted.



RESOLUTION NO. 415 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

**RESCINDING RESOLUTION NOS. 249 OF 2019 AND 304 OF 2019
AUTHORIZING SIX (6) MONTH LEASE AGREEMENT WITH D&G RECYCLING, LLC
FOR A PORTION OF COUNTY OWNED PROPERTY (f/k/a CIBA GEIGY PROPERTY)
IN THE TOWN OF QUEENSBURY**

WHEREAS, Resolution No. 249 of 2019 authorized the Chairman of the Board of Supervisors to execute a six (6) month lease agreement with D&G Recycling, LLC., for a rental sum of Six Thousand Five Hundred Dollars (\$6,500) per month, and

WHEREAS, Resolution No. 304 of 2019 authorized the Chairman of the Board of Supervisors to execute a six (6) month lease agreement with D&G Recycling, LLC, for a rental sum of Seven Thousand Dollars (\$7,000) per month, and

WHEREAS, Warren County Board of Supervisors has decided to sell the portion of County owned property (f/k/a Ciba Geigy Property) in the Town of Queensbury, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby rescinds Resolution Nos. 249 of 2019 and 304 of 2019.

Roll Call Vote:

Ayes: 847

Noes: 142 Supervisors Strough and McDevitt

Absent: 11 Supervisor Frasier

Adopted.

RESOLUTION NO. 416 OF 2019

Resolution introduced by Supervisors Beaty and McDevitt

**AMENDING RESOLUTION NO. 84 OF 2013, RESOLUTION
ESTABLISHING A CAPITAL RESERVE FUND TO FINANCE A "TYPE" CAPITAL
IMPROVEMENT; AUTHORIZING APPROPRIATION OF FUNDS FROM THE
ENVIRONMENTAL TESTING RESERVE TO THE REAL PROPERTY TAX SERVICES
BUDGET TO COVER THE COST OF A DEMOLITION PLAN ON PROPERTY IN THE
TOWN OF QUEENSBURY; AND AMENDING 2019 WARREN COUNTY BUDGET**

WHEREAS, Resolution No. 506 of 2012, pursuant to Section 6-c of the General Municipal Law, as amended, established a Capital Reserve Fund to be known as the Environmental Testing Reserve Fund ("Reserve Fund"), with the source of funding to be revenue realized from the tax foreclosure auction after payment of the outstanding taxes due to Warren County and in the amount representing fifty percent (50%) of the revenue in excess of One Hundred Thousand Dollars (\$100,000) budgeted for 2012 and twenty-five percent (25%) of such revenue in excess of the One Hundred Thousand Dollars (\$100,000) budgeted in subsequent years, and

WHEREAS, Resolution No. 84 of 2013 was amended to reduce the amount of funding for said Reserve Fund for 2012-2013 to Seventy-Five Thousand Dollars (\$75,000) in excess of One Hundred Thousand Dollars (\$100,000) budgeted, and, for 2012-2013 and all future years, all administrative fees including any necessary administrative fees incurred in connection with In Rem tax foreclosure proceedings under Article 11 of the Real Property Tax Law where the County seeks temporary incidents of ownership under Environmental Conservation Law §56-0508 shall be paid from this Reserve Fund, and, that in all future years, funding for said Reserve Fund shall be an amount representing twenty-five percent (25%) of the revenue in excess of the budgeted amount, and

WHEREAS, the Director of Real Property is requesting Resolution No. 84 of 2013 be amended to include environmental remediation and/or restoration, demolition and testing on County owned property acquired pursuant to the In Rem Tax Foreclosure, now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby amend Resolution No. 84 of 2013 to include environmental remediation and/or restoration, demolition and testing on County owned property acquired pursuant to the In Rem Tax Foreclosure, and be it further

RESOLVED, that other than the above amendments, Resolution No. 506 of 2012 and Resolution No. 84 of 2013 shall remain in full force and effect, and be it further

RESOLVED, that Four Thousand Three Hundred Dollars (\$4,300) will be appropriated from Budget Code A.893.00 Reserve, Environmental Testing Fund, to Budget Code A.1355 470 Real Property Tax Services, Contract to pay for a demolition plan on property in the Town of Queensbury.

Roll Call Vote:

Ayes: 989

Noes: 0

Absent: 11 Supervisor Frasier

Adopted.

Chairman Conover called for announcements.

Brian LaFlure, *Director, Office of Emergency Services*, thanked the Board for their support of the building to store the Office of Emergency Services equipment, as they had been working on this project for a number of years.

Supervisor Braymer announced there was a Climate Rally today at SUNY Adirondack until 2:00 p.m.

Supervisor Simpson announced that Mrs. Allen was recognized at the NYSAC Conference for her accomplishments in graduating from the County Government Institute which was sponsored by Cornell University. A round of applause was given. Supervisor Simpson remarked Mrs. Allen had done a great job and he was pleased to see her being recognized.

Supervisor Hogan suggested everyone travel up north to see the leaves which were almost at peak following the festivities at the Adirondack Balloon Festival. She said the second Adirondack Exposure calendar had been released for which the proceeds would be given to three exceptional not-for-profits and she encouraged anyone interested in purchasing one to contact her.

Supervisor Geraghty advised the Worlds Largest Garage sale was scheduled for October 5th and 6th in the Town of Warrensburg and he encouraged all to attend.

Supervisor Driscoll stated the annual Taste of the North Country event, which supported Kiwanis events and Key Clubs throughout the region, was scheduled for Sunday, September 29th in City Park. He apprised the Adirondack Thunder would be commencing with their home season in the middle of October.

Supervisor Leggett recognized Supervisor Simpson for the exceptional job he had done serving as Chairman of the Warren-Washington Industrial Development Agency & CDC up until recently when he stepped down. He stated he would also like to acknowledge former Undersheriff Shawn Lamouree, who had recently retired, for doing a great job during the number of years that he served the County.

Supervisor Merlino apprised the Town of Lake Luzerne was appreciative of the funds provided by the County for their millfoil project on Lake Luzerne, as it had greatly reduced their expenses for this work. He said they had been awarded a grant to research the land with Warren County Soil & Water Conservation District and the Fresh Water Institute for which they took thirty water samples, all of which were well below the unacceptable level.

Supervisor Strough informed he had distributed the new Adirondack Balloon Festival Desktop calendar to the Supervisors on behalf of the Adirondack Balloon Festival Committee,

this years Balloon Festival pin, as well as an agenda for the event. He said he had spent the last few days with the Balloon Team that was here from Saga City Japan and he asked anyone attending the Festival to introduce themselves to them when they were there.

Supervisor Beaty advised he failed to mention during his Committee report that Don DeGraw, *Airport Manager*, was doing a stellar job managing the Airport, noting Mr. DeGraw was responsible for increasing revenue by \$46,000 over the same time period last year thereby decreasing the burden on the County taxpayer.

Supervisor Dickinson announced Sunday, September 22nd at 1:00 p.m. was the revival of the annual Community Day in the Town of Lake George. He said they had not done this event in over thirty years and he encouraged anyone interested in taking part in the Firemens Barbecue and Clam Bake that was hosted by the Fort William Henry to contact the Fort William Henry, Marios Restaurant or Prospect Diner for tickets, which were selling out quickly.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Simpson and seconded by Supervisor Dickinson, Chairman Conover adjourned the Board Meeting at 12:10 p.m.

**WARREN COUNTY BOARD OF SUPERVISORS
BOARD MEETING
FRIDAY, OCTOBER 18, 2019**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:00 a.m.

Mr. Ronald F. Conover presiding.

Salute to the flag was led by Supervisor Hogan.

Roll called, the following members present:

Supervisors Leggett, Diamond, McDevitt, Braymer, Loeb, Driscoll, Frasier, Simpson, Hogan, Dickinson, Merlino, Wild, Beaty, Magowan, Sokol, Thomas, Hyde, Geraghty and Conover- 19; Supervisors Strough and Sokol absent- 2.

Commencing the Agenda review, Chairman Conover noted a motion was necessary to approve the minutes of the September 20th Board Meeting, subject to correction by the Clerk of the Board. The motion was made by Supervisor Dickinson, seconded by Supervisor Hogan and carried unanimously.

Continuing to the presentation of the employee of the month award, Ryan Moore, *County Administrator*, stated the September Employee of the Month award was postponed until today, due to the Department of Social Services employee being unable to attend the meeting. He said they would have to put it off again until the November 15th Board Meeting due to the recipient being unable to attend the meeting today, as well. He informed the recipient of the October Employee of the Month, who worked for the Information Technology Department, was present today and he offered privilege of the floor to Mike Colvin, *Director, Information Technology*, to provide an outline of this individuals achievements.

Mr. Colvin introduced Jeremy Scime, *Senior Programmer/Analyst*, whose main task was to develop custom applications for every department. He apprised that Mr. Scime created custom systems when systems did not exist or when it was too cost prohibitive to purchase them resulting in significant savings for the County. He stated during Mr. Scime's fifteen year tenure with the County he had dedicated himself to every project he worked on to ensure not only they worked, but also that they were effective. He said he felt one of Mr. Scime's largest assets was his ability to listen to people, while also giving equal consideration to everyone and their needs. He apprised it would be difficult to find someone with Mr. Scime's skill set and easy going personality which was why he was such an asset to the County. A round of applause was given. Mr. Moore and Chairman Conover presented Mr. Scime with a Certificate of Appreciation from the Board.

Mr. Scime thanked the Board members for their recognition and apprised he was proud of the work the Information Technology Department did. Another round of applause was given.

Moving along to the report by the Chairman of the Board, Chairman Conover apprised he had attended a round table discussion on October 3rd in Blue Mountain Lake that was hosted by Senators Gounardes and Tedisco during which a number of issues with the Adirondacks were discussed, including the lack of broadband and cell phone coverage. He added Supervisors Hogan and Simpson had also attended the meeting. He informed he had attended a meeting at the Lake George Fund with representatives from Lake Hobicomb on October 10th regarding harmful algae bloom. He said periodically round table type discussions took place with other communities that were being negatively impacted by harmful algae bloom to share information regarding what process was used on Lake George. He stated the representatives were taken on a tour of the Jefferson Project at Darren Fresh Water Institute followed by a round table discussion at the offices of the Fund for Lake George. Chairman Conover advised he had attended the meeting of the Lake Champlain-Lake George Regional Planning Board on October 15th followed by a phone conference where the staff of the NYS DOH (*New York State Department of Health*) presented their findings on the Governor's Cancer Research Project. He mentioned he believed the report would be available to everyone shortly. He stated he had attended the Budget Committee meeting on October 16th where the primary topic of

discussion involved establishing reserve accounts which he was a big proponent of and he acknowledged Supervisor Thomas, the Budget Committee members and the County Treasurer for recognizing the value in this effort to address future obligations.

Chairman Conover then called for the reports by Committee Chairmen on the past months meetings or activities.

Supervisor Hogan advised Cornell Cooperative Extension held an event last night for the purpose of recognizing the volunteers that supported the organization, some of whom had been providing the organization with assistance for a significant number of years. She said she was impressed to see their dedication to the work they did there. She apprised Cornell Cooperative Extension was always busy, informing the work on the Education Center was moving along and she recognized the DPW staff for their work on it. She stated the plant sale had been a complete success and she was looking forward to all of the activities they would offer during the winter months which she would forward a schedule of in an email.

Supervisor Dickinson reported on the October 1st meeting of the Occupancy Tax Coordination Committee, noting no resolutions were requested. He apprised the County Treasurer indicated there was a 6.88% increase in occupancy tax revenue collected through September 30, 2019 as compared to the same time frame in 2018, part of which was due to collecting from properties that were past due. Supervisor Dickinson voiced his support of the increase in funding to the Lake George Regional Chamber of Commerce & CVB to allow them to improve upon the services they provide while also working closely with the Tourism Department to attract more tourists to the region. He informed he had the privilege of presenting the Sapphire award to John Strong, *Executive Director, Lake George Arts Project*, at the CVB Board dinner meeting last night and he commended Mr. Strong for the incredible work he had done for the projects over the last thirty-seven years, noting he would be missed.

Supervisor Merlino informed the Tourism Committee had met on October 1st during which they approved proposed Resolution No. 436 which he provided a brief summary of. He stated he was pleased to report due to the favorable fall weather all of the Fall Festivals and events that were held had been well attended. He mentioned the Tourism Department was working on the final stage before the 2020 Warren County Tour Guide was distributed. He apprised the meeting on October 10th with representatives from STR, Inc. was well attended and very informative. He stated the forecast from STR, Inc. was that in 2020 occupancy at hotels in the region would be down by 1% as compared to the same time frame this year, but would increase by 1.5% in 2021. He urged individuals to keep in mind this was just an estimate, as the tourism industry relied heavily on favorable weather conditions which could not be forecasted. He said he had requested that the representatives from STR, Inc. ask their management if they could lower the price to work with some of the smaller businesses who were not accounted for in their report because they could not afford their fee, but he had not received a response as of yet. He advised if they were able to account for the businesses that currently were not accounted for in the STR Report, then they would have a more accurate figure pertaining to the number of tourists who stayed in Warren County.

Supervisor Wild stated he had also attended the October 10th meeting with the representatives from STR, Inc. which he felt was very informative. He said one thing that was of particular interest was the amount of data the STR, Inc. had concerning nationwide and worldwide figures. He said he had requested they determine whether any case studies had been done in areas across the nation and around the world that were similar to Warren County and had high occupancy during the summer months which was the shoulder season for the County, but were lacking occupancy during the winter months. He remarked he hoped the representatives from STR, Inc. were able to provide this information to assist the County with developing additional opportunities to increase tourism. Supervisor Wild informed he had also attended the Cornell Cooperative Extension meeting last night, apprising that the organization was appreciative of the financial support they received from the County which he hoped would continue on. Supervisor Wild informed he had invited Dr. Jack Leary to discuss the issues at the Glens Falls Hospital which he found to be troubling during the privilege of the floor portion

of the meeting. He said he was looking forward to hearing Mr. Leary's experience with the Hospital which he hoped could be expanded upon to bring more attention to the issues and what assistance the Board may be able to provide.

Supervisor Beaty reported on the September 24th meeting of the County Facilities Committee where no resolutions were approved, but they did refer a matter to the Finance Committee. He stated he had attended the first meeting of the Climate Smart Task Force during which they discussed a number of good issues; he added he was looking forward to providing any insight he could as a member of the Task Force going forward. In regards to the tourism industry, Supervisor Beaty apprised he was fully supportive of what he believed was a successful collaboration between the Tourism Department and the Lake George Regional Chamber of Commerce and CVB which was moving the tourism industry forward in a positive direction. He pointed out percentages could be misleading, specifically in the case where Essex County had a larger increase in their occupancy, as they had significantly less rooms. He remarked overall he felt the County was having an excellent year with regard to tourism and he added that he concurred with Supervisor Wild that this was an area that was still untapped and had a substantial amount of potential; however, he noted, under the direction of Supervisor Merlino, the Tourism Department, the CVB and the County were making great strides there. He questioned how anyone could follow the logic of the STR Report which indicated that tourism would be down next year and then increase the following year.

Supervisor Magowan indicated he had nothing to report on.

Supervisor Thomas stated the Budget Committee had met on October 16th, approving proposed Resolution No. 456 which he provided a brief overview of. He informed during the meeting they discussed and forwarded on to the Finance Committee the proposal he had put together to establish about a half a dozen Reserve accounts. He advised the next meeting was scheduled for Tuesday, October 22nd where some of the particulars to the 2020 proposed Budget would be reviewed and at the November 1st Special Board Meeting he would be presenting the Tentative 2020 County Budget.

Supervisor Hyde indicated she had nothing to report on.

Supervisor Geraghty informed the Personnel & Higher Education Committee had approved proposed Resolution Nos. 437-438. He apprised that he was pleased to report that this year's annual Warrensburg Garage Sale was well attended, with the biggest crowd in five years due to the favorable weather conditions.

Supervisor Leggett reported the Criminal Justice & Public Safety Committee had met on September 24th, approving proposed Resolution Nos. 419-421 and he provided a brief overview of each. He stated he had attended the Salt Summit in Lake Placid on October 3rd where Mr. Hajos and some of the DPW staff were recognized for their efforts to reduce the amount of salt used on the roads, as well as the Towns of Lake George and Hague.

Supervisor Diamond indicated he had nothing to report on.

Supervisor McDevitt reported on the September 30th meeting of the Health, Human & Social Services Committee, where he had chaired the meeting in the absence of Supervisor Frasier. He mentioned he had spent an hour with Robert Lusi, *Director of Probation*, discussing the impact Bail Reform would have on the State. He apprised while he could understand the rationale of some parts of the Bail Reform in terms of individuals from New York City remaining incarcerated due to being unable to afford to pay their bail which was only a few hundred dollars; however, he noted, he was having difficulty with the categories of crimes that Mr. Lusi had identified to him that would no longer require bail, which as vehicular homicide, second degree burglary, second degree robbery and with the judges order returning to the scene of a crime. He indicated he felt it was imperative for the Board members to be conscious of what would be occurring as of January 1st with Bail Reform, as he believed the law provided too much leniency in terms of some of the crimes that were excluded from bail. Supervisor McDevitt stated he had attended the Climate Smart Task Force meeting on October 15th which he felt was very informative. He said he believed he would like to take responsibility for the energy audits on the municipal buildings and in particular the Warren County Municipal Center

Building. He said he and Mr. Hajos would have a study conducted that covered the entire building to determine what kind of energy loss currently occurred there and whether the County had a reasonable payback in terms of attempting to resolve those particular issues. He informed another matter discussed at the Climate Smart Task Force meeting concerned how Lake George's water temperature had risen by four degrees over the last thirty years which according to Dave Wick, *Executive Director, Lake George Park Commission*, was a statistical abnormality with what had historically occurred. He advised he felt this was something they should closely monitor, as Lake George was important for the livelihood of the County. Supervisor McDevitt apprised the final matter he would like to discuss involved the City of Glens Falls and an ordinance which the Common Council was preparing as it related to demonstrations at Centennial Circle. He stated he felt the ordinance was long overdue in order to address few demonstrations that had occurred over the last few months in the downtown area of the City that tended to be angry and threatening. He questioned what was happening to peaceful assembly at Centennial Circle and what was occurring with free speech and assembly while millions of veterans', himself included, served this Country in order to protect those rights. He pointed out nowhere in the First Amendment did it provide anyone a license to infringe upon the rights of others, nor did it provide anyone with the right to threaten, impede, insult or verbally abuse others. He continued, it also did not permit intimidation or violence against those who may disagree with their views. He mentioned missing from some individuals interpretation of the First Amendment was the phrase "peaceful assembly, because they were creating an environment that frightened mothers and children, as well as inhibited the ability of merchants to earn a living, impeded the flow of foot traffic, hurling profanities at innocent people, as he did not believe this was what was intended by the nations founding fathers. He advised, also included in the First Amendment was the Freedom of the Press and even though individuals may disagree with what the press was reporting, it was the Freedom of the Press that democracy thrived upon. He remarked that he, as a Veteran and a gun owner, felt no one should ever use the threat of gun violence and groups that exercised their First Amendment rights should remember that this applies to everyone. He stated it was not a joke to point a toy gun at anyone ever at these type of rallies because it created a hostile environment and he acknowledged the City of Glens Falls Common Council for taking action to modify and control these type of public demonstrations.

Supervisor Braymer advised she would also like to applaud the City of Glens Falls Common Council for taking action and she invited everyone to attend the Public Hearing on the ordinance this Tuesday at 7:20 p.m. She said she thought it would be beneficial to have County residents attend the Public Hearing to express their opinion on what the Common Council should be adopting. Supervisor Braymer reported on the October 1st meeting of the Environmental Concerns & Real Property Tax Services Committee, where they approved proposed Resolution No. 423 which she provided a brief overview of. She apprised she felt all of the Board members were supportive of protecting the County's natural resources, including its water bodies; she added she would like to see the County focus on that and put more effort on its priorities. She said the Environmental Concerns & Real Property Tax Services Committee had been and would continue to do this, as well as the County Administrator, the Department of Public Works, the Director of Real Property Tax Services, the Planning & Community Development Department and the Purchasing Department, but it was not an organized effort and she would like to have more focus on what actions the County took to protect its natural resources. In regard to the possibility of implementing a County-wide septic inspection at transfer law that was discussed at the Committee meeting, Supervisor Braymer advised the Southern Adirondack Realtors Association provided the results of the survey they had conducted of County residents which indicated the residents were fully supportive of this type of law. She said she was working with the staff of the Planning & Community Development Department, as well as the Warren County Soil & Water Conservation District to do more research on how this could work in the County. She called attention to proposed Resolution No. 451, which did not go before the Environmental Concerns & Real Property Tax

Services Committee, but was approved by the Finance Committee and concerned the sale of one of the properties that was going to be included in the foreclosure sale to the Town of Chester which she was fully supportive of. She mentioned she had also participated in the Southern Adirondack Realtors Association Trade Show during which a presentation was made regarding the County-wide septic inspection at transfer law and the members voiced their concerns with how it would be implemented and requested that they be involved in the process. She said they also had a presentation concerning short-term rentals during which the County Treasurer voiced the County's perspective to them. She informed in addition she had also attended the presentation by the Adirondack Research Consortium on Climate Change at SUNY Adirondack on October 15th, as well as the Climate Smart Task Force meeting later that day which she believed for their first meeting had made some good initial progress. She stated she had attended the NACo (*National Association of Counties*) Forum in Lake Placid along with Supervisors Hogan and Simpson during which the importance of residents in rural areas participating with the United States Census and she urged the Supervisors, as well as the media to get the word out about how important it was for the County for all the residents to fill out the census data because the results were applicable to the funding received for infrastructure, schools, etc. She added they also received some information regarding the Affordable Housing Strategy for the County's rural areas which she and Supervisor Hogan would be following up on.

Supervisor Loeb stated the Support Services Committee had met on September 23rd, approving proposed Resolution Nos. 432-435 which he requested support on. He commended not only the departments that were overseen by the Support Services Committee, but also all County Departments for their continued efforts and success in providing great service to the residents of Warren County.

Supervisor Driscoll informed the departments that were overseen by the Health, Human & Social Services Committee were busy throughout the year, but more so during the Fall season. He stated he had provided updates regarding the SNAP (*Supplemental Nutrition Assistance Program*) guidelines for which approximately 3,700 households received assistance each month in the County. He said the day after Veterans' Day HEAP (*Home Energy Assistance Program*) would be available and the Office for the Aging would be providing outreach in many of the communities in the County; he added individuals would also have the opportunity to apply for assistance through the Program. He encouraged the local municipalities to do everything they could to distribute information regarding the Program to their constituents and more specifically the senior citizens who lived on a fixed income.

Supervisor Frasier thanked Supervisor McDevitt for Chairing the Health, Human & Social Services Committee meeting in her absence. She stated prior to discussing the proposed Resolutions approved by the Committee, it was necessary to withdraw proposed Resolution No. 425 because it was drafted as seeking proposals, but an RFP (*Request for Proposals*) was required.

The necessary motion was made by Supervisor Frasier, seconded by Supervisor Simpson and carried unanimously to withdraw proposed Resolution No. 425, *Authorizing Contract with a Certified Coding and Oasis Vendor to Be Determined to Provide Services Which Will Be Used by the Home Care Agency Within the Health Services Division*. Returning to the report on the September 30th Health, Human & Social Services Committee meeting, Supervisor Frasier provided a brief overview of Resolution Nos. 424 and 426. She stated that she had attended the October 15th meeting of the Lake Champlain-Lake George Regional Planning Board.

Supervisor Simpson apprised the Public Works Committee had met on October 1st during which they approved proposed Resolution Nos. 427-431 and he provided a brief overview of each. He announced the Trunk or Treat event was scheduled for tomorrow from 5:00 p.m. until 7:00 p.m. at the Up Yonda Educational Center and he encouraged everyone to attend. In the absence of Supervisor Sokol, Supervisor Simpson advised the Finance Committee had approved proposed Resolution Nos. 417-418 and 439-451. Supervisor Simpson offered

privilege of the floor to Mike Swan, *County Treasurer*, to provide the monthly update regarding the County's finances.

Mr. Swan stated there was a 3% increase in sales tax revenue collected as compared to the same time frame in 2018. In regard to the AIM (*Aid to Municipalities*) payments, Mr. Swan apprised the impact statement that Mr. Moore distributed indicated that this would not have a substantial financial bearing on the County; however, he noted, he was extremely concerned this was setting a precedent that would allow the State to continue to dip into the County's share of the sales tax revenue going forward which was why he felt it was necessary to dispute this in some manner or form. He informed he would like for proposed Resolution No. 444, *Further Amending the Unassigned Fund Balance Policy for Warren County*, to be tabled and brought back to Committee for further review, as there were a few changes he would like to see made.

Motion was made by Supervisor Braymer, seconded by Supervisor Dickinson and carried unanimously to table proposed Resolution No. 444 and send it back to Committee.

Supervisor Simpson apprised he would like to discuss the meeting in Blue Mountain Lake which he and everyone who participated were grateful that Senators Tedisco and Gounardes took the initiative to come to the Adirondacks and hold a listening session. He stated the need for cell phone and broadband coverage was expressed, as well as discussing some of the recent legislation that was adopted in Albany that had impacted the Counties.

Continuing to the report by the County Administrator, Mr. Moore recognized the following people for their years of service to the County which he said he was greatly appreciative of:

- * Lori Mosher for 30 years of service to Department of Social Services;
- * Maureen Taylor for 20 years of service to Department of Social Services; and
- * Claudia Mundell for 20 years of service to the County Clerk's Office;

Mr. Moore advised he had five resolutions he would like to discuss, the first of which was proposed Resolution No. 425, *Authorizing Contract with a Certified Coding and Oasis Vendor to Be Determined to Provide Services Which Will Be Used by the Home Care Agency Within the Health Services Division*, which Supervisor Frasier had mentioned during her Committee report and was subsequently withdrawn. He informed the purpose of outsourcing the County's medical coding services related to optimizing the departments reimbursements for the services that they provided while also reducing overtime costs.

In regard to proposed Resolution No. 437, *Amending Table of Organization and Warren County Salary and Compensation Plan for 2019*, Mr. Moore apprised this resolution had been amended following the October 4th Personnel & Higher Education Committee meeting due to the unplanned departure of the 3rd Assistant District Attorney resulting in the 4th, 5th, 6th and 7th Assistant District Attorney's being promoted one step and the 7th Assistant District Attorney would become vacant until the position was filled. He stated the amendment would adjust all of the salaries in accordance with the attorney grid to ensure that all of the positions were paid correctly when they moved into their new positions on Monday.

Mr. Moore informed there was an additional resolution that had been approved by the Finance Committee that was pulled for legal review by the County Attorney. He mentioned the County Treasurer's Office pointed out an inconsistency between the current contract with the Balloon Festival and the creation of a deferred revenue account to deposit the excess revenue to compensate for other years when there were insufficient funds available to cover the County's overtime costs incurred. He said they were working this out with the representatives of the Adirondack Balloon Festival and would bring it back to Committee when it was resolved. He acknowledged Supervisor Magowan for bringing forward the suggestion that an account be created for this purpose.

In regard to proposed Resolution No. 456, *Opposing the Withholding of Local Sales Tax Revenues for the Purpose of Shifting the Cost of State Programs on to Local Governments*, Mr. Moore advised this had previously been mentioned by Supervisor Thomas during his Committee report and had been approved two days ago by the Budget Committee. He said the objective of the proposed Resolution was to oppose the State's withholding of local sales tax

revenue for the purpose of that stopping State Aid reductions to the County's towns and the Village of Lake George. He mentioned as noted in the resolution every locality including the City of Glens Falls, whose State Aid payments were still intact, would shoulder the \$224,000 cost of the State Aid reductions to the Towns and the Village. He continued, in addition to taking money away from the County's share in order to finance the County's State Aid payments, this move by the State as indicated by the County Treasurer was also troubling because it set a dangerous precedent where essentially the State was cutting its budget at the expense of the County by dipping into the County's revenue streams. He pointed out the State had been doing this for years on the expense side by pushing the cost of State Programs on to the Counties and now they were doing it on the revenue side, as well. He informed this resolution directed himself, the County Attorney and the County Treasurer to work with other Counties and with NYSAC (*New York State Association of Counties*) to explore whether there was grounds for a legal challenge against the State. He remarked he was positive if this went unchallenged the State would dip into this funding source again.

Mr. Moore apprised there was a resolution before them today that would be coming from the floor regarding approval of a new Collective Bargaining MOA (*Memorandum of Agreement*) with the PSBA (*Police Supervisors Benevolent Association*) which consisted of two members, both of whom were Lieutenants in the Sheriff's Department. He stated the term of the MOA was for five years from 2018 until 2022 and it would provide salary adjustments which he reviewed with the Board members. He mentioned both Lieutenant's contribution toward health insurance benefits would increase from 13% to 15% retroactive one year, 17% this December and 18% in December 2020. He continued, language would also be added to the contract which indicated that retirees paid what the active employees paid; he added this language was key for the County because it was what the County's remaining workforce paid. He mentioned there were a few other minor provisions included in the MOA that the Personnel & Higher Education reviewed in executive session and he was requesting that the full Board approve the agreement, as he was confident that this was the best deal they could come to. He advised the PSBA had hired a negotiator on their behalf who had a reputation for negotiating in the opposite direction while also bringing up new issues with no notice and was known across the State for dragging negotiations into interest arbitration. Mr. Moore stated they had gone through two sessions with a neutral mediator, each of which lasted all day, following which the PSBA negotiator "blew it up" at the end of the day. He said following this he had met separately with the two Lieutenants to ensure they were aware the County would not be wasting anymore time in mediation, meaning they would go right into interest arbitration while simultaneously filing an improper practice against the PSBA negotiator. He apprised as a result of this he was able to work out the terms of the MOA with the two Lieutenants that was before the Board today. He apologized for presenting this last minute, but the process was not completed until 9:00 a.m. this morning when the two Lieutenants signed the MOA. He thanked the two Lieutenants for working with the County on the MOA, noting they were assets to the Sheriff's Department. He also acknowledged Larry Paltrowitz, *Special Counsel for the County*, and the other members of the negotiating team for their efforts.

Mr. Moore advised since the September 20th Board Meeting the Budget Team had continued to work on the 2020 Tentative Budget which they were inching closer to finalizing. He stated he was trying to improve upon the process he did to put together the Multi-Year forecast by doing it in conjunction with budget approval process to ensure the Board members had a better context for the decisions they would be making. He stated he continued to work on the transition in the Sheriff's Office which was going well and he commended all of the County Department and staff who had taken time to assist with that. He apprised the former Undersheriff and Secretary to the Sheriff left large shoes to fill, but he believed they were making strides in getting the new team up to speed and he thanked Major James Lafarr for all of his work on that.

Mr. Moore stated on October 10th he was invited to do a presentation for the Adirondack Regional Chamber of Commerce Board of Directors regarding the current sales tax distribution

formula. He said their members, like most individuals, were interested in knowing why the current formula was in place and whether it was fair. He said he believed those present at the meeting left with an understanding of the issue; he added he stayed following the conclusion of the presentation to answer any questions anyone had regarding any other topic of interest.

On Tuesday, October 15th, Mr. Moore informed he had participated in a Webinar that was hosted by the NYS DOH pertaining to the Warren County Cancer Incidences Report. He said while the call was comforting, it was also frustrating because the State was unable to identify any obvious causes for the elevated cancer rates in Warren County. He mentioned the State had ruled out environmental factors, such as outdoor and indoor air quality, public drinking water systems, industrial sites, hazardous waste disposal sites and exposure to traffic. He informed there was a possibility the cancer rates were co-related with somewhat sub-standard behavioral measures that were seen in the County like the fact that the County residents tended to smoke and drink more than the average; however, he noted, even those measures did not necessarily raise red flags. He pointed out the County was rated No. 21 in the State for health outcomes and No. 10 for health factors according to the Robert Wood Johnson Foundation. He apprised the NYS DOH would be doing a public presentation of their findings on Thursday, November 7th from 7:00 p.m. until 9:00 p.m. at SUNY Adirondack in Adirondack Hall. He added the Board members had all been provided with an executive summary of the study.

Mary Elizabeth Kissane, *County Attorney*, exited the meeting at 10:49 a.m.

Finally, Mr. Moore stated he was hesitant to discuss the last item he wanted to touch on out of respect for this County employees' privacy; however, he noted, a tragedy had been experienced in the County a few weeks ago that brought attention to a policy that would impact the entire State in January. He mentioned Warren County was the first County to experience the unintended consequences of the State's Bail Reform and he believed as public leaders they had a duty to bring attention to those consequences to allow the State to address them. He remarked this was not a political Republican or Democrat issue, but rather a matter of right and wrong.

Mr. Moore apprised the individual who caused this tragedy was arraigned the same day in the County's new Arraignment Court, which he noted, prompt arraignment was something the State was requiring of Counties. He informed the charges the culprit was arraigned on just hours after the crime was committed did not include any violent felonies because they were the only charges the evidence supported at that time. He commended Don Lehman, *Reporter, The Post Star*, for the article he wrote the following day pointing out that if this crime had been committed after December 31st, the defendant would have been able to walk out of the Arraignment Court and gotten into a car, never to be seen again because under Bail Reform, the crimes he was charged with were no longer eligible for cash bail. He said this meant the judge presiding over the arraignment would not be able to send the defendant to jail and he would have to be released on his own recognizance which was unimaginable. He pointed out this individual had a history of committing crimes and not showing up for his court dates, had killed an innocent man and had such callous disregard for human life that he had attempted to ditch his own vehicle and run into the woods. He continued, after he was caught this individual had demeaned the officers and exposed himself to nurses who were caring for him, as well as spitting at reporters and cursing at his arraignment and yet if Bail Reform were in effect he would of had to have been released on his own recognizance.

Mr. Moore reported he was pleased that Jason Carusone, *Warren County District Attorney*, and his staff had gone through all of the evidence and were able to obtain an indictment on a violent felony. He said had they not done this the Defense Attorney would have delayed the case until January 1st when the new law was in effect, meaning the County would not have been able to hold this individual in jail because his charges no longer merited doing so and he would have been released, never to be seen again, with no justice for the family. He informed there were individuals who were currently incarcerated in the County Jail whose legal counsel were working on release applications to allow them to be freed in January. He stated

the County would have some decisions to make if these individuals did not show up for their court dates, such as should significant resources be devoted to tracking them down in the State or extraditing them from another State and he questioned whether the victims of their crimes would ever get justice.

Mr. Moore advised he had attended the wake and funeral of the man Warren County lost in this tragedy, as did a number of the Supervisors, during which he looked at the grieving family members and friends and felt a strong sense of obligation to them because the new State laws did not have their best interest on hand. He stated the State law was in favor of the individual who killed their loved one and then expressed his remorse by violating healthcare workers and spitting on reporters. He apprised the Turcotte family was the first of many families in this County and the State who would be victimized not only by criminals, but also by the new State laws. He thanked those who had already spoken to the State Legislators about these issues and he emphasized how the Board members, as leaders, needed to educate the public about this; he acknowledged Mr. Lehman and *The Post Star*, as well as those who had already started the process. Finally, he informed it was necessary to support the Sheriff's Department and the District Attorney's Office because they were supporting the victims families who were going to need everyone more than ever.

Supervisor Braymer remarked she would like to respond to Mr. Moore's remarks regarding Bail Reform and the impact it would have on this County. Chairman Conover asked her to hold off on making her comments until the portion of the meeting where discussion and public comment on the proposed resolutions took place.

Chairman Conover stated relative to the MOA with the PSBA two actions were required, the first of which was a motion and a second to Waive the Rules of the Board in order to bring this matter to the floor. He added a 2/3 majority vote was required to successfully bring it to the floor; he said if this was achieved then a motion was required to bring the MOA with the PSBA to the floor and it would be dealt with under resolutions.

A motion was made by Supervisor Wild, seconded by Supervisor Dickinson and carried unanimously to Waive the Rules of the Board requiring that a Resolution be presented in writing regarding Ratifying the Terms of the Police Supervisors Benevolent Association Memorandum of Agreement and authorizing the Chairman of the Board to sign the Collective Bargaining Agreement that incorporated the terms of the Memorandum of Agreement.

Chairman Conover called for a motion to ratify the Terms of the Police Supervisors Benevolent Association Memorandum of Agreement and Authorizing the Chairman of the Board to Sign the Collective Bargaining Agreement that Incorporates the Terms of the Memorandum of Agreement. The necessary motion was made by Supervisor Leggett, seconded by Supervisor McDevitt and carried unanimously.

Proceeding to the report from the County Attorney, Mr. Moore stated there was no report today.

Resuming the Agenda review, Chairman Conover called for the reading of communications, which Amanda Allen, *Clerk of the Board*, read aloud, as follows:

Reports from:

1. Drescher & Malecki, CPA - Annual Financial Statements and Independent Auditor's Report for the County of Warren for the year ended December 31, 2018 (*emailed to the Board 10/15/19*);
2. Warren County Probation Department - Monthly Report of Criminal and Family Workloads for August 2019

Other:

1. Capital District Regional Off-Track Betting Corporation August payment in the amount of \$5,499;
2. Washington County Resolution No. 191 of 2019, Supporting Adirondack Community College Capital Improvement Plan for 2020-2021.

Ms. Kissane re-entered the meeting at 10:56 a.m.

Mrs. Allen announced proposed Resolution Nos. 417-455 were mailed; she noted proposed Resolution No. 456 was developed after mailing pursuant to action taken at the October 16th Budget Committee meeting, and a motion was necessary to bring it to the floor. The necessary motion was made by Supervisor Geraghty, seconded by Supervisor Wild and carried unanimously. She noted the resolution that Waived the Rules of the Board would now be referred to as Resolution No. 457 and the one that ratified the terms of the PSBA MOA would be referred to as Resolution No. 458.

Chairman Conover called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

Heather Shoudy-Brechko, *City of Glens Falls Resident*, stated she lived on Raymond Avenue in the City which was about a half a block from the new location that Stewart's Corporation was proposing. She said she believed it was premature for them to be taking action on proposed Resolution No. 429, *Authorizing a Revocable Licensing Agreement with Stewart's Corporation to Access the Warren County Bikeway from Their Proposed Store Location on Ridge Road*, since the City of Glens Falls Planning Board had not finalized their review of the exact location of the building and all of the details surrounding it. She requested that they table the proposed Resolution until the City of Glens Falls Planning Board approved the Project.

Supervisor McDevitt thanked Ms. Shoudy-Brechko for her comments and he added that he anticipated the Stewart's Corporation would not be pouring concrete for the Project until June. He suggested the County allow the City of Glens Falls Planning Board to approve the Project before bringing it back before the Board for further discussion.

A motion was made by Supervisor McDevitt, seconded by Supervisor Braymer and carried unanimously to table proposed Resolution No. 429, *Authorizing a Revocable Licensing Agreement with Stewart's Corporation to Access the Warren County Bikeway from Their Proposed Store Location on Ridge Road*.

Supervisor Leggett inquired whether he should request a roll call vote on proposed Resolution No. 451, *Authorizing Sale of Town of Chester Tax Map Parcel No. 104.10-4-5 to the Town of Chester Following the 2019 Warren County Tax Foreclosure Action*, since it involved the Town of Chester and Chairman Conover responded he did not believe there was anything that precluded Supervisor Leggett from voting on the resolution as the supervisor from the Town of Chester, but he would suggest Supervisor Leggett move forward in a fashion he was comfortable with. Supervisor Leggett thanked Chairman Conover for the explanation; however, he noted, in order to err on the side of transparency he would like to request a roll call vote on proposed Resolution No. 451. Chairman Conover pointed out there was no need to request a roll call vote on proposed Resolution No. 451, as it already was one and Supervisor Leggett apologized for causing any confusion.

Chairman Conover offered privilege of the floor to Supervisor Braymer to comment on the impact of Bail Reform that Mr. Moore had discussed during the County Administrator report.

Supervisor Braymer stated she wanted to send her condolences to the family and everyone impacted by the recent tragedy in the County. She informed this was not a political issue, apprising she had discussed the matter with the District Attorney about a week ago during which they reviewed many of the issues that were arising and being highlighted from this tragedy. She said yesterday she had attended a continuing legal education forum that was hosted by the Warren County Bar Association where the District Attorney was the guest speaker. She advised the District Attorney took the time to go through many of the issues with the crimes where the judge had no discretion to set bail. She mentioned that she understood there were Warren County residents who were in jail for non-violent crimes like misdemeanors and would remain there even though they should not because they could not afford to pay their bail and would only receive an appearance ticket when the new law went into effect which she believed would be beneficial; however, she noted, she took issue when the individual committing the crime was not a resident of the County, let alone the United States, was

committing crimes the County had no ability to set bail on. She apprised the other item the District Attorney highlighted was that there would be fewer arraignments meaning the Centralized Arraignment Court that was just created would be handling less arraignments and there would be fewer inmates in the County Jail, but no changes had been made by the NYS DOC (*New York State Department of Corrections*) to the staffing requirements there to account for this reduction. She continued, another thing the District Attorney mentioned was that there would be an inability for the County to use contractors to handle the electronic monitoring meaning without a County Program for this the County could no longer do electronic monitoring which was a significant issue for the Probation Department. She remarked she believed the County should be collaborating with other Counties, as well as NYSAC in an effort to address these issues in a swift manner.

Supervisor Simpson questioned whether this issue could be referred to the Legislative & Rules Committee in an attempt to come up with a resolution that would notify the State Legislators that this law needed to be reviewed because of the impact it was having on the County. Supervisor Braymer interjected that she believed this matter should be discussed at a Criminal Justice & Public Safety Committee meeting since this was the Committee that oversaw the departments that were impacted by this. Supervisor Simpson suggested a joint meeting of the Legislative & Rules and Criminal Justice & Public Safety Committees to discuss the matter and Chairman Conover replied he felt the matter should first be discussed by the Criminal Justice & Public Safety Committee and then could be forwarded on to the Legislative & Rules Committee if it was deemed necessary.

Supervisor Braymer advised it was necessary for the County to work collaboratively with others because the District Attorney's Association had attempted to bring the issues with the law to the State Legislators attention prior to it being adopted through the State Budget process, but the State Legislators who represented the County only had a minimal amount of impact on the State Budgeting process. She said it was necessary to get more mass behind the message the County was trying to get the State Legislator to understand.

Supervisor Leggett informed that Warren County was considered to be mostly rural in New York State and the County's weighted votes in the State Assembly and Senate did not equate to what the Urban Counties had. He remarked what the County had to pay for and had repercussions from was the result of the urban Counties influence on the State Legislator. He said he believed they should join together with all of the other rural Counties in the State to strongly advocate for fairness and some form of division, as this was not a "one size fits all" situation. He informed residents of New York City who remained in jails for several months or even a year before going to court was not an issue for the rural Counties in the State.

Chairman Conover stated he felt the County should also be corresponding with the Intercounty Legislative Committee of the Adirondacks. Supervisor Geraghty apprised he would be bring this matter up for discussion at their next meeting. Chairman Conover informed they would be gathering more support to ensure that the State Legislator was aware that these issues needed to be addressed. Supervisor Leggett thanked Mr. Moore for bringing this matter to fruition today.

Supervisor Beaty informed he and Supervisor McDevitt had attended the wake of the individual who was killed from Warren County which was heartbreaking. He said he was troubled by the fact that the State Legislator was forcing Bail Reform on the County which was viewed as irrational to the average residents of Upstate New York. He added this was not the only action being taken by the State Legislator that was negatively impacting Upstate New York, but it was one of the foremost ones. He recognized Assemblyman Stec and Senator Little for doing the best they could to draw attention to the problems this new law would cause; however, he noted, they were limited with what they could do because of the significant number of downstate representatives who were pushing their initiatives on Upstate New York. He continued, this issue not only involved safety, but it also had a significant cost associated with it and it was all being done with no regard for the Board members. He applauded Mr. Moore for bringing this to fruition, as well as the efforts of Assemblyman Stec and Senator

Little; however, he noted, no action was being taken as a result of these efforts. He remarked he was pleased that the County was going to collaborate with other Counties, as he felt this was a larger issue than they comprehended. He mentioned this was a bi-partisan issue that was putting Warren County citizens in harms way by allowing criminals to be released from jail rather than setting bail that hindered their ability to be freed. He stated he was fully supportive of the matter being taken up by the Criminal Justice & Public Safety Committee to work on collaborating with other Counties as soon as possible and he suggested the other Board members do so, as well.

Supervisor Loeb requested for clarification whether there was a difference on how this new law would impact someone who was considered to be middle class versus a wealthy individual. Chairman Conover asked Supervisor Loeb whether he was inquiring if there would be any type of variance relative to the income of the individual and Mr. Moore replied the income of the individual would not matter next year because there would be no authority to set bail, as the County would be required to release these individuals from the jail. Supervisor Loeb questioned whether this would currently have an impact and Mr. Moore replied affirmatively.

Supervisor Braymer stated she would like to comment on proposed Resolution No. 456, *Opposing the Withholding of Local Sales Tax Revenues for the Purpose of Shifting the Cost of State Programs on to Local Governments*. She apprised the Board had previously authorized a resolution opposing this action and NYSAC was also working on opposing this; however, she said, she felt they should work in collaboration with other Counties to increase the chances of their opposition being heard. Mr. Moore advised he would be forwarding a copy of the proposed Resolution to all of the County Administrators in the State.

In regard to proposed Resolution No. 423, *Resolution Supporting Protection of All Warren County's Water Resources*, Supervisor Leggett advised he and Supervisor Simpson had discussed how water bodies were managed in Warren County, as did the Warren County Soil & Water Conservation District. He mentioned it was difficult for the towns to bare the brunt of the cost of protecting them and he felt there should be a more efficient manner to handle this.

Supervisor Thomas pointed out the figures listed in proposed Resolution No. 456, *Opposing the Withholding of Local Sales Tax Revenues for the Purpose of Shifting the Cost of State Programs on to Local Governments*, were not correct for the Town of Stony Creek. He said during his tenure as Supervisor for the Town, they had always received \$3,668 and not the \$2,778 that was included in the Resolution. Mr. Moore apprised this was the combined effect the Town would lose in sales tax revenue they would have otherwise received directly in addition to the Town's share of the County Tax Levy that was making up for what the County was losing.

In regard to proposed Resolution No. 455, *Appointing Representatives to Adirondack Park Local Government Review Board Due to a Resignation*, Supervisor Braymer acknowledged Supervisor Simpson for his efforts during his tenure representing the County on the Adirondack Park Local Government Review Board, adding, she felt Supervisor Geraghty would do a good job, as well. Supervisor Braymer apprised she would like to highlight that Supervisor Hogan was being considered as a member of the Adirondack Park Agency Board which she believed would be beneficial for Warren County.

There being no further discussion, Chairman Conover called for a vote on resolutions, following which Resolution Nos. 417-458 were approved, as presented with the exception of proposed Resolution No. 425 which was withdrawn and proposed Resolution Nos. 429 and 444 which were tabled.

Warren County Board of Supervisors

REPORT OF COMMITTEE ON ASSESSMENT ROLLS

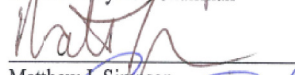
Your Committee on Environmental Concerns & Real Property Tax Services reports that they have verified the footings of the assessment rolls, referred to it as finalized by the Department of Equalization and Assessment, and certify that the following is a correct copy of such footings.

Dated: October 18, 2019

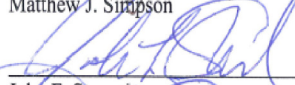
ENVIRONMENTAL CONCERNS & REAL PROPERTY TAX SERVICES COMMITTEE



Claudia Braymer, Chairman



Matthew J. Simpson



John F. Strough



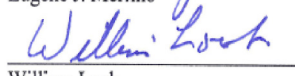
Dennis Dickinson



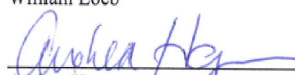
Peter V. McDevitt



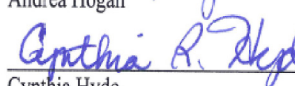
Eugene J. Merlino



William Loeb



Andrea Hogan



Cynthia Hyde

REVISED

2019 FOOTINGS

TOWN	COLUMN 1 TOWN TAXABLE	COLUMN 2 COUNTY TAXABLE	COLUMN 3 FIXED \$ EXEMPTS	COLUMN 4 TOTAL 2, +3	COLUMN 5 PARTIAL EXEMPTS	COLUMN 6 GRAND TOTAL 4 + 5
BOLTON	1,584,737,458	1,583,146,680	0	1,583,146,680	10,994,276	1,594,140,956
CHESTER	744,608,105	744,608,105	1,500	744,609,605	24,464,165	769,073,770
GLENS FALLS	775,720,499	772,317,481	3,630	772,321,111	23,937,832	796,258,943
HAGUE	455,822,898	454,755,351	4,500	454,759,851	14,309,850	469,069,701
HORICON	652,226,802	652,226,802	9,200	652,236,002	13,574,641	665,810,643
JOHNSBURG	8,929,051	8,923,910	60	8,923,970	1,412,545	10,336,515
LAKE GEORGE INSIDE	234,149,277	230,152,369	0	230,152,369	5,753,265	235,905,634
OUTSIDE	891,110,238	889,800,937	0	889,800,937	13,099,292	902,900,229
TOTAL	1,125,259,515	1,119,953,306	0	1,119,953,306	18,852,557	1,138,805,863
LAKE LUZERNE	424,364,435	420,344,888	12,000	420,356,888	15,819,823	436,176,711
QUEENSBURY	3,803,763,187	3,810,634,725	26,700	3,810,661,425	115,428,291	3,926,089,716
STONY CREEK	1,335,610	1,330,490	3,400	1,333,890	372,675	1,706,565
THURMAN	165,901,557	164,655,741	1,500	164,657,241	43,136,660	207,793,901
WARRENSBURG	341,945,904	339,265,450	0	339,265,450	15,287,371	354,552,821
TOTAL	10,084,615,021	10,072,162,929	62,490	10,072,225,419	297,590,686	10,369,816,105

REVISED

2019 District Totals

Town	Lighting District	Total	Fire District	Total	Water District	Total	Fire Protection	Total	Sewer District	Total	Misc	Total
Bolton		508,414,820		1,594,202,516								
Chester			Chester#2 Pottersville#3	532,640,169 184,242,563	Chester#1 Pottersville#2	37,172,909 11,571,727	North Creek Riverside	45,473,285 23,011,523	Loon Park Schroon Park Schroon Park - Exempt	241,001,138 63,001,709 5,965,350		
Hague		41,623,274						461,641,281				
Honicon								666,085,293	Schroon Park Schroon Park - Exempt	169,801,332 742,000		
Johnsburg				2,345,784				6,883,144			EMS	9,228,715
Lake George					D. Point Water	23,794,892	Lk George #1 Lk George #2	854,054,559 51,902,747	Caldwell Sch - Units Caldwell Other-Units Caldwell Capital Imp	2.00 6.021 163,718,966		
Lake Luzerne	Lk Luzerne Hudson Grove Lk Vanare Whitton Beach	105,093,448 17,057,850 10,099,494 13,594,294		436,509,051	Lk Luzerne Hudson Grove	157,272,193 17,068,706					EMS	436,509,051
Queensbury	Fort Amherst Cleverdale Pinewood South Osby West Osby Queensbury	20,860,172 118,401,100 3,775,000 82,941,996 192,142,577 875,556,117			Shore Colony Osby Exempt Osby Non-Exe	15,828,540 216,519,531 2,407,965,618		3,954,866,726	Reservoir - Units Osby Cons SSD S/O/Q Ave - Units Route 9 - Units West Osby Sewer Dis	25.00 12,417.70 1,147.52 6,193.23 1,856.91	Library EMS GL Protect Lk SS Pro DunBay1 DunBay2	3,951,888,892 3,951,888,892 333.85 176.04 60.00 11.00
Story Creek								1,390,695				
Thurman								17,075,921				
Warrensburg		234,129,594		355,862,521		196,406,598				81,529,965		
Glens Falls											Library GF BID	815,276,152 61,784,530
Warren County											Benefit Sewer-Acres	62.11

RESOLUTION NO. 417 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

MAKING SUPPLEMENTAL APPROPRIATIONS

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: COUNTY ADMINISTRATOR</u>				
A.1011 444	County Administrator, Travel/Education /Conference	A.1671 421	Print Shop, Equipment Rental	\$400.00
<u>DEPARTMENT: COUNTY ATTORNEY</u>				
A.1610 418	Fleet Management, Ins-General Liability	A.1420 419	Law (County Attorney), Settlements	2,000.00
A.1620 418	Buildings, Ins-General Liability	A.1420 419		6,000.00
A.3110 418	Sheriffs Law Enforcement, Ins-General Liability	A.1420 419		4,000.00
<u>DEPARTMENT: BUILDINGS & GROUNDS</u>				
A.1620 413	Buildings, Repair & Maint-Bldg/Property	A.1620 260	Buildings, Other Equipment	35,128.00
<u>DEPARTMENT: HEALTH SERVICES</u>				
A.4010 110	Health Services, Salaries-Regular	A.4010 470	Health Services, Contract	13,000.00

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: OFFICE OF THE AGING</u>				
A.6772.4300 410	OFA-Warren County, DSRIP Program, Supplies	A.6772.4300 130	OFA-Warren County, DSRIP Program, Salaries Part Time	\$4,736.24
A.6772.4300 220	Office Equipment	A.6772.4300 130		2,263.76
<u>DEPARTMENT: PLANNING & COMMUNITY DEVELOPMENT</u>				
A.8022 470	Planning GIS Program, Contract	A.8022 260	Planning GIS Program, Other Equipment	5,290.00
<u>DEPARTMENT: PUBLIC WORKS</u>				
D.5110 110	County Road, Maintenance of Roads, Salaries- Regular	D.5112.8288 110	County Road, County Roads, 2019 CR#21 West Hague Road, Salaries- Regular	2,123.09
D.5110 110		D.5112.8289 110	2019 CR#21 New Hague Road, Salaries- Regular	5,973.11
D.5110 110		D.5112.8294 110	2019 CR#59 Bloody Pond Road, Salaries- Regular	14,510.61
D.5110 130	Salaries-Part Time	D.5112.8288 130	2019 CR#21 West Hague Road, Salaries-Part Time	263.82

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<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
DEPARTMENT: PUBLIC WORKS - CONT.				
D.5110 130		D.5112.8289 130	2019 CR#21 New Hague Road, Salaries-Part Time	\$709.65
D.5110 130		D.5112.8294 130	2019 CR#59 Bloody Pond Road, Salaries-Part Time	817.88
D.5110 421	Equipment Rental	D.5112.8288 421	2019 CR#21 West Hague Road, Equipment Rental	3,517.48
D.5110 421		D.5112.8289 421	2019 CR#21 New Hague, Equipment Rental	7,261.96
D.5110 421		D.5112.829 4 421	2019 CR#59 Bloody Pond Road, Equipment Rental	13,528.69
D.5110 810	Retirement	D.5112 8288 810	2019 CR#21 West Hague Road, Retirement	253.52
D.5110 810		D.5112.828 9 810	2019 CR#21 New Hague Road, Retirement	891.73
D.5110 810		D.5112.829 4 810	2019 CR#59 Bloody Pond Road, Retirement	1,817.58
D.5110 830	Social Security	D.5112 8288 830	2019 CR#21 West Hague Road, Social Security	140.34

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
DEPARTMENT: PUBLIC WORKS - CONT.				
D.5110 830		D.5112.8289 830	2019 CR#21 New Hague Road, Social Security	\$479.87
D.5110 830		D.5112.8294 830	2019 CR#59 Bloody Pond Road, Social Security	917.59
D.5110 831	Medicare Contribution	D.5112.8288 831	2019 CR#21 West Hague Road, Medicare Contribution	32.82
D.5110 831		D.5112.8289 831	2019 CR#21 New Hague Road, Medicare Contribution	112.26
D.5110 831	County Road, Maintenance of Roads, Medicare Contribution	D.5112.8294 831	County Road, County Roads, 2019 CR#59 Bloody Pond Road, Medicare Contribution	214.57
D.5110 860	Hospitalization	D.5112.8288 860	2019 CR#21 West Hague Road, Hospitalization	399.48
D.5110 860		D.5112.8289 860	2019 CR#21 New Hague Road, Hospitalization	1,410.80
D.5110 860		D.5112.8294 860	2019 CR#59 Bloody Pond Road, Hospitalization	2,949.36

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<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
DEPARTMENT: PUBLIC WORKS - CONT.				
D.5110 865	Dental Insurance	D.5112.8288 865	2019 CR#21 West Hague Road, Dental Insurance	\$7.07
D.5110 865		D.5112.8289 865	2019 CR#21 New Hague Road, Dental Insurance	22.50
D.5110 865		D.5112.8294 865	2019 CR#59 Bloody Pond Road, Dental Insurance	52.64
D.5112.8289 280	County Roads, 2019 CR#21 New Hague Road, Projects	D.5112.8289 120	2019 CR#21 New Hague Road, Salaries-Overtime	1,490.68
D.5112.8292 280	2019 CR#29 Peaceful Valley Road, Projects	D.5112.8297 280	2019 CR#58 West Mountain Road, Projects	7,572.76
D.5112.8293 280	2019 CR#73 Gore Mountain Road, Projects	D.5112.8297 280		9,482.10
D.5112.8293 280		D.5112.8305 280	2019 CR#49 Coolidge Hill Road, Projects	3,343.79
D.5112.8294 280	2019 CR#59 Bloody Pond Road, Projects	D.5112.8294 120	2019 CR#59 Bloody Pond Road, Salaries-Overtime	404.59

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
DEPARTMENT: PUBLIC WORKS - CONT.				
D.5112.8295 280	2019 CR#44 Main Street/Mill Street, Projects	D.5112.8305 280	2019 CR#49 Coolidge Hill Road, Projects	\$1,136.50
D.5112.8295 280		D.5112.8306 280	2019 CR#3 Warrensburg Road, Projects	4,344.73
D.5112.8300 280	2019 CR#60 Harrington Hill Road, Projects	D.5110 421	Maintenance of Roads, Equipment Rental	21,000.00
D.5112.8300 280		D.5142 410	Snow Removal- County, Supplies	25,134.63
DEPARTMENT: SHERIFF				
A.3150 110	Sheriff's Correction Division, Salaries- Regular	A.3150 120	Sheriff's Correction Division, Salaries, Overtime	50,000.00
A.3150 110		A.3110 110	Sheriff's Law Enforcement, Salaries- Regular	220,000.00
A.3150 110		A.3110 120	Salaries- Overtime	40,000.00
A.3150 130	Salaries-Part Time	A.3110 120		60,000.00
A.3020 110	Sheriff's 911 Center, Salaries- Regular	A.3020 120	Sheriff's 911 Center, Salaries- Overtime	30,000.00
A.3020 110		A.3020 130	Salaries-Part Time	20,000.00

<u>FROM CODE</u>		<u>TO CODE</u>		<u>AMOUNT</u>
<u>DEPARTMENT: VETERANS' SERVICES</u>				
A.6510 130	Veterans' Services, Salaries-Part Time	A.6510 470	Veterans' Services, Contract	\$4,995.00
<u>SPECIAL ITEMS:</u>				
A.1990 469	Contingent Account, Other Payments/ Contributions	A.1420 419	Law(County Attorney), Settlements	38,000.00
A.1990 469		A.1435 439	Human Resources, Misc Fees & Expenses	1,500.00
A.1990 469		A.1680 470	Information Technology, Contract	35,000.00
A.1990 469.01	Contingent Account, Other Payments/ Salaries	A.3110 120	Sheriff's Law Enforcement, Salaries-Overtime	135,000.00
A.1990 469.01		A.3110 130	Salaries-Part Time	110,000.00

Roll Call Vote:
 Ayes: 830
 Noes: 0
 Absent: 170 Supervisors Strough and Sokol
 Adopted.

RESOLUTION NO. 418 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING WARREN COUNTY BUDGET FOR 2019 FOR VARIOUS DEPARTMENTS WITHIN WARREN COUNTY

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it
 RESOLVED, that the following budget amendments are approved and authorized:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
ASSIGNED COUNSEL		
<u>ESTIMATED REVENUE</u>		
A.1170 3045	Legal Defense-Indigents, Office of Indigent Legal Services Distribution	\$56,262.23
<u>APPROPRIATIONS</u>		
A.1170 110	Legal Defense-Indigents, Salaries-Regular	5,300.00
A.1170 130	Salaries-Part Time	12,395.04
A.1170 210	Furniture/Furnishings	5,000.00
A.1170 470	Contract	31,769.65
A.1170 810	Retirement	443.87
A.1170 830	Social Security	1,097.09
A.1170 831	Medicare Contribution	256.58
COUNTY CORONER		
<u>ESTIMATED REVENUE</u>		
A.1185 2655	Medical Examiners & Coroners, Minor Sales, Other	7,234.00
<u>APPROPRIATIONS</u>		
A.1185 435	Medical Examiners & Coroners, Medical Fees	7,234.00
EMPLOYMENT AND TRAINING		
<u>ESTIMATED REVENUE</u>		
40.6293.0355 1894	Workforce Invest. Act, WIA/WIOA, DSS Referrals, Social Services Charges	98,123.00
<u>APPROPRIATIONS</u>		
40.6293.0355 110	Workforce Invest. Act, WIA/WIOA, DSS Referrals, Salaries-Regular	48,749.00
40.6293.0355 220	Office Equipment	178.00
40.6293.0355 260	Other Equipment	89.00

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<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
EMPLOYMENT AND TRAINING - CONT.		
40.6293.0355 410	Supplies	\$710.00
40.6293.0355 411	Rent-Building/Property	10,264.00
40.6293.0355 421	Equipment Rental	43.00
40.6293.0355 423	Workforce Invest. Act, WIA/WIOA, DSS Referrals, Telephone	888.00
40.6293.0355 424	Postage	71.00
40.6293.0355 426	Subscriptions	213.00
40.6293.0355 427	Membership & Dues	133.00
40.6293.0355 428	Data Processing & Internet Fees	781.00
40.6293.0355 439	Misc. Fees & Expenses	533.00
40.6293.0355 444	Travel/Education/Conference	675.00
40.6293.0355 470	Contract	279.00
40.6293.0355 810	Retirement	7,326.00
40.6293.0355 830	Social Security	3,022.00
40.6293.0355 831	Medicare Contribution	707.00
40.6293.0355 840	Workmen's Compensation	1,266.00
40.6293.0355 850	Unemployment Insurance	661.00
40.6293.0355 855	Disability	5.00
40.6293.0355 860	Hospitalization	16,554.00
40.6293.0355 861	Retirees Hospitalization	4,766.00
40.6293.0355 865	Dental Insurance	210.00
PUBLIC DEFENDER		
<u>Estimated Revenue</u>		
A.1171 3045	Public Defender, Office of Indigent Services Distribution	106,652.50

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
PUBLIC DEFENDER - CONT.		
<u>APPROPRIATIONS</u>		
A.1171 110	Public Defender, Salaries-Regular	\$58,697.50
A.1171 210	Furniture/Furnishings	27,416.00
A.1171 220	Office Equipment	12,800.00
A.1171 810	Retirement	2,457.00
A.1171 830	Social Security	4,108.00
A.1171 831	Medicare Contribution	1,174.00
PUBLIC WORKS		
<u>ESTIMATED REVENUE</u>		
A.1325 5031	County Treasurer, Interfund Transfers	201,888.48
D.5010 5031	County Road, Highway Administration, Interfund Transfers	345,066.97
D.5010 3501	County Road, Highway Administration, Consolidated Highway Aid	230,748.43
DM.5130 2680	Road Machinery, Machinery, Insurance Recoveries	1,378.46
<u>APPROPRIATIONS</u>		
A.9950 910	Transfers-Capital Projects, Interfund Transfers	201,888.48
D.9950 910	County Road, Transfers-Capital Projects, Interfund Transfers	345,066.97
D.5112 8244 280	County Road, County Roads, CR#19 Olmsteadville Road, Projects	24,000.00
D.5112 8251 280	2016 CR#35 Diamond Point Road, Projects	4,000.00
D.5112 8254 280	2016 CR#10 Schroon River Road, Projects	70,248.43
D.5112 8255 280	2017 CR#16 East River Drive, Projects	45,000.00
D.5112 8267 280	2017 CR#77 Main Street, Projects	12,500.00
D.5112 8270 280	2017 CR#11 Horicon Avenue, Projects	9,000.00

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
PUBLIC WORKS - CONT.		
D.5112 8276 280	2018 CR#78 13 th Lake Road, Projects	\$61,000.00
D.5112 8305 280	2018 CR#49 Coolidge Hill Road, Projects	5,000.00
DM.5130 441	Road Machinery, Machinery, Auto-Supplies & Repair	1,378.46
SHERIFF		
<u>ESTIMATED REVENUE</u>		
A.3020 2680	Sheriff's 911 Center, Insurance Recoveries	16,157.00
<u>APPROPRIATIONS</u>		
A.3020 422	Sheriff's 911 Center, Repair/Maint - Equipment	16,157.00

RESOLVED, that the supplemental appropriations or reductions in estimated revenues and appropriations set forth above are authorized and the County Treasurer be, and he hereby is, authorized and directed to amend the budget of Warren County for 2019 for the estimated revenues, appropriations and codes indicated, and be it further

RESOLVED, that the Warren County budget for 2019 is hereby amended accordingly.

Roll Call Vote:

Ayes: 830

Noes: 0

Absent: 170 Supervisors Strough and Sokol

Adopted.

RESOLUTION NO. 419 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH JOHN J. GOODMAN, ESQ. TO SERVE AS SUPERVISING ATTORNEY FOR THE ASSIGNED COUNSEL OFFICE

WHEREAS, grant funding has been provided to the Warren County Assigned Counsel Office for supervising attorney services, and

WHEREAS, the Assigned Counsel Administrator has requested a new agreement with John J. Goodman, Esq. to provide supervising attorney services, now, therefore, be it

RESOLVED, that the Board of Supervisors hereby authorizes an agreement with John J. Goodman, Esq., 104 Rabbit Road, Greenwich, NY 12834, to provide supervising attorney services at a rate of One Hundred Fifty Dollars (\$150) per hour, not to exceed Fourteen Thousand Three Hundred Twenty Dollars (\$14,320) per year, for a term commencing November 1, 2019 and continuing so long as grant funding is provided for same, in the form approved by the County Attorney, and be it further

RESOLVED, that said funds shall be expended from Budget Code A.1170 440 Legal Defense-Indigents, Legal/Transcript Fees.

Adopted by unanimous vote.

RESOLUTION NO. 420 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AMENDING RESOLUTION NO. 110 OF 2019, AUTHORIZING AGREEMENT WITH MOUNTAIN MEDICAL SERVICES, PLLC TO PROVIDE SPECIAL PHYSICAL EXAMINATIONS FOR HAZMAT TEAM MEMBERS WORKING WITH THE OFFICE OF EMERGENCY SERVICES, TO INCREASE FEES FOR PHYSICAL EXAMINATIONS

WHEREAS, by Resolution No. 110 of 2019 the Board of Supervisors authorized a new agreement with Mountain Medical Services, PLLC to provide the required hazardous materials team annual medical examinations for an amount not to exceed One Hundred Sixty Dollars (\$160) per team member for a term commencing upon execution and terminating upon sixty (60) days written notice, and

WHEREAS, the Director of the Office of Emergency Services has advised of the need to increase the rates for annual medical examinations, which have not been adjusted since 2010, from One Hundred Sixty Dollars (\$160) per team member to Two Hundred Forty Dollars (\$240) per team member, now, therefore, be it

RESOLVED, that the Board of Supervisors hereby amends Resolution No. 110 of 2019 to increase the rates for required hazardous materials team annual medical examinations from One Hundred Sixty Dollars (\$160) per member to Two Hundred Forty Dollars (\$240) per member, and be it further

RESOLVED, that all other portions of Resolution No. 110 of 2019 shall remain in full force and effect.

Adopted by unanimous vote.

RESOLUTION NO. 421 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH AUTOMON TO PROVIDE CASE MANAGEMENT SOFTWARE MAINTENANCE FOR THE PROBATION OFFICE AND RATIFYING ACTIONS TAKEN TO IMPLEMENT SAME

WHEREAS, the Director of Probation has requested an agreement with AutoMon to provide case management software maintenance for the Probation Department in an amount not to exceed Eight Thousand Eight Hundred Forty Dollars (\$8,840), and

WHEREAS, the Director of Probation has requested that the agreement be made effective retroactive to August 18, 2019, now, therefore, be it

RESOLVED, that the Board of Supervisors hereby authorizes an agreement with AutoMon, 6621 N. Scottsdale Road, Scottsdale, AZ 85250, to provide case management software maintenance at a cost not to exceed Eight Thousand Eight Hundred Forty Dollars (\$8,840) for a term commencing retroactive to August 18, 2019 and terminating August 17, 2020, and does hereby ratify actions taken to implement the contract prior to approval by the Board of Supervisors, and be it further

RESOLVED, that funds for this contract shall be expended from Budget Code A. 3140 422, Probation, Repair/Maint-Equipment.

Adopted by unanimous vote.

RESOLUTION NO. 422 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

AUTHORIZING MEMORANDUM OF AGREEMENT AND PROVISION OF IN-KIND MATCH WITH THE TOWN OF QUEENSBURY TO COMPLETE A COMPREHENSIVE WATERSHED MANAGEMENT PLAN FOR LAKE GEORGE

WHEREAS, the Town of Queensbury was awarded funding in 2015 on behalf of the communities within the Lake George Watershed to complete a Comprehensive Watershed Management Plan for Lake George which will guide future actions for the protection and improvement of the Watershed and Lake water quality, and

WHEREAS, the Town of Queensbury is seeking for the Warren County Planning & Community Development Department to provide contract administration services in the amount of Twenty Thousand Dollars (\$20,000), for which the Town of Queensbury will provide a cash payment of Fifteen Thousand Dollars (\$15,000) to Warren County and the Warren County Planning & Development Department will provide Five Thousand Dollars (\$5,000) as in-kind services, the total of which shall apply to the Town of Queensbury's Fifty Percent (50%) matching grant funds, and

WHEREAS, the Director of Planning & Community Development is seeking a Memorandum of Agreement and Provision of In-Kind Match to memorialize this agreement, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors does hereby authorize a Memorandum of Agreement and Provision of In-Kind Match with the Town of Queensbury in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 423 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

RESOLUTION SUPPORTING PROTECTION OF ALL WARREN COUNTY'S WATER RESOURCES

WHEREAS, Warren County has an array of fresh water lakes, waters and watersheds that constitute valuable assets for drinking water, recreation, tourism, flood control, fishing, and community health, as well as essential habitat for plants and animals, and

WHEREAS, the enormous economic value of fresh waters in the County only appreciates as the needs for and pressures on these resources increase, and

WHEREAS, growing scientific documentation presents incontrovertible evidence of mounting threats and impacts on the County's fresh water lakes, waters, and their associated watersheds, and

WHEREAS, sources of these threats and impacts commonly include inadequate wastewater and stormwater controls, introduction and spread of aquatic and terrestrial invasive species, excessive use of road salt and warming from climate change, and

WHEREAS, these sources have the potential to decrease the quality of the County's fresh water resources and their natural resilience to change, and

WHEREAS, such declines in water quality can lead to negative impacts that cause substantial economic, environmental, public health and community costs, and

WHEREAS, Warren County seeks to develop and implement successful programs for stopping and reversing water quality declines, and

WHEREAS, the effectiveness of programs to stem the decline of fresh waters has

been shown to be substantially strengthened through their application by watershed boundaries rather than political boundaries, and

WHEREAS, natural watersheds encompass comprehensive inputs to and influences on a waterbody, including streams and seepages, stormwater runoff, leaching from municipal and onsite wastewater treatment, weather and more, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby adopts the goal of ensuring that all of our lakes, waters, and watersheds are protected and that water quality is continually protected, restored, and improved, and be it further

RESOLVED, that Warren County is dedicated to solving the problems threatening water quality with particular emphasis on improving wastewater and stormwater controls, stopping the introduction and spread of aquatic and terrestrial invasive species, reducing the use of excessive road salt, educating residents and visitors of their role in fresh water protection, and thus increasing resilience to climate change, and be it further

RESOLVED, that County-wide solutions to identify problems threatening water quality will be generated and implemented more effectively with support from Warren County, and be it further

RESOLVED, that development and implementation of solutions will be guided by best available science, water and watershed management experience, technology and analytics as being applied at and beyond the waters of Warren County, and be it further

RESOLVED, that natural watershed boundaries will frame the execution of measures to be implemented to ensure maximum effectiveness in protecting and/or restoring the waters and watersheds of Warren County, and be it further

RESOLVED, that implementation of any County-funded measures dedicated to protecting the County's waters and watersheds will be monitored by best available technologies and practices to assess their effectiveness in reducing sources of water quality declines, and be it further

RESOLVED, that Warren County will work with State and Federal agencies and officials and will seek State and Federal funding to the extent possible and appropriate to accomplish the County's goal of clean waters throughout the County.

Adopted by unanimous vote.

RESOLUTION NO. 424 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

RESCINDING RESOLUTION NO. 264 OF 2019, AUTHORIZING CONTINUATION OF AGREEMENT WITH COUNCIL FOR PREVENTION OF ALCOHOL AND SUBSTANCE ABUSE, INC. FOR THE YOUTH COURT PROGRAM

WHEREAS, Resolution No. 264 of 2019 authorized the Chairman of the Board of Supervisors to execute a continuation agreement with the Council for Prevention of Alcohol and Substance Abuse, Inc. to provide a Youth Court Program, in an amount not to exceed Sixty-Seven Thousand Two Hundred Ninety-Five Dollars (\$67,295) for a term commencing January 1, 2019 and terminating December 31, 2019, in a form approved by the County Attorney, and

WHEREAS, the Commissioner of the Department of Social Services has advised the correct continuation agreement terms and amount were authorized by Resolution No. 386 of 2019, and has identified Resolution No. 264 of 2019 as a duplicate resolution which should be rescinded, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby rescinds Resolution No. 264 of 2019.

Adopted by unanimous vote.

RESOLUTION NO. 425 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING CONTRACT WITH A CERTIFIED CODING AND OASIS VENDOR TO BE DETERMINED TO PROVIDE SERVICES WHICH WILL BE USED BY THE HOME CARE AGENCY WITHIN THE HEALTH SERVICES DIVISION

RESOLUTION WITHDRAWN

WHEREAS, the Director of Public Health/Patient Services has identified the need for the services of a certified Coding and Oasis vendor which will be used by the Home Care Agency within the Health Services Division to improve the capacity for coding, ensure document integrity and decrease the process time for billing, and

WHEREAS, the Director of Public Health/Patient Services advised she is seeking proposals for the contract, but was unable to identify a vendor at the time the request for new contract was made to the Health, Human & Social Services Committee, but has requested that said contract begin on November 1, 2019 and renew automatically, so long as the rate does not increase by more than five percent (5%), unless terminated by either party with thirty (30) days written notice, now, therefore, be it

RESOLVED, that the Board of Supervisors hereby approves a contract with a certified Coding and Oasis vendor to be determined to provide improved capacity for coding, ensure document integrity and decrease the process time for billing for the Home Care Agency within the Health Services Division for a term commencing November 1, 2019 and renewing automatically, so long as the rate does not increase by more than five percent (5%), unless terminated by either party with thirty (30) days written notice in a form approved by the Warren County Attorney, and be it further

RESOLVED, that the cost of the contract is to be funded from Budget Code A.4010 470, Health Services, Contract.

RESOLUTION NO. 426 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH PANORAMIC VETPRO, INC. FOR THE PURCHASE OF A WEB-BASED VETERAN DATA MANAGEMENT SYSTEM

RESOLVED, that the Board of Supervisors hereby approves an agreement with VetPro, Inc., 32932 Pacific Coast Highway #14-482, Dana Point, CA 92629, in a form approved by the County Attorney for the purchase of a web-based Veteran Data Management System in an amount not to exceed Four Thousand Nine Hundred Ninety-Five Dollars (\$4995) for a term commencing November 1, 2019 and continuing unless terminated by either party with thirty (30) days written notice, and be it further

RESOLVED, that the cost of the agreement shall be funded from Budget Code A.6510 470, Veterans' Services, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 427 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR THE MIDDLETON BRIDGE OVER SCHROON RIVER PROJECT, TOWNS OF BOLTON, CHESTER, HORICON & WARRENSBURG

WHEREAS, the Middleton Bridge over Schroon River Project, Towns of Bolton, Chester, Horicon & Warrensburg, P.I.N. 1755.27 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, the County of Warren desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design & Right-of-Way Incidentals, now, therefore, the County of Warren duly convened does hereby

RESOLVE, that the Warren County Board of Supervisors hereby approves the above-subject Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the County of Warren to pay in the first instance 100% of the federal and non-federal share of the cost of Design & Right-of-Way Incidentals work for the Project or portions thereof, and it is further

RESOLVED, that the sum of Three Hundred Twenty-Five Thousand Dollars and no cents (\$325,000) has been appropriated from Capital Project H278.9550 280 Middleton Bridge over Schroon River and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, that the additional sum of Two Hundred Thirty-Two Thousand Five Hundred Forty-Seven Dollars and No Cents (\$232,547) is hereby appropriated from Capital Project H278.9550 280 Middleton Bridge over Schroon River and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Warren County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Warren with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible in a form approved by the County Attorney, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.
Adopted by unanimous vote.

RESOLUTION NO. 428 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AMENDING AGREEMENT WITH FOIT-ALBERT ASSOCIATES, PC FOR ENGINEERING SERVICES AND RIGHT-OF-WAY INCIDENTALS IN CONNECTION WITH THE REPLACEMENT OF THE MIDDLETON BRIDGE OVER SCHROON RIVER PROJECT TO INCLUDE SUPPLEMENTAL AGREEMENT NO. 1 FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, pursuant to Resolution No. 810 of 2007, the Chairman of the Board of Supervisors was authorized to execute an agreement with Foit-Albert Associates, PC, Hanover Square, 435 New Karner Road, Albany, New York 12205-5831, to provide engineering services and right-of-way incidentals relative to replacement of the Middleton Bridge over Schroon River for a cost plus fixed fee not to exceed Three Hundred Twenty-Five Thousand Dollars (\$325,000) for a term commencing August 17, 2007 and terminating upon completion of the project, and

WHEREAS, the Superintendent of the Department of Public Works has requested to amend the agreement to authorize Supplemental Agreement No. 1 to add additional preliminary engineering and right-of-way acquisition services for an amount not to exceed Two Hundred Thirty-Two Thousand Five Hundred Forty-Seven Dollars (\$232,547), now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute Supplemental Agreement No. 1 with Foit-Albert Associates, PC, Hanover Square, 435 New Karner Road, Albany, New York 12205-5831, for additional preliminary engineering and right-of-way services for the Middleton Bridge over Schroon River project, for an amount not to exceed Two Hundred Thirty-Two Thousand Five Hundred Forty-Seven Dollars (\$232,547) for a term commencing upon execution of the agreement by both parties and terminating upon completion of the project, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Capital Project No. H278.9550 280 Middleton Bridge over Schroon River, Capital Projects, Projects.

Adopted by unanimous vote.

RESOLUTION NO. 429 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING A REVOCABLE LICENSING AGREEMENT WITH STEWART'S CORPORATION TO ACCESS THE WARREN COUNTY BIKEWAY FROM THEIR PROPOSED STORE LOCATION ON RIDGE ROAD

RESOLUTION TABLED

WHEREAS, the Superintendent of the Department of Public Works is requesting a Revocable Licensing Agreement with Stewart's Corporation to access the Warren County Bikeway from their proposed store location on Ridge Road, with the terms and conditions of the Licensing Agreement to be determined by the Superintendent of the Department of Public Works and approved by the Warren County Attorney, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Superintendent of the Department of Public Works to execute a Revocable Licensing Agreement with Stewart's Corporation consistent with the terms and provisions set forth in the preambles of this resolution.

RESOLUTION NO. 430 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AWARDING BID AND AUTHORIZING AGREEMENT WITH JUPITER ENVIRONMENTAL SERVICES FOR REMOVAL AND DISPOSAL OF ASBESTOS CONTAINING MATERIAL FROM THE DEMOLITION OF THE FORMER SARATOGA-NORTH CREEK RAILROAD ENGINEER'S BUILDING (WC 52-19)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Removal and Disposal of Asbestos Containing Material from the Demolition of the Former Saratoga-North Creek Railroad Engineer's Building (WC 52-19), and

WHEREAS, the Superintendent of the Department of Public Works has recommended that Warren County award the contract to Jupiter Environmental Services as the lowest responsible bidder, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Jupiter Environmental Services of the acceptance of its bid, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an agreement with Jupiter Environmental Services relative to Removal and Disposal of Asbestos Containing Material from the Demolition of the Former Saratoga-North Creek Railroad Engineer's Building (WC 52-19), pursuant to the terms and provisions of the bid specifications and proposal, for a term commencing upon execution by both parties and terminating upon completion of work, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.7113 470, Railroad, Contracts.

Adopted by unanimous vote.

RESOLUTION NO. 431 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

ACCEPTING DONATION OF AN OBSERVATION HIVE TO UP YONDA FARM FROM THE FRIENDS OF UP YONDA AND AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO SEND A LETTER OF APPRECIATION

RESOLVED, that Warren County, on behalf of Up Yonda Farm, accepts the donation of an observation hive from The Friends of Up Yonda, and be it further

RESOLVED, that the Chairman of the Board of Supervisors, be, and hereby is, authorized to execute and send a letter of gratitude and appreciation to The Friends of Up Yonda on behalf of the Warren County Board of Supervisors.

Adopted by unanimous vote.

RESOLUTION NO. 432 of 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

AMENDING AGREEMENT WITH NTS DATA SERVICES, LLC TO PROVIDE FULL DOCUMENT IMAGING TECHNOLOGY AND RELATED SERVICES TO THE BOARD OF ELECTIONS

WHEREAS, pursuant to Resolution No. 409 of 2018, the Chairman of the Board of Supervisors was authorized to execute an agreement with NTS Data Services, LLC, 2079 Sawyer Drive, Niagara Falls, New York 14304, for a five (5) year term commencing January 1, 2019 and terminating on December 31, 2023 in an amount not to exceed Forty-Eight Thousand Six Hundred Twenty Dollars (\$48,620) per year for the following services: Voter registration, signature digitization, full document imaging, election management, election reporting and interface messaging, maintenance and support, poll book keeping, virtual database administration services, software maintenance with periodic upgrades and new releases of licensed software, hotline services of up to 12 hours per month at no additional cost, and additional services, if necessary, charged at the rate of One Hundred Seventy-Five Dollars (\$175) per hour, and

WHEREAS, the Commissioners for the Board of Elections are requesting that the agreement be amended to include the Scan-Flow system for an additional amount of Three Thousand Four Hundred Fifty Dollars (\$3,450) in the year 2020 and Four Thousand Nine Hundred Fifty Dollars (\$4,950) in the years 2021, 2022 and 2023, now, therefore, be it

RESOLVED, that the agreement with NTS Data Services, LLC, be, and hereby is, amended to include the Scan-Flow system for an additional amount of Three Thousand Four Hundred Fifty Dollars (\$3,450) in the year 2020 and Four Thousand Nine Hundred Fifty Dollars (\$4,950) in the years 2021, 2022 and 2023, in a form approved by the County Attorney,

RESOLVED, other than the charges outlined herein, all other terms and conditions of Resolution No. 409 of 2018 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 433 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

ADOPTING REVISED WARREN COUNTY PAYROLL RULES POLICY

WHEREAS, the Payroll Rules Committee has updated and clarified the Warren County Payroll Rules Policy, and has recommended the updated policy Schedule "A" annexed hereto, and the Support Services Committee has, recommended that the same be advanced to the full Board of Supervisors for consideration now, therefore, be it

RESOLVED, that the Payroll Rules Policy, attached hereto as Schedule "A," be, and hereby is adopted as the official policy of Warren County.

SCHEDULE "A"

PAYROLL RULES POLICY

PURPOSE:

The purpose of the Payroll Rules Policy is to provide clarification and standardization of rules that are not stipulated by union contracts or County policies. This Policy will identify payroll issues and create uniform written policies that will provide consistency and guidance

to Warren County Departments.

POLICY RULES:

- 1) Sick leave will be earned and posted on the last Friday of the month.
- 2) Civil Service no longer will request a 426 form for an employee removed from the payroll for one day or less per pay period. Instead of the 426, the department head or designee must report any reduction in normal hours by email to the Payroll Supervisor and Payroll Technician in the Treasurer's Office, and Human Resources Executive Assistant before submission of payroll hours.
- 3) A lunch period will be paid after an employee completes at least a half day of work. For instance, if an employee normally works eight (8) hours, the employee must work four (4) hours in order to receive a paid lunch period. The hours worked during the day do not have to be consecutive.
- 4) An employee must hold a position as of January 1st of any given year in order to receive applicable annual accruals.
- 5) Countryside Adult Home will pay per diem employees who work on a holiday, over eight (8) hours per shift, or in excess of forty (40) hours per week at time and one half of their hourly rate.

EFFECTIVE DATE:

October 18, 2019.
Adopted by unanimous vote.

RESOLUTION NO. 434 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

**AMENDING AGREEMENTS WITH CHARTER COMMUNICATIONS OPERATING, LLC
(ON BEHALF OF SPECTRUM) TO INCREASE FIBER INTERNET SPEED FOR
THE WARREN COUNTY MUNICIPAL CENTER FOR THE INFORMATION
TECHNOLOGY DEPARTMENT**

WHEREAS, the Director of Information Technology has requested to amend the agreement with Charter Communications Operating, LLC (on behalf of Spectrum), for the Municipal Center to increase the fiber internet speed from 100 Mbps to 200 Mbps, in an amount not to exceed Nine Hundred Fifty Dollars (\$950) per month, for a term commencing upon execution of the agreements by both parties and terminating three (3) years from date of execution, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board to execute the amendment agreement with Charter Communications Operating, LLC (on behalf of Spectrum) to increase fiber internet speed from 100 Mbps to 200 Mbps for the Municipal Center, in an amount not to exceed Nine Hundred Fifty Dollars (\$950) per month, effective upon execution of the agreement by both parties and terminating three (3) years after the date of execution, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1680 428, Information Technology, Data Processing & Internet Fees.

Adopted by unanimous vote.

RESOLUTION NO. 435 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

ADOPTING REVISED WARREN COUNTY PURCHASING POLICY

WHEREAS, the Purchasing Agent for Warren County has updated and clarified the Warren County Purchasing Policy, and said revisions are indicated by brackets around material to be deleted and underlining new material on Schedule "A" annexed hereto, and the Support Services Committee has recommended that the same be advanced to the full Board of Supervisors for consideration, and

WHEREAS, the Warren County Purchasing Policy has been codified in the Warren County Plans and Policies in Chapter XI (section .001 to .090), now, therefore, be it

RESOLVED, that the proposed amended Purchasing Policy for Warren County, annexed hereto as Schedule "A," be and the same is hereby adopted as the official policy for Warren County, and be it further

RESOLVED, that any and all prior Purchasing Policies, Resolutions or parts thereof inconsistent with the amended Purchasing Policy are hereby repealed, except that the former Purchasing Policy, as amended, shall continue to apply to any purchases made under the former Policy and to those purchases started but not completed under said former Policy.

**WARREN COUNTY PURCHASING POLICY
2019**

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SECTION I**I. INTRODUCTION**

Goods and services must be procured in a manner so as to assure the prudent and economical use of public monies in the best interest of the taxpayers of the political subdivision or district, to facilitate the acquisition of goods and services of maximum quality at the lowest possible cost under the circumstances, and to guard against favoritism, improvidence, extravagance, fraud and corruption.

Adopted by the Warren County Board of Supervisors as internal policies and procedures, this Purchasing Policy governs all procurement of goods and services required to be made pursuant to the competitive bidding requirements of General Municipal Law §103 and those goods and services which are not required by law to be procured by political subdivisions or any districts therein pursuant to competitive bidding as per General Municipal Law §104-b. The County of Warren is hereby authorized to make all purchases of necessary goods and services by any means legal within the State of New York and in compliance with all applicable laws, rules and regulations.

The responsibilities and authority for purchasing are assigned by the governing board to Julie Butler, Purchasing Agent, Jason Shpur, Deputy Purchasing Agent and Amber Brownell, Purchasing Assistant. The keynote of any successful purchasing system is cooperation between the employees, Department Heads, staff, Auditor, Treasurer, and the governing board.

SECTION II**II. PURCHASING PROCEDURES****A. Procedures Applicable to all Purchases Regardless of Dollar Amount**

Before making any purchase, the following steps must be taken.

1. Confirm that there isn't already a County bid for the item(s).
2. If there's no County bid, check Preferred Source Offerings in the following order:
 - a. Corcraft
New York State Department of Correctional Services
Division of Industries
550 Broadway, Menands, NY 12204
Ph: 518-436-6321
Fax: 518-436-6007
website: <http://www.corcraft.org>

- b. NYS Preferred Source Program for People Who are Blind (NYSPSP)
136 State Street, 2nd Floor
Albany, NY 12207
Ph: 518-621-0605
Fax: 518-456-3587
website: <http://www.nyspsp.org>

- c. New York State Industries for the Disabled, Inc.
11 Columbia Circle Drive
Albany, NY 12203
Ph: 518-463-9706
Fax: 518-463-9708
e-mail: administrator@nysid.org
website: <http://www.nysid.org>

Items must meet the form, function and utility of the Department. Catalogs and guidelines may be obtained in the Purchasing Department. If the price from a Preferred Source is within 15% of the lowest quote and meets the specifications of the Department, the item must be purchased from the Preferred Source.

3. If the item/service is not available from a Preferred Source, search the New York State Office of General Services (NYS OGS) website (www.ogs.state.ny.us) for a State Contract. Purchases should be made through available State Contracts (OGS), or under County contract pursuant to Section 408-a of the County Law, and Subd 3 of General Municipal Law (hereinafter "GML") §103 revised in 2013 to allow purchases of materials, equipment or supplies, or to contract for services through any county within the state, whenever such purchases are deemed by the Purchasing Agent to be in the best interest of the County.

4. If no State Contract is available, or you feel the County can obtain better pricing than State Contract, then Purchasing will proceed with a County bid or the Department may obtain quotes, depending on the dollar thresholds (see pages 8-15).

5. The County is also authorized to purchase apparatus, materials, equipment and supplies, and to contract for services related to the installation, maintenance or repair of those items, as authorized by the addition of Subdivision 16 as an amendment to GML §103, through the use of contracts let by the United States or any agency thereof, any state or any other political subdivision or district therein. The contract must be let in a manner that constitutes competitive bidding to the lowest responsible bidder, or on the basis of best value, "consistent with state law", meaning in harmony with New York State Law, and made available for use by other governmental entities. Purchases made in accordance with GML §103(16) are not subject to the competitive bidding requirements of GML §103. The stated purpose of GML §103(16) is to reduce costs, and increase efficiencies. The prerequisites that must be met are as follows:
 - a. The contract must have been let by the United States or any agency thereof, any state or any other political subdivision or district therein. Therefore, there must be an underlying contract let by one of the listed governmental entities. Contracts developed for use by local governments that are let by private parties (e.g. a private company, association or not-for-profit corporation is the party awarding the contract to the vendor), and not by the United States or any agency thereof, any state or any other

political subdivision or district therein, would not fall within the exception.

- B. The contract must have been made available for use by other governmental entities. This means that the other governmental entity has taken steps to make its contract available for New York local governments by including a clause extending the terms and conditions of the contract to other governmental entities. Unilateral offers by vendors to extend contract pricing and other terms and conditions would not fall within the exception.
- C. The contract must have been let in a manner that constitutes competitive bidding "consistent with state law." "State law" refers to New York State's bidding law applicable to its political subdivisions (GML §103 and related case law). Departments exercising the option to purchase under this exemption will be required to obtain background information on the procedures used to let the contract and, as necessary, consult with counsel, to determine whether this prerequisite is met.
6. As allowed by law (see paragraph 5 above), the County has become a member of several National Cooperatives including: National Joint Powers Alliance (NJPA); US Communities; and National IPA/TCPN; and National Cooperative Purchasing Alliance (NCPA). The Purchasing Department utilizes these cooperatives on a regular basis in determining the best course of action for particular purchases. Vendors may reference one of these cooperatives in discussions with departmental employees. Purchasing should be consulted to confirm that the company is, in fact, a participating vendor.
7. Vendor numbers must be requested for each vendor receiving payment from Warren County. All requests for new or changed vendor numbers must be submitted to the Purchasing Department. Vendor numbers are necessary in order to complete a Purchase Order and must contain the following information:
- a. Correct and full name of the individual/organization
 - b. Remittance address for payment & phone number
 - c. Federal ID or Social Security Number
 - d. Reason for payment (so that Purchasing can identify 1099 status)
- County Departments are responsible for obtaining W-9 forms from the vendors confirming that payment information provided to the County is valid. A W-9 form must be submitted with each new vendor request in order for a vendor number to be issued.
8. Prevailing Wages apply any time a vendor employs laborers, workmen or mechanics. Vendors are required to pay prevailing rates according to Article 8 of the New York State Labor Law, no matter what the dollar amount. Pursuant to Article 9 of the New York State Labor Law, prevailing wages must also be paid for building service contracts such as moving, landscaping, elevator maintenance, etc., for any contract exceeding \$1,500 per year. Owners/operators, who have no employees, are exempt and do not need to pay themselves Prevailing Wages. Certified payrolls must be provided by the Contractor to the applicable County Department, prior to submitting an invoice. The Certified Payroll forms are required to be kept on file by the Departments for which the contract applies. The form can be found at

www.co.warren.ny.us/purchasing/forms.php

All prevailing wage schedules must be requested through the Purchasing Department prior to obtaining quotes or bids. All vendors must be provided with the New York State Department of Labor PRC number assigned to each individual project so that appropriate labor rates are included in their quotes/bids. If the contract is cancelled at any time, Purchasing must be notified in order to cancel the prevailing wage schedule for that project.

On occasion, the New York State Department of Labor, Bureau of Public Works, upon receiving complaints for non-payment of prevailing wages shall direct the County to withhold monies due to a vendor. The original notice is forwarded to the Superintendent of the Department of Public Works, a copy is kept in Purchasing and a copy forwarded to the Treasurer's Office. These monies are held until notification is received from the Department of Labor on how they are to be disbursed.

Contractors and the applicable County Department must check prevailing wage schedules for each project on the 1st of each month. The Department of Labor posts corrections to each schedule (when applicable), and both parties must be informed of all updates to ensure proper payment to Contractor's employees, and for the purpose of checking certified payrolls.

New York State Office of General Services obtains a prevailing wage schedule for the State when awarding a State Contract. However, if the County uses the State Contract, the County is required to obtain a separate prevailing wage schedule specific to the County project.

It is the County's responsibility to confirm that the Prime Contractor has provided all sub-contractors with a copy of the prevailing wage schedule. A verified, signed statement must be obtained from each sub-contractor, certifying that they were provided with a copy of the schedule.

9. A contract is always required when a service is being provided to the County (regardless of dollar amount). Where appropriate, short form contracts are available. When determining the term of a contract, please take into consideration the nature of the procurement: What is the likelihood that the original term may be extended? Most contracts are capped at 3 years, with an initial one year term and two additional (optional) one year extensions. More involved contracts with larger investments by the Contractors may have longer terms which will be negotiated as part of the contract process.

In consultation with and in a form approved by the County Attorney, the Chairman of the Board of Supervisors (or the Vice-Chairman in his absence) shall have authority to execute contracts without the need for a Board Resolution for contracts under \$1,000 annually. The Department Head must provide the Chairman with their approval prior to execution of the contract. Contracts over \$1,000 annually shall require Board Resolutions unless blanket authority (by Resolution) has already been given to the Department.

10. Each set of Specifications will identify the person to which questions should be directed. This is a control mechanism so that all vendors fairly receive the same information relative to the Specifications. In the event the Purchasing Agent does

not know the answer, he/she will contact the appropriate department to obtain the correct response. The appropriate information will then be distributed to the vendors in the form of a written addendum. Written addenda must be issued at least five (5) business days prior to the bid opening. If the five (5) day requirement is not met, the bid opening date will be changed in order to comply.

11. GML §103 makes it possible for the County to standardize on a particular type of material or equipment. A Resolution approved by the Department's standing committee and at least two-thirds majority of the Board of Supervisors, shall state that for reasons of efficiency or economy, there is a need for standardization. Such reasons may include, but are not limited to the following:
- a. Larger quantities of fewer items;
 - b. More economical buying;
 - c. Flexibility of inventory;
 - d. Reduction of purchasing time;
 - e. Lower departmental operating costs; and
 - f. Reduced inventories

Adoption of such a Resolution does not eliminate the necessity for conformance to the competitive bidding requirements. Standardization restricts the purchase to a specific model or type of equipment or supply, but does not limit the vendors it can be purchased from.

12. Anticipate your needs! Once you have determined what you need, within the limitations of your budget, contact Purchasing to help you develop the specifications for the quote or bid to get the best value possible for the expenditure of tax dollars. The key is time and preparation. Turn around time is dependant on many factors ranging from the complexity of the specifications, and the need for a pre-bid meeting and addendums to the number of bids and quotes currently in process with Purchasing. **Remember, poor planning does not move your request to the top of the list!**
13. Warren County takes the position, consistent with County Law §369; the State Comptrollers Opinion 81-83 and Opinion 81-90; and good business sense, that prepayments should not be made using County funds.
14. As standard business procedure, all County vendors are entitled to prompt payment. Invoices should be processed as soon after goods/services are obtained and in accordance to batch deadlines established by the County Auditor. **If the Auditor receives any claims for goods or services for which no Purchase Order was issued, the Purchasing Agent in conjunction with the County Auditor will have the authority to nullify the payment of such claim.**
15. The Purchasing Department endeavors to aide in getting Departments the right material on time. There will be occasions when inferior goods or services are received or they are not received in a reasonable amount of time. If the problem cannot be resolved by the Department it should be reported to Purchasing as soon as possible. This can be done via e-mail or phone. Remember to include the vendors name, bid number, the problem you have with the order and your name and extension. Purchasing will contact the vendor and try to come to a resolution of the problem. If necessary the County Attorney's Office will be contacted for assistance.

16. When developing specifications, it is understood that Departments may require the expertise of vendors. When consulting with vendors it must be clearly stated that their services, in no way, give them an advantage in the bidding or proposal process. Departments must be especially diligent in this situation to ensure that the specifications are not written in such a way that the consulting vendor is given such an advantage (i.e. writing the specifications so narrowly that only their company or firm can respond).
17. When the County is seeking commodities, public works and/or professional services to be funded by New York State and/or Federal Grants, the Purchasing Department will actively and affirmatively solicit bids for supplies and/or contracts from qualified New York State certified MBEs or WBEs as more fully set forth in Warren County Resolution No. 635 of 2014. In the event the County receives Federal grant funding, Uniform Guidance provisions apply as required by CFR Title 2 Part 200, which are attached hereto as Appendix "A."
18. P-Cards may be utilized on a limited basis for purchases in accordance with the Credit Card Policy adopted by the Board of Supervisors via Resolution No. 222 of 2015. Even when using a P-Card, procurements must be made in compliance with this policy.

B. Procedures Specific to Each Type of Purchase

1. Commodity/Equipment/Furniture Purchases

These purchases may be made without a Resolution of the Board of Supervisors to the extent your Department budgeted/planned for the same. Most often, purchases made under State Contract do not require quotes, however, there are instances where quotes or a mini-bid process are required. Please read each State Contract carefully to make sure all requirements are being met before making the purchase. Some vendors may offer GSA (federal) pricing to the County. Please note, this does not exempt the County from following State and/or County procurement requirements. The GSA pricing may be used as a quote, but additional pricing is still required in accordance with the guidelines set forth below. The only exceptions to this are for Information Technology purchases offered under GSA Federal Supply Schedule 70 and Law Enforcement products under Schedule 84. Additionally, some vendors may offer to sell products as part of an Alliance or Private Cooperative. If authorized by Board Resolution, the County may purchase through National Cooperatives such as, and by way of example, the National Joint Powers Alliance. Please contact the Purchasing Department if a vendor has offered pricing from a national cooperative in order to determine whether or not you have authority to proceed.

a. Competitive Bidding:

Legal notices are published in the official County newspapers, informing the public of the products or services being bid. The advertisement for bids shall contain a statement of the time and place where all bids will be publicly opened and read. All bid openings will be conducted at a public meeting and all interested parties may attend.

Commodities vs. Public Works

Purchase contracts for materials, equipment and supplies involving an estimated annual expenditure of over \$20,000.00 and public works contracts involving over \$35,000.00 shall be awarded to the lowest responsible bidder only after public advertising soliciting formal sealed bids (GML §103). The term public works contracts would apply to those projects involving labor or both materials and labor where the labor portion exceeds the material component. Included in this category would be construction, paving, printing, and repair contracts.

Although not defined in GML §103, the Office of the State Comptroller has expressed the opinion that the term "contract for public work" encompasses contracts for services, or labor or construction by a "laborer, workman or mechanic service requiring wage rates". When a bid involves acquisition of both goods and services, such as a commodity where installation is required, the contract should be viewed as a purchase for purposes of the competitive bidding monetary threshold only if the service portion is minor, incidental, or customarily provided by the vendor as a component of the purchase. Conversely, if the services are extensive, substantial, or involve specialized skills, so that the acquisition of the commodity is incidental to the work, the contract should be treated as a contract for public work (1987 Opns St Comp No. 87-46, p 70). For example, a contract for interior painting of a building involves both material and labor. In most cases, the labor component of the contract will be predominant, making it a contract for public work. In contrast, replacing a boiler or furnace, while involving both labor and equipment will, in most cases, consist primarily of a charge for the equipment, making it a commodity purchase.

In determining the necessity for competitive bidding and quoting, the aggregate cost of an item or commodity estimated to be purchased in a fiscal year would have to be considered. As a general guide, items of the same or similar nature which are customarily handled by the same vendor or kind of vendor should be treated as a single item for purposes of determining whether the dollar threshold will be exceeded, i.e. plumbing materials, electrical materials, lumber, hardware, etc. It is the responsibility of the Purchasing Agent and/or County Auditor to note where purchases over the course of a fiscal year are exceeding the bidding thresholds from the purchase orders submitted by the various departments.

- I items purchased through Warren County bid or the New York State Office of General Services (OGS) on State Contract have already been subject to bidding and are therefore exempt. However, all political subdivisions must purchase from the vendor holding a current State or County contract, even if another vendor's price is equal or lower, or said political subdivision must go to separate bid. The purchasing exemption made through the NYS OGS does not apply to a purchase from the State Contract vendor upon terms and conditions which materially or substantially vary from the State Contract. Used items are not exempt from bidding requirements except as noted in the exceptions section of this policy.

Where bids are required, the Department Head will assist the Purchasing Agent in the preparation of specifications and contracts. It is the responsibility of the Department Head to provide an adequate description of items needed so that the Purchasing Agent may be able to prepare the specifications to procure the desired commodity or service. The Purchasing Agent will send specifications to vendors from a list prepared jointly by the Purchasing Agent and the Department Head for all bids. Warren County does NOT accept faxed documents where original (ink) signatures are required, i.e. on proposal pages, Non-Collusive Certifications, Corporate Resolutions and Iran Divestment Act Certifications.

1. Commodity/Equipment/Furniture Purchases (continued)

When soliciting bids, a "Statement of General Conditions" will be included with all specifications and contracts provided to vendors. These General Conditions will be incorporated into contracts awarded for the purchase of commodities and the procurement of public works services.

Plan holders lists shall not be released prior to a bid opening as this may adversely affect the bids received and/or encourage collusion. Any requests received by a County department for this information are to be directed to Purchasing. Construction bids are an exception as allowing subs to contact bidders will most likely result in better pricing.

After the public opening of a sealed bid, a tabulation sheet shall be prepared, recording all pricing as submitted by the responding vendors. The appropriate Department(s) shall evaluate the bid responses and prepare a recommendation letter. [When required, the using Department will request a Resolution to be presented to their standing committee and then sent to the Board of Supervisors for final award. The using Department shall also handle any renewal Resolutions through their standing committee submitted with the proper supporting documentation provided by Purchasing.]

[Resolutions for multi-department use are handled by the predominant Department and are submitted to the appropriate Committee for approval.]

b. Bid Approval Process:

Bids for commodities will be awarded by the Purchasing Department after the following conditions are met:

- i. Sufficient appropriations are contained within the Department's current budget (or after a budget transfer has been completed).
- ii. The Department Head provides the Purchasing Agent with a written recommendation for award indicating that the lowest bid meets the intent of the specifications. **NOTE: Commodity bids do not require a Resolution unless the lowest bid is not accepted.**

1. Commodity/Equipment/Furniture Purchases (continued)**c. Bidding Timeline:**

The following represents the estimated amount of time required to complete a bidding cycle. Timelines for commodities and services will be different. Times may change depending on the complexity of the project. Not all items pertain to all bids. The cycle does not begin until Purchasing is able to move your project to the top of its system. ie: first come, first served. If in doubt of the Purchasing workload at any given time, give the Purchasing Department a call to see how long it will be before you can get your project started. These are meant as a guideline, not a rule. Times may be shorter or longer depending on the circumstances.

1. Requisition or request for bid comes to Purchasing
2. Plus up to 15 working days until Purchasing begins bidding process
3. Plus 5 working days for Purchasing to review documents

4. Plus appropriate time to supply Purchasing with approved set of documents
5. Plus 1 working day for printing of documents (except large Construction projects)
6. Plus 5 working days for papers to publish Notice to Bidders (Saturdays only, Purchasing Department's deadline is the Monday before the Saturday publication)
7. Plus 5-20 working days for vendors to pick up bids
8. Plus 1 day for prebid meeting (if applicable)
9. Plus 1-3 working days for tabulation / evaluation by Purchasing Department
10. Plus 5 working days for each addendum
11. Plus 1 day for opening of bids
12. Plus a minimum of 7 calendar days for review of bid results by the using department or by consultants.
13. Get on the agenda for all appropriate committees including sending all necessary documentation, evaluations, resolutions, etc.
14. Plus appropriate days to receive all necessary committee endorsements
15. Board of Supervisors Meeting (this may require 2 meetings)
16. Plus 1 working day for "Notice of Award" to be mailed to successful vendor
17. Plus 10 calendar days to receive contracts, bonds etc.
18. Plus anticipated delivery time (best guess or check with vendors)

[Note: The amount of time required is dependant on the frequency the Board meets. Remember, if you miss the Board meeting you may delay the start of the project for up to a month.]

d. Dollar limit guidelines:

- | | |
|-------------------------|--|
| \$1 - \$3,000.99: | Purchases can be made at the discretion of the Purchasing Department and/or Department Head. |
| (.2 & .4 codes): | All equipment/furniture costing more than \$3000.00 aggregate, (ex. 10 chairs costing \$350 each for a total of \$3,500) requires 3 verbal quotes. For coding purposes, ANY equipment/furniture with a useful life of more than one year shall be a .2 object code regardless of cost. |
| \$3,001 - \$10,000.99: | Documented <u>verbal</u> quotes from at least 3 separate vendors, if available. If 3 quotes cannot be obtained, the Purchasing Agent must be consulted before the goods are ordered. When the lowest quoted item is deemed as not acceptable, documented facts must support the decision and approval must be obtained from Purchasing BEFORE the item is ordered. |
| \$10,001 - \$19,999.99: | Formal <u>written or fax</u> quotes from at least 3 separate vendors, if available. If 3 quotes cannot be obtained, the Purchasing Agent must be consulted before the goods are ordered. When the lowest quoted item is deemed as not acceptable, documented facts must |

support the decision and approval must be obtained from the appropriate committee, and a Board of Supervisors Resolution adopted BEFORE the item is ordered.

\$20,000 & Up: Sealed bids in conformance with GML §103.

COMMODITY PURCHASES	AS PER PURCHASING AND/OR DEPT. HEAD	3 VERBAL QUOTES	WRITTEN QUOTES	
			3	Other
Under \$3,000.99 (.2 & .4 codes)	X			
\$3,001 - \$10,000.99		X		
\$10,001 - \$19,999.99			X	
\$20,000 & up				Bid

- e. Best Value Methodology - see section II(B)(3) for complete guidelines.

2. Public Works Projects/Contracts

A Board of Supervisors Resolution must be adopted to award a Public Works bid and authorize a contract and hence acquisition of the services. In some instances, Departments have been provided, by Resolution, with general authority to enter into Public Works contracts within certain parameters. On-call service contracts may be entered into for smaller projects (quotes or bids must be obtained on a per hour basis with a mark-up for materials). However, if a project is expected to exceed the public works threshold of \$35,000, then a bid specific to that project, or portions thereof, must be established. The \$35,000 threshold includes public works expenditures, as well as materials/commodities purchased as part of the public works project. However, if a project is undertaken by the County workforce, the commodity needed for that project shall be acquired pursuant to the County Purchasing Policy in accordance with the commodity thresholds. If contract labor or services should be needed for that project, the same will be independently bid or otherwise acquired pursuant to the County Purchasing Policy in accordance with the public works threshold. Regardless of the source of funding, i.e. grant funding or County funding, the County Purchasing Policy must be adhered to. (Please note that a "project" can be 2 or more construction projects lumped together for bidding purposes.)

Plan holders lists shall not be released prior to a bid opening as this may adversely affect the bids received and/or encourage collusion. Any requests received by a County department for this information are to be directed to Purchasing. Construction bids are an exception as allowing subs to contact bidders will most likely result in better pricing.

Resolutions for multi-department use are handled by the predominant Department and are submitted to the appropriate Committee for approval.

a. Competitive Bidding:

See Paragraph II(B)(1)(a) above.

b. Bid Approval Process:

- a. Bids for public works projects will be awarded by a Board of Supervisor's Resolution after the following conditions are met:
- i. Sufficient appropriations are contained within the Department's current budget (or after a budget transfer has been completed).
 - ii. The Department Head provides the Purchasing Agent with a written recommendation for award indicating that the bids received meet the intent of the specifications.

c. Bidding Timeline:

See Paragraph II(B)(1)(c) above.

Note: The amount of time required is dependant on the frequency the Board meets. Remember, if you miss the Board meeting you may delay the start of the project for up to a month.

d. Dollar limit guidelines:

- \$1 - \$5,000.99: At the discretion of the Department Head.
- \$5,001 - \$19,000.99: Written or fax quotes from at least 3 separate vendors, if available. When the lowest quote is deemed as not acceptable, documented facts must support the decision, and approval must be obtained from the Board of Supervisors, by Resolution, BEFORE the services are ordered.
- \$19,001 - \$34,999.99: Formal written or fax quotes from at least 4 separate vendors, if available. When the lowest quote is deemed as not acceptable, documented facts must support the decision, and approval must be obtained from the Board of Supervisors, by Resolution, BEFORE the services are ordered.
- \$35,000 & Up: Formal sealed bids according to GML §103.

PUBLIC WORKS Wage rates and Board Approval Required	AS PER PURCHASING AND/OR DEPT. HEAD	WRITTEN QUOTES		
		3	4	Other
Under \$5,000.99	X			

\$5,001 - \$19,000.99		X		
\$19,001 - \$34,999.99			X	
\$35,000 & up				Bid

e. **Best Value Methodology** - see section II(B)(3) for complete guidelines.

f. **Retainage:**

Retainage is a form of security for proper completion of the work under construction contracts. Under General Municipal Law section 106-b(1), the County will retain five percent of each progress payment to the Contractor if the Contractor is required to provide a performance bond and a labor and material bond in the full amount of the contract. In all other cases, the County will retain 10 percent of each progress payment. The contract dollar amount that will be subject to this provision will follow the capitalization threshold as follows:

<u>Contract Purpose</u>	<u>Retainage Threshold</u>
Land Improvements	\$25,000
Buildings & Improvements	\$50,000
Infrastructure	\$250,000

Exceptions - This policy does not apply to the following:

1. Unit price contracts where Contractors are paid per unit of work when complete and approved by the County.
2. Contracts subject to administrative requirements for Disadvantaged Business Enterprise Programs for Federally-assisted contracts.
3. Contracts which require only one payment in full after the County has reviewed and approved work.
4. Term agreement contracts which cover emergency work and work as needed during the term of the contract.

3. **Best Value Methodology**

General Municipal Law §103 now provides local governments greater flexibility in awarding contracts by authorizing the award of purchase contracts, including contracts for service work (but excluding any purchase contracts necessary for the completion of a public works contract pursuant to Article 8 of the Labor Law) on the basis of best value. With the increased complexity of the goods and services that the County must obtain in order to serve taxpayers, it is critical to consider selection and evaluation criteria that measure factors other than cost in the strictest sense. Best value procurement links the procurement process directly to the County's performance requirements, including, but not limited to, selection factors such as useful life span, quality and options and incentives for more timely performance and/or additional services. Best value procurement can provide much needed flexibility in obtaining important goods and services at favorable prices, and can reduce the time to procure such goods and services.

"Best value" means the basis for awarding contracts for services to the offeror which optimizes quality, cost and efficiency, among responsive and responsible offerors. Such basis shall reflect, whenever possible, objective and quantifiable analysis.

Such basis may also identify a quantitative factor of offerors that are small businesses or certified minority or women-owned business enterprises as defined in subdivision one, seven, fifteen and twenty of section three hundred ten of the Executive Law to be used in evaluation of offers for awarding of contracts for services.

When developing solicitation documents for competitive bids for the award of purchase contracts including contracts for service work, the Purchasing Agent may, and subject to the requirements herein and the applicable requirements set forth in this policy, determine that an award of a purchase contract shall be based upon best value methodology. In making such determination, the Purchasing Agent shall consider the recommendation, if any, of the Department Head or designee of the Department the purchase contract is being procured for. The Department Head or designee shall, in all instances, obtain the approval of the Purchasing Agent to utilize best value methodology prior to issuance of the competitive bid documents.

Requirements:

Where the basis for an award of a purchase contract will be the best value offer, the Purchasing Agent shall, in all instances:

- a. Document in the procurement record as a component of the competitive award process and in advance of the initial receipt of offers, the determination of the evaluation criteria, which whenever possible, shall be quantifiable and the process to be used in the determination of best value and the manner in which the evaluation process and selection shall be conducted.
- b. Shall select a formal competitive procurement process in accordance with guidelines established under this policy and document the determination in the procurement record. The process of selection shall include, but may not necessarily be limited to, a clear statement of need; a description of the required specifications governing performance and related factors; a reasonable process for ensuring a competitive field; a fair and equal opportunity for offerors to submit responsive offers; and a balanced and fair method of award. Where the basis for award is best value, documentation in the procurement record shall, where practicable, include a quantification of the application of the criteria to the rating of proposals and the evaluation results, or, where not practicable, such other justification which demonstrates that best value will be achieved.
- c. The solicitation shall prescribe the minimum specifications or requirements that must be met in order to be considered responsive and shall describe and disclose the general manner in which the evaluation and selection shall be conducted. Where appropriate, the solicitation shall identify the relative importance and/or weight of cost and the overall technical criterion to be considered by the County in its determination of best value.

4. Professional Services

Professional Services are not subject to competitive sealed bidding requirements, but are subject to the guidelines of GML §104-b for competitive pricing to be obtained for these services. When a Department Head determines that professional services, except for legal services pursuant to §501 of County Law are necessary, they must solicit proposals by obtaining written quotes and/or letting RFPs depending upon the anticipated cost for service (see below). Upon receiving

responses, the Department Head will then bring proposals before the appropriate committee. The cost of said services shall be outlined as price per hour and/or total cost, and the names of qualified, licensed persons to perform said services will be presented to the committee. Data from other counties or individuals may be used at this time to compare costs. Department questions as to which services require Requests for Proposals should be directed to the Purchasing Department.

Engineers and other professionals may be retained in accordance with any of the following award methods:

- a. The "Lowest Cost for Service" method which allows for awarding to the lowest proposer, **OR** other than the lowest proposer when the lowest proposal is deemed as non-responsive. Documented facts must support the decision and approval must be obtained from the appropriate committee. A Board of Supervisors Resolution is required prior to award.
- b. The "Best Value" method, based on weighted average scores from all criteria stated in the RFP specifications and submitted by sealed proposals; or
- c. The "Two Envelope" method where criteria is stated in the RFP specifications and professionals submit two separate sealed envelopes, one with the Proposal, the other with the Price. First, all Proposals are opened and the three "best" are selected. Only the "best" Proposal price envelopes will be opened and the low price will determine the award.

Proposals must be formally opened at a set time. The aforesaid methods must be authorized by the appropriate Board of Supervisors committee or used when required by Federal or State Law, Rule or Regulation.

When the County is seeking professional services to be funded by Community Development Block Grant ("CDBG") funding, a Notice to Professionals must be advertised in the official County newspapers, as well as the appropriate MWBE publications required by New York State. The Purchasing Department is responsible for placing said ads as part of the procurement

3. Professional Services (continued)

process provided an RFP is required, and in all other instances the Department Head shall bare similar responsibility.

Proposals for professional services will be awarded by a Warren County Board of Supervisor's Resolution after the following conditions are met:

- a. Sufficient appropriations are contained within the Department's current budget (or after a budget transfer has been completed).
- b. The Department Head provides the Purchasing Agent with a written recommendation for award indicating that the bids received meet the intent of the specifications.

If passed, a service contract shall be prepared by the County Attorney and signed by the Professional before services are rendered. Contracts may contain the option for an extension for a second or third year, or more, before new RFP's need to be processed.

A Board of Supervisors Resolution must be adopted before services are ordered and shall be referenced on the Purchase Order together with the appropriate quotes. **See Paragraph II(B)(1)(c) above for bidding/RFP timeline.**

Thresholds for seeking proposals is determined by the anticipated cost as follows:

- \$1 - \$5,000.99: No solicitation of quotes or proposals is required at the discretion of the Department Head (quotes or proposals are encouraged when practical).
- \$5,001-\$19,999.99: Written quotes from at least 3 qualified sources, where available. When the lowest quote is deemed as not acceptable, documented facts must support the decision, and approval must be obtained from the Board of Supervisors, by Resolution, BEFORE the services are ordered.
- \$20,000 & Up: RFP through the Purchasing Department from at least 3 qualified sources, where available. When the lowest proposal is deemed as non-responsive, documented facts must support the decision, and approval must be obtained from the Board of Supervisors, by Resolution, BEFORE the services are ordered.

PROFESSIONAL SERVICES Board Approval Required	AS PER PURCHASING AND/OR DEPT. HEAD	WRITTEN QUOTES	
		3	RFP
\$1 - \$5,000.99	X		
\$5,001 - \$19,999.99		X	
\$20,000 & Up			X

C. Exemptions and Exceptions to Purchasing Policy:

1. It will NOT be necessary to seek quotes, RFP's or bids to comply with this Purchasing Policy for the following, however, contracts for services shall still be required:
 - a. Emergencies: GML §103(4) describes an emergency as an urgent need affecting the health and safety of citizens, which requires immediate action, where the occurrence or condition is "unforeseen". Lack of anticipation or planning cannot be deemed as a cause for declaring an emergency. A true emergency does not exclude the need for securing competitive pricing, only the formal bidding process. An exception to the competitive bidding requirements exists for emergency situations. There

are three basic statutory criteria to be met in order to fall within this exception. These are that: (1) the situation arises out of an accident or unforeseen occurrence or condition; (2) public buildings, public property or the life, health, safety or property of the political subdivision's residents are affected; and (3) the situation requires immediate action which cannot await competitive bidding. When the Board of Supervisors passes a Resolution that a public emergency exists, the public interest dictates that purchases are made at the lowest possible costs, seeking competition by informal solicitation of quotes or otherwise, to the extent practicable under the circumstances. The County Attorney and the Chairman of the Board shall be consulted and will make a recommendation as to how to proceed. The Board of Supervisors' committee chairperson (and committee, if time permits) shall also be advised.

- b. Employment and Training Services obtained through SUNY Adirondack and/or Washington-Saratoga-Warren-Hamilton-Essex (WSWHE) Board of Cooperative Educational Services for educational services.
- c. Membership dues and conference fees.
- d. All Physicians, Dentists and any Medical Providers for departments including, but not limited to, the Health Services Department, Warren County Sheriff's Office, Office of Emergency Services, Self-Insurance, Countryside Adult Home and the Department of Public Works. Also included shall be counseling services for the Office of Community Services. Data from other counties or individuals may be used to compare costs.
- e. Attorneys needed for a particular or specialized requirement as reviewed and approved by the Finance Committee.
- f. Situations not required by Law such as New York State Executive Law, Article 2B, State and Local Natural and Man-Made Disaster Preparedness Subsection 29A Suspension of Other Laws.
- g. Subscriptions for updates to existing Law Libraries.
- h. Public works services where, upon the determination by the Department Head, it is not feasible to determine the amount to be spent for repairs to vehicles, equipment or machinery (outside of standard repairs to be handled by County employees including auto body repairs), until the item is inspected and/or dismantled and a cost for inspection or diagnosis has already been incurred and for which it would not be practical to transport the equipment or machinery for multiple quotes. If auto repairs are authorized by the Insurance Carrier as a result of an accident, Department Head may proceed upon the recommendation of the Insurance Adjuster.
- i. Pursuant to GML §103(6), surplus and second hand supplies, material or equipment may be purchased without competitive bidding or competitive offering from the Federal Government, the State of New York or from any other political subdivision, district or public benefit corporation.
- j. When procurements for goods or services are funded by State and/or Federal agencies, and procurement policies other than Warren County's

are required, by law, to be followed, the Federal and/or State procurement policies shall supercede the County's Purchasing Policy.

- k. Produce purchases which shall not exceed \$20,000 in the aggregate on an annual basis, due to the volatility of the market, large minimum order requirements, and remoteness of some County sites. In the event of large orders over \$1,500 per site, or at the point that the commodity threshold is exceeded, State Contract must be utilized.

2. Quotes or proposals are not required for Sole Source & Single Source Commodities or Services

Competitive bidding is not required under GML §103 where the subject of the contract is controlled by a monopoly, or where there is only one possible (sole) source from which to procure certain patented goods or services, and therefore no possibility of competition exists. Should certain supplies or materials be obtainable only from a specific manufacturer, then a true monopoly would exist and the purchase would not be subject to bidding requirements. The mere likelihood that only one firm will bid, however, is insufficient to justify a sole source procurement. Further, a political subdivision may not artificially create a sole source situation such as by, without proper justification, tailoring bid specifications to limit competition to only one bidder.

In determining whether a sole source item is required in the public interest, the County should show, at a minimum:

- a. The unique benefits to the County of the item or service as compared to other products or services available in the marketplace;
- b. That no other product or service provides substantially equivalent or similar benefits;
- c. And that, considering the benefits received, the cost of the item or service is reasonable in comparison to other products or services in the marketplace.

In addition, the County should document that, as a matter of fact, there is no possibility of competition, as from competing dealers or distributors. The sole source exception may apply, for example, in those instances when:

- d. Services from a regulated public utility are available from only one source;
- e. There is only one source from which to acquire equipment which meets state-mandated requirements; or
- f. A political subdivision, which owns equipment uniquely suited to or compatible with a particular make of equipment, has adopted a standardization resolution for that make of equipment and the equipment is only available from one source.

A sole source can be a manufacturer, software developer or service provider that sells direct and there are no other sources offering an "or equal." Prior to a vendor being considered a sole source, a letter on the vendor's official letterhead must be on file with the Purchasing Department detailing their sole source status.

A single source could be a distributor/wholesaler/retailer that has a contractual agreement for a specific territory to the exclusion of others. Should you have a situation involving a single source supplier, a letter on the manufacturer's letterhead must be on file with the Purchasing Department confirming the single source authorized vendor.

Should there be ANY possibility of purchasing the item from two or more vendors, sealed bids should be requested after public advertising. Contracts ARE required when services are being provided regardless of sole source or single source status.

3. True Leases are not subject to the previous purchasing rules but rather must comply with the following requirements.

True leases are neither purchases nor contracts for public works, and thus, are not subject to bidding under the General Municipal Law. County policy however, requires that:

- a. After a Department has been given budget funding and approval to lease equipment, unless the lease is on State Contract, RFP's must be obtained through the Purchasing Department. Where a lease will not exceed a total of \$2,000 annually, no RFP shall be required. Quotes must be obtained and the Purchasing Agent shall sign the lease as indicated in Section II(C)(3)(e) below.
- b. A written explanation must be sent to Purchasing when the lowest lease quotation or response to an RFP is not taken, and a Board of Supervisors Resolution must be obtained;
- c. Appropriations must be specifically available for the lease (this will be considered authorization by the Board to enter into the lease);
- d. The lease agreement entered into may be for multiple years but must:
 - i. not contain any automatic buyout or automatic renewal clauses;
 - ii. contain a non-appropriation clause; and
 - iii. address the disposition of the equipment at the end of the lease so that the vendor pays the cost for return of the equipment, etc.
- e. All lease agreements shall be treated as purchases and signed by the Purchasing Agent; and
- f. While the lease agreement may not contain an automatic renewal clause, at the end of the lease term, departments may extend the lease agreement beyond the original term for a period of up to 18 months without securing additional quotes or engaging in an RFP process provided that:
 - i. the lease payments do not increase;
 - ii. the department has appropriations therefore; and
 - iii. Purchasing Agent approval is received.

SECTION III

III. PURCHASE ORDERS

A. General

The Purchasing Department is designated to review and approve Purchase Orders. It is the individual Department Heads responsibility to insure that expenditures are within the budgetary

appropriations and that the proper Department account is charged.

Should there be insufficient funds available, Departments must do a budget transfer and secure all the necessary approvals before the order can be processed.

Most purchases exceeding \$499.99 require a Purchase Order. [Exemptions are listed beginning on page 16.] The Purchase Order provides a formal document authorizing the purchase of goods and services as well as the necessary authority to pay vendor claims and proof of tax-exempt sales. Purchase Orders are prepared by the Department with all the necessary documentation such as contracts, quotes and insurance forms (where applicable) on file.

The Purchasing Department verifies the following information when approving a Purchase Order:

1. Vendor/vendor number
2. County contract/resolution/bid number/quotation information/ state contract number
3. Comments/special instructions
4. Description of goods and services being ordered
5. Quantity/unit of measure
6. Unit price/extension and total cost
7. Commodity codes/budget codes
8. Asset status (if over \$1,000)

The Purchasing Department will determine if the best method of procurement has been followed. If available, a current County bid or NYS contract or National Contract will be used. If none apply, the formal bid or quotation process may be commenced depending on estimated annual expenditures.

Once the Purchase Order has been approved by the Purchasing Department, it is [then] posted by the Treasurer's Office and is then available for use.

In all instances, Purchase Orders are to be completed before a purchase is made. The only exceptions are exempt and emergency purchases as described below. [beginning on page 18.]

If at any time a Department finds they will exceed the competitive bidding threshold for a particular product or service, they should notify the Purchasing Department to allow time for specifications to be developed and the formal bid process to be completed, to meet their anticipated needs.

Purchases of \$499.99 or under do NOT require a Purchase Order. The following additional purchases do NOT require a Purchase Order. Purchases billed to the Department on a monthly basis not requiring Purchase Orders are Postal costs, Internet and Telephone charges, and routine Printing needs, which are to be handled by the Print Shop, via a Printing Order Form. Also exempt from the Purchase Order requirement are mileage, utilities and gas. To obtain routine maintenance and repairs, a Work Order Form must be completed and submitted to the Buildings & Grounds Department at the Municipal Center. Requests for shelving, bookcases, bulletin boards, and computer work stations may also be handled in this manner. When Buildings & Grounds funds are available for such requests, there will be no charge for Work Order requests to the individual departments. However, if Buildings & Grounds funds are not available or otherwise committed, it is the responsibility of the department to purchase required materials. Department Heads must be responsible for making sure that all these procedures are complied with as outlined in this Purchasing Policy.

B. Blanket Purchase Orders

A Blanket Purchase Order (BPO) is created for products or services that are purchased on an "as needed" basis from a vendor throughout the year where the dollar value will vary for each purchase. These are issued for a maximum period of twelve (12) months and must be reissued at the beginning of each fiscal year.

For vendors used by all County Departments, each Department will issue a BPO for their Department only. There has to be quotes, a bid and/or a contract established with the vendor and insurance on file (if required) before a BPO can be issued.

PLEASE NOTE: Whenever possible, BPO's must be for the total amount (or aggregate) amount to be spent with the vendor annually or for the term of the bid and/or contract. The Purchasing Department issues several commodity bids that are for less than one-year terms. The BPO's for the commodity bids should only include enough funding for the term of the bid and not an annual total. If multiple budget codes are involved in the purchase, the department may either assign multiple codes to one PO, or individual PO's may be submitted for each code even if the PO's are less than \$500.00

Departments are responsible for providing the BPO number to the vendor and verify that the number also appears on the documentation sent to Audit for payment processing.

C. Emergency Purchase Order

General Municipal Law Section 103 (4) defines an emergency as "a public emergency arising out of an accident or other unforeseen occurrence or condition whereby circumstances affecting public buildings, public property or the life, health, safety or property of the inhabitants requires immediate action". If an emergency arises, the department must contact the Chairman of the Board of Supervisors and the County [Attorney] Administrator to obtain approval prior to making any emergency purchases. Purchasing may be contacted for assistance in procuring products or services required to deal with the emergency. If the Chairman of the Board of Supervisors and the County [Attorney] Administrator determine there is a true emergency, the vendor who can immediately provide the required goods or services will be given prime consideration for the purchase.

The Purchasing Department will **not** approve an Emergency Purchase Order when the purchase is not justified, where the purchase is being made to circumvent established procedures, or where there is a lack of proper planning.

D. Purchase Order Checklist

For reference purposes, the following checklist should be used when submitting PO's:

- √ Is the vendor remit to address correct (submit vendor form to Purchase if a change is required).
- √ Is the description complete ? (One-time message should include bid number, state contract number, quotes and/or any other information relevant to the purchase). If the one-time message indicates that the purchase is from a sole source vendor, a copy of the sole source letter must be provided to the Purchasing Department or attached as a document to the PO.
- √ Is the form type "REGULAR-REGULAR"? ("REG-Regular" should not be selected.)
- √ Deliver by Date and Expiration Date fields must be left blank.
- √ Is the correct Resolution Number referenced in the Resolution Field (not in the one-time message)? Confirm that the authorizing resolution is current.
- √ Is the dollar amount correct? Does it match the contract or quote amount? We cannot approve PO's that exceed the authorized amount.
- √ Create New Asset Box - if the item is less than \$1,000 use the item code for items

- √ <\$1,000 which will automatically uncheck the asset box.
Contracts - If applicable, has the contract been signed? The Purchasing Department will not approve PO's until it's confirmed that the contract is fully executed. If the contract is for an exact dollar amount, it must be attached to the PO prior to approval.

SECTION IV

IV. ASSET MANAGEMENT

The purpose of the asset inventory management system is to establish proper procedures for monitoring the movement of fixed assets to maintain accurate reporting of assets values as required by NYS Audit and Control.

A. Fixed Assets

Fixed assets are defined as those properties the County of Warren retains more or less permanently, not for sale, but for utilization in the normal course of operations.

Fixed assets will always imply tangible fixed assets. The general accepted practice, as in Warren County, is to record and report fixed assets at their historical acquisition cost. The cost of a fixed asset should include all expenses of transporting the asset to the proper location and placing it in the condition necessary for its intended use. Only items costing One Thousand Dollars (\$1,000.00) or more and with a useful life of more than one year will be inventoried.

Upon receipt of an asset valued over \$1,000, the Treasurer's Office will issue a numbered inventory sticker to be attached to the new asset. Stickers are necessary to provide positive identification of assets. They also provide a quick and accurate method of identifying assets during the annual physical inventory. If a sticker is lost or damaged the Department should contact the Treasurer's Office.

Please note that all stickers must remain on the item until the time of sale or disposition. When sold or scrapped, the sticker shall be removed and placed on the Treasurer's Office copy of the Disposition Form.

Each Department Head has the ultimate responsibility to conduct and maintain the individual inventory pertaining to that Department. It is also the responsibility of the Department Head to evaluate on a continuing basis the suitability and need for materials, supplies and equipment. If they should become obsolete by reason of age, wear or technical advancement or should become surplus, unnecessary for the operation of his/her department, the department inventory manager should send and e-mail to the Purchasing Agent with details and condition of the item for sale or disposal. The Department will then complete a work order to have the item removed either for the sale or disposal.

B. Capital Assets

Capital assets include property, plant, equipment and infrastructure assets (e.g. roads, bridges, airport runways and similar items). Such assets are recorded at historical cost or estimated historical cost. The reported value excludes normal maintenance and repairs, which are essentially amounts spent in relation to capital assets that do not increase capacity or efficiency of the item or increase its estimated useful life. Donated capital assets are recorded at estimated fair market value of the item at the date of donation.

The capital assets are capitalized at certain thresholds and depreciated using a straight line method over their useful lives as follows:

<u>Capital Assets</u>	<u>Capitalization Threshold</u>	<u>Useful Lives (Years)</u>
Land Improvements	\$25,000	20
Buildings & Improvements	\$50,000	40
Vehicles & Equipment	\$5,000	5-10
Infrastructure	\$250,000	10-40

SECTION V

V. TRANSFER AND SALE OF SECOND-HAND EQUIPMENT

The Purchasing Agent is designated by the Board of Supervisors to be responsible for the salvage control program. The same precautions must be taken when disposing of property as when purchasing. A Physical Inventory Deletion Form is needed for items sold, scrapped or traded in. Surplus equipment may be transferred to another department where it is needed by using a Property Transfer Form. Both forms are available through the Purchasing Department. The Purchasing Agent is solely authorized to sell or trade in used and/or obsolete equipment to a vendor, even those under State Contract, and to accept a trade in allowance from such vendor. If all above procedures have been exhausted, the Purchasing Agent will arrange to sell such articles at a widely advertised public auction, on-line auction through a contracted Auction, or on eBay. Items that have no value and are broken beyond repair, must be properly disposed of by the appropriate Department.

Department personnel assigned the task of inventory management are to report any surplus equipment or materials they have to the Purchasing Department. These items will be made available to all County Departments on a first-come first-served basis. If an asset remains unclaimed on the list for over 2 weeks, it will be made available to the towns, village and city in Warren County. If unclaimed the Purchasing Agent will determine the most beneficial disposition of this surplus equipment.

Any vehicle or equipment that requires a title to be signed for transfer will be handled by the Purchasing Agent and/or the Superintendent of the Department of Public Works or his designee.

Items under the asset threshold of \$1,000 sold to another municipality shall require proper documentation of the sale, i.e. invoice of sale and completion of a deletion form created specifically for this purpose and available through the Purchasing Department. Funds shall be deposited in Purchasing Department Revenue Code A.1345 2665 unless legally required to be deposited elsewhere.

SECTION VI

VI. PURCHASING POLICY - GENERAL CONDITIONS

- ▶ The Purchasing Agent is appointed at the pleasure of the Board of Supervisors and is responsible for reviewing and administering the purchasing policy of Warren County.

- ▶ Employees of the Purchasing Department shall maintain effective and professional public, vendor and customer relationships.
- ▶ To maintain a high level of quality service to Warren County Departments and Municipal Subdivisions, Purchasing staff shall participate in educational opportunities offered in the purchasing field, and keep abreast of current developments in market conditions, pricing, new products and the Law.
- ▶ The Purchasing Policy herein shall be administered in accordance with all ethical rules called for by the County of Warren.
- ▶ Any County Officer or employee who has, will have, or acquires an interest in, any actual or proposed contract with the County of which he/she is an officer or employee, shall publicly disclose the nature and extent of such interest in writing to the Board of Supervisors as soon as he/she has knowledge of an actual or prospective interest. This written disclosure will be made part of the official minutes of the Board of Supervisors. **If an officer or employee has a reason to believe that he/she may have a conflict of interest, the office of the County Attorney should be contacted immediately.**
- ▶ Each Purchase Order will be examined by a member of the Warren County Purchasing Department and processed according to the guidelines set forth under the section of applicable Purchasing Procedures.
- ▶ The Warren County Purchasing Department and Department Heads will maintain adequate documentation of all action taken in connection with each method of procurement. Such documentation may include, but not be limited to any and all pertinent Board Resolutions, Memoranda, Written Quotes, Contracts and any other appropriate form of documentation.
- ▶ Opportunity will be provided to all responsible suppliers to do business with the County. To this end, the Purchasing Department will maintain a listing of potential bidders for the various types of material, equipment, supplies and services used by County Departments. This list will be used for the distribution of notices for bids and quotes. Any supplier may be included on the list upon request.
- ▶ Suppliers will be removed from the bidders list if they make a formal written request, or if the Purchasing Agent finds the supplier to be an irresponsible bidder. This is determined by failing to provide proof of responsibility, having repeatedly made slow or unsatisfactory delivery of supplies or services or having been found by a Court of competent jurisdiction to have engaged in unlawful employment or business practices within the previous 12 months.
- ▶ Supplies used by various County Departments should be uniform whenever consistent with operational goals in the interest of efficiency or economy. The material, equipment, supplies, and services purchased by Warren County shall be of the quality and quantity required to serve ALL departments in a satisfactory manner, as will be determined by the requisitioner and the Purchasing Agent.
- ▶ Credit cards or P-Cards whose use is approved by the Clerk of the Board of Supervisors are held by same and signed out for use by County staff. Some Departments hold cards specific to their operations and reference is herein made to the County Credit Card Policy for further details.

- ▶ On occasion, County Departments are asked by vendors to complete credit applications in order to be able to set up an account. Said applications should not be returned as the County is not applying for credit. In most cases, a Purchase Order is sufficient documentation for the vendor to set up an account.
- ▶ No official or employee will be interested financially in contracts entered into by the municipality (as defined in Section 800 of General Municipal Law). This also precludes acceptance of gratuities, financial or otherwise, as stated in the Warren County Code of Ethics.
- ▶ The County of Warren will not be deemed responsible for any commitment made at the departmental level circumventing these procedures. If County procedures are circumvented, disciplinary action may be taken.
- ▶ Salespersons are encouraged to visit the Purchasing Department prior to or in conjunction with initial, individual Department contact.
- ▶ The Finance Committee will annually review the policies and procedures set forth in this manual prior to adoption by the Warren County Board of Supervisors.
- ▶ The unintentional failure to fully comply with the provisions of GML §103 and 104-b shall not be grounds to void any action taken or give rise to cause of action against the County of Warren, the Purchasing Department, or any officer or employee thereof.
- ▶ The County Attorney and the Warren County Board of Supervisors shall make the final decision regarding any issues related to procurement of goods and services for Warren County.
- ▶ Standard lists of commonly used items shall be jointly developed for all categories or groups of supplies by the Purchasing Agent and the appropriate requisitioners. These lists shall be used as a basis for determining the feasibility for obtaining quotations on quantity purchases or the necessity of advertising for formal bids.
- ▶ It is the responsibility of the Purchasing Agent to make alternative suggestions to the requisitioner if, in the judgment of the Purchasing Agent, the specifications would restrict competition or otherwise preclude the most economical purchase of the required items. In case of disagreement as to the content of the specifications, the Board of Supervisors, after reviewing all available data, should make the final determination.
- ▶ The Purchasing Department offers a vendor library which includes many reference materials. NYS OGS contracts, [Buyer's (Consumer) Guides,] vendor catalogues, preferred source catalogues, industrial buying guides, and all materials pertaining to Warren County bids. These materials may be viewed in the Purchasing Department Monday through Friday between the hours of 8:00 a.m. and 4:00 p.m.
- ▶ When a low bidder proposes an alternative as an "equal" to that specified, it is the responsibility of the Department Head to determine whether the proposed substitution is, in fact, an equal.
- ▶ Grant/Revenue and Asset Forfeiture funding is NOT exempt from the County's Purchasing Policy or GML §103 or §104-b. These funds are still considered to be taxpayer money and procurement guidelines must be followed as with any other budgetary appropriation.

- ▶ The Purchasing Department posts all public bid documents on the County's WCEAS system, including, but not limited to:

*	Specifications	*	Addenda
*	Recommendation Letters	*	Award Letters
*	Resolutions	*	Tab Sheets
*	Extension Letters		

If a bid document is not posted, please contact the Purchasing Department for further information.

APPENDIX "A" Uniform Guidance for Federal Awards

Purpose

The Code of Federal Regulations (CFR) Title 2 Part 200 (subparts A-F) of the "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards" requires organizations receiving federal awards to establish and maintain effective internal controls over Federal awards. This includes those instances where Warren County is a sub-recipient of the state.

General Policy Statement

Warren County does not have a centralized grants department, therefore, it is the responsibility of each department obtaining a grant to be familiar with and follow all grant documents and requirements. For the purpose of this policy, "Program Director" shall apply to the individual(s) within a given department who will be responsible for the grant. A list of the name(s) of the Program Director(s) along with the corresponding grants that they oversee shall be supplied to the County Administrator.

To comply with 2 CFR Part 200 (subparts A-F), Warren County implements policies and procedures to include, but not be limited to, those contained herein. In addition, Appendix II to Part 200 - Contract Provisions for Non-Federal Entity Contracts under Federal Awards shall be applicable and is on file in the Purchasing Department.

§200.318 General Procurement Standards

- A. The County will use its own procurement procedures which reflect applicable State and Local Laws and Regulations, provided that the procurements conform to applicable Federal Law and Uniform Guidance. As such, County procurements related to Federal grants will be subject to New York State General Municipal Law, Warren County Purchasing Policy, and Uniform Guidance Requirements.
- B. The Program Director within each department shall maintain oversight to ensure that contractors perform in accordance with the terms, conditions, and specifications of their contracts or purchase orders.
- C. No employee, officer or agent may participate in the selection, award, or administration of a contract supported by a Federal award if he/she has a real or apparent conflict of interest. Such a conflict of interest would arise when the employee, officer or agent, any member of his/her immediate family, his/her partner, or an organization which employees or is about to employ any of the parties indicated herein, has a financial or other interest in or a tangible personal benefit from a firm considered for contract. The officers, employees and agents of Warren County may neither solicit nor accept gratuities, favors, or anything of monetary value from contractors or parties to subcontracts. Standards for situations in which the financial interest is not substantial or the gift is an unsolicited item of nominal value shall be governed by the Code of Ethics of Warren County. The Code of

Ethics provides for enforcement actions to be applied for violations of such standards by officers, employees, or agents of Warren County.

Uniform Guidance for Federal Awards (continued)

- D. The County will avoid acquisition of unnecessary or duplicative items. Consideration should be given to consolidating or breaking out procurements to obtain a more economical purchase. Where appropriate, an analysis will be made of lease versus purchase alternatives, and any appropriate analysis to determine the most economical approach.
- E. The County may enter into state and local intermunicipal agreements, where appropriate, for procurement or use of common or shared goods and services.
- F. The County may consider Federal excess and surplus property in lieu of purchasing new equipment and property whenever such use is feasible and reduces project costs.
- G. The County may use value engineering clauses in contracts for construction projects of sufficient size to offer reasonable opportunities for cost reductions. Value engineering is a systematic and creative analysis of each contract item or task to ensure that its essential function is provided at the overall lower cost.
- H. The County will only award contracts to responsible vendors and will document, in writing, such determination. To aid in the documentation process, the "Vendor Responsibility Questionnaire" shall be included in any competitive solicitations issued that will use Federal grant funding. §200.213 Suspension and debarment shall also apply:
 - 1. A contract award must not be made to parties listed on the government-wide exclusions in the System for Award Management (SAM), in accordance with OMB guidelines at 2 CFR 180 that implement Executive Orders 12549 and 12689 "Debarment and Suspension".
 - 2. The County will include a suspension/debarment clause within its "Standard Clauses for Federal Awards" requiring the vendor/contractor to certify that it is not suspended or debarred. The contract will also contain language requiring the vendor/contractor to notify the Government immediately upon becoming suspended or debarred.
 - 3. The Program Director within each department shall be required to check the Vendor/Contractor's name through SAM to determine any exclusion. A copy of the SAM search shall be included with the contract documentation. To register on the SAM website, use this link: <https://www.sam.gov/portal/SAM#1>
 - 4. If a Vendor/Contractor is found to be suspended or debarred, the County will immediately cease to do business with the vendor.
- I. The Program Director within each department shall maintain grant files. Documentation must include a significant history of the procurement, including the rationale for the method of procurement, selection of contract type, contractor selection or rejection, and the basis of contract price.
- J. The County will only utilize time and material contracts when it has been determined that no other contract type is suitable.

Uniform Guidance for Federal Awards (continued)

- K. The County must be responsible, in accordance with good administrative practice and sound business judgment for the settlement of all contractual and administrative issues arising out of procurements. These issues include, but are not limited to, source evaluation, protests, disputes, and claims. These standards do not relieve the County of any contractual responsibilities under its contracts. The Federal awarding agency will not substitute its judgment for that of the County unless the matter is primarily a Federal concern. Violations of law will be referred to the local, state, or Federal authority having proper jurisdiction.

§200.319 Competition

- A. Procurements will provide for full and open competition as set forth in the Uniform Guidance, or State and local procurement policy/law, whichever is most restrictive.
- B. The County shall conduct procurements in a manner that prohibits the use of statutorily or administratively imposed state, local or tribal geographical preferences in the evaluation of bids or proposals, except in those cases where applicable Federal statutes expressly mandate or encourage geographic preference.

§200.320 Methods of Procurement to be Followed

See Appendix C Competitive Procurement Standards for further information that pertains to all competitive solicitations.

Procurement by noncompetitive proposals is procurement through solicitation of a proposal from only one source and may be used only when one or more of the following circumstances apply:

1. The item is available only from a single source. Documentation from the manufacturer must be provided to substantiate this.
2. The public need or emergency for the requirement will not permit a delay resulting from competitive solicitation. This should not be the result of poor planning.
3. The Federal awarding agency or pass-through entity expressly authorizes noncompetitive proposals in response to a written request from the County.
4. After solicitation of a number of sources, competition is determined inadequate.

§200.321 Contracting with small and minority businesses, woman-owned business enterprises, and labor surplus area firms

- A. The County shall take all necessary affirmative steps to assure that minority businesses, woman-owned business enterprises, and labor surplus firms are used when possible. Steps to include:
1. Placing qualified small and minority businesses and woman-owned business enterprises on solicitation lists;
 2. Assuring that small and minority businesses and woman-owned business enterprises are solicited whenever they are potential sources;
 3. Dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority businesses, and woman-owned business enterprises;
 4. Establishing delivery schedules, where the requirement permits, which encourage participation by small and minority businesses and woman-owned business enterprises; and
 5. Requiring the prime contractor, if subcontracts are to be let, to take the affirmative steps listed in paragraphs 1-4 of this section.

§200.323 Contract cost and price

The County must perform a cost or price analysis in connection with every procurement action in excess of the Simplified Acquisition Threshold (as of December 2017 - \$150,000) including contract modifications. The method and degree of analysis is dependent on the facts surrounding the particular procurement situation, but as a starting point, the County will make independent estimates before receiving bids or proposals. Costs or prices based on estimated costs for contracts under the Federal award are allowable only to the extent that costs incurred or cost estimates included in negotiated prices would be allowable for the County under Subpart E - Cost Principles of this part. The cost plus percentage of cost and percentage of construction cost methods of contracting will not be used.

§200.324 Federal awarding agency or pass-through entity review

The County shall make available, upon request of the Federal awarding agency or pass-through entity, technical specifications on proposed procurements where the Federal awarding agency or pass-through entity believes such review is needed.

§200.325 Bonding requirements

For construction or facility improvement contracts or subcontracts exceeding the Simplified Acquisition Threshold, the County shall require:

1. A bid guarantee from each bidder equivalent to 5% of the bid price;
2. A performance bond on the part of the contractor for 100% of the contract price; and
3. A payment bond on the part of the contractor for 100% of the contract price.

§200.326 Contract provisions

County contracts under Federal awards shall contain the "Standard Clauses for Federal Awards" in conformance with the provisions described in Appendix II to Part 200 - Contract Provisions for non-Federal Entity Contracts Under Federal Awards. Program Directors shall ensure that these clauses are included with any procurement contract that is part of a Federal award.

Adopted by unanimous vote.

RESOLUTION NO. 436 OF 2019

Resolution introduced by Supervisors Merlino, Dickinson, Strough, Frasier, Wild, Geraghty, Diamond, Hogan and Driscoll

**ACCEPTING BID AND AUTHORIZING AGREEMENT WITH WORKING PICTURES, INC.
FOR CREATION, PRODUCTION AND PLACEMENT OF TELEVISION COMMERCIALS
AND PHOTOGRAPHY ASSETS FOR THE TOURISM DEPARTMENT (WC 55-19)**

WHEREAS, the Warren County Purchasing Agent requested bids for Creation, Production and Placement of Television Commercials and Photography Assets for the Tourism Department (WC 55-19), with the term to commence January 1, 2020 and terminate on December 31, 2020, with an option included to extend the contract for three (3) additional one year periods, and

WHEREAS, it has been recommended that Warren County award the contract to Working Pictures, Inc., the sole bidder, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent notify Working Pictures, Inc. of the acceptance of its proposal, and be it further

RESOLVED, that Warren County enter into an agreement with Working Pictures, Inc., 436 New Karner Road, Albany, New York 12205, for Creation, Production and Placement of Television Commercials and Photography Assets, pursuant to the terms and conditions of the bid specifications and proposal, for an amount not to exceed One Hundred Eight Thousand Eight Hundred Thirty-Five Dollars (\$108,835), and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement in the form approved by the County Attorney, and be it further

RESOLVED, that provided this resolution has not been rescinded or the authorization provided hereby otherwise amended or terminated, the Chairman may, by written agreement and upon receiving the recommendation of the Purchasing Agent and department head, agree to extend the contract authorized hereby in accordance with the terms and conditions of the bid specifications and proposal for up to three (3) additional years from the date of expiration, and no further resolution of this Board shall be needed, and be it further

RESOLVED, that the funds for the above agreement shall be expended from Budget Code No. A.6417.0001 470 - Tourism Occupancy, Tourism, Contract.

Adopted by unanimous vote.

RESOLUTION 437 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AMENDING TABLE OF ORGANIZATION AND WARREN COUNTY SALARY AND COMPENSATION PLAN FOR 2019

RESOLVED, that the Table of Organization and the Warren County Salary and Compensation Plan for 2019 are hereby amended as follows:

ASSIGNED COUNSEL

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1170 130		
<u>TITLE:</u> Account Clerk (Part-Time)	October 21, 2019	\$29,333 Grade 4

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1170 130		
<u>TITLE:</u> Part-Time Grant Administrator	October 21, 2019	\$20.00 per hour <i>not to exceed \$5,200 annually</i>

DISTRICT ATTORNEY

<u>Decreasing Salary From:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1165 110		
<u>TITLE:</u> 3 rd Assistant District Attorney	October 21, 2019	\$84,975

<u>Decreasing Salary To:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1165 110		
<u>TITLE:</u> 3 rd Assistant District Attorney	October 21, 2019	\$82,078

<u>Decreasing Salary From:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1165 110		
<u>TITLE:</u> 4 th Assistant District Attorney	October 21, 2019	\$75,200

<u>Decreasing Salary To:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1165 110		
<u>TITLE:</u>	October 21, 2019	\$69,275
4 th Assistant District Attorney		

DISTRICT ATTORNEY

<u>Increasing Salary From:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1165 110		
<u>TITLE:</u>	October 21, 2019	\$69,275
5 th Assistant District Attorney		

<u>Increasing Salary To:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1165 110		
<u>TITLE:</u>	October 21, 2019	\$70,520
5 th Assistant District Attorney		

<u>Decreasing Salary From:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1165 110		
<u>TITLE:</u>	October 21, 2019	\$67,258
6 th Assistant District Attorney		

<u>Decreasing Salary To:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.1165 110		
<u>TITLE:</u>	October 21, 2019	\$65,258
6 th Assistant District Attorney		

Roll Call Vote:
 Ayes: 830
 Noes: 0
 Absent: 170 Supervisors Strough and Sokol
 Adopted.

RESOLUTION NO. 438 OF 2019
Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AMENDING RESOLUTION NO. 166 OF 2019, AMENDING TABLE OF ORGANIZATION AND WARREN COUNTY SALARY AND COMPENSATION PLAN FOR 2019, TO EXTEND THE EFFECTIVE DATE OF THE SENIOR AIDE - PART TIME TEMPORARY POSITION AT COUNTRYSIDE ADULT HOME

WHEREAS, by Resolution No. 166 of 2019 the Board of Supervisors created the position of Senior Aide - Part Time Temporary at Countryside Adult Home which was to be in place for up to six months for training purposes due to a vacant Senior Aide position, and

WHEREAS, the Director of Countryside Adult Home has requested that the authority for the Senior Aide - Part Time Temporary position be extended to the end of 2019 as the six-month approval has been exhausted and the Senior Aide position has still not been filled, and

WHEREAS, the Personnel & Higher Education Committee has approved the request and recommends same to the Board of Supervisors, now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby extend the effective date of the Senior Aide - Part Time Temporary position at Countryside Adult Home through December 31, 2019 for training purposes, unless the vacant Senior Aide position is filled sooner.

Adopted by unanimous vote.

RESOLUTION NO. 439 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE GENERAL FUND UNAPPROPRIATED SURPLUS TO THE HUMAN SERVICES BUILDING AND COUNTRYSIDE ADULT HOME BUDGETS; AMENDING 2019 WARREN COUNTY BUDGET

WHEREAS, the Superintendent of Public Works has apprised of the need for a larger generator at the Human Services Building, the estimated cost of which is One Hundred Eighteen Thousand Dollars (\$118,000), and

WHEREAS, the Superintendent of Public Works has advised that the current Human Services Building generator is sufficient for Countryside Adult Home and the cost to move and reconnect the generator is estimated to be Thirty-Eight Thousand Dollars (\$38,000), and

WHEREAS, the Finance Committee has reviewed this matter and recommends the appropriation of a total of One Hundred Fifty-Six Thousand Dollars (\$156,000) from the General Fund Unappropriated Surplus to cover the aforementioned costs, now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby authorize the appropriation of funds from the General Fund Unappropriated Surplus to the following budget codes:

CODE	DEPARTMENT	AMOUNT
A.1624 413	Human Services Building, Repair & Maint.- Bldg/Property	\$ 118,000.00
A.6030 413	Countryside Adult Home, Repair & Maint.- Bldg/Property	\$ 38,000.00

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 830

Noes: 0

Absent: 170 Supervisors Strough and Sokol

Adopted.

RESOLUTION NO. 440 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

FURTHER AMENDING RESOLUTION NO. 374 OF 2017, APPROVING THE PAYMENT FOR SERVICES PROPOSAL SUBMITTED BY THE WARREN COUNTY CORONER, TO UPDATE REMOVAL, TRANSPORT AND FORENSIC MEDICAL SERVICES FEES

WHEREAS, by Resolution No. 374 of 2017, which was subsequently amended by Resolution Nos. 132 of 2018 and 461 of 2018, the Warren County Board of Supervisors approved a payment for services proposal submitted by the Warren County Coroner in an effort to help control Warren County's costs for removal and transportation of deceased, and

WHEREAS, the County Coroner has advised certain adjustments to the removal related services are necessary and the same have been reported to the Support Services Committee, now, therefore, be it

RESOLVED, that the Support Services Committee has considered and approved the updated payment for services proposal as outlined below:

- Removal - \$400 to Glens Falls Hospital, \$500 to Albany Medical Center (includes vehicle and any related removal equipment; staff personal protective equipment; treatment; transport and disposal of hazardous materials, mileage); with exigent removal stipend approved by the Coroner not to exceed an aggregate total of One Thousand Dollars (\$1,000); (\$75.00 per person for extra personnel);
- Mileage - from Warren County line to Albany Medical Center, approximately 50 miles @ \$1.50 per mile for a total of Seventy-Five Dollars (\$75);
- Infectious Disease Transport Body Bag: Black, heavy duty - Ninety Dollars (\$90); White, light/med. duty - Fifty Dollars (\$50);
- Forensic Medical Services, PC - Albany Medical Center: One Thousand Dollars (\$1,000) autopsy fee and death certificate; Glens Falls Hospital: One Thousand One Hundred Fifty Dollars (\$1,150);
- Resource Recovery - research the ability to recover some/all funds for autopsies conducted as a result of a motor vehicle or industrial accident;
- Custodial Fee - Seventy-Five Dollars (\$75) per day when storage is required while awaiting autopsy.

Adopted by unanimous vote.

RESOLUTION NO. 441 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE WESTMOUNT LEGACY RESERVE FUND TO THE PUBLIC NURSING HOME BUDGET IN ORDER TO PAY THE CLEMENTS GROUP FOR WORK DONE IN ACCORDANCE WITH THE DEBT COLLECTION CONTRACT; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby appropriates funds and authorizes payment to The Clements Group for work done in accordance with the

debt collection contract held with Warren County, in the amount of Fifty Thousand Nine Hundred Sixteen Dollars and Seven Cents (\$50,916.07) from the Reserve, Westmount Legacy A.897.00 to the following budget code:

CODE	DEPARTMENT	AMOUNT
A.4530 440	Public Nursing Home, Legal/Transcript Fees	\$50,916.07

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further,

RESOLVED, that the Chairman of the Board be, and hereby is, authorized to execute any and all necessary documents associated with this review in a form approved by the County Attorney.

Roll Call Vote:

Ayes: 830

Noes: 0

Absent: 170 Supervisors Strough and Sokol

Adopted.

RESOLUTION NO. 442 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING AMENDMENT AGREEMENT WITH NATIONAL BUSINESS EQUIPMENT & SUPPLY LLC TO ADJUST THE ANNUAL COPY COUNT AND DECREASE GOLD ALLIANCE SERVICES AGREEMENT AMOUNT

WHEREAS, pursuant to Resolution No. 217 of 2017 (Amended by Resolution No. 291 of 2017), the Warren County Board of Supervisors authorized extension of an agreement with National Business Equipment & Supply LLC for Print/Copy/Fax/Scan Output Assessment, Consolidation of Office Equipment and Contract for Multi-Function Copiers on a Cost per Copy Basis, (WC 49-11), for an additional term commencing August 1, 2017 and terminating July 31, 2022, for an amount not to exceed Three Thousand Two Hundred Thirty-Three Dollars and Ten Cents (\$3,233.10) per month for lease of equipment and an amount not to exceed Two Thousand Five Hundred Forty-Three Dollars and Twenty Cents (\$2,543.20) per month for service/parts/supplies, and

WHEREAS, the County Administrator is requesting to amend the agreement to adjust the annual copy count and decrease the Gold Alliance Service Agreement amount to Two Thousand Four Hundred Sixty-Nine Dollars and Eighty-Three Cents (\$2,469.83), now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an amendment agreement to adjust the annual copy count and decrease the Gold Alliance Services Agreement to Two Thousand Four Hundred Sixty-Nine Dollars and Eighty-Three Cents (\$2,469.83) effective October 1, 2019 and terminating July 31, 2022, in a form approved by the County, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution Nos. 217 and 291 of 2017 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 443 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING EXTENSION AGREEMENT WITH CAPITAL MARKETS ADVISORS, LLC (FORMERLY ENVIRONMENTAL CAPITAL LLC) FOR FINANCIAL ADVISORY SERVICES FOR BONDS

WHEREAS, the County Treasurer has requested that Warren County enter into an extension agreement (previous contract being authorized by Resolution No. 402 of 2016), with Capital Markets Advisors, LLC (formerly Environmental Capital LLC) for financial advisory services for bonds, for a term commencing January 1, 2020 and terminating when the refinancing of bonds is complete, pursuant to the same terms and conditions as the original specifications (WC 066-13) and proposal, and

WHEREAS, the Finance Committee has approved the request to extend the agreement, now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an extension agreement and such other documents that may be necessary to carry out the terms of this resolution, in a form approved by the County Attorney, with the fee to be paid from Budget Code A.1010 437 - Legislative Board, Consulting Fees.

Adopted by unanimous vote.

RESOLUTION NO. 444 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

FURTHER AMENDING THE UNASSIGNED FUND BALANCE POLICY FOR WARREN COUNTY

RESOLUTION TABLED

WHEREAS, the County Treasurer has apprised the Finance Committee of a recommendation from the Government Finance Officers Association (GFOA) that general-purpose governments, such as Warren County, maintain an unrestricted fund balance in their General Fund of no less than two months (approximately 16.7%) of regular general fund operating expenditures, and

WHEREAS, the County Treasurer advises both he and the Auditors the County consults with agree with the GFOA recommendation and suggest amending the Unassigned Fund Balance Policy for Warren County to change the limits cited within from a dollar amount to a percentage, specifically setting the minimum as 16.7% and the maximum at 21.8%, and

WHEREAS, the Finance Committee has considered and agrees with the changes suggested by the County Treasurer and does refer same to the Warren County Board of Supervisors for approval, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby amends the Unassigned Fund Balance Policy for Warren County (most recently amended by Resolution No. 186 of 2016) to change the limits cited within from a dollar amount to a percentage, specifically setting the minimum as 16.7% and the maximum at 21.8%.

RESOLUTION NO. 445 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

**AUTHORIZING ACCEPTANCE OF SETTLEMENT FOR A RESIDENT AT WESTMOUNT
HEALTH FACILITY AND AUTHORIZING COUNTY TREASURER TO WRITE-OFF
REMAINING DEBT**

RESOLVED, that the Warren County Board of Supervisors hereby authorizes a settlement agreement as outlined below for skilled nursing services for a resident at the former Westmount Health Facility as currently set forth in the books and records of the County's General Fund as follows:

<u>RESIDENT NUMBER</u>	<u>AMOUNT</u>
909	\$5,000.00

and be it further

RESOLVED, that the Warren County Treasurer is hereby authorized to write-off the remaining balance owed to the County for skilled nursing services in the amount of Eighteen Thousand Sixty-Eight Dollars and Eighty-Six Cents (\$18,068.86).

Roll Call Vote:

Ayes: 830

Noes: 0

Absent: 170 Supervisors Strough and Sokol

Adopted.

RESOLUTION NO. 446 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING COUNTY TREASURER TO CLOSE CAPITAL PROJECTS

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to close the following Capital Projects and return remaining funds to the funding source:

<u>CAPITAL PROJECT</u>	<u>ESTIMATED FUNDS</u>	<u>FUNDING SOURCE</u>
H214 - Woolen Mill Bridge	\$ 18,517.53	D.9950 910
H323 - Gaslight Festival Space	\$ 0.00	N/A
H331 - County Bridge Projects	\$345,035.51	D.9550 910
H357 - CR Wood Park Festival Space Fence	\$ 0.00	N/A
H378 - 2018 Bridge Projects	\$201,888.48	A.9950 910

Adopted by unanimous vote.

RESOLUTION NO. 447 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H390, COUNTY BRIDGE & CULVERT PROJECTS; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H390, County Bridge & Culvert Projects, as follows:

1. Capital Project No. H390, County Bridge & Culvert Projects, is hereby established.
2. The estimated cost of such Capital Project is the amount of Six Hundred One Thousand Three Hundred Eighty-One Dollars and Fifty-One Cents (\$601,381.51).
3. The proposed method of financing such Capital Project consists of the following:
 - a. Transfer of funds in the amount of Three Hundred Ninety-Nine Thousand Four Hundred Ninety-Three Dollars and Three Cents (\$399,493.03) from Budget Code D.9950 910, County Road, Transfers-Capital Projects, Interfund Transfers; and
 - b. Transfer of funds in the amount of Two Hundred One Thousand Eight Hundred Eighty-Eight Dollars and Forty-Eight Cents (\$201,888.48) from Budget Code A.9950 910, General, Transfers-Capital Projects, Interfund Transfers

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of Six Hundred One Thousand Three Hundred Eighty-One Dollars and Fifty-One Cents (\$601,381.51) to Capital Project H390, County Bridge & Culvert Projects, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>	<u>AMOUNT</u>
H390 - County Bridge & Culvert Projects	\$601,381.51
Roll Call Vote:	
Ayes: 830	
Noes: 0	
Absent: 170 Supervisors Strough and Sokol	
Adopted.	

RESOLUTION NO. 448 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

INCREASING CAPITAL PROJECT NO. H278 MIDDLETON BRIDGE OVER
SCHROON RIVER; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING
WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby increase Capital Project No. H278 Middleton Bridge over Schroon River, as follows:

1. Capital Project No. H278 Middleton Bridge over Schroon River is hereby increased in the amount of Two Hundred Forty-Four Thousand Six Hundred Seventy Dollars and Zero Cents (\$244,670).
2. The estimated total cost of Capital Project No. H278 Middleton Bridge over Schroon River is now Five Hundred Seventy-Nine Thousand Six Hundred Seventy Dollars and Zero Cents (\$579,670).
3. The proposed method of financing the increase in such Capital Project consists of the following:
 - a. Federal grant funding in the amount of One Hundred Eighty-Six Thousand Thirty-Eight Dollars and Zero Cents (\$186,038);
 - b. State Marchiselli grant funding in the amount of Fifty-Eight Thousand Six Hundred Thirty-Two Dollars and Zero Cents (\$58,632);
 - c. Local share funding in the amount of Zero Dollars and Zero Cents (\$0.00) *no additional funds needed at this time*,

and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

<u>TRANSFER TO</u>	<u>AMOUNT</u>
H278 Middleton Bridge over Schroon River	\$244,670

Roll Call Vote:

Ayes: 830

Noes: 0

Absent: 170 Supervisors Strough and Sokol

Adopted.

RESOLUTION NO. 449 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

INCREASING CAPITAL PROJECT NO. H361 BRANT LAKE LOWER DAM;
AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY
BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby increase Capital Project No. H361 Brant Lake Lower Dam, as follows:

1. Capital Project No. H361 Brant Lake Lower Dam is hereby increased in the amount of Nine Thousand Dollars and Zero Cents (\$9,000).

- 2. The estimated total cost of Capital Project No. H361 Brant Lake Lower Dam is now Fifty-Four Thousand Dollars and Zero Cents (\$54,000).
- 3. The proposed method of financing the increase in such Capital Project consists of the following:
 - a. A transfer of funds in the amount of Nine Thousand Dollars and Zero cents (\$9,000) from Budget Code D.9950 910, County Road, Transfers-Capital Projects, Interfund Transfers, and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

<u>TRANSFER TO</u>	<u>AMOUNT</u>
H361 Brant Lake Lower Dam	\$9,000

Roll Call Vote:

Ayes: 830

Noes: 0

Absent: 170 Supervisors Strough and Sokol

Adopted.

RESOLUTION NO. 450 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM DEFERRED REVENUE - GASLIGHT VILLAGE PARKING FEES TO THE CHARLES R. WOOD PARK PROPERTY BUDGET; AUTHORIZING REIMBURSEMENT TO THE VILLAGE OF LAKE GEORGE FOR VARIOUS EXPENSES AT THE CHARLES R. WOOD PARK; AND AMENDING 2019 WARREN COUNTY BUDGET

WHEREAS, the Superintendent of Public Works has advised that the Village of Lake George has submitted invoices totaling Eleven Thousand Five Hundred Thirty-Nine Dollars and Nine Cents (\$11,539.09) for various expenses associated with the Festival Space of the Charles R. Wood Park, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby appropriates funds in the amount of Ten Thousand One Hundred Fourteen Dollars and Fifty-Two Cents (\$10,114.52) from Deferred Revenue - Gaslight Village Parking Fees (A.691.07) to Budget Code A.1625 413 Charles R. Wood Park, Repair & Maint.-Building/Property; One Thousand Four Hundred Nineteen Dollars and Seventy-Nine Cents (\$1,419.79) from Deferred Revenue - Gaslight Village Parking Fees (A.691.07) to Budget Code A.1625 410 Charles R. Wood Park, Supplies; and Four Dollars and Seventy-Eight Cents (\$4.78) from Deferred Revenue - Gaslight Village Parking Fees (A.691.07) to Budget Code A.1625 424 Charles R. Wood Park, Postage, and be it further

RESOLVED, that the Warren County Board of Supervisors does hereby authorize payment in a total amount of Eleven Thousand Five Hundred Thirty-Nine Dollars and Nine Cents (\$11,539.09) for expenses associated with the Festival Space of the Charles R. Wood Park, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 830

Noes: 0

Absent: 170 Supervisors Strough and Sokol

Adopted.

RESOLUTION NO. 451 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING SALE OF TOWN OF CHESTER TAX MAP PARCEL NO. 104.10-4-5
TO THE TOWN OF CHESTER FOLLOWING THE 2019 WARREN COUNTY TAX
FORECLOSURE ACTION

WHEREAS, Town of Chester Tax Map Parcel No. 104.10-4-5 is a .90 acre lot located at 10 Pine Street, Chester, New York and is included in the 2019 County Tax Foreclosure proceeding as a result of delinquent taxes, penalties and interest due for years 2009-2019 totaling Ninety-Three Thousand Six Hundred Seventy-Nine Dollars and Sixty-Three Cents (\$93,679.63), and

WHEREAS, Supervisor Craig Leggett has advised that the Town of Chester desires to purchase the above-referenced parcel in keeping with the provisions of Resolution No. 632 of 2005 which allows a municipality to purchase a property in foreclosure for either the amount of the delinquent taxes plus penalties and interest due at the time of foreclosure or one-third (1/3) of the market value, whichever is lower, and

WHEREAS, the market value of Town of Chester Tax Map Parcel No. 104.10-4-5 is Twenty Two Thousand Five Hundred Dollars (\$22,500), making the one-third (1/3) purchase price Seven Thousand Five Hundred Dollars (\$7,500), now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the sale of Town of Chester Tax Map Parcel No. 104.10-4-5 to the Town of Chester, for the amount of Seven Thousand Five Hundred Dollars (\$7,500), provided, however, that if the Town of Chester re-sells the property within five (5) years following acquisition, the Town of Chester shall pay to the County fifty percent (50%) of the profit made on such sale with profit being defined as that amount received by the Town of Chester in excess of the cost of acquisition and the cost of any improvements made to the property which are funded by the Town of Chester, and be it further

RESOLVED, that upon payment of the amount due for the parcels the Chairman of the Board of Supervisors be, and hereby is, authorized to execute a Quitclaim Deed and any other necessary documents to facilitate the conveyance in a form approved by the County Attorney.

Roll Call Vote:

Ayes: 779

Noes: 0

Abstain: 51 Supervisor Leggett

Absent: 170 Supervisors Strough and Sokol

Adopted.

RESOLUTION NO. 452 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

RESOLUTION SETTING PUBLIC HEARING ON WARREN COUNTY SEWER DISTRICT (INDUSTRIAL PARK) ASSESSMENT ROLL

WHEREAS, the proposed Warren County Sewer District (Industrial Park) Assessment Roll for 2020 has been presented, and

WHEREAS, the Warren County Board of Supervisors must conduct a public hearing prior to adoption of the roll, now therefore, be it

RESOLVED, that the Warren County Board of Supervisors shall hold a public hearing on November 15, 2019 at 10:00 a.m. at the Supervisors Room in the Warren County Municipal Center, 1340 State Route 9, Queensbury, New York to hear all interested parties and citizens concerning the proposed Warren County Sewer District (Industrial Park) Assessment Roll for 2020, and, be it further

RESOLVED, that the Warren County Board of Supervisors authorizes and directs the Clerk of the Board of Supervisors to publish a Notice of Public Hearing in the official newspapers for Warren County not less than five (5) days prior to the hearing date and authorizes and directs the Sewer District Administrator to mail a copy of the Notice to all property owners within the Benefit Assessment District.

**2020 Benefit Tax Roll
Warren County Sewer District (Industrial Park)**

Tax Map #	Owner	Property Location	Acres	Rate/Acre	Tax
297.8-1-10	IDA Warr & Wash	Queensbury Ave	12.97	64.1528	832.06
297.8-1-12	County of Warren DPW	Queensbury Ave	5.54	64.1528	355.41
297.8-1-13	County of Warren DPW	Queensbury Ave	8.12	64.1528	520.92
297.8-1-14.1	Angio Dynamics, Inc.	Marcy Drive	0.97	64.1528	62.23
297.8-1-14.2	Angio Dynamics, Inc.	Marcy Drive	1.17	64.1528	44.91
297.8-1-15	Angio Dynamics, Inc.	Marcy Drive	1.00	64.1528	75.06
297.8-1-16	Adk Industrial Pk	Marcy Drive	1.44	64.1528	64.15
297.8-1-17	Adk Industrial Pk	Marcy Drive	1.00	64.1528	92.38
297.8-1-20	TJ Upstate Prop	Queensbury Ave	6.09	64.1528	390.69
297.8-1-21.1	SMS Ent LLC	Marcy Drive	1.60	64.1528	102.64
297.8-1-21.2	SMS Ent LLC	Marcy Drive	0.11	64.1528	7.06
297.8-1-22.1	C&R Properties, LLC	Queensbury Ave	1.60	64.1528	102.64
297.8-1-22.2	C&R Properties, LLC	Queensbury Ave	0.20	64.1528	12.83
297.8-1-23	SMS Ent LLC	Queensbury Ave	2.00	64.1528	128.31
297.8-1-24	543 Queensbury Ave, LLC	Marcy Drive	2.64	64.1528	169.36
297.8-1-25	Adk Ind Pk Co LLC	Queensbury Ave	1.62	64.1528	103.93
297.8-1-26	543 Queensbury Ave., LLC	Queensbury Ave	2.82	64.1528	180.91
297.8-1-27.1	Adk Industrial Pk	Marcy Drive	1.46	64.1528	93.66
297.8-1-27.2	Angio Dynamics, Inc.	Marcy Drive	0.84	64.1528	53.89
297.12-1-1	City of Glens Falls	Queensbury Ave	4.59	64.1528	294.46
297.12-1-2	509 Queensbury Ave L	Queensbury Ave	2.79	64.1528	178.99
297.12-1-3	Queensbury 400 Prop	Queensbury Ave	<u>1.84</u>	<u>64.1528</u>	<u>118.04</u>
			62.11		3,984.53

LEVY:

Qsby Invoice 3,984.53

TAX RATE: 64.1528

ADOPTED BY UNANIMOUS VOTE.

RESOLUTION NO. 453 of 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

ADOPTING EQUALIZATION RATES FOR MUNICIPALITIES IN WARREN COUNTY FOR 2019

WHEREAS, the State Board of Real Property Tax Services has provided the Certificate of County Equalization Rates for 2019 Assessment Rolls for Municipalities in the County of Warren, which sets forth equalization rates which are to be used in the apportionment of the 2020 county tax levy for each town and city in the County and a copy of said Certificate dated September 4, 2019, has been filed in the Office of the Clerk of the Board of Supervisors, now, therefore, be it

RESOLVED, that the equalization rates established by the State Board of Real Property Tax Services are hereby accepted and approved and the equalization rates for each town and city in the County of Warren for the year 2020 are hereby established as follows:

<u>MUNICIPALITY</u>	<u>EQUALIZATION RATE</u>
Bolton	90.00
Chester	100.00
City of Glens Falls	75.00
Hague	75.50
Horicon	100.00
Johnsburg	1.90
Lake George	90.00
Lake Luzerne	100.00
Queensbury	100.00
Stony Creek	1.00
Thurman	95.51
Warrensburg	100.00

Adopted by unanimous vote.

RESOLUTION NO. 454 OF 2018

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

RELATING TO UNPAID SCHOOL TAXES

WHEREAS, Section 1330 of the Real Property Tax Law provides that any school district other than a city school district shall transmit a statement and certificate of unpaid school taxes to the County Treasurer so that the same is received not later than the 15th day of November following the levy of the tax, and further that the Warren County Treasurer shall transmit such statement and certificate of unpaid taxes to the Board of Supervisors, now, therefore, be it

RESOLVED, that the Board of Supervisors shall, upon receipt of the statement and certificate of unpaid school taxes from the County Treasurer, relevel the amount of such unpaid taxes with seven per centum (7%) of the amount of principal and interest in addition thereto at the county and town tax levy for the fiscal year 2020.

Adopted by unanimous vote.

RESOLUTION NO. 455 OF 2019
Resolution introduced by Chairman Conover

**APPOINTING REPRESENTATIVES TO ADIRONDACK PARK LOCAL GOVERNMENT
REVIEW BOARD DUE TO A RESIGNATION**

WHEREAS, by Resolution No. 9 of 2019 Matthew J. Simpson was appointed to serve as the representative of Warren County to serve upon the Adirondack Park Local Government Review Board, and Kevin B. Geraghty was appointed to serve as 1st alternate representative, for the term expiring December 31, 2019, and

WHEREAS, Matthew J. Simpson has announced his resignation from the Adirondack Park Local Government Review Board effective October 25, 2019, now, therefore, be it

RESOLVED, that Kevin B. Geraghty, be, and hereby is, appointed as the representative of Warren County to serve upon the Adirondack Park Local Government Review Board to serve the remainder of the unexpired term vacated by Matthew J. Simpson which is to expire on December 31, 2019, and be it further

RESOLVED, that Frank Thomas, be, and hereby is, appointed as 1st alternate representative of Warren County to serve upon the Adirondack Park Local Government Review Board, for a term to expire on December 31, 2019.

Adopted by unanimous vote.

RESOLUTION NO. 456 OF 2019
**Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol,
Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt**

**OPPOSING THE WITHHOLDING OF LOCAL SALES TAX REVENUES FOR THE
PURPOSE OF SHIFTING THE COST OF STATE PROGRAMS ON TO LOCAL
GOVERNMENTS**

WHEREAS, the 2019-20 Enacted State Budget eliminated Aid and Incentives for Municipalities (AIM) program funding for 1,326 towns and villages in New York State, and

WHEREAS, the 2019-20 Enacted State Budget Office included unprecedented statutory changes that require the State Comptroller to withhold certain county sales tax revenues and make payments to the impacted towns and villages in the amounts that they had previously received through AIM in State Fiscal Year 2018-2019, and

WHEREAS, pursuant to the 2019-20 Enacted Budget, the State Comptroller will withhold \$224,293 in sales tax revenues otherwise due to Warren County and its municipalities in two withholdings, the first occurring on December 6, 2019, and the second in May 2020, and

WHEREAS, pursuant to Local Laws that authorize the collection of this \$224,293 in sales tax revenue, said revenue would have otherwise been shared locally in the amounts of \$112,147 to the Towns and the Village of Lake George, \$2,243 to the City of Glens Falls, and \$109,904 to the County of Warren, and

WHEREAS, the \$114,389 in sales tax revenue that would have otherwise been distributed to the City, Towns and Village but will instead be withheld by the State Comptroller represents a direct reduction of revenue to each of these localities, and

WHEREAS, the \$109,904 in sales tax revenue that would have otherwise been retained by the County of Warren must be offset by county property tax collections, and therefore represents an additional negative fiscal impact to taxpayers in each of these localities, and

WHEREAS, the impacts above equate to a new financial burden being placed upon taxpayers of each municipality as follows:

Town of Bolton:	\$ 35,926
Town of Chester:	\$ 15,435
City of Glens Falls:	\$ 12,142
Town of Hague:	\$ 12,380
Town of Horicon:	\$ 13,417
Town of Johnsbury:	\$ 9,287
Village of Lake George:	\$ 5,245
Town of Lake George:	\$ 20,124
Town of Lake Luzerne:	\$ 8,663
Town of Queensbury:	\$ 78,351
Town of Stony Creek:	\$ 2,778
Town of Thurman:	\$ 3,535
Town of Warrensburg:	\$ 7,010
TOTAL:	\$224,293, and

WHEREAS, the \$224,293 financial impact of the AIM program in Warren County has, since the program's inception, been supported by the state in order to relieve financial pressure on localities but will now be financed by the very localities within Warren County that the program is intended to assist, thereby contradicting the program's very purpose, and

WHEREAS, transferring costs for the AIM program from the state to local taxpayers represents a tax shift from broad-based state income taxes to regressive local property taxes, and

WHEREAS, the statutory changes authorizing the state to capture local sales tax revenue, which exists by virtue of local laws authorizing the collection of such revenue, are unprecedented, likely illegal, and set a dangerous precedent of the state balancing its own budget by forcibly seizing and spending local tax revenue, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors urges the Governor and State Legislature to repeal all state laws authorizing the financing of AIM payments through local sales tax revenue and fully restore the AIM program as a state aid program financed by state appropriations, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby directs the County Administrator, County Attorney and County Treasurer to work with their counterparts in neighboring counties as well as the New York State Association of Counties in researching legal remedies that counties can use to challenge the dangerous precedent set by the statutory changes described herein, and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to forward copies of this resolution to the New York State Association of Counties, Governor Andrew M. Cuomo, Senator Elizabeth O'C. Little, Assemblyman Daniel G. Stec, the Intercounty Legislative Committee of the Adirondacks and all others deemed necessary and proper.

Adopted by unanimous vote.

**RESOLUTION NO. 457 OF 2019
Resolution Introduced by Supervisors Wild and Dickinson**

WAIVING THE RULES OF THE BOARD REQUIRING THAT A RESOLUTION BE PRESENTED IN WRITING REGARDING RATIFYING THE TERMS OF THE POLICE SUPERVISORS BENEVOLENT ASSOCIATION MEMORANDUM OF AGREEMENT AND AUTHORIZING THE CHAIRMAN OF THE BOARD TO SIGN THE COLLECTIVE BARGAINING AGREEMENT THAT INCORPORATES THE TERMS OF THE MEMORANDUM OF AGREEMENT

RESOLVED, that the Warren County Board of Supervisors waives the Rules of the Board requiring that a resolution be presented in writing regarding ratifying the terms of the Police Supervisors Benevolent Association Memorandum of Agreement and authorizing the

Chairman of the Board to sign the Collective Bargaining Agreement which incorporates the terms of the Memorandum of Agreement.

Adopted by unanimous vote.

RESOLUTION NO. 458 OF 2019
Resolution Introduced by Supervisors Leggett and McDevitt

**RATIFYING THE TERMS OF THE POLICE SUPERVISORS BENEVOLENT
ASSOCIATION MEMORANDUM OF AGREEMENT AND AUTHORIZING THE
CHAIRMAN OF THE BOARD TO SIGN THE COLLECTIVE BARGAINING AGREEMENT
THAT INCORPORATES THE TERMS OF THE MEMORANDUM OF AGREEMENT**

RESOLVED, that the Warren County Board of Supervisors does hereby ratify the terms of the Police Supervisors Benevolent Association Memorandum of Agreement and does authorize the Chairman of the Board to sign the Collective Bargaining Agreement for the five-year period commencing retroactive to January 1, 2018 and terminating December 31, 2022 which incorporates the terms of the Memorandum of Agreement.

Adopted by unanimous vote.

Chairman Conover called for public comments from anyone wishing to address the Board on any matter.

Jesse Jackson, *President & CEO, Look Media*, stated he was here to discuss a different topic, but wanted to ensure the Supervisors were aware he would assist them in anyway he could with their opposition of Bail Reform by using his platforms, such as their website, television station or social media accounts. He stated in addition to covering meetings, such as this one, when they noticed a topic that may require more discussion they developed a video series on them. He stated they were currently working on one regarding Veterans' issues and reviewing education with WSWHE (*Washington-Saratoga-Warren-Hamilton-Essex*) BOCES and had conducted one over the summer regarding the CVB and their successes. He pointed out he received a number of phone calls thanking him for his video series on the CVB because residents mistakenly believed that it was a drug store. He mentioned the reason he was present today related to tourism and occupancy tax which they would be developing a video series that he would like the Board members to participate in. He said he did not editorialize, nor did he take a position on topics and if the supervisors had a credible position to take then they were a platform that could be used. He informed this particular topic impacted the region in many ways with many strong opinions pertaining to it which was why he would like them to participate in this video series. He mentioned he would be contacting as many individuals as possible within the next month to request that they participate in this interview format video series which was the type of setup their viewers appeared to enjoy the most. He requested that the Board members who had an opinion on the subject matter to contact him to participate in an interview to be included as part of the series and he thanked them for their support of Look Media.

Stephen Baratta, *City of Glens Falls Resident*, stated he would like to comment on the Census Bureau and maximizing participation in every City, Town and Village. He informed a report was just released that indicated a high co-relation between income level and who was most likely to fill out their census form. He advised those with income levels above \$35,000 a year were more likely to fill out the form than those with levels below \$35,000; he noted the lower the income level the less likely it was that these individuals would participate. He apprised that when the County thought about maximizing participation that they consider targeting specific populations to pay attention to some more than others to ensure that everyone was accounted for.

Dr. Jack Leary, *Physician, Glens Falls Hospital*, apprised he was an emergency

physician with his board certification in pediatrics and anesthesia. He mentioned he had been the commanding officer for the 364 General Hospital in Albany, New York, which had previously been the largest hospital in the region. He stated he had also been the President of the Medical Staff at Glens Falls Hospital on three different occasions. He apprised he was aware that the County routinely addressed issues with the water systems and County Roads which involved large segments of its population and he was present today to discuss an issue that involved the entire County concerning healthcare. He said healthcare consumed 20% of the Federal Budget, as well as a significant portion of the County Budget for Medicaid, etc. He informed the local healthcare system which was typically managed by insurance companies, NYS DOH, Hospital Associations, etc., but currently the local system was teetering on the brink. He advised Glens Falls Hospital had been the cornerstone for healthcare in the region which was an asset for the entire community; he pointed out the following: it was the first hospital in the State to offer day surgery; the first in the region and the surrounding areas, including the Capital Region, to staff its Emergency Room Department with full-time positions; the first to have the foresight to have dedicated Intensive Care and Critical Care Units; the Cancer Center was renowned in this area; it was the origin and incubator of Hudson Headwaters in its earliest stages; the school nurse for the Hudson Falls School District established the first and likely only mobile dental van in the region for the Hudson Falls School District in conjunction with the Hospital and the Hospital established a mobile mammography van, both of which did not generate any revenue and were ultimately abandoned as the first casualties of an ever tightening financial environment for the hospital. Since then, he informed many worthwhile services had been abandoned by the Hospital because they were not financially sustainable, the most recent of which was behavioral health services. He continued, several outlying clinics had either closed or had their hours drastically curtailed. He apprised the viability of the Glens Falls Hospital and the direction of healthcare was vitally important to the region and required everyone's active support, including local and regional governments, as well as individuals. He mentioned the need for active collaborations with local governments and the media. He advised the systematic erosion of healthcare resources in New York State was similar to what was occurring with the State and Bail Reform, as the region had gone from a robust healthcare system with many communities having their own small hospitals such as Mary McClellan in the Town of Cambridge, Benedict Memorial in the Town of Ballston Spa, and other ones in the Towns of Granville and Corinth, but now they were only distant memories. He stated Moses Luddington Hospital a.k.a. Adirondack Medical Center lingered on in the Town of Ticonderoga only because it was indirectly supported by the State of Vermont through its affiliation with the University of Vermont Medical Center. He pointed out a pattern existed where first to be sacrificed were the convenient, but unfunded services, then the necessary, but underfunded services, such as mental health were foregone and now critical services like obstetrics and emergency care were on the "chopping block", all the while entire institutions were closing down. He said how this occurred was the bulk of resources had been diverted to downstate which he understood was a bold statement, but he believed they all sensed this when they were discussing to the State forcing the County to change its policy on bail or how they were dipping into the County's share of sales tax revenue. As an examples he pointed out that 85% of the funding awarded to New York State for the tobacco settlement was allocated to New York City with the remainder of the State receiving minimal amounts or there was the fact that the Hospital in the City of Kingston New York received two times the amount of reimbursement for the same procedure as the Glens Falls Hospital and New York City received double the amount of reimbursement as the hospital in the City of Kingston for the same procedure. He said some would argue this was occurring because the cost of living was more downstate then here; however, he noted, he did not believe the cost of living in New York City was four times as much as it was in Upstate New York, it was just that they had the power to legislate the entire system. He apprised for years Albany Medical Center was barely able to operate until it received additional reimbursement as a tertiary center and teaching

hospital and now it was a juggernaut. In regard to suggested solutions, Dr. Leary stated first the disparities needed to be documented and then it needed to be brought before the State and Federal representatives such as Congresswoman Stefanik and Senator Schumer. He continued, it was necessary for the public to be called upon to actively support its local hospital with the key being collaboration. He thanked the Board members for their time and apprised he would be available to answer any questions following the conclusion of the meeting.

Supervisor Wild stated Dr. Leary was successful years ago in developing a letter writing campaign to assist the Glens Falls Hospital in obtaining additional funding. He apprised he had also contacted Congresswoman Stefanik where he discussed with one of the staff members what Congresswoman Stefanik was trying to do to assist the hospital through obtaining a waiver which related to the reimbursement rates that required a hospital to be located at least twenty-five miles from the next nearest hospital in order to qualify as a regional center. He explained the waiver was necessary because Glens Falls Hospital was 22.5 miles from the closest hospital meaning unless a waiver was obtained the hospital received a smaller reimbursement rate. He informed the only other option was for the Federal law to be changed which was very unlikely from occurring. He remarked that he was seriously concerned with the Glens Falls Hospital and its financial situation, as it was a regional entity that supported all of the County residents, as well as the tourism industry. He said he was going to whatever he could to assist them and he was seeking support from the Board members, as well as others in an attempt to raise awareness of how critical the Hospital was to the community and what they could about getting some of the regulations changed.

Supervisor Driscoll advised he represented a small area which was minuscule to what most of his colleagues on the Board represented; however, he noted the Glens Falls Hospital was located in the area in the City of Glens Falls he represented. He stated he felt compelled to point out the Glens Falls Hospital was the largest employer in the County with the second and third largest employers not employing as many as the hospital even if they combined the number of employees they both had. He said the Hospital was open around the clock every day of the year and their success flowed to all County residents and some communities outside of the County, as well.

Supervisor Beaty informed he had spoken to Congresswoman Stefanik and she had indicated she was working as best she could in an attempt to obtain the waiver for the Glens Falls Hospital to allow the Hospital to obtain a higher rate distribution reimbursement rate which would greatly assist them with their financial issues. He stated he also wanted to mention that election day was about eighteen days away and it behooved all of them to take the time to vote regardless of who they were voting for. He pointed out a new law allowed individuals to commence with voting early from October 26th until November 3rd at the Human Services Building seven days a week meaning there was no excuse for someone to not vote. He stated if individuals did not vote the County became a weaker government and resource for assistance.

Chairman Conover stated that Dr. Leary would be available to answer questions following the conclusion of the meeting.

Supervisor Dickinson apprised he had traveled to the Town of Warrensburg during the weekend of the World's Largest Garage Sale to pick up a prescription and he wanted everyone to be aware of how well handled the traffic was there. He said he was able to pick up his prescription with ease and he commended the organizers of the event, as well as Supervisor Geraghty for managing the traffic so well with such a large crowd.

Supervisor McDevitt stated he often visited the Lake George Dog Park which he was thoroughly impressed with and he commended the Town of Lake George for having one. He added the Town of Johnsbury had also recently opened one in their municipality.

Nathan Hall, Lawyer, *Stafford, Carr & McNally, P.C.*, stated he was present today on behalf of Bobby Brand and the Brand Family Revocable Trust because Mr. Brand, who was elderly, owned two parcels that were currently in tax foreclosure. He said he was present today

with funding to pay the past due amount on both parcels in full, both of which had very low assessed values if the Board was willing to remove these properties from the foreclosure auction. He mentioned Mr. Brand owned these two properties, as well as an additional one, all of which were located in the Town of Lake George with the one that was not being foreclosed on by the County being foreclosed on by the lender who had mortgaged the property. He informed the lender attempted to foreclose on the other two parcels as part of the property with a mortgage on it; however, he noted, they had recently withdrawn their motion to include these two parcels. He said the family did not pay the taxes on the other two properties because they were unsure if the lender would be including them in their foreclosure action, as well. He indicated his client would have liked to have paid the taxes before now, but if the Board was willing to remove those properties from the foreclosure auction then he would pay the taxes in full today. He added his clients had planned on listing the properties with a prospective buyer in mind who would improve the lots and increase the tax base.

Chairman Conover informed the typical procedure was for anyone who owed back taxes to attend the Last Chance Meeting where a repayment plan would have been proposed; he noted there were very specific dates within the law and he asked Mr. Swan if the County had taken title to the property. Mr. Swan responded the County had taken title to the property and he had signed the deed on Tuesday of this week. Mr. Swan stated this was the first he had heard of this circumstance other than a brief phone call to his Office the other day and there was a long procedure in place on how the process was handled. He said he believed Attorney Stafford had been contacted in July regarding the past due taxes, but they received no response. He apprised he and Ms. Kissane had determined there was a deadline to pay the taxes which was a few weeks ago and all the legal work was complete and the deed had been filed.

Chairman Conover inquired what options, if any, did the County have at this stage since the County had already taken title to the property and filed the deed. Ms. Kissane replied if the Board determined they would like to allow this resident to pay their taxes then her Office could file a corrected deed this afternoon and remove those two parcels. Chairman Conover asked whether any bids had been secured on these properties and Ms. Kissane responded the County Foreclosure Auction was not scheduled until tomorrow. Chairman Conover pointed out this meant that a third party had not purchased the property yet and he asked Supervisor Braymer, as Chair of the Environmental Concerns & Real Property Tax Services Committee to weigh in on this matter.

Supervisor Braymer apprised a process was in place to deal with matters such as this with property owners being provided with a number of chances to rectify their situation. She said residents were permitted to get an extension or enter into a payment plan from the County Treasurer's Office at anytime during the summer. She added they had also granted extensions into September for those who could pay in full. She remarked she was opposed to supporting paying off past due taxes the day before the auction, as she understood there were difficulties; however, she noted, they had been accommodating to as many as they could and she did not feel at this point it was an appropriate time to pull a property from the auction.

Ms. Kissane advised she would like to be careful about stating the County had processes because although there was and they were in writing, the County chose to forego those processes on many occasion, such as when the County accepted payments late and how they were also accepted after the Last Chance Meeting. She reiterated they made exceptions all the time for individuals and she believed they would run into issues if they stopped making those exceptions.

Chairman Conover apprised he felt this matter needed to be made part of the agenda in order to continue the discussion regarding same. He stated a motion was required to Waive the Rules of the Board which required a 2/3rd majority vote by the Board in order to move forward. He said if they were able to obtain a 2/3rd majority vote to Waive the Rules then a motion would be required regarding this matter.

He called for a motion to Waive the Rules of the Board requiring that a resolution be presented in writing regarding the removal of two parcels in the Town of Lake George from the Warren County Foreclosure Auction. The necessary motion was made by Supervisor Loeb, seconded by Supervisor Merlino and failed due to obtaining a 2/3rd majority vote, with 665 voting in favor (*Supervisors Dickinson, Merlino, Wild, Beaty, Thomas, Hyde, Geraghty, Diamond, McDevitt, Loeb, Driscoll, Frasier and Conover*) and 165 against (*Supervisors Hogan, Leggett, Braymer and Simpson*) and 170 absent (*Supervisors Strough and Sokol*).

Chairman Conover called for a motion to remove two parcels in the Town of Lake George from the Warren County Foreclosure Auction. Mrs. Allen interjected that she had mistakenly thought that 2/3rd majority had been obtained, but 667 was required in order move forward with this matter and only 665 had voted in favor.

Travis Whitehead, *Town of Queensbury Resident*, stated he had attended the inaugural Climate smart Task force meeting earlier this week during which he heard Supervisor McDevitt raise the concern of how the County should be looking at the efficiencies of this building itself. He said following the meeting he had mentioned to Supervisor McDevitt that he had reviewed the efficiencies here in the past because of the program that was in place at that time with Siemens. He advised he took this information and reviewed the EPA *Environmental Protection Agency* website to determine what these figures meant in terms of greenhouse gas emissions, etc. following which he determined improving the efficiency by ten percent in this building would equate to the purchase of thirty electric vehicles, each one of which traveled ten thousand miles a year. He stated on the one hand he felt the County had a very obtainable goal of a ten percent reduction here that should be looked at, but a cost benefit analysis was required on every decision made by the Board regardless of the subject matter because they should want to use the money the taxpayers entrusted them with more efficiently.

In regard to the October 18th Budget Committee meeting, Mr. Whitehead remarked he would like to commend Supervisor Thomas for the work he did increasing the funding of some reserve accounts that had been neglected for many years with a significant amount of funding being allocated to them from the General Fund Unappropriated Surplus. He said the County Treasurer had mentioned at the meeting that the State Comptroller was suggesting the County keep two months of operating expenses in the General Fund Unappropriated Surplus and although the current balance was not quite enough to cover two months of expenses it was relatively close and appeared the County was moving in the right direction. He mentioned it also appeared these other Reserve funds were underfunded and shining the spotlight on that was a step in the right direction. He pointed out in contrast the Town of Queensbury had about six months of operating expenses in the General Fund for the last few years and had stashed any additional funds outside of the budget process into all of these reserve funds to where they were all overflowing with funds, as well. He stated it was necessary to look at these things which the County was doing and he commended them for it.

Frank Dittrich, *Warren County Lodging Association*, acknowledged Supervisor Merlino for inviting and hosting the STR Inc. representatives to discuss their report, as he found the meeting to be very informative. He said they looked at the lodging industry from a nationwide perspective and how Warren County fit and compared. He apprised the Warren County Lodging Association could request that the smaller properties who did not participate and who were not accounted for in the STR Report to provide them with information, but the assistance of the Treasurer's Office to provide them with contact information for them was required. He stated he typically did not respond because The Inn At Erlowest was a ten suite boutique property and comparatives were difficult to gauge the report. He informed they could reverse engineer the significant amount of data the County Treasurer had regarding how many properties there were, how many rooms they had, how much occupancy tax has been collected, etc. and get good visibility to a certain extent.

With regard to the predictions made by the STR Inc. representatives at the meeting, Mr. Dittrich advised their predictions were based upon supply and demand based on how many

properties were located in Warren County. He said what was positive with Warren County relative to surrounding Counties was that Warren County had weathered the introduction of 92,000 rooms at Adirondack Northway Exits 18 and 19 well; however, he noted, there may have been some impact to smaller properties. In terms of spending, Mr. Dittrich stated the County was in a competitive space and percentages were telling when they were converted into real numbers when reviewing 2016 until 2018 Warren County guest spending had grown by \$50.8 million and the remainder of the Adirondack region had increased to \$92.5 million. He said when this was translated into the local sales tax collected which equated to about a 2 to 1 ratio or \$5 million versus \$2.3 million here. He remarked this was not a criticism, as the County was in a competitive space and those sales tax dollars were important to this County, as well as its residents and tourism had a unique opportunity to contribute. He pointed out tourism spending generated more than \$40 million in sales tax as reported by Tourism Economics, which was an industry consultant. He apprised that 24% of County residents earned their living through a direct or indirect link to tourism, such as hotel employees, restaurant employees, food delivery drivers and the warehouses they pick up their products from. As an example, he said deliveries were made in Lake George six times a week in the summer and once a week in the winter. He informed the opportunity here to continue to explore and drive a year-round industry was critical for the County and he wanted to ensure they were aware the Warren County Lodging Association was working with the County to accomplish this together, but since they were in a competitive space speed and working against data were critical. He mentioned a number of the seasonal properties closed until next year following Columbus Day on Monday resulting in about 5% of the residents of this County collecting unemployment. He apprised as they moved toward a year-round tourism industry that was not weather dependent it would provide them with an opportunity to assist with the well being of thousands of people who resided in the County. He thanked the Board members for their efforts, as tourism appeared to be a regular topic of discussion at Board Meetings; he said he was pleased with this since tourism was the No. 2 economic driver in the region and consisted of over one hundred businesses that were tied to the tourism economy.

Supervisor Driscoll stated in yesterday's edition of *The Chronicle* there was a letter to the editor from Bill Kenny, *former Supervisor representing the 5th Ward of the City of Glens Falls*, where he opined that tourism was an eleven week season here in the County. Supervisor Driscoll stated he felt it was a disservice to everyone involved in the tourism industry to imply that the County only had tourism industry during the summer season, as he believed they were moving toward making it a year-round destination with a variety of events and activities.

Supervisor Dickinson advised as a land surveyor he had spent his entire life dealing with individuals and their rights to property and he believed it was a crime for the County to take anybodies property, specifically in the case where they were willing to make the County whole in order to retain their property. He remarked he believed some Board members were using the excuse that they wanted to stick to the procedure in order to take away an individuals property which he was troubled by.

Chairman Conover called for a brief recess to allow him to meet with Supervisors Braymer and Geraghty, as well as Mr. Moore in the County Administrators Office.

The Board recessed from 12:02 p.m. until 12:13 p.m.

Chairman Conover called for announcements.

Supervisor Loeb congratulated all of the candidates who were running for a seat on the Board of Supervisors, as it was a difficult job and he wished them well.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Geraghty and seconded by Supervisor Hogan, Chairman Conover adjourned the Board Meeting at 12:14 p.m.

November 1, 2019

**WARREN COUNTY BOARD OF SUPERVISORS
SPECIAL BOARD MEETING
FRIDAY, NOVEMBER 1, 2019**



NOTICE OF SPECIAL MEETING

**TO THE MEMBERS OF THE BOARD OF SUPERVISORS OF
WARREN COUNTY:**

You are hereby notified that I, RONALD F. CONOVER, Chairman of the Board of Supervisors of the County of Warren, pursuant to the power vested in me by Rule A.3 of the Rules of the Board of Supervisors, hereby call and convene a special meeting of the Board of Supervisors of Warren County to be held in the Supervisors' Room in the Warren County Municipal Center, Town of Queensbury, New York, on **NOVEMBER 1, 2019 AT 10:00 A.M.**, for the purpose of:

1. Presentation of the 2020 Tentative Warren County Budget; and
2. To conduct such other business as may properly come before the Board of Supervisors.

The Clerk of the Board of Supervisors is hereby directed to call for the meeting and give written notice to all members of the Board of Supervisors of such meeting.

Dated: October 10, 2019

(Signed) RONALD F. CONOVER, CHAIRMAN
Warren County Board of Supervisors

To the Members of the Board of Supervisors: At the direction of the Chairman of the Board, I am notifying you of the Special Meeting called for the time, place and purposes set forth above.

(Signed) AMANDA ALLEN, CLERK
Warren County Board of Supervisors

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:03 a.m.

Mr. Ronald F. Conover presiding.

Salute to the flag was led by Supervisor Thomas.

Roll called, the following members present:

Supervisors Leggett, Diamond, McDevitt, Braymer, Loeb, Driscoll, Simpson, Dickinson, Merlino, Strough, Wild, Beaty, Magowan, Sokol, Thomas, Geraghty and Conover-17; Supervisors Frasier, Hogan and Hyde absent- 3

Prior to commencing with the agenda review, Chairman Conover apprised he would like to acknowledge the emergency responders and the municipal highway departments for their immediate response to issues resulting from the recent high winds and heavy rain. He said there were a number of municipalities with significant damage, and washed out County roads, as well, which had prevented some of the Supervisors from the northern portion of the County from attending the meeting because of these issues.

Chairman Conover noted the purpose of the Special Board Meeting was to present the 2020 Tentative County Budget. Privilege of the floor was extended to Frank Thomas, Budget Officer, who proceeded to make the 2020 Budget Message, as follows:

"Good Morning. It was indeed my privilege again to be able to

serve as the Warren County Budget Officer and today I present to the Board of Supervisors a proposed County 2020 Budget. I would like to thank Chairman Conover and the Board for the opportunity to again serve in this capacity. I would also like to extend a special thank you to the Budget Team which consisted of Ryan Moore, *County Administrator*, Tammie DeLorenzo, *Assistant to the County Administrator*, Rob Lynch, *Deputy County Treasurer*, and Kristy Miller, *Confidential Secretary to the County Administrator*, for their work, attention to detail and guidance, without which preparing this budget would not be possible.

Warren County's many Department Heads and staff are County's assets. Each year myself and the Budget Team have the pleasure of meeting with each department to discuss and review their budgets, their needs and ways to reduce costs, if possible. Warren County is very fortunate to have experienced, knowledgeable individuals leading our departments and often performing very challenging jobs and I would like to thank each and everyone of them.

The total proposed budget is \$161,009,910 and the property tax levy increase was \$627,607 or 1.38%. The allowable growth while still remaining under the tax cap was 2.79% meaning the County is at about half its allowable growth based on carry over, the growth factor and the 2% inflation rate set by the State Comptroller's Office. This budget kept the tax rate the same at \$3.986 per \$1,000 assessed value which was actually a slight decrease. This was due to the growth of the County's total assessed value in the amount of \$157,455,000 for a total of \$11,379,370,000.

The amount of sales tax included in the 2020 budget is \$55,015,895, which is the actual amount collected in 2018. This is an increase of \$2,861,000 over the 2019 Budget which equated to about \$1,400,000 as the County's share. Currently, as of the last update on sales tax on October 17th, sales tax receipts for 2019 were up 2.9% or \$1,222,000 over 2018. Applying that sales tax allowed me to reduce the amount of appropriated surplus or General Fund balance used to balance the budget by \$257,000 to \$1,000,000. This would help increase the balance of Fund Balance at the end of 2019 and also help in future years. This is an expense that is easy to increase, but very difficult to decrease.

This proposed budget created six full-time and two part-time positions while also deleting six full-time and three part-time positions. Overall, minus two grant funded positions in the Public Defender's Office, there was a decrease of \$13,500. The larger sheet that was provided to the Budget Committee, which outlined all of the positions that were created and deleted, indicated that there is a decrease of \$5,000.

Three positions were created as a result of Bail and Discovery Reform enacted by the New York State Legislature. Regardless whether the reforms were good or bad for which everyone has their own opinion with time telling if they were good or bad and the consequences would be with the New York State Legislature. But to enact these reforms to the justice system through the State Budget process without debate or input to changes was wrong and this practice in my opinion needed to stop.

Decisions to make these types of changes needed to be debated. There should be hearings, input from the District Attorney's, the Sheriff's, Public Defender's and crime victims. I estimated an additional expense of \$300,000 to \$400,000 to the Warren County taxpayers as a result of these reforms. I heard the comment that there would be savings from less people being incarcerated in the County Jail, but without changes to the required staffing by the New York State Commission of Corrections the only savings I foresaw was possibly purchasing less food. New York State needs to provide funding for these mandated expenses, similar to how they did for the Public Defenders Office, Indigent Legal Services and the Probation Department for the Raise the Age Program.

There was also funding included to retain a Crime Victims Assistant in the District Attorney's Office. This was federal funding that was reduced to Warren County as a result of more agencies and entities being allowed to apply to the same funding stream resulting in a reduction in funds provided to Warren County; therefore, the option was to lay this individual off or continue. Taxpayers currently fund to the tune of millions of dollars to have people arrested, enforce the law, prosecuting people, housing individuals in jail, providing medical service for them, as well as legal representation and defense and in my opinion \$30,000 to retain the Crime Victim's Assistant was reasonable at the least.

The Department of Social Services Commissioner requested a Staff Development Coordinator position and given the number of employees that worked I felt this was a wise decision, as it would help with the retention of employees and also reduce time and expense to train new employees.

Also included in the 2020 County Budget for the Department of Public Works was an additional \$434,000 for road projects which including the CHIPS (*Consolidated Local Street and Highway Improvement Program*) grant funding totaled \$3,000,000. \$4,200,000 was requested in order to keep the number of County Roads here on a cycle where they could be replaced and my only thought regarding this was possibly in the Spring of next year additional funding may be available to appropriate for this purpose, similar to how they had done this in previous years. The County's move to contracting out all paving work resulted from the substantial cost of renting and/or purchasing a paver and roller, as well as the difficulty of forming a consistent paving crew from the existing maintenance crews which also caused the maintenance work to go on the wayside.

There was an increase to the Department of Public Works Machinery Fund for replacements of machinery in the amount of \$295,000 over what was included in the 2019 County Budget for a total of \$908,000. The Vehicle Reserve was also increased by \$100,000 for a total of \$400,000 due to requests from the Sheriff's Office, as well as to meet future years needs for the County fleet, but the Computer Reserve was funded for the same amount of \$145,000.

Overall the appropriations requested during the meetings with the Budget Team for General Fund, Road Fund and the Machinery Fund were

reduced by \$960,907 and the revenues were increased by \$163,000 with the mortgage tax being the one with the largest increase. There was also a decrease in the amount of \$73,000 for interest income due to money being paid to the school districts for their taxes.

Health insurance costs have decreased by \$330,000 as a result of being self-insured while also increasing the employees contribution percentage gradually until it reaches 25%. This was very good compared to double digit increases or being in a community rated pool. Being experienced rated was risky, but the County had a healthy reserve to endure a bad year or possibly more of excessive expenses and he felt they had the ability to manage their healthcare more efficiently in a better manner, as well as having more options.

There was \$1,273,000 in wage and salary increases, a portion of which was for the non-bargaining employees. I commend Mr. Moore for putting together an excellent plan as was requested last Fall or earlier this Spring. Mr. Moore has established a grade system for each position, consulted with the Human Resources Department and Department Heads, set base salaries by position title, comparing to other Counties to develop a grid of step increases for the number of years of employment for raises which was based on merit through evaluations. These adjustments in 2020 I believe placed the County on a solid footing and a good path forward for future compensation. It was a more reasonable and sensible way of compensation as compared to past practice and was long overdue. He extended his thanks to Mr. Moore for putting in the effort to develop this plan. There were years after the downturn in 2008 and 2009 when some of these employees received no raises and there was a year where everyone got a flat sum, and there were years when they received 1%, 1.5%, 2% and 2.5% until they gradually were at the same rate they would have been at had that never occurred. The same could also be said about Cornell Cooperative Extension and the Southern Adirondack Library Association.

The last item I have to discuss relates to reserves and Assigned Fund Balance accounts with \$330,00 in funding for six accounts. There was \$150,000 for SUNY Adirondack operating and capital improvements and \$100,000 budgeted for assessments and for capital projects which the County had been compiling to come up with a plan on how to fund them. I believe the intent of this money was to perform assessments of projects and move them forward to better enable towns or the County to access grant funding. The remaining \$80,000 would be allocated to the accounts established for retirement payouts, uninsured losses, property and casualty deductibles that seemed to occur every year which were not budgeted for and County Buildings 1, Countryside Rehabilitation. There was also a proposal before the Board to allocate \$650,000 of the General Fund balance to capitalize each of these accounts. I think this is a modest start and would fund the issues that come along, especially with Countryside Adult Home which according to the study performed was going to be a \$3,000,000 project, nor would it cover the work required on County Buildings, but it was a start. Future funding and growth of these accounts to a point where they were at appropriate funding levels would be challenging, as this would rely on the continued growth of sales tax.

A 5-6% growth would be sufficient to accomplish this, but I do not foresee this occurring. Other ways to achieve this would be to raise property tax or cut expenses which was much easier said than done. Currently I believe in order to maintain that small property tax increase, taking care of pay increases, managing the ebbs and flows of health insurance, sustain growth for reserves and fund balance accounts would have to come from the growth of sales tax.

Warren County currently remains in good fiscal standing and I believe this was a good and responsible budget proposal for 2020, as it was well under the tax cap, kept property taxes at the current rate and did start to address future needs which was something that was not always possible in other years and I respectfully ask for your consideration and support for this proposed 2020 budget. Thank you".

In regard to the tax rates based on the proposed Budget, Supervisor McDevitt stated the rates for Stony Creek and Johnsbury stood out from the others and he questioned whether he was correct to interpret that the properties in Stony Creek and Johnsbury were assessed so low that their rates had to be much larger to compensate. Supervisor Thomas responded that was a correct assumption, adding Stony Creek was assessed at 1% meaning a home that was valued at \$100,000 would have an assessed value of \$1,000. Supervisor McDevitt asked whether this was a better way of handling this and Supervisor Thomas replied he would not necessarily state that it was better or worse. Ryan Moore, *County Administrator*, stated he had done an analysis and determined the Town of Johnsbury's equalization rate decreased by 10% from last year to this year. He appraised because it was division it always had the effect of increasing the value, but the assessed value in the Town of Johnsbury also decreased by almost .2% with the combined effect of both pushing up the full value by around 5% from where it was last year, adding this was another reason for the difference in the rate, but the main reason is what Supervisor Thomas spoke to.

Supervisor Loeb asked Supervisor Thomas if he could provide an explanation as to why he was not proposing a tax rate increase taking into consideration there were some years when the County could not raise enough taxes to cover the expenses and that the Department of Public Works had requested substantially more funding for road projects to protect the County assets. Supervisor Thomas replied he felt the intent was to at least keep the tax rate steady and not an increase.

Supervisor Wild questioned whether the full value tax base, which appeared to have increased over \$150,000,000, was due to new construction or as a result of reassessments in some of the towns and Supervisor Thomas replied he could not say for sure, but he believed a substantial amount of it was a result of new construction. Mike Swan, *County Treasurer*, advised the majority of that increase related to the fact that the equalization rate changed within the towns because the values increased and when considering that small change of the equalization rate for the towns it would magnify and increase the total full market value of the County. He added it was new construction, as he did not believe there were any reassessments in the towns last year; however, he noted, because the equalizations rates would change typically with a decrease in the full market value was increased.

Supervisor Thomas then proceeded to make a Power Point presentation on the 2020 Tentative Budget, a copy of which is on file with the items distributed at the Board meeting. At the conclusion of the Power Point presentation, Supervisor Thomas opened the floor to any comments or questions on the Budget proposal.

Supervisor Geraghty questioned why the retirement costs had increased and Mr. Moore replied that this was based on pension fund estimates the County received from the State. He said they programmed that in against every employee according to which Tier they were and this was used to calculate and estimate of what the actual bill would be. Supervisor

Geraghty commented that he thought having more Tier 6 employees would stabilize this figure. Mr. Moore apprised he felt this figure would have been higher had it not been for more Tier 6 employees being hired. Supervisor Geraghty acknowledged Supervisor Thomas for preparing an appropriate budget.

Supervisor Braymer apprised she concurred with Supervisor Geraghty that Supervisor Thomas had done a good job preparing the 2020 Tentative County Budget. She stated once again she would like to include a position whose purpose was to manage some of the capital improvement projects that funding was being set aside for to ensure the funding was spent appropriately, such as the road improvement projects, as well as the \$250,000,000 worth of infrastructure projects throughout the County. She continued, in order to move forward in an objective and professional manner she felt the County needed a qualified individual on staff to be dedicated to this. She informed after discussing this with the Director of Planning & Community Development and Supervisors Geraghty and Thomas she felt it would be sensible to include this position in the 2020 Tentative County Budget unfunded since the Director of Planning & Community Development did not have anyone lined up for this position and would not for several months. She stated this would allow the Director of Planning & Community Development to move forward with the recruitment process for the position while also allowing the Budget to remain neutral because they did not have to determine a revenue source to fund it at this time. Supervisor Geraghty added he was fully supportive of Supervisor Braymer's suggestion to add this position into the 2020 Tentative County Budget as an unfunded position. Supervisor Thomas apprised he was supportive of this suggestion as long as there was a title and job description for the position.

Supervisor Beaty questioned whether the retirement costs were based on a five year rolling average on the State's return on their investment because he was aware this was how the State handled the New York State teachers retirement. Mr. Moore responded it was an actuary analysis that the State Pension Fund did on the health of the fund, but he was unsure how exactly this was managed. Supervisor Beaty surmised it was likely based upon the same formulation the State used for the school districts. He continued, indicating he was bringing this up was because he was aware during an economic downturn when he was a member of the school board their retirement costs increased substantially. He remarked he had concerns about this because if the economy declined and/or the State's investments performed badly it would result in a substantial bill for the County and all the school districts because they did not receive the anticipated return on their investment. He said he thought the State estimated a return of approximately 7%, but again they used a five year rolling average. He stated he wanted to ensure everyone was aware of this because although it was something they had no control over since it was a State formulation, he felt they should be concerned about it. Mr. Moore added if the economy ever did crash resulting in a significant impact to the retirement expense all Counties had the ability to amortize for pensions, but he would never recommend that unless they absolutely had to because once this was done it was hard to recover from. Supervisor Thomas mentioned in 2008-09 the Town of Stoney Creek's contribution rate was 6.9%, but when the economic downturn occurred it increased to nearly 20% and it was currently at slightly more than 15%, adding it had been a long five years.

Supervisor McDevitt advised the figure that caught his attention concerned the significant salary increases within the Public Defender's Office which grant funding was used to pay. He said he believed grant funding was a good way to pay for salary increases because it relieved the County of the financial burden. He asked whether the salaries of the 5th through the 8th Public Defender's were 100% grant funded or was only the salary increase covered and Supervisor Thomas replied there were multiple grants that took place over several years, but he believed most of them were fully funded through grants. Mr. Moore stated there were a few attorney positions that were created in conjunction when the grants were already established meaning those positions would be fully funded through the grants, but before the grants existed in 2012 the County was solely responsible for the salaries and pay increases. He mentioned the reason these increases were so significant related to the fact that the attorneys in the

Public Defender's Office were not included on the attorney grid, but they would be next year and the idea was to ensure the County's contribution toward the salaries remained flat going forward, as well as to fund any of the salary increases with grant funding.

In regard to the Environmental Planning position suggested by Supervisor Braymer, Supervisor Simpson stated he was also fully supportive of this position. He apprised he had attended a presentation at the Adirondack Association of Towns and Villages meeting on the State-wide Greenhouse Gas Initiative that the Governor signed into law this year which would mandate that the County reduce its emissions on all of its facilities by 85% by the year 2050 with set goals between now and then. He said he believed this would be a "game changer" in the way they made decisions and the Environmental Planner position would be critical in assisting the County with paying for the changes that were required. Supervisor Thomas added he had heard similar comments about that legislation at the Adirondack Park Local Government Review Board meeting.

Supervisor Braymer informed that the Director of the Planning & Community Development Department had been reviewing ways to redistribute the workload because as everyone was already aware Chris Belden, *Assistant County Planner*, was the Climate Smart Coordinator for the County. She continued, in order to have "Smart" planning with the other things the County would like to move forward with, such as County infrastructure, the Director felt it was imperative to have an additional Planner position to assist with the implementation of the five-year Capital Project plan, as well as the feasibility study, the First Wilderness Heritage Corridor, the other operations within the Department and updating the County-wide plan going forward. She said she had received information from Patricia Nenninger, *Personnel Officer*, regarding the different positions and job descriptions which would require some changes; however, she noted, it appeared as if Assistant County Planner was the appropriate job title to move forward with.

Supervisor Wild apprised he was going to ask about some history because there was a phrase that stated "those that did not study history were bound to repeat it" which related to the economy and what occurred in 2008-09 and the County's Fund Balance. He said he felt it was a common understanding that the economy was cyclical meaning it would go up as would sales tax revenue and he questioned how prepared the County was to deal with a downturn like that of 2008-09 with the current Fund Balance. Supervisor Thomas responded he believed this was dependent upon the duration of the downturn and if it was similar to what occurred in 2008-09 he did not believe they would have to borrow money, but it would have a substantial impact on the County Fund Balance. Supervisor Geraghty stated he believed the current Board members were more in tuned with the County finances to be better prepared if a downturn occurred, as there were a number of Board members, including himself, who were new to the Board when the 2008-09 downturn occurred. He apprised he could attest to the fact that it was not easy to recover from this downturn, as he had served as the Budget Officer during this timeframe. Supervisor Wild remarked there was no such thing as a typical downturn, but he felt it was important to recognize that the County was in good financial standing and that there was a plan in place for future years. Supervisor Geraghty stated he thought they had made appropriate changes, such as a target for the balance of the Fund Balance, which he did not believe was in place during 2008-09, and if so it was not adhered to. Mr. Swan informed the County was better prepared for an economic downturn than it was in 2008-09; however, he noted, that did not mean they would not run into some issues. Supervisor Thomas added 2006 impacted the 2008-09 economic downturn because the Fund Balance had not recovered and the health insurance costs were increasing by a minimum of \$1,000,000 a year.

Supervisor Merlino stated he concurred with Supervisor Geraghty that the County was better equipped to handle and economic downturn now then they were in 2008-09, as a number of the Supervisors during that timeframe were new to the Board and therefore were not familiar with the County finances and what was occurring. He informed the present Board members were more knowledgeable with many more questions being asked and there was an

experienced staff in the County Administrator's Office, as well as the County Treasurer's Office which provided them with a report on the County finances, including the current balance of the Fund Balance to ensure they were well advised of the County finances.

Supervisor Diamond questioned what the rationale of the Sheriff's Office was for deleting two positions while creating three additional ones and Supervisor Thomas replied he was unsure if he could recall, but he was aware the Secretary to the Sheriff, which was being deleted, had decided to take a position in another County Department and he did not believe anyone wanted the position of Major. Supervisor Diamond asked how many Lieutenants there currently were in the Sheriff's Office and Mr. Moore responded there were currently two. Mr. Moore explained the Major position was being deleted and would be replaced with a third Lieutenant position. Supervisor Geraghty informed there used to be three Lieutenant positions until one was deleted and now they were going back to having three. He added he believed the reason they could not find anyone to fill the Major position related to the fact that it was not Civil Service protected. Mr. Moore apprised the Investigative Sergeant position was a result of assigning the position full-time to the new Discovery Reform mandate.

Supervisor Braymer inquired whether a motion was required to add the Environmental Planner position to the 2020 Warren County Budget and Mr. Moore replied a vote was required today to accept the 2020 Tentative County Budget, and they would vote again to adopt the Budget in two weeks, prior to which a Public Hearing would be held. He continued, he would have to defer to the Supervisors who had been here to determine when those additions or deletions had historically been made between the Tentative and Adopted County Budget. Chairman Conover advised what he believed Supervisor Braymer was advancing was an organizational change which he thought could be entertained at any time once Supervisor Thomas presented the Budget. Supervisor Geraghty stated he felt this could be handled once the presentation of the 2020 Tentative Budget was concluded and Supervisor Thomas turned the meeting back over to Chairman Conover, which was before the 2020 Tentative County Budget was adopted. Supervisor Braymer stated she did not foresee a reason why it could not be added now to ensure the public was aware of the addition and Supervisor Thomas replied that was how they would be handling it. Supervisor Braymer asked whether Supervisor Thomas required a motion and Supervisor Thomas replied Chairman Conover would handle that when he resumed the Chair.

Supervisor Wild inquired what the impact to the County Budget was with regard to the personnel requests and Supervisor Thomas responded according to his calculations after he removed the positions that were unfunded, as well as the deleted ones and added the positions that were being created he determined there was \$240,915 in additional personnel expense, but there were \$246,410 in reductions resulting in a decrease of \$5,496. Supervisor Wild pointed out the presentation had indicated they would be creating six full-time positions and two part-time while deleting six full-time and three part-time positions and he asked whether this included all of those listed in the personnel requests - 2020 Warren County Budget graph because it appeared as if there was more. Mr. Moore responded the positions with a title change or where a department was losing a position and adding something else were not on the list reviewed by Supervisor Thomas.

Supervisor Leggett questioned why they did not have a report to view that listed all of the contractual and equipment expenses, similar to the report they had regarding the personnel requests and Mr. Moore replied that those were made available during the October 22nd Budget Committee meeting which he would distribute to the full Board immediately following the conclusion of the meeting.

This concluded the comments on the 2020 Tentative Budget, and Chairman Conover resumed the Chair.

Chairman Conover advised the time to amend the 2020 Tentative Budget would be during the review of resolutions.

Proceeding with the Agenda review, Chairman Conover offered privilege of the floor to Mr. Moore for the review of the Warren County Multi-Year Plan for 2020-2023.

Mr. Moore stated last year he had presented the Multi-Year Plan in August, but this year he decided going forward that he would present it in November at the same time the Tentative County Budget was reviewed and approved. He said prior to reviewing the Multi-Year Plan he would like to review a few things with the Board, the first of which concerned spending, which at first glance appeared to have increased significantly from 2018 to 2019, but this was not the case. He explained that the basis for the 2019 projection and all of the out year projections was the Modified Budget which was always greater than the Adopted Budget and the Actual Budget because it included all of the expenses that were added throughout the year and it was inevitable that by the end of the year some of the expenses had not been made causing them to roll into the following year and become part of the Modified Budget. He apprised this was why it appeared as a substantial increase, but in reality it was not because when the budget was balanced and the books were closed for 2019 that figure would decrease. He continued, at first glance it also looked as if there was a \$1,900,000 operating deficit in 2019; however, he noted, this was not cause for alarm because what this represented was the \$1,400,000 in Fund Balance appropriations that the Board made earlier this year for items, such as paving, and then the remaining \$500,000 would be assigned to the Occupancy Tax Reserve and the Westmount Reserve meaning these funds would not be appropriated from the General Fund. He informed the 2020 Projection also included what was in the Tentative County Budget which appeared to be off by \$1,000,000, but this was not the case, as this portion represented what was being allocated from the Occupancy Tax and Westmount Reserve accounts. He said these costs were all incorporated into the expenses, but they had no impact on the General Fund.

Mr. Moore advised it also seemed as if the Road and Machinery Funds were currently running major deficits and they would make money in the future; however, he noted, this was not the case, as the actual projection of the deficits was included in the Interfund Transfers in the report. He added these funds would always run a deficit because they were subsidized by the General Fund and the reason the expense indicated it was currently substantial was that it was an assumption for purposes of the forecast that the entire Modified Budget was spent and nothing rolled forward into the following year and against that the Reserves that were in the Fund were drawn down. He stated at the end of the year when the Interfund adjustments were made they ensured that those Funds closed with a 5% Fund Balance.

Mr. Moore informed the major assumptions included in this forecast was a 1.5% increase every year in the property tax levy which was about what was in the Budget for 2020. He said this was an approximation of what revenue the County would receive if they kept the County tax rate stable. He stated sales tax revenue projected for 2019 was 2.5%, but it was currently closer to 3% and then a 1.5% increase for each following year. He mentioned there was a \$125,000 per year growth in occupancy tax revenue that he felt was a conservative projection. He apprised that there was a phase out of railroad expenses, a 2.5% salary increase every year for every employee, but this was speculation because the CSEA (*Civil Service Employees Association*) contract would be expiring at the end of this year so he would not know the actual percentage until they signed a new contract with them. He stated there was a 3% per year increase for SUNY Adirondack, informing the County's typical contribution had been 2%, but the Budget Committee decided they would like this amount increased.

Mr. Moore apprised there was \$100,000 per year included for infrastructure feasibility studies and \$4,000,000 set aside for paving which was the ideal amount the Department of Public Works typically requests, but it had been cut in the 2020 Tentative County Budget to \$3,000,000 because if the total amount of sales tax revenue received in 2019 was greater than anticipated they would consider allocating additional money for this purpose at the beginning of the new year. He apprised for purposes of the Multi-Year forecast because he was forecasting what he believed the actual sales tax revenue collected would be rather than using the figure from the prior years receipts like they did in the County Budget because they planned for what they thought the actual amount collected would be they had

included the entire \$4,000,000 that was requested for County Roads.

Mr. Moore stated the amount of the General Fund Unreserved Fund Balance was the most important figure included within the forecast, with the amount for 2019 taking into consideration the funds that were recently requested to be withdrawn at yesterday's Finance Committee meeting. He said they were forecasting that the balance at the end of this year would be around \$21,000,000 as previously mentioned by Supervisor Thomas at a recent Budget Committee meeting.

Mr. Moore advised his final observation was that the County still had an operating deficit in the out years and the General Fund Balance was being drawn down rather than being built up to meet the GFOA (*Government Finance Officers Association*) Standards; he recommended that they take the General Fund Appropriated Budget and divide it by twelve and then multiply that by two to equal two months of operating costs to come up with the ideal balance. He said what he was implying was that the County would need to make some policy decisions on how to close this deficit and build up the Fund Balance, such as shorting the allocation to paving, decreasing the contribution to SUNY Adirondack, and cutting the amount set aside for capital infrastructure and other growth items that had been included in the 2019 Tentative County Budget; however, he noted, whether that was a wise decision was one for the Board to make.

In regard to the 1.5% property tax increase each year, Mr. Moore informed this represented a level County tax rate, but this could be increased up to the State Tax Cap to address that deficit if that was how the Board would like to proceed. He said the other option to address this deficit would be to locate another source of revenue.

Supervisor Braymer thanked Mr. Moore for putting together the report during the budget process, as she believed it was a more sensible time for the Board members to have and review this information. She questioned whether the report appropriately forecasted out based on the numbers for 2019 when Mr. Moore was indicating some of the figures were not accurate, such as the \$1,900,000 deficit that did not take into consideration the \$1,400,000 that would be brought back into the County Budget resulting in an actual deficit of \$500,000. She asked whether they were forecasting on a figure that was not a true reflection of how the year would end up and then "snowballing" the impact. Mr. Moore responded he did not believe this was "snowballing", as he believed it was a one time adjustment with 2019 closing out with what he anticipated would be a surplus meaning a one time adjustment would be made to what the surplus was. He continued, going forward the methodology of the projection was such that he was attempting to use an "apples to apples" by using the Modified County Budget going forward. He stated the expenses that mattered were the 100% County expenses which for the most part were accurately projected. Supervisor Braymer pointed out in 2023 there was a \$2,900,000 deficit with the Fund Balance decreasing to \$16,000,000 and she questioned how accurate this projection was. Mr. Moore replied that deficit was not calculating down into the rows listed on the bottom of Page 1 of the Report because it was coming out of other funds meaning it had no bearing on line 32. He said it was included in the \$1,900,000 deficit for the General Fund, but it did not have an impact in the General Fund Unreserved Fund Balance because it was applied to other funds. Mr. Moore remarked while the report was difficult to interpret, it was accurate from an accounting perspective. Supervisor Braymer concurred that it was a good report from the accounting perspective, but she was wondering if this also held true from the planning perspective and Mr. Moore replied that it did. He explained the report was accurate as long as the caveat was included that there would be a one time adjustment for 2019. Supervisor Braymer inquired whether this was a one time adjustment or an annual once a year adjustment and Mr. Moore responded it was a one time adjustment. He apprised if the County closed out 2019 with a \$1,000,000 surplus the figure for the General Fund Unreserved Fund Balance would be adjusted from \$21,000,000 to \$22,000,000 and then all those other projections going out would be increased by \$1,000,000.

Supervisor Merlino exited the meeting at 11:18 a.m.

In regard to the deficit in future years, Supervisor Diamond questioned whether he

was correct to assume that Mr. Moore was suggesting the Board become more aggressive with trying to locate new revenue sources and Mr. Moore replied in light of what was being proposed with the 2020 Tentative County Budget he was suggesting what would occur if the major policy decisions made in that Budget were carried out. He said what he meant was that if the Board wanted to keep the same priorities going forward it would essentially be the responsibility of the property taxpayers more than the County would like it to be unless they found an alternative source of revenue.

Supervisor Loeb apprised that expenses were fairly easy to forecast and they had been careful with the projections for revenues that did not take into account that sales tax revenue had closed out the prior years more than anticipated each year; therefore, he said, in future years the revenues did not match the expenses resulting in a deficit and reducing the Fund Balance to \$16,000,000 in 2023. He mentioned if something bad were to occur which impacted the County finances, they would still be in good financial standing and if the amount of sales tax revenue collected fell short some small adjustments would need to be made, but it would not be as bad as the financial crisis the County was in during 2008-09. Mr. Moore pointed out there was a difference between the way they budgeted sales tax revenue and the way it was forecasted. He explained the County's practice was to budget the sales tax for next year at the most recent actual receipts meaning the amount included in the 2020 County Budget was the actual amount collected in 2018. He stated the 2019 figure referenced on line 9 of page 2 of the report which pertained to Sales and Use Tax did not match the \$52,000,000 that was included in the 2019 County Budget nor did the 2020 figure match what was included in the 2020 Tentative County Budget meaning the forecast did incorporate growing sales tax with 2.5% increase for this year and 1.5% for each additional year. He advised an argument could be made that this could be forecasted more aggressively; however, he noted, if sales tax were to fall short then it would cause a deficit to occur that was not planned for.

Supervisor Loeb remarked if the forecast included growth in the sales tax and still had a deficit in the later years then it was necessary for the Board to start working on coming up with a solution to address this now. Chairman Conover apprised the challenge was the rate of the growth exceeded the rate of the revenue. He stated as an example they were aware of what their contractual expenditures would be going forward a few years and these expenses were growing faster than the projected revenue growth.

Supervisor McDevitt questioned how much additional revenue would be acquired if the property tax rate was increased to the Tax Cap rate of 2.8% and Mr. Moore replied it would increase by approximately \$650,000.

With regard to the history of the Multi-Year Plan, Mr. Swan stated the first year this was implemented the projection for the encumbered Fund Balance was about \$6,000,000 and now this figure was projected to be \$16,000,000 meaning because of working together and appropriately budgeting the projections were improving. He said what he was trying to state was that when they first started doing projections the anticipated balance of the Fund Balance in 2020 was around \$6,000,000, but the actual amount in there now was about \$20,000,000 which he believed was a result of the Board making proper financial decisions as they were moving forward thereby improving the outlook of the future forecasts. He informed he felt the County was equipped to handle a short-term downturn in the economy.

Supervisor Driscoll stated something that stood out to him was that the County needed to continue to have a presence at the State Legislature to fight for the State to pay for the unfunded mandates they kept placing on the County without providing any funding to pay for them. He said if the State were to provide them with some funding toward the unfunded mandated programs then it would improve the County's outlook for revenue in the future.

Chairman Conover advised it was necessary for the Board members to understand that there were many items not accounted for in regard to expenses in the Multi-Year Plan. Mr. Moore stated the policy decisions made in the 2020 Tentative County Budget which was a sound one and carried them forward. He said the issues arose because the projected revenues did not grow as rapidly as the expenses. He mentioned the 2020 Tentative County Budget had

started to make some investments in pro-growth strategies and those investments were currently sound, but they were not funded at the level they should be. He informed what was not included in the 2020 Tentative County Budget was the additional Planning position that was discussed earlier today, nor was there any funding included for the worthwhile initiative of making the County a year-round destination. Mr. Moore apprised they discussed diversifying the County's economy beyond just tourism and the need to create additional quality jobs which would require investments in workforce development and County infrastructure required by the companies the County would like to recruit here to create these jobs was not included in this Budget. He mentioned the County was working on what it needed to do in regards to having and/or improving broadband coverage throughout the County, but there was no funding associated with that and the Planning & Community Development Department was working on affordable housing, but there were minimal funds set aside for this purpose. He advised should the Board decide to do more with regards to these efforts, a funding stream would need to be identified.

Chairman Conover stated he believed they should continue this discussion at the Committee level because he felt that was where they were in the planning process with the Multi-Year Plan in terms of what the County's true costs were for the County infrastructure from a planning perspective and what did that look like if it was incorporated into the County's expenditures. He said if they did this then the growth was significantly larger and rather quick beyond what was included in the current five year projection. Supervisor Beaty questioned whether there was a figure available for the amount of unfunded mandates the County was responsible for and Mr. Moore replied around 85% of the General Fund appropriations represented State Programs. Supervisor Beaty questioned whether they were all unfunded and Mr. Moore replied in the negative, explaining that figure represented the gross of State Programs and then the same amount of the County Tax Levy was what represented the County's portion.

Supervisor Loeb apprised he believed the Federal and State mandated programs which related to health and social programs were necessary for the success of the County even though the financial burden fell on the County.

Supervisor Strough exited the meeting at 11:35 a.m.

Chairman Conover continued with the Agenda review, calling for discussion on the proposed resolutions and he called for a motion to bring proposed Resolution Nos. 459 and 460 to the floor. The necessary motion was made by Supervisor Simpson, seconded by Supervisor Magowan and carried unanimously.

A motion was made by Supervisor Braymer, seconded by Supervisor Dickinson and carried unanimously to amend the 2020 Tentative County Budget to include an unfunded Assistant County Planner position.

Chairman Conover called for anyone wishing to comment on proposed Resolution No. 460, *Adopting Tentative Budget Providing Appropriations for the Conduct of County Business for the Fiscal Year 2020 and Authorizing Public Hearing on the Budget*, but there was no one wishing to speak.

Chairman Conover called for a roll call vote on proposed Resolution No. 460 following which it was adopted by a unanimous vote of those present.

RESOLUTION NO. 459 OF 2019
Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer,
Strough, Hogan, Magowan, Simpson and Wild

AUTHORIZING A PUBLIC HEARING TO CONSIDER AN AMENDMENT AND
EXTENSION OF OPTION AGREEMENT WITH THE ECONOMIC DEVELOPMENT
CORPORATION, WARREN COUNTY

WHEREAS, Resolution No. 643 of 2001, among other things, authorized an option agreement with the Economic Development Corporation, Warren County ("EDC") to purchase a portion of property located in the Town of Queensbury formerly known as tax map parcel number 109.-5-13.21, and now identified as six (6) separate lots identified as tax map parcel numbers 303.16-1-76; 303.16-1-77; 303.12-1-9.6; 303.12-1-9.7; 303.12-1-9.3; and 303.12-1-9.4 ("the option parcels"), and

WHEREAS, by Resolution No. 707 of 2007, the EDC assigned its option to the Hudson River Local Development Corporation ("HRLDC") for the remainder of the term of the option agreement which expired on November 15, 2011, and

WHEREAS, Resolution No. 272 of 2012 extended the option agreement for the option parcels with the Hudson River Local Development Corporation for a term commencing November 16, 2011 and terminating November 15, 2015 with said extension option agreement containing the same terms and conditions as the original option agreement dated December 29, 2004, and

WHEREAS, on August 5, 2014, HRLDC exercised its option to buy 2 parcels, identified as tax map parcel 303.16-1-76, and 303.16-1-77, leaving four parcels remaining, and

WHEREAS, Resolution No. 555 of 2015 the EDC as successor by merger with HRLDC extended the option agreement for the option parcels for a term commencing November 16, 2015 and terminating November 15, 2019 with said extension option agreement containing the same terms and conditions as the original agreement dated December 29, 2004, and

WHEREAS, the EDC, as successor by merger, is requesting to extend the option agreement for the four (4) remaining tax map parcel numbers 303.12-1-9.6; 303.12-1-9.7; 303.12-1-9.3; and 303.12-1-9.4 for a term commencing November 16, 2019 and terminating May 15, 2021, and

WHEREAS, the parties would like to amend the original option agreement to include a provision which states that if the EDC exercises the option to buy the four (4) remaining parcels, and then sells any of those parcels the EDC will split any proceeds from the sale equally with the County (i.e. 50% and 50%), and

WHEREAS, "Proceeds" is defined to be gross revenues resulting from such sale less the following expenses incurred by the EDC: (i) prorated share of the acquisition costs of said lots purchased pursuant to this option agreement, (ii) prorated carrying costs such as engineering studies and real estate taxes paid by the EDC on these lots and (iii) closing costs including attorney fees, real estate commission and closing adjustments on the sale of the specific parcels, and

WHEREAS, pricing of these lots for purposes of both their acquisition under this option agreement and their subsequent sale shall be based upon buildable acres within the lots, now, therefore, be it

RESOLVED, that the Board of Supervisors will hold a public hearing on said amendment and extension option agreement in the Board Room of the Warren County Municipal Center on the 15th day of November, 2019 at 10:00 a.m., at which time and place all persons interested in said option agreement will be heard, and the Clerk of the Board of Supervisors be, and hereby is authorized and directed to give due public notice of such hearing as required by law.

Adopted by unanimous vote.

RESOLUTION NO. 460 OF 2019
Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol,
Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

AMENDING AND ADOPTING TENTATIVE BUDGET PROVIDING APPROPRIATIONS
FOR THE CONDUCT OF COUNTY BUSINESS FOR THE FISCAL YEAR 2020 AND
AUTHORIZING PUBLIC HEARING ON THE BUDGET

WHEREAS, the Budget Officer of Warren County on October 25, 2019, duly filed the tentative budget for the County of Warren for the fiscal year commencing January 1, 2020, with the Clerk of the Board of Supervisors pursuant to the provisions of County Law, and

WHEREAS, the Budget Officer's tentative budget recommended gross appropriations of \$161,009,910 less estimated revenues, not including sales tax credit and surplus appropriated, amounting to \$115,652,207, leaving a balance of \$45,357,703 to be raised by taxation, and

WHEREAS, at the Board of Supervisors at their November 1, 2019 meeting made an amendment to the suggested tentative budget to include the unfunded position of Assistant County Planner within the Planning and Community Development Department, which amendment shall have no effect on the budgetary figures, now, therefore, be it

RESOLVED, that the amended tentative budget, which provides for gross appropriations of \$161,009,910, less the amount of \$115,652,207 which is comprised of estimated revenues excluding sales tax credit and appropriated surplus, leaving a balance of \$45,357,703 to be raised by taxation, be, and the same hereby is, approved as the tentative budget of Warren County for the fiscal year beginning January 1, 2020, and be it further

RESOLVED, that the Board of Supervisors will hold a public hearing in the Supervisors Room at the Warren County Municipal Center on the 15th day of November, 2019, at 10:00 a.m., to consider adoption of the proposed budget for the County of Warren for the fiscal year commencing January 1, 2020, and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to cause to be printed at least 25 copies of said tentative budget for distribution to the public and that she give public notice of such hearing as required by law.

Roll Call Vote:

Ayes: 798

Noes: 0

Absent: 202 Supervisors Hyde, Frasier, Hogan, Merlino, Strough

Adopted.

Chairman Conover called for announcements, but there was no one wishing to speak.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Dickinson and seconded by Supervisor Geraghty, Chairman Conover adjourned the meeting at 11:38 a.m.

**WARREN COUNTY BOARD OF SUPERVISORS
BOARD MEETING
FRIDAY, NOVEMBER 15, 2019**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:00 a.m.

Mr. Ronald F. Conover presiding.

Salute to the flag was led by Supervisor Dickinson.

Roll called, the following members present:

Supervisors Leggett, Diamond, McDevitt, Braymer, Loeb, Driscoll, Frasier, Simpson, Hogan, Dickinson, Merlino, Strough, Wild, Beaty, Magowan, Sokol, Thomas, Hyde, Geraghty and Conover, 20; absent- 0

Commencing the Agenda review, motion was made by Supervisor Braymer, seconded by Supervisor Driscoll and carried unanimously to approve the minutes of the October 18, 2019 Board Meeting, subject to correction by the Clerk of the Board.

Continuing to the presentation of the Employee of the Month award, Christian Hanchett, *Commissioner, Department of Social Services*, introduced Chris Connell, *Social Welfare Examiner/HEAP (Home Energy Assistance Program)*, who he said was a pleasure to work with and had acquired a great deal of knowledge during the short period of time he had been working as a Social Welfare Examiner in SNAP (*Supplemental Nutrition Assistance Program*), Temporary Assistance and HEAP to the point he could multi-task in each area. He stated one of Mr. Connell's Supervisors indicated that he often assisted fellow employees and co-workers and represented the agency in a professional manner because he supported its mission. Mr. Hanchett added that Mr. Connell was a professional and polite employee who worked hard and was caring, empathetic and technically adept, which allowed him at times to resolve issues with fellow employees computers which prevented them from having to call the Information Technology Department. He mentioned Mr. Connell had worked for the Department since 2010 when he started at as temporary employee, and had become permanent in 2016 when he was appointed as a HEAP Social Welfare Examiner. He advised that Mr. Connell often received praise from the public in the form of phone calls and letters. Mr. Hanchett read aloud a letter received from a client this year which acknowledged Mr. Connell for his quick response to their emergency oil needs and broken furnace; the letter indicated Mr. Connell was easy to contact, showed empathy and explained the process clearly in order to get the paperwork processed. Mr. Hanchett concluded by thanking Mr. Connell for his hard work and the Board members for recognizing him. A round of applause was given.

Chairman Conover presented Mr. Connell with a Certificate of Appreciation from this Board.

Mr. Connell informed he would not be able to do his job without the assistance of his co-workers and he thanked the Board for acknowledging him and another round of applause was given.

Proceeding with the Agenda review, Chairman Conover declared the Public Hearing to consider amending and extending the Option Agreement with the Economic Development Corporation, Warren County open at 10:06 a.m. and he requested that Amanda Allen, *Clerk of the Board*, read aloud the Notice of Public Hearing, which she proceeded to do. Chairman Conover then called for any public comment.

Travis Whitehead, *Town of Queensbury Resident*, stated he would like to comment on proposed Resolution No. 459, *Authorizing a Public Hearing to Consider an Amendment and Extension of Option Agreement with the Economic Development Corporation, Warren County*, which the Board would be voting on later today. He questioned whether any of the Board members had taken the time to read the Option Agreement because there were typically several items included in an agreement such as this one that appeared to be missing. He continued, querying whether any of the Board members would consider an option agreement on land they owned under these circumstances as opposed to land owned by the taxpayers.

He pointed out one of the items missing was a fee for the option, informing the County was giving up the right to sell this land for several more years on top of the twenty they had already given up that right on and the option had never been exercised on these four parcels of land. He said it could be exercised today if the Warren County Economic Development Corporation felt inclined to do so, but they had not and yet extending this would provide them with another two years which would prevent the County from selling the property. He mentioned that price would seem to be a significant factor in an option agreement, but no price was listed and he asked whether any of the Board member would move forward with selling a piece of their own property for an undetermined price. He said he would like them to think twice before moving forward with this option agreement. He apprised in the past the Board had offered the land for sale at \$1,600 per acre in 2001 in accordance with the acquisition price of the parcel back then before hundreds of thousands of dollars in improvements were made to construct roads, sewer, power and lights resulting in the assessed value of these parcels increasing significantly since it was purchased at the tax auction during the 1990's. He said the County had been paying taxes on these parcels for several years and yet just the first parcel, which was assessed for \$200,000, was being offered for sale to the EDC for \$14,480. He pointed out the EDC had never seen fit to purchase the parcel even though it had the option to for several years and he queried why anyone would believe over the next two years they would move forward with purchasing the parcels. He stated he was aware the parcels had issues since there were wetlands and a lot of rock located there and he questioned why this was never taken into consideration before all of the money had been invested in those improvements. He stated the fact that the street the subdivision was located on was Stone Quarry Road was a good indicator there was stone there and probably had been for millions of years and was a concern today for anyone who was considering purchasing them. He pointed out over the past twelve years the County had paid \$68,000 in taxes to other municipalities and school districts on just the first parcel and this was only one of the four, which meant the County had paid hundreds of thousands of dollars in taxes on these parcels. He said some may believe it was appropriate to sell these parcels, but extending an option that had not been taken up in over fifteen years was not the best way to get that accomplished. He pointed out only three parcels within the entire subdivision were purchased by the EDC and not a single one of them was ever sold to another party for economic development. He stated Hacker Boat Company had been interested in purchasing a few of the lots, but they backed out of the sale because of the issues with them, i.e. the rocks and wetlands located on them. He informed the County purchased the land that was abutting this subdivision and was attached to the Airport for over \$10,000 an acre ,which also contained wetlands, etc. and was now being considered to lease out for solar power with the County obtaining a return and he questioned why the same was not being considered for these four parcels. He pointed out the main interest of the individuals who had contacted the County about solar powers was how close the land was to the power lines and the substation which was located on one of these parcels and the transmissions line ran through several of them. He remarked because of this there was no better location for a large solar field than this particular location and he felt rather than giving it to someone that may do nothing with it the County should consider allowing the Airport Manager to help market that. He continued, the use could be changed to public use, the same as the other land the County had purchased for over \$10,000 an acre under that title and because of that the County was not required to pay taxes on it. He said that would mean the County could possibly gain income from these parcels for the Airport which still operated at a net loss of about \$500,000, the same loss the former Westmount Health Facility operated at; however, he noted, the Airport served less people. He apprised he felt it would be appropriate to move forward with leasing this land to a solar company to decrease the net operating loss at the Airport. He stated these were the kind of things the Board members should be considering and when they were asked to vote on it during this meeting he would ask that they first read the option agreement and then ponder whether there was a better use for the parcels than "kicking the can down the road" for another two years, as he believed the opportunities were there. He added if they felt

the Siemens contract was inappropriate then they needed to understand that this agreement was worse.

Ed Bartholomew, *President, Warren County EDC*, apprised he was pleased that Mr. Whitehead had changed his opinion on the Queensbury Business Park allowing solar power because just a few years ago he had voiced that the best use was the creation of jobs and more buildings, but no solar power. He stated the EDC was attempting to determine the best possible use of that property through examination of these four parcels which did have wetlands with some soil issues along with quarry issues. He apprised they were currently working with a contractor that was undertaking an analysis of the wetlands and working with NYS DEC (*New York State Department of Environmental Conservation*) to flag these areas, as well as conducting geotechnical review on the site to determine the extent of that. He advised that he concurred this probably should have been done when the land was first acquired in the 1990's; however, he noted, this was prior to when he was hired, as well as before the present Board members tenures and they needed to look forward to reviewing the results. He said the extension was essentially for eighteen months and the EDC was proposing going forward that they would market these properties and at closing they would share the net proceeds from the sale of these lots with the County at a 50/50 range and page 3 of the option agreement outlined the extent of what those closing costs would be. He informed going forward the EDC was committed to look at this property, as it did have developmental constraints on it. He advised the property was acquired by the County from a tax sale in the late 1990's and over the years there had been efforts to attract industry there, but the forecasting had changed and more of their business activities were looking for rehabilitation of buildings due to the high cost of construction. He mentioned this meant at some point solar may be an option or other uses and their purpose was to explore those options. He advised after the reports were available early next year on the parcels they would make a determination and inform the County if they were going to exercise that option; he added he did not anticipate it would take eighteen months for this to occur and they would either move forward or have the County retain ownership of the parcels. He remarked they were appreciative of the opportunity to move forward with these parcels which would assist with the other parcels the EDC owns in the Queensbury Business Park that they had been paying about \$16,000 per year in taxes on.

Mr. Whitehead informed that Mr. Bartholomew was correct in stating he had objected when Hacker Boat Company considered purchasing the property for their business, which would have created sixty jobs for the region, but then decided they wanted to install a solar field there instead. He explained he had objected because Hacker Boat Company purchased the land for a low price based on the creation of sixty jobs; however, he noted, since then it had been brought to light that there were issues with that land and perhaps solar may be a good use for it. He apprised the other thing he would like to point out was in order to get a 50% split on the profits when the County's costs were not even considered was something that the Board members should be questioning. He pointed out that he said, if a realtor approached the County and indicated they would take a 50% commission they would be shown the door. He stated if the County's intent was to offload these parcels, then they should consider discussing this with a commercial realtor.

Chairman Conover informed those addressing the Board should always speak to the Chair and speak to the issue, but never personalize or attack. He stated anyone questioning the basis for that should read Robert's Rules of Order.

Ryan Moore, *County Administrator*, apprised he felt compelled to clarify that Resolution 459 was adopted at the October 18th Board meeting and the Resolution before them today which concerned extending the Option Agreement with the Warren County EDC was proposed Resolution No. 472, *Authorizing Extension of Option Agreement with the Economic Development Corporation, Warren County*. He stated in terms of this being compared to Siemens or a real estate company, this was not a third party transaction in that same respect, as the EDC was the County's economic development arm and partner who existed to handle economic development for the County. He continued, this was an eighteen month extension

and not two years nor was it giving EDC anything, as the purchase price was still in existence. He urged the Board members and anyone who would speak to the proposed Resolution to read the agreement because the Resolved paragraph stated that this was an amendment to the existing contract and the existing contract provisions that were not addressed in the amendment remained in effect.

Chairman Conover once again called for any comments on the Public Hearing to consider amending and extending the Option Agreement with the Economic Development Corporation, Warren County; there being no more, he declared the Public Hearing closed at 10:21 a.m.

Moving along, Chairman Conover declared the Public Hearing on Warren County Sewer District (Industrial Park) Assessment Roll open at 10:21 a.m. and he asked Mrs. Allen to read the Notice of the Public Hearing aloud, which she proceeded to do. Chairman Conover then called for public comment; there being no response, he declared the Public Hearing closed at 10:23 a.m.

Continuing, Chairman Conover declared the Public Hearing open on the 2020 Tentative Warren County Budget at 10:23 a.m. and he asked Mrs. Allen read the Notice of Public Hearing aloud, which she proceeded to do. Chairman Conover then called for any public comment.

John Kearney, *Town of Lake George Resident*, stated he felt like Don Quixote tilting at windmills when he came before the Board members to discuss the inequities of taxation. He voiced his opposition to the 2020 County Budget and requested that the Board revisit it because his interpretation indicated the Town of Lake George would be saddled with a 3.8% tax increase which was more than twice the rate of inflation. He apprised he also realized over the years this particular body, and not one specific Board member, thought of the Town of Lake George as a cash cow because it was assumed everyone who lived there were multi-millionaire, but this was not the case. He informed there were some wealthy individuals who owned property in the Town of Lake George; however, he noted, there were more residents that were middle class who arrived there through various means, such as hard work, himself included, and others through inheritance. He said because of this there were many properties listed for sale, as taxation was an issue which was based on assessment. He said it was only beneficial for properties to be assessed for high values when they were sold because when they were lived in they were worth nothing and were actually an expense. He informed properties only had value when they were listed for sale and sold which was when he felt the taxation should occur based on profit and/or increase in inflation. He advised he had a copy of his tax bill from January of this year, which anyone could access, totaling \$9,863.71 for an average home that he and one other individual, both of whom were seniors living off of their social security, lived in. He stated the County's portion of that bill was \$5,756.68 equating to 56% of his total tax bill, and he questioned what he received in return for this. He said law enforcement was universal throughout the County and everyone had to pay for it which he was agreeable too; however, he noted, he did not receive any benefits from social services nor did he ever see a County vehicle taking care of the roads where he lived which meant the County portion of his tax bill was paying for law enforcement. He indicated with this tax increase his County taxes would now be over \$6,000 a year. He informed he was well aware that he would not change the assessment method for taxation today since it had been ingrained for several years and there would be a number of arguments in favor of it which he said in some cases were true, but there were circumstances where this was not applicable; however, he apprised, he felt all taxation should be based on the individuals ability to pay, i.e. income which changed. He advised this was never more true than when individuals became senior citizens and their income was drastically reduced. He remarked he was well aware he would not talk the Board members out of the "nonsense" here, as everyone knew in previous years before the current sitting Board members were present, the Board had made some incredibly questionable and bad decisions when it pertained to the County finances. He referred to the comments made in an article in *The Post Star* the other day by Supervisor Beaty regarding the lack of trust which he concurred with, citing the lack of taxpayers in the Town of Lake George who had

confidence in the Board because of money had been spent in previous years, as well as the School Districts. He pointed out how enrollment for the Lake George School District kept declining, but school taxes continuously increased. He stated he was well aware the system would not change and he was mindful that there were municipalities that offered discounts on taxes to seniors once they reached the age of 65 years old. He said he believed the County could incorporate into its taxation system, as most seniors did not have the income they had when they were working and yet they were being stricken with County taxes at a rate of 58% which he did not believe was justifiable.

Mr. Whitehead advised he concurred wholeheartedly with the previous speaker, but felt compelled to note that at least in his Town seniors did receive a discount which he could attest to because he was a senior. He stated a few years ago when he was approaching his 65th birthday he visited the Town Assessor in hopes of getting an increase in his New York State STAR (*School Tax Relief Program*) rebate which he knew he would be eligible for; however, he said, he was pleasantly surprised when the Town Assessor notified him after reviewing his 1040 form that under County Taxes he would receive a 40% discount. He said he was completely unaware that he was eligible for such a significant discount and he was wondering how many others were also in the dark about this. He encouraged all individuals ages 65 and older to look into this, as he was receiving a significant discount on his County taxes and an even more substantial discount on his school taxes resulting in a savings of about 40%.

Supervisor Beaty introduced Andrew Paolano, a high performing autistic young man, who he had met with earlier this week to discuss Ms. Paolano's ideas which he believed were great and he felt now would be an appropriate time for Mr. Paolano to discuss these ideas, as they pertained to the County Budget.

Mr. Paolano informed he was a twenty-five years old male with Asperger's Syndrome which was a form of Autism. He stated individuals with Autism could have mild or severe symptoms and could be either low or high functioning. He said he was both high functioning and independent and he would like to maintain this by living in his own apartment or townhouse. He said he was currently looking at apartments for himself, but individuals with Autism were picky and he would like his dog to live with him which meant it would have to be pet friendly, as well as have a grassy area where he could install his pole mounted weather station. He indicated he was present today to discuss his idea for either the Town of Queensbury or the City of Glens Falls where a living community could be constructed for adults with Autism and to live more independently. He said this community did not have to be twenty-nine acres, but could be only five to ten acres to start. He apprised the way he believed they should fund this community was by having a coffee shop built in the community where individuals with Autism could work while the coffee shop assisted with funding the community. He continued, some of his ideas consisted of something affordable for young adults living with Autism to reside on their own in a safe area with a coffee shop located in the community that was managed by individuals with Autism to provide them with jobs, as people with Autism had difficulty finding jobs. He mentioned he would like no rules and/or regulations within this community to ensure that it was pet friendly and his weather station was permitted. He voiced how he had attempted to determine the number of individuals living with Autism in Warren and Washington Counties, but he could not locate any data which led him to contact the Autism Society of Albany, which indicated there was no census of adults with Autism in New York State. He informed he did find the following facts he found to be interesting that he would like to share: Autism impacted more New York children than pediatric cancer, diabetes and aids combined; Autism spectrum disorder impacts 1 out of every 150 New York children; 1 out of 68 children in the United States have Autism; 1 out of 89 girls had Autism; five million citizens in the United States were living with intellectual disabilities and only 10% had access to support to live outside of their family home; 48% of autistic adults reported feeling lonely; and 57% of autistic adults described feeling depressed. He advised he had done research on communities for autistic individuals and found that in the United States there were more than seventy-five intentional communities like the ones included in the handout he distributed before

the Board meeting; a copy of the handout is on file with the items distributed at the November 15th Board Meeting. He stated these communities varied from having several condominiums on a cull-de-sac to expensive developments with more than one hundred homes. He continued, a nationally recognized model of intentional communities was a place referred to as First Place that was located in Phoenix, Arizona which was a fifty-five unit apartment complex; he advised another model was Sweet Water Spectrum in Sonoma, California, consisting of several four bedroom homes in the community that included a Community Center with a kitchen, exercise room, media room, expansive outdoor garden, library and outdoor pool. He remarked he had many friends in the region that were high functioning, like him, who had also expressed interest in meeting in a community such as the ones he described. He advised although some of these communities were fancy in his vision they did not have to be, but he would like to see a few homes or apartments within a community like setting for people with Autism to reside in the Town of Queensbury or the City of Glens Falls. He said it would be a safe environment where he and adults like himself who had Autism could live independently and maintain their independence with no rules. He added he also knew of many individuals on the low end of the Autism spectrum whose parents would like them to live on their own some day with support in housing like this.

Chairman Conover once again called for any comments on the Public Hearing on the 2020 Tentative Warren County Budget; and there being no more, he declared the Public Hearing closed at 10:37 a.m.

Chairman Conover announced the appropriate time for the Supervisors to comment on the 2020 County Budget was when the resolution was being considered.

Supervisor Dickinson stated he would like to respond to the comments made by Mr. Kearney, apprising the reason the County tax increased so significantly related to the fact that despite his objection the Lake George Town Board had taken the \$100,000 in sales tax typically left with the County. He stated this \$100,000 was allocated to the Town of Lake George budget in an attempt to maintain the Town's tax rate.

Continuing the Agenda review with the report by the Chairman of the Board, Chairman Conover advised on October 29th he had attended a forum in the Town of Lake George concerning the Assembly Minority Task Force on water chaired by Assemblymen Stec which he found it to be very informative. He stated the Special Board meeting concerning the 2020 Tentative County Budget took place on November 1st and he acknowledged Supervisor Thomas, as well as the Budget Team, for all of their efforts as he believed they had done a superior job with the preparation of the County Budget. He informed on November 6th he had attended a Lake George Partnership meeting at the Village of Lake George Offices. Chairman Conover apprised he had requested that the County Administrator ensure that the County Railroad Corridor was included on the agenda for the November 18th Public Works Committee meeting during which the condition of the Corridor would be relayed. He added the Committee should be prepared to discuss their options going forward, including abandonment and he encouraged anyone interested in the topic to attend.

Chairman Conover then called for the reports by Committee Chairman on the past months meetings or activities.

Supervisor Dickinson stated the Occupancy Tax Coordination Committee had met on October 22nd, approving proposed Resolution No. 480 which he provided a brief summary of. He stated at the meeting the County Treasurer had indicated by the year 2022 there would be a deficit in the Occupancy Tax Reserve if they continued to follow the current course. He said the County Treasurer came to this conclusion through the use of internal information that was intended for the worksheets the Committee used to ensure they did not run out of money. He said at the rate they were currently going this would occur if they did not change their course of action which they were all well aware of long before the County Treasurer mentioned anything. He remarked he felt it was inappropriate for the County Treasurer to bring this to light in that public venue and he wanted to ensure the Board members, as well as the public, that the County was on stable ground with occupancy tax. He stated major changes had been

made with occupancy tax over the last few years and although they did not have sufficient funds available to provide funding to all of the requests they received, requiring them to make difficult choices, he wanted to reaffirm there was no deficit in occupancy tax nor would there be while he was overseeing it.

Supervisor Merlino apprised a letter from the Tourism Department was distributed to all of the Supervisors which contained general information. He stated a German Fam Tour Operator was here in October which was coordinated by I Love NY and Tanya Brand, *Group Tourism Promoter*, who took them to the Sagamore Resort, Prospect Mountain the Factory Outlet Malls, as well as a few other places to demonstrate what Warren County had to offer them. He announced the Factory Outlets Shopping video was now being promoted for the holiday season and the Tourism Department was working with Roost (*Regional Office of Sustainable Tourism*) Adirondack to promote skiing in the Adirondacks which was a campaign designed to bring awareness to the six ski mountains located there. He stated the next Tourism Committee meeting, which was scheduled for November 19th, would be brief.

Supervisors Strough and Wild indicated they had nothing to report on.

Supervisor Beaty reported on the October 22nd meeting of the County Facilities Committee where no resolutions were requested, but healthy discussions took place concerning the building for the Office of Emergency Services equipment, as well as the fact that the Climate Smart Group was working with Kevin Hajos, *Superintendent of Public Works*, on performing an energy audit on the Municipal Center Building. He recognized Mr. Paolamo for addressing the Board members, opining that it took a significant amount of confidence to speak in front of any group. He said he felt Mr. Paolamo spoke eloquently, got straight to the point and researched the topic thoroughly. Supervisor Beaty informed there were facilities across the United States that assisted individuals with Autism and he would help champion this effort over the coming year to determine if it was feasible for the County to become one of those that attempted to help assist individuals in becoming more independent. He asked Mr. Moore if he had been able to do any research on whether there were any communities like this in New York State and Mr. Moore replied he was aware there were Counties, such as Dutchess County, which employed an initiative referred to as "Think Differently", but he was unsure of what that consisted of. Mr. Moore apprised he would contact Dutchess County to request information regarding the Program and forward it on to Supervisor Beaty. Supervisor Beaty thanked Mr. Moore and added he believed the Board members would support some sort of program that would allow individuals to become more independent. He remarked he felt this initiative was as important as the County ensuring that their senior residents were taken care of. He concluded by thanking Mr. Paolamo for bringing this matter to the Board's attention.

Chairman Conover requested that Mr. Moore distribute the information he received from Dutchess County about their "Think Differently" Program to the appropriate Committee.

Supervisor Magowan advised he had no Committee report, but he would also like to recognize Mr. Paolamo for speaking to the Board about developing a community for the purpose of allowing individuals with Autism to live independently, as he was thoroughly impressed with the information that was presented. He stated he would like to work with Supervisor Beaty and Mr. Moore to help move this forward.

Supervisor Sokol informed the Finance Committee had met on October 31st, approving proposed Resolution Nos. 461-462 and 491-512, as well as 516 and he provided a brief summary of each. He stated the County Treasurer was unable to attend the meeting today; however, he noted, everyone should have received an email from the Treasurer's Office indicating sales tax was up by 2.9% as compared to the same time period last year.

Supervisor Thomas apprised the Budget Committee had met on October 22nd to review the particulars of the 2020 County Budget, but prior to this they had met on October 16th where they forwarded on to the Finance Committee request to establish of several County Reserves, as well as increasing some of the existing ones. He said they sought to create a reserve for SUNY Adirondack to increase the County's contribution toward their operating expenses and for Countryside Adult Home to assist with some of the building improvements required there.

Supervisor Thomas advised he had presented the 2020 proposed County Budget at the November 1st Special Board Meeting and he respectfully asked for the Board's support.

Supervisor Hyde indicated she had nothing to report.

Supervisor Geraghty stated that the Personnel & Higher Education Committee had approved proposed Resolution Nos. 488-490, 516 and 518 which he requested support of.

Supervisor Leggett reported the Criminal Justice & Public Safety Committee had met on October 22nd, approving proposed Resolution Nos. 463-471 and he provided a brief summary of each. He informed a working group was established which consisted of Supervisors Braymer, Hogan, Magowan and Driscoll, along with Mr. Moore for the purpose of drafting a resolution pertaining to the issues with Bail Reform which were positioned in proposed Floor Resolution No. 1. He acknowledged the members of this group, for the time and effort they put into this matter. He recognized Amy Hirsch, *Emergency Services Coordinator*, and the Office of Emergency Services staff for the work they did with the towns on storm recovery following the storm that occurred on Halloween.

Supervisor Diamond indicated he had nothing to report on.

Supervisor McDevitt remarked he was pleased to hear that a Texas-based plastics company was opening a location at the former G.E. Dewatering Site in the Town of Fort Edward which would create fifty new jobs in Washington County. He stated some more good news related to the fact that the Office for the Social Security Administration was relocating from its location in the Town of Queensbury to the former Post Office Building in the downtown area of the City of Glens Falls. He said they would be a long-term, stable tenant which would be beneficial for that section of the City. He informed progress on the Revitalization Project for South Street in the City of Glens Falls was moving along nicely, with the Governor being very receptive to the City's requests. Supervisor McDevitt voiced he was troubled with how the Country continued to deal with mass shooting incidents, the most recent of which occurred yesterday in the State of California. He stated basic background checks should be conducted on individuals who had access to guns. He said it would appear as if the Country's political establishment should move in the right direction and require background checks as it related to this issue and notify the NRA (*National Rifle Association*) it was time for these background checks to occur.

Supervisor Braymer stated the County foreclosure auction was conducted on October 19th with several resolutions before them today that pertained to the auction and she encouraged anyone with questions to contact Lexie Delurey, *Director, Real Property Tax Services*. She reported on the October 28th meeting of the Environmental Concerns & Real Property Tax Services Committee, where there was a presentation by representatives from NYS DEC regarding PFOS (*Perfluorooctane Sulfonate*) State-wide, along with details about how this was impacting Warren County and what was occurring at the State level. She said they were hopeful the testing continued to show there were no issues in Warren County. She informed the next Committee meeting was scheduled for November 19th where they would be discussing the proposal regarding the septic inspection transfer law, as well as the energy audit for the Warren County Municipal Center Building.

Supervisor Loeb reported on the October 28th meeting of the Support Services Committee where proposed Resolution Nos. 484-486 were approved. He recommended anyone who had not had a chance to visit the new Warren County Historical Society Museum on Gurney Lane in the Town of Queensbury take time to do so. He stated upon the recommendation of Supervisor Wild, the Information Technology Department was looking into the cost of installing kiosks within the DMV (*Department of Motor Vehicles*) to allow for patrons to process their transactions online for the purpose of reducing the wait time. Due to time constraints at the Committee meeting where they were unable to fully discuss the opiate litigation, Supervisor Loeb advised he had requested that the County Attorney provide a detailed explanation regarding proposed Resolution No. 485, *Authorizing Warren County to Opt Out of the Negotiation Class in the National Prescription Opiate Litigation*, during the report by County Attorney.

Supervisor Driscoll advised he would also like to thank Mr. Paolamo for his comments regarding a community where Autistic individuals could live independently and he said he would like to meet with Mr. Paolamo to discuss this further. In regards to pet friendly apartments, he stated more apartment complex owners were willing to allow pets than in previous years due to changes in the laws. He acknowledged the Veterans' Services Department for all of the programs they had recently been managing for Veterans, as well as for active Service personnel. He mentioned the County had a long history of sponsoring low income families for the holidays and he was appreciative that this was continuing on, as there were a significant amount of Warren County residents who did not require a hand out, but rather some assistance.

Supervisor Frasier advised the Health, Human & Social Services Committee had met on October 21st, during which they approved proposed Resolution Nos. 478-479 and she provided a brief overview of each. She acknowledged Mr. Hajos, the DPW staff, and Ms. Hirsch for working closely with the Town of Hague on recovery efforts from the storm.

Supervisor Simpson informed the Public Works Committee had met on October 21st, approving proposed Resolution Nos. 481-483 and he provided an overview of each. He apprised he would also like to thank Ms. Hirsch, the Office of Emergency Services staff, as well as the Town's Superintendents of Highways and their staff for their response to the damage as a result of the Halloween storm. He said his town had eight roads that were damaged and the efforts to address this went smoothly. He stated the County and Town Public Works employees were the ones that ensured the roads were brought back to safe conditions and he wanted to ensure they were aware that their efforts were appreciated.

Chairman Conover apprised the Public Works Committee and the negotiating team that was involved with the vetting of the County Railroad had done an exceptional job and would continue to do so in guiding the County forward as it related to the Corridor.

Supervisor Hogan stated copies of Cornell Cooperative Extension's Annual Report and Program Guide had been distributed to the Board members prior to the meeting. She said they had conducted Games of Logging 1 & 2 this past month, along with several chainsaw safety classes and the utilities for the new training center were being connected today. She informed she would like to echo the thanks to the Office of Emergency Services and DPW staff, as forty-one roads in the Town of Johnsbury had sustained damage as a result of the storm on Halloween which was about 1/3 of their roads. She remarked she considered the Town Highway employees to be heroes, as were the County DPW staff who would be assisting with making all of the necessary repairs; however, she noted, it would be a long process.

Continuing to the report by the County Administrator, Mr. Moore recognized the following people for their years of service to the County which he said he was greatly appreciative of:

- * Laurie Lane for 20 years of service to the Department of Public Works;
- * Tina Murray for 20 years of service to the Department of Social Services;
- * Ginelle Jones for 25 years of service to Public Health;
- * Monica Girard for 30 years of service to the Sheriff's Office; and
- * Michael Missen for 35 years of service to the Sheriff's Office.

In regard to Occupancy Tax, Mr. Moore advised following his meeting with Supervisor Dickinson to discuss the Occupancy Tax Reserve balance, he was confident they had a good plan going forward. He stated they would never run out of money because they projected the balance out for five years and changed the strategy from year to year to ensure it was being managed correctly.

Mr. Moore stated he felt compelled to point out to the gentlemen who complained about his tax bill who was from the Town of Lake George earlier in the meeting that, as indicated by Supervisor Dickinson, the Town used to leave \$100,000 with the County which went directly to reducing the County tax rate for the Town residents, but because the Town Board decided not to do that anymore this was the biggest factor in the increase of their County tax rate. He said he was well aware all of the Board members knew how to "take a punch"; however, he noted, "that punch" was misdirected at this Board. He explained even if the Town did not do

that because of the equalization rate in the Town of Lake George dropping one point, as well as the fact that the Town had grown by a little over 2% as opposed to the rest of the County growing about 1.5%, even if this Board had reduced the tax levy the County Tax rate for the Town would have likely increased.

Mr. Moore advised there were two proposed Floor Resolutions this month, the second of which was being requested by the County Treasurer's Office to allow the refinancing of all of the County's 2009 bonds which currently were the highest interest bonds and were also taxable. He continued, with the refinance they would be moving to tax exempt bonds. He said these were twenty-five year bonds mostly for the construction of the Human Services Building and the principle remaining on them totaled \$13,335,000 which combined with interest would have cost the County about \$21.7 million under the current financing over the next fifteen years. He informed with the new rate, which would be prevailing AA rates plus twenty-five basis points the County, would pay an estimated \$3.4 million less from now through 2034 which translated into present value savings of \$2.9 million. He advised this resolution needed to be brought to the floor and would require a 2/3 majority vote to pass.

Mr. Moore stated this past month had been busy for him between working on the County Budget, the storm, CSEA (*Civil Service Employees Association*) negotiations and a host of other issues. He said he would like to dispense his typical review of those meetings to allow him to read aloud proposed floor Resolution No. 1 which was very long and concerned Bail and Discovery Reform. He said he believed this issue was the most important one currently being discussed all across the State and he recognized Supervisor Leggett and the Department Heads, as well as Supervisors Braymer, Driscoll, Hogan and Magowan for the assistance they provided him on writing the resolution. He proceeded to read aloud proposed floor Resolution No. 1 entitled "*Imploring the State of New York to Immediately Amend or Delay Implementation of Bail and Discovery Reform Laws that Will Endanger the People of New York and Reverse Decades of Bipartisan Progress in Reducing Crime*".

Chairman Conover advised the 2/3 majority vote that was mentioned on proposed floor Resolution No. 2 regarding bonding did not pertain to bringing the resolution to the floor, as only a simple majority was required for this purpose, but a 2/3 majority vote was required in order to adopt it.

Privilege of the floor was extended to Mary Elizabeth Kissane, *County Attorney*, to provide a report from the County Attorney. Ms. Kissane advised as mentioned by Supervisor Loeb, she wanted to provide the Board members with additional details regarding proposed Resolution No. 485, *Authorizing Warren County to Opt Out of the Negotiation Class in the National Prescription Opiate Litigation*. She said the Judge presiding over the multi-district litigation in the Northern District of New York had approved the request to certify a negotiating class, the purpose of which was to set forth a framework and to assist the County parties to achieve a national resolution of the opioid litigation. She continued, even though the negotiating class was created in the Northern District of Ohio, if Warren County did not opt out of this class they would automatically be enrolled as part of this NDL negotiating class. She informed the purpose of this class was to get a national resolution for this litigation and it was important to understand at this time there was no settlement agreement, as negotiations had not even commenced on what this settlement may look like. She stated the Judge in the MDL litigation was starting the negotiating process by asking Counties to lock into this class before a deal was even discussed and once in the class any class member would be bound by a vote of around 70%; however, she noted, any County that opts out of this class would retain any rights to negotiate separately regarding the same legal claims even if the Court approves a settlement for the MDL class. She indicated the legal counsel representing Warren County on this matter had advised the County to opt out of the MDL class because there was currently a coordinated proceeding occurring in New York which meant although numerous Counties had filed suit, the Court had chosen two Counties to continue the litigation while all other Counties would wait for a resolution. She mentioned currently the two Counties that were chosen were Suffolk and Nassau Counties and they were engaged in discovery. She apprised

the Judge presiding over these trials had already issued several decisions which were fair and impartial, and in the New York specific litigation a special Master had been designated to aid with settlement negotiations. She stated this was a dedicated resource that was not available to the MDL negotiating class. In addition, she said the New York case had a firm trial date and the New York cases had already been coordinated which meant any party still active in the New York litigation would not be bound by a national agreement, but would have the ability to vote on any settlement that was specific to New York and if Warren County did not opt out of the MDL class this would be lost. Finally, she informed the New York Constitution Article 9 and local cases surrounding Home Rule were supportive of local rights, but in States that did not have a strong Home Rule Law the State could come in and pre-empt local claims; however, she noted, because of the strong Home Rule Law in New York there was no risk of State preemption and each Counties individual claim could survive. She indicated there was local autonomy in relation to New York State, but this was not the case with the MDL negotiating class. She stated for the foregoing reasons the County's legal counsel on the matter was recommending that Warren County opt out of the MDL negotiating class which was the outcome that would be achieved if this Board adopted proposed Resolution No. 485, *Authorizing Warren County to Opt Out of the Negotiation Class in the National Prescription Opiate Litigation*, today. She advised if any of the Board members would like further specifics regarding this information she would invite questions in an executive session.

Chairman Conover advised he would entertain a motion to enter into in executive session if anyone would like to discuss the matter further during the discussion and public comment on proposed resolutions portion of the meeting.

Ms. Kissane stated the second issue she would like to discuss with the Board pertained Attorney Daniel Vincelette's filing yesterday of a summons and complaint naming as defendants Warren County, the Warren County Board of Supervisors, herself, Mr. Hajos, Don DeGraw, Ross Dubarry and Jeff Tennyson. She informed Mr. Vincelette was accusing the County of breach of contract, break of implied covenant, good faith and fair dealing, tortious interference with a contract, fraud, unjust enrichment and quantum meruit. She remarked she wanted to be very clear that as the County's legal counsel she felt this complaint had no merit because in Mr. Vincelette's January 20, 2016 retainer letter Mr. Vincelette wrote this fee would include all aspects of the eminent domain proceeding which quoted "from conference and negotiations to motion practice and trial". She said this retainer incorporated the retainer set forth in the Resolution of the Warren County Board of Supervisors as to the cap on legal fees in this matter. She continued, additionally the service provider agreement which was signed by both Mr. Vincelette and the County incorporated this January 20, 2016 retainer letter and further clarified the County shall pay the provider a fee not to exceed \$20,000 with this amount to be inclusive of sub-contracting with Thurston, Casale & Ryan, PLLC. for an appraisal report in an amount not to exceed \$5,000. She advised the service provider agreement further cedes the County shall not be liable to the provider for any other services and/or expenses unless otherwise agreed to in writing by the County. Finally, she said Resolution No. 671 of 2015 which Mr. Vincelette referenced in his retainer letter also stated an amount not to exceed with this amount being inclusive of the sub-contracting with Thurston, Casale & Ryan, PLLC for an appraisal report again not to exceed \$5,000. She mentioned the Resolution went on to state the not to exceed amount could be increased without further resolution from the Board of Supervisors. She pointed out that Mr. Vincelette exceeded this not to exceed amount before he went to trial in April of 2018, and at no point during this trial did he come to any Committee and request an increase in his not to exceed amount. Instead, she said he came to the June of 2018 Committee meeting after his presence was requested by this Board. She informed in light of the facts she had just explained it was her plan to make a motion to dismiss before they even answered this complaint unless she was directed differently by the Board.

Resuming the Agenda review, Chairman Conover called for the reading of communications, which Mrs. Allen read aloud, as follows:

Other:

1. Capital District Regional Off-Track Betting Corporation September payment in the amount of \$3,075.

Continuing to the reading of resolutions, Mrs. Allen announced proposed Resolution Nos. 461-518 were mailed; she informed that proposed Resolution No. 499 was amended after mailing and a motion was needed to approve the revision. The necessary motion was made by Supervisor Dickinson, seconded by Supervisor Simpson and carried unanimously. Mrs. Allen stated a motion was necessary to bring to the floor proposed Floor Resolution No. 1 which implored New York State to immediately amend or delay the implementation of Bail and Discovery Reform that Mr. Moore discussed. The necessary motion was made by Supervisor Dickinson, seconded by Supervisor Leggett and carried unanimously. Mrs. Allen apprised a motion was necessary to bring to the floor proposed Floor Resolution No. 2 which concerned the refunding bond. The necessary motion was made by Supervisor Sokol seconded by Supervisor Thomas and carried unanimously. Mrs. Allen informed Floor Resolution No. 1 would now be referred to as proposed Resolution No. 519 and Floor Resolution No. 2 would now be referred to as proposed Resolution No. 520. She added proposed Resolution No. 520 would require a roll call vote. Mrs. Allen noted that the Resolution Index did not list proposed Resolution No. 472 *Authorizing Extension of Option Agreement with the Economic Development Corporation, Warren County*, as a roll call vote, but that would be required.

Chairman Conover called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

Marcy Flores, *Warren County Public Defender*, advised she would like to address proposed Resolution No. 519, *Imploring the State of New York to Immediately Amend or Delay Implementation of Bail and Discovery Reform Laws that will Endanger the People of New York and Reverse Decades of Bipartisan Progress in Reducing Crime*. She stated she read an article this week that was featured in *The New York Times* where Tom Hanks was interviewed about portraying Fred Rogers. She said he was not discussing Bail or Discovery reform, but he was talking about life lessons which she felt related to this matter. She stated Mr. Hanks indicated in the article many years ago he had learned how important it was just to show up a bit early, be ready to go and to respect the whole process and he believed they could respect even when others did not; she apprised she would change the statement to indicate when others did not agree. She remarked she believed Bail and Discovery Reforms were life lessons. She said everyone in New York State had learned about the Bail Reforms in the Spring of this year and everyone who worked in the criminal justice system was preparing for them, just like Mr. Hanks had mentioned; however, she noted, this community had a huge shock which was a loss and trauma to everyone. She informed often individuals reacted with emotion when loss and trauma were involved, but as attorney's they were taught to think logically and without emotion and she believed the criminal justice system was doing that when they considered this new legislation. She apprised there would always be challenges to the new laws and the high courts would make determinations and rulings on them resulting in the laws being modified as time moved forward. She stated she felt she was in a unique position to speak to the Board Members because she was the victim of a violent crime, she had been a prosecutor for eighteen years, she had worked in the Public Defender's Office for over fifteen years and she had been handling prosecution or defense for over thirty-six years which was why she felt she had some knowledge in this field. She advised she had never drafted legislation, but she always had to deal with the results of legislation. She referred to how during the 1980's DWI (*Driving While Intoxicated*) cases were being dismissed due to the sufficiency of the accusatory instruments and how she was a member of a State Committee that drafted the DWI Bill of Particular Supporting Deposition Document which was a two page document that was used in every DWI case in the State. She informed this was challenged, but was successful and was still being used today. She continued, in addition also in the 1980's a misdemeanor assault charge was dismissed in New York State because it was not legally sufficient meaning it did not have all of the elements required for this crime. She stated as a result of this she and another individual working in the District Attorney's Office had to draft a

"book" on how to write an accusatory instrument for every crime that existed in New York State. She said this was an example of how individuals learned that they had to deal with these types of situations as they arose. She apprised when looking at qualifying which required bail and non-qualifying crimes as a former prosecutor, and a defense attorney when viewing crimes, she felt it was necessary to look at the elements of what occurred and there could be ways to draft crimes based on these elements to make it a qualifying crime. She said there may have been a crime that recently occurred in Warren County where the original accusatory instrument was not a qualifying crime, but when the District Attorney's Office presented the case to the Grand Jury they were able to take the elements of the crime that they had and make it a qualifying crime resulting in bail being set on it. She informed she believed this law would require the District Attorney's Office and law enforcement to look at crimes differently to look at the qualifying crimes where bail could be set and try to work on that. She mentioned when she reviewed this resolution she felt there were some crimes included that she had never seen prosecuted, such as money laundering as a point of terrorism in the third and fourth degrees, but if you reviewed a qualifying crime which was referred to as conspiracy in the first degree, the individual could be charged with that and have bail set. She said there may be one charge that was not included, but there were a significant amount of crimes referenced on the list which could be used to meet bail requirements. She mentioned also on Page 2 in the second paragraph there was a crime referred to as female genitalia mutilation which she had never seen prosecuted, but what could be charged as assault in the second degree resulting in it becoming a qualifying crime. She added she was pointing this out to ensure everyone was aware that some crimes were excluded, but they could be also be charged in a different way. Ms. Flores advised one of her concerns related to the fact that the Constitution had a long history of protecting the rights of the accused, as well as those of the victim and anyone charged with a crime was presumed innocent no matter what the crime was and they had the right to a fair trial, right to liberty, and right to a speedy trial. She mentioned currently at arraignments there was not consistency in any County in New York State on what bail was set on what charge, as each Judge had their own discretion. She apprised she had clients who had been charged with stealing food, diapers, and other such items from Walmart that had bail set on them which they could not afford to pay and these were the individuals she represented. She said as an example, theft of diapers could result in bail being set at \$250 cash bail over a \$1,000 bond which meant they had to pay \$100 on a \$1,000 bond could, but they could not afford this resulting in them remaining in the County Jail. She said while they were incarcerated their lives fell apart as a result of trauma to their family, to the community, loss of their job if they had one, they did not receive services for substance abuse, mental health, other conditions they may have, their family could lose their housing etc. She remarked this was why Bail Reform was so important to her, especially on misdemeanors and violations, as not having bail on those low level offenses would allow individuals to be out of jail, making it easier to aide in their defense versus when they were incarcerated because she was unable to get to the jail all the time and phone calls were recorded, meaning if a client called a family member to talk about their case it would be recorded and available to the District Attorney to use in their case against them. She added she and her staff represented a significant amount of individuals making it difficult for them to visit all of their clients who were incarcerated and although the jail did not record phone calls between attorney's and their clients, there were issues as a result of having clients in custody on low level crimes. She mentioned according to the Chief Defenders Association between 2007 and 2008 the Warren County unsentenced jail population had increased 20%. She remarked the bail factors became important for her because the prosecution could require bail and pre-trial detention for individuals facing alleged violent felonies where violence was used or threatened and some misdemeanors, such as sex offenses and witness tampering, as well as some non-violent felonies. She stated this meant not every crime was excluded, as there were many listed. She informed bail was a wealth based system that allowed those with money to get out and those who did not have any remained incarcerated and she believed they could agree that would be unfair, as it should be

individuals wanted to contest the allegations against them should be able to aid their attorney in their defense. In addition, she pointed out New York State was not the only State enacting Bail and Discovery Reform, as this was occurring throughout the United States. She referred to Page 3 paragraph 8 of the Resolution which concerned public officials notifying clients about court appearances. She said this was not referring to the District Attorney's Office or law enforcement, but rather the OCA (*Office of Courts Administration*) which meant the Courts would be required to notify clients about their upcoming court dates via email, mail, text message or voice mail. She apprised as a result of this the OCA was developing their systems in order for this to occur.

In regard to Discovery Reform, Ms. Flores advised this was also very important because it allowed her office and all defense attorney's to obtain information in a more timely manner. She informed they would now be able to acquire the evidence circumstances, remarks and what constituted admissible evidence in the court of law in a more timely manner rather than before the eve of trial which was when they typically received them. She stated these discovery changes allowed herself and her clients to have more information and would allow her to make a better assessment of the case. She apprised it would also allow the criminal justice cases to go through the system faster. She stated something that was not included in proposed resolution No. 519 was that the client could waive the timeframe of this fifteen days and forty-five days, pointing out the District Attorney's Office could get an extension for further time for good cause, but the defense attorney could waive it. She said she was meeting with the District Attorney and the County Court Judge this coming Monday to discuss to go over new forms that dealt with these issues and standards the court was ensuring occurs. She remarked it was imperative the Board members understood that although fifteen days did not seem like a sufficient time to gather evidence, those time periods could be waived. She indicated there was something referred to as Standards and Goals that was not mandated and pertained to the timeframe a case required in order to go through the criminal justice system. She stated for a felony it was six months from the date that an individual was arraigned and on misdemeanors it was substantially less; however, she noted, not all Courts adhered to Standards and Goals and the only ones that did so in Warren County were the County Court and the City of Glens Falls Court. She apprised in terms of the timeframe to get cases, if the lawyer was waiting for Discovery and material that needed to be provided that may exonerate the client they needed this information sooner rather than later.

Ms. Flores informed the first paragraph of proposed Resolution No. 519 indicated there was a concern that the accused would be given access to the alleged crime victims home where the crime occurred. She advised this had always been an issue because when a crime scene occurs the defense attorney could make an application to the Court to inspect that location, but it was determined by the Judge whether this was permissible. She informed in most cases when a crime occurs in a home police would video tape and take pictures and those materials would become discoverable and they were provided to the defense attorney. She apprised she believed individuals interpreted this to mean the defendant would come into the home when the victim was present, but that was not how this situation would ever be considered by a Court.

Ms. Flores advised one of the items not mentioned in proposed Resolution No. 519 was that she now had reserve discovery which meant she had set timeframes, as well for when she had to turn information over to the District Attorney's Office. She said she was not complaining about this because it ensured there was an even playing field. She stated approximately 95% of all cases ended in plea deals and most times at this point in time clients did not get to see the evidence that was against them which meant they were incarcerated, had no access to the evidence against them and they had an offer for a plea deal that would require them to serve four months in jail, three of which they had already served causing them to accept the deal even if they did not commit the crime.

In regard to the removal of bail on violations and misdemeanors and allowing Judges to set bail on felonies, Ms. Flores apprised she had been asked what compromise would she

make. She said if the bail factors were for misdemeanors and violations that became extremely important. In terms of whether the timeframe needed to be forty-five days, she remarked she believed fifteen days was appropriate because they could get extensions, but forty-five days would not cause too much disruption. She voiced her opposition to removing violations of vehicle and traffic law from the Discovery Reform. She pointed out what that was referring to was how the DMV had to provide their records to the District Attorney's Office and since they were a State Agency she believed they should be able to comply with this. She stated with the requirement that victims be notified, she said never had there been a requirement that a victim appear in Court because court cases are public and victims could call the court to get the date, or they could call the District Attorney's Office or the Crime Victims Specialist who worked within the District Attorney's Office. Finally, she informed she believed lobbying groups had been involved when the legislation was created. She remarked when she considered Mr. Hank's comment that a long time ago he had learned to show up early, she felt they had done this and were prepared and respected the process and she requested that the Board Members be supportive of Bail and Discovery Reform Legislation.

Supervisor Loeb requested a roll call vote on proposed Resolution No. 519, *Imploring the State of New York to Immediately Amend or Delay Implementation of Bail and Discovery Reform Laws that will Endanger the People of New York and Reverse Decades of Bipartisan Progress in Reducing Crime*.

In regard to proposed Resolution No. 519, Supervisor Loeb stated that he concurred there were significant emotions surrounding the Bail and Discovery Reform legislation. He apprised another tragic situation had occurred recently in New York State where someone was released without bail because the Judge determined since the new laws which were going into effect January 1, 2020 would have let this individual be released without bail they would release them without bail. He said the issue was if the Judge had set bail and the individual had a large sum of cash on them they would have posted bail. He informed the emotional argument against eliminating bail related to the innate bias that individuals with no money were bad and those with money good as dictated by what society said. He remarked he did not believe the Board Members should buy into this stereotyping, as decisions should be made without feelings whenever possible and he urged them to be that way now.

Supervisor Magowan advised proposed Resolution No. 519, was a complicated one and he had the utmost respect for Ms. Flores and the job she did defending individuals. He said this was a two-sided coin with Ms. Flores on the side of the defense. He pointed out everyone had choices in life that they had to make, such as whether they had money or not. He stated as he had grown he had always paid the consequences for the choices he had made and he had learned from some of his mistakes. He apprised his understanding of proposed Resolution No. 519 was that they were not asking for Bail Reform to be rescinded, but he felt it needed to be revised to provide the Judges with the option to set bail on a case-per-case basis. He stated in response to Ms. Flores' argument that the charges could be reworked to ensure an individual remained in jail, he was concerned that the defense attorney would point out previously they would have been charged with the lesser crime. He remarked he believed proposed Resolution No. 519 should be adopted to make the State aware of their feelings that the Bail Reform needed to be revised to ensure that it worked for the prosecution, defense, crime victims and accused who had minimal resources in Warren County, on a State-wide basis.

Supervisor Beaty informed Bail and Discovery Reform was a complex law which would be effective on January 1, 2020 that he felt was not well thought out by the State Legislature or Governor Cuomo; he pointed out the State Attorney General had indicated there were issues with the law. He voiced that the safety of the residents should take precedent over most issues other than caring for residents who were senior citizens and those with developmental disabilities. He stated with all due respect to Ms. Flores who had challenges with her job like everyone else, he did not believe Bail and Discovery Reform was discriminatory, but rather it was a law that put more residents in harms way through the removal of the Judges ability to

set bail. He remarked he found this to be troubling within Warren County and many other counties across the State imploring for this law to be amended. He said he was hopeful the Governor and many of the politicians from downstate New York who felt this law would be beneficial State-wide would reconsider and make changes so that it was advantageous, removed the dangerous aspects from the equation and provided protection for New York State residents. He concluded by voicing his support of proposed Resolution No. 519, adding that he felt it could use more potency.

Supervisor Strough stated his reaction to seeing proposed Resolution No. 519, for the first time this morning was that there was no acknowledgment in the resolution of the need for Bail and Discovery Reform which he felt they were all aware there was a need for. He apprised in reading the proposed resolution he determined it was strong on emotional appeal, but light on bringing the facts forward. He concurred that the Bail and Discovery Reform required some changes, but there was no place in proposed Resolution No. 519 where it indicated a need for these reforms. He stated he felt Ms. Flores did a phenomenal job expressing the defense point of view about the inadequacies of this resolution. He remarked perhaps he could support this proposed resolution if it was more fair and balanced; however, he noted, it was not in its current form.

Supervisor Driscoll thanked Chairman Conover for the opportunity to work with Mr. Moore and Supervisor Leggett on trying to bring his perspective to proposed resolution No. 519, as he had worked in health and human services for over forty years, working with and advocating for low and fixed income individuals, as well as families experiencing times of crisis and despair. He informed he had pondered this proposed change in Bail and Discovery Reform more than any other issues that had come before him in the last couple of years. He stated he often liked to use analogies and compare to different types of situations. He said he had worked a substantial amount with the Department of Social Services where occasionally there were individuals who committed fraud with social service benefits. He advised to change the qualifications for benefits because a few individuals decided to abuse the system would not be prudent. He informed he recognized that there were some individuals who would experience hardships from Bail and Discovery Reform; however, he noted, he felt additional changes were required which was why he was fully supportive of proposed Resolution No. 519.

Supervisor Braymer apprised she felt compelled to point out that she was supportive of Bail Reform for low level charges, as she did not want to place more of a hardship on individuals who had less financial resources available to them and send them to jail because they could not afford \$100 in bail. She stated she did feel the legislation needed to be amended to address the crimes that had a dangerous aspect to them that the Judge should be permitted to take into consideration all of the factors and set bail as needed. She said given all of that, they needed to keep in mind that individuals were presumed innocent until they were convicted making this even more of a complicated situation, but she did believe the Bail and Discovery Reform should go back before the State Legislature for additional discussion and changes. She concluded that overall she was supportive of Bail Reform in its primary goal to take that weight off individuals who did not have the financial resources.

Supervisor Wild stated he concurred with Supervisor Strough that proposed Resolution No. 519, needed to mention the need for Bail Reform. He added he believed the County was fortunate to have Ms. Flores and her staff along with the passion that she brought to the segment of the County's population she served. He advised his sense of this was the County was trying to influence the State Legislature to try and make a change and he suggested proposed Resolution No. 519 could be amended to state "Whereas we recognize the need for Bail Reform". He remarked he was supportive of the proposed resolution because they needed to do it in the strongest way possible in an attempt to influence the State Legislature to make changes.

Supervisor Geraghty apprised he was fully supportive of proposed Resolution No. 519, because its intent was to encourage the State Legislature to consider how these reforms were

adopted and revisit them to take into consideration how it impacted others. He added he did support the Bail Reform which was being done on a national level.

Supervisor Merlino stated he would like to echo the comments made by Supervisor Geraghty and add they should consider the issues they currently had with bail and question how many more they would have when bail was not required. He concluded by voicing his support of proposed Resolution No. 519.

Supervisor Leggett acknowledged Mr. Moore for working on proposed Resolution No. 519. He stated although the resolution was written out of emotion, it was also factual which was what he found to be impressive about it. He thanked Supervisors Braymer, Driscoll, Hogan and Magowan for the input and feedback they provided to Mr. Moore on the proposed Resolution. He remarked the County was fortunate to have Ms. Flores on staff, as she advocated strongly for what she believed in. He apprised the Board members pledged every time they attended a Board meeting for justice for all and from testimony that had gone before the Criminal Justice & Public Safety Committee they had heard from the District Attorney, the Probation Director and the Public Defender to determine where the justice was with Bail and Discovery Reform. He stated the way the State implemented this Reform did not include justice for crime victims as much as there should be and he believed that was what they were advocating for in proposed Resolution No. 519. He said he felt they could all agree in any human-made system it would not be perfect and individuals would unnecessarily suffer because of that and there were individuals within the judicial system that should not be going through what they were because of those imperfections which they were striving to make better and that was what proposed Resolution No. 519 represented.

Mr. Moore advised in defense of the Criminal Justice & Public Safety Committee and the Supervisors who assisted with writing proposed Resolution No. 519, it was factual and well thought out. He informed the Departments who had something to do with this, including the Public Defender, had been solicited during Committee meetings for their opinions and had been part of the process of drafting the proposed Resolution. He thanked Sheriff York, Major LaFarr, Robert Iusi, *Director of Probation*, Ms. Kissane, Ms. Flores and Jason Carusone, *District Attorney*, for their involvement in every step of the process, including providing comments on the proposed Resolution. He recognized Ms. Flores, who was one of the best Department Heads in the County, for doing an exceptional job as the Public Defender. He stated he wanted to shed some light on to some of the comments made by her, the first concerning the Vehicle and Traffic Law which was included in the proposed Resolution because the danger of having the Discovery Law pertain to those was that the District Attorney may not have time to address these as they were busy working on the more violent crimes. He said this meant individuals who had speeding tickets would realize all they had to do was go to court and get arraigned on the charge and since the District Attorney would be unable to meet the fifteen day requirement the individuals attorney would be able to get the charges dropped resulting in the highway becoming similar to the Autobahn highway in Europe. He continued, fifteen days in terms of the waiver was true and he thanked Ms. Flores for being willing to work with the District Attorney; however, he noted, not all defense attorneys would be as good as Ms. Flores, meaning not all of these cases would obtain a waiver resulting in the District Attorney being required to meet the fifteen days or potentially have a case dismissed. He said in terms of access to victims homes, he apprised as previously stated by Ms. Flores currently Judges had discretion over whether or not that occurred, but this law changed that and if it did not then why was it included in the Law. In regard to the disclosures, Mr. Moore informed it was correct that the Office of Court Administration was handling them, but it was not included in the law and did not relieve the local taxpayers or employees of the additional work required in the District Attorney's Office and Sheriff's Department. He added the 2020 County Budget was supportive of this through the addition of staff to both of those Departments paid for by property taxpayers. He mentioned there were some crimes that had been enumerated in the proposed Resolution where they could be charged in a different manner, but there were others that were not. As an example, he stated, his fear related to if

an individual called in a bomb threat to the Warren County Municipal Center Building and could not be held in jail for making a terroristic threat and then actually carried through with it. He continued, if an individual did not register as a sex offender and then committed a crime because they were not held in jail was another concern of his. He questioned how many crime victims it took to be victimized by this for it to merit the State reviewing the law to determine whether they handled it correctly. He remarked he did not want to have one crime victim on his conscience because as public officials the County did not do its duty and ask the State to take a closer look at this. He concurred there was a need for Bail Reform; however, he noted, this was not it.

Supervisor Braymer apprised she would like to propose an amendment to proposed Resolution No. 519, to add an additional Whereas clause at the end as follows: "Whereas Warren County supports the efforts to design and implement Bail Reform and Discovery Reform to increase the fairness of the judicial system for all". She added the next paragraph would be: "Resolved that the County would implore the State to look at the law more closely or alternatively delay its implementation".

Chairman Conover stated he was looking to see where the best place to insert that would be. Mr. Moore apprised they could make the first paragraph state the following: "Whereas the Board of Supervisors recognizes there was a need for some form of Bail Reform". Chairman Conover asked Supervisor Braymer whether she would like to advance this as an amendment to proposed Resolution No. 519, to incorporate language to indicate the County understood the need for Bail Reform and she replied affirmatively. The necessary motion to amend proposed Resolution No. 519 was made by Supervisor Braymer and seconded by Supervisor Hogan.

Supervisor Magowan informed he did not believe they should "water down" proposed Resolution No. 519, as he felt they needed to make a point to ensure their concerns were addressed before January 1st when the new law went into effect. He said for this reason he would be voting in opposition of the proposed amendment.

Supervisor McDevitt advised he would be supporting the proposed amendment because he believed the wording recognized the intent behind Bail Reform, but they isolated the real world situations in terms of circumstances, such as speeding on the highway or a more egregious form of criminal conduct.

Supervisor Strough restated his original point that proposed Resolution No. 519, did not address the fact that Bail and Discovery Reform were needed; however, he noted, the proposed amendment recognized that need which was why he was fully supportive of it.

Chairman Conover called the question and the motion to amend proposed Resolution No. 519, as outlined above was carried by majority vote, with Messrs. Beaty, Magowan and Geraghty voting in opposition.

In regard to proposed Resolution No. 472, *Authorizing Extension of Option Agreement with the Economic Development Corporation, Warren County*, Supervisor Braymer voiced her support of the Option Agreement; however, she noted, when she reviewed the previous records on the agreement she believed the agreement had expired, but she had no objection to the proposed Resolution.

Supervisor Beaty apprised he would be voting in opposition of proposed Resolution No. 472, because he believed there were a number of questions remaining unanswered.

Supervisor Magowan stated he concurred with Supervisor Beaty, apprising there were significant issues with the parcels and he would like to review the results of the study before he could make an informed decision. He said for this reason he would be voting in opposition of proposed Resolution No. 472.

Supervisor McDevitt informed he would be voting in favor of proposed Resolution No. 472, because the intent of the Warren County EDC was job creation which was difficult to achieve and he felt they should be supportive of the Warren County EDC and their efforts for these parcels.

Supervisor Strough advised he was a member of the Board of Directors for the Warren

County EDC, the purpose was to attract economic development for the County which was what they were trying to do with these parcels. He said he was fully supportive of extending the option agreement with the EDC if that was what was required to delineate what was necessary for cooperation between the County and the EDC in order to move forward.

In regard to proposed Resolution No. 499, *Establishing A.916.00 Assigned Fund Balance, for the Purpose of Project Assessments for Costs Relative to County Project Assessment and Feasibility Analysis; Authorizing Transfer of Funds; and Amending Warren County Budget for 2019*, Supervisor Braymer stated she was looking forward to the County being able to use these funds for important projects. She requested that they start working on determining how these funds would be managed, such as establishing a Committee or sub-Committee to discuss how these funds would be spent, more so with regard to the Halloween storm and all of the damage that occurred to the County infrastructure as a result; she stated she felt it was necessary to prioritize the County projects.

Chairman Conover advised Mr. Moore was well aware of how important it was to determine what these funds should be used for and the appropriate Committee would be dealing with the matter.

There being no further discussion, Chairman Conover called for a vote on resolutions, following which Resolution Nos. Resolution Nos. 461-520 were approved as presented.

REVISED

**REPORT OF CHAIRMAN OF THE BOARD ON ESTIMATE OF SALES TAX
TO BE RECEIVED CALENDAR YEAR - 2020**

To the Members of the Board:

Under the provisions of Local Law No. 1 of 1968, paragraph (L), it is my duty to report to you on the estimate of sales tax and the amount to be allocated in Warren County for the calendar year 2020. The breakdown is as follows:

Estimate of tax to be collected by the State of New York and credited to Warren County during the calendar year 2020:

Estimate of amount to be credited in county budget to reduce county tax:	\$28,567,743.00
Estimate of amount to be paid directly to City of Glens Falls in cash by the State of New York:	\$2,600,000.00
Estimate of amount to be paid to Village of Lake George from Town of Lake George share:	\$639,169.00
Estimate of amount of sales tax to be received by towns which opted to take in cash rather than as a credit on county taxes:	\$24,915,137.00
Estimate of amount of sales tax to be allocated in Warren County:	\$55,015,895.00

All figures are based strictly on estimates and any excesses are credited directly to the various units on basis of full valuation.

Estimate of amount to be paid to Village of Lake George, deducted from Town of Lake George's share:

Gross amount estimated as town's share:	\$ 3,110,284.00
Amount estimated to be credited to village:	<u>\$ 639,169.00</u>
Net amount to town:	\$2,471,115.00

Dated: November 15, 2019

Respectfully submitted,

(Signed) Ronald F. Conover, Chairman
Warren County Board of Supervisors

Warren County Board of Supervisors

MORTGAGE TAX REPORT

To the Board of Supervisors of Warren County:

Your committee on Finance would respectfully report from the financial statement relative to mortgage tax receipts made by the County Clerk and County Treasurer of Warren County for the period ending September 30, 2019, and filed in the Office of the Board of Supervisors of Warren County. It appears that the amount received by the County Clerk from mortgage taxes for the period ending September 30, 2019, from current taxes was \$997,235.85 and that after receipt of all interest and payment of all expenses, the County's share to be distributed among the several tax districts amounts to \$996,796.06.

The amounts to be distributed to the several districts are as follows:

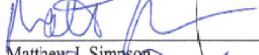
Bolton	\$84,820.85
Chester	38,175.78
Glens Falls	140,601.77
Hague	20,402.89
Horicon	29,155.20
Johnsburg	26,313.93
Lake George	128,411.25
Lake Luzerne	26,473.45
Queensbury	445,033.94
Stony Creek	9,159.35
Thurman	6,434.10
Warrensburg	22,165.05
Village of Lake George	19,648.50

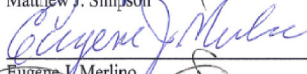
Your committee recommends the adoption of this report and recommends that the Chairman and the Clerk of the Board be authorized and directed to issue the proper warrant to the Treasurer of Warren County for the distribution of said tax.

Dated: November 15, 2019

Respectfully submitted,
FINANCE COMMITTEE



Matthew D. Sokol, Chairman

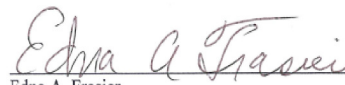

Matthew J. Simpson

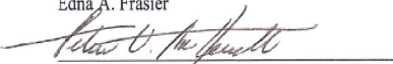

Eugene J. Merlino


Dennis L. Dickinson

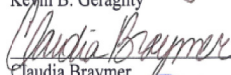

John F. Strough

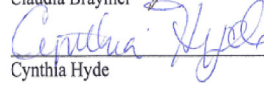

Douglas N. Beaty


Edna A. Frasier


Peter V. McDevitt


Keyjin B. Geraghty


Claudia Braymer


Cynthia Hyde

RESOLUTION NO. 461 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

MAKING SUPPLEMENTAL APPROPRIATIONS

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

FROM CODE		TO CODE		AMOUNT
DEPARTMENT PUBLIC WORKS				
D.5110 110	County Road, Maintenance of Roads, Salaries-Regular	D.5112 8298 110	County Road, County Roads, 2019 CR#4 High Street, Salaries-Regular	\$1,662.56
D.5110 110		D.5112 8299 110	2019 CR#40 Golf Course Road, Salaries-Regular	2,732.28
D.5110 110		D.5112 8304 110	2019 CR#13 Glen Athol Road, Salaries-Regular	12,835.19
D.5110 421	Equipment Rental	D.5112 8298 421	2019 CR#4 High Street, Equipment Rental	862.36
D.5110 421		D.5112 8299 421	2019 CR#40 Golf Course Road, Equipment Rental	4,670.66
D.5110 421		D.5112 8304 421	2019 CR#13 Glen Athol Road, Equipment Rental	16,760.44
D.5110 810	Retirement	D.5112 8298 810	2019 CR#4 High Street, Retirement	195.36

FROM CODE		TO CODE		AMOUNT
DEPARTMENT PUBLIC WORKS - cont.				
D.5110 810		D.5112 8299 810	2019 CR#40 Golf Course Road, Retirement	\$341.43
D.5110 810		D.5112 8304 810	2019 CR#13 Glen Athol Road, Retirement	2,090.67
D.5110 830	Social Security	D.5112 8298 830	2019 CR#4 High Street, Social Security	124.95
D.5110 830		D.5112 8299 830	2019 CR#40 Golf Course Road, Social Security	196.14
D.5110 830		D.5112 8304 830	2019 CR#13 Glen Athol Road, Social Security	1,284.29
D.5110 831	County Road, Maintenance of Roads, Medicare Contribution	D.5112 8298 831	County Road, County Roads, 2019 CR#4 High Street, Medicare Contribution	29.22
D.5110 831		D.5112 8299 831	2019 CR#40 Golf Course Road, Medicare Contribution	45.86
D.5110 831		D.5112 8304 831	2019 CR#13 Glen Athol Road, Medicare Contribution	300.37
D.5110 860	Hospitalization	D.5112 8298 860	2019 CR#4 High Street, Hospitalization	362.99

November 15, 2019

680

FROM CODE		TO CODE		AMOUNT
DEPARTMENT PUBLIC WORKS - cont.				
D.5110 860		D.5112 8299 860	2019 CR#40 Golf Course Road, Hospitalization	\$591.15
D.5110 860		D.5112 8304 860	2019 CR#13 Glen Athol Road, Hospitalization	2,052.30
D.5110 865	Dental Insurance	D.5112 8298 865	2019 CR#4 High Street, Dental Insurance	7.16
D.5110 865		D.5112 8299 865	2019 CR#40 Golf Course Road, Dental Insurance	11.75
D.5110 865		D.5112 8304 865	2019 CR#13 Glen Athol Road, Dental Insurance	27.72
D.5112.8298 280	County Roads, 2019 CR#4 High Street, Projects	D.5112 8298 120	2019 CR#4 High Street, Salaries- Overtime	129.56
D.5112.8298 280		D.5112 8298 130	2019 CR#4 High Street, Salaries-Part Time	340.29
D.5112.8298 280		D.5112 8299 130	Salaries-Part Time	455.98
D.5112.8299 280	2019 CR#40 Golf Course Road, Projects	D.5112.8299 120	2019 CR#40 Golf Course Road, Salaries- Overtime	166.10
D.5112.8304 280	2019 CR#13 Glen Athol Road, Projects	D.5112 8304 120	2019 CR#13 Glen Athol Road, Salaries- Overtime	5,654.89

FROM CODE		TO CODE		AMOUNT
DEPARTMENT PUBLIC WORKS - cont.				
D.5112.8304 280		D.5112 8304 130	Salaries-Part Time	\$2,292.61
DM.5130 110	Road Machinery, Machinery, Salaries- Regular	DM.5130 120	Road Machinery, Machinery, Salaries- Overtime	65.17
Special Items:				
A.1990 469	Contingent Account, Other Payments/Cont ributions	A.2490 439	Community College - Tuition, Misc Fees & Expenses	60,000.00
A.1990 469		A.1320 410	County Auditor, Supplies	400.00
A.1990 469		A.1320 423	Telephone	100.00
A.1990 469		A.1010 444	Legislative Board, Travel/Educati on/ Conference	3,000.00
A.1990 469.01	Other Payments/Sala ries	A.3110 250	Sheriff's Law Enforcement, Technical Equipment	22,500.00
A.1990 469.01		A.3150 250	Sheriff's Correction Division, Technical Equipment	70,000.00

Roll Call Vote:
 Ayes: 1000
 Noes: 0
 Absent: 0
 Adopted.

RESOLUTION NO. 462 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

**AMENDING WARREN COUNTY BUDGET FOR 2019 FOR VARIOUS
DEPARTMENTS WITHIN WARREN COUNTY**

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
PUBLIC WORKS		
<u>ESTIMATED REVENUE</u>		
D.5010 5031	County Road, Highway Administration, Interfund Transfers	\$20,272.76
<u>APPROPRIATIONS</u>		
D.9950 910	County Road, Transfers-Capital Projects, Interfund Transfers	20,272.76
SHERIFF		
<u>ESTIMATED REVENUE</u>		
A.3150 3384	Sheriff's Correction Division, Other Sheriff's Aid	50,000.00
<u>APPROPRIATIONS</u>		
A.3150 250	Sheriff's Correction Division, Technical Equipment	50,000.00

RESOLVED, that the supplemental appropriations or reductions in estimated revenues and appropriations set forth above are authorized and the County Treasurer be, and he hereby is, authorized and directed to amend the budget of Warren County for 2019 for the estimated revenues, appropriations and codes indicated, and be it further

RESOLVED, that the Warren County budget for 2019 is hereby amended accordingly.

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 463 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR THE PRE-DISASTER MITIGATION (PDM) GRANT PROGRAM

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board to execute and submit a grant application to the New York State Division of Homeland Security and Emergency Services, 1220 Washington Avenue, Building 22, Suite 101, Albany, New York 12226, for the Pre-Disaster Mitigation (PDM) Grant Program, for a total amount not to exceed One Hundred Fifty Thousand Dollars (\$150,000) with a term to be determined, and be it further

RESOLVED, that upon notification of the grant award, the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the grant agreement and/or grant agreements and any and all other necessary documents relating to said agreement, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 464 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AN EXTENSION AGREEMENT WITH THE CITY OF GLENS FALLS WITH RESPECT TO FIRE CAUSE AND ORIGIN INVESTIGATION SERVICES FOR THE OFFICE OF EMERGENCY SERVICES

WHEREAS, pursuant to Resolution No. 485 of 2018 the agreement with the City of Glens Falls for fire cause and origin investigation services was renewed for an additional term commencing on January 1, 2019 and terminating on December 31, 2019, for a four (4) hour minimum rate of One Hundred Seventy-Five Dollars (\$175) per hour, and

WHEREAS, the Director of the Office of Emergency Services has recommended that the County continue its agreement with the City of Glens Falls, upon the same terms and conditions as outlined in the previous agreement, now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to enter into an extension of the intermunicipal agreement with the City of Glens Falls, 42 Ridge Street, Glens Falls, New York 12801 for the provision of fire cause and origin investigation services to be performed by the City of Glens Falls Fire Department, commencing on January 1, 2020 and terminating on December 31, 2020, for a four (4) hour minimum rate of One Hundred Seventy-Five Dollars (\$175) per hour, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds for this agreement will be expended from Budget Code A.3410 470 Fire Prevention & Control, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 465 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH CAPITAL DIGITRONICS, INC. FOR VEHICLE EQUIPMENT INSTALLATION SERVICES FOR THE OFFICE OF EMERGENCY SERVICES

WHEREAS, the Director of the Office of Emergency Services has requested an agreement with Capital Digitronics, Inc. to provide the Office of Emergency Services with vehicle equipment installation services for an amount not to exceed Five Thousand Dollars (\$5,000) per year, and

WHEREAS, the Criminal Justice and Public Safety Committee has approved the request, now therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with Capital Digitronics, Inc., 264 Bradford Street, Albany, New York 12206, for vehicle equipment installation services for a term commencing January 1, 2020 and terminating December 31, 2020 for an amount not to exceed Five Thousand Dollars (\$5,000) per year, with an option to extend the agreement upon the same terms and conditions, for up to two (2) additional one (1) year terms, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds for this agreement shall be expended from various Office of Emergency Services budget codes.

Adopted by unanimous vote.

RESOLUTION NO. 466 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AMENDING AGREEMENT WITH BIG BROTHERS AND BIG SISTERS OF THE SOUTHERN ADIRONDACKS TO PROVIDE MENTORING SERVICES FOR YOUTH UNDER THE AGE OF EIGHTEEN (18) FOR THE DEPARTMENT OF PROBATION TO INCLUDE RAISE THE AGE FUNDING

WHEREAS, pursuant to Resolution No. 34 of 2019, the Chairman of the Board of Supervisors was authorized to execute an agreement with Big Brothers and Big Sisters of the Southern Adirondacks, 14 West Notre Dame Street, Glens Falls, New York 12801, to provide mentoring services for youth under the age of eighteen (18) for the Department of Probation, at no cost, with the possibility of future funding if the County received such funding through its Raise the Age Plan, and

WHEREAS, the Director of Probation has requested that the agreement be amended to include Raise the Age Funding, in an amount not to exceed Seven Thousand Five Hundred Dollars (\$7,500), for a term commencing October 1, 2019 and terminating March 31, 2020, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board to execute the amendment agreement with Big Brothers and Big Sisters of the Southern Adirondacks to include Raise the Age Funding, in an amount not to exceed Seven Thousand Five Hundred Dollars (\$7,500), for a term commencing October 1, 2019 and terminating March 31, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.3140 470 Probation, Contract, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 34 of 2019 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 467 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING MEMORANDUM OF UNDERSTANDING BETWEEN THE WARREN COUNTY PROBATION DEPARTMENT AND THE WARREN COUNTY EMPLOYMENT & TRAINING ADMINISTRATION FOR RAISE THE AGE EMPLOYMENT AND TRAINING PROGRAM

WHEREAS, Raise the Age funding has been made available for an employment and training program for eligible youth in Warren County through Warren County's Raise the Age Plan, and

WHEREAS, the Director of Probation has requested an agreement with the Warren County Employment & Training Administration to provide a Raise the Age Employment and Training Program for eligible youth in Warren County, and

WHEREAS, the Criminal Justice and Public Safety Committee has approved the request, now, therefore, be it

RESOLVED, that Warren County enter into a memorandum of understanding between the Warren County Probation Department and the Warren County Employment & Training Administration for Raise the Age Employment and Training Program for eligible youth in Warren County, and be it further

RESOLVED, that the Chairman of the Board of Supervisors, the Director of the Warren County Probation Department and the Commissioner of the Warren County Employment & Training Administration be, and hereby are, authorized to execute a memorandum of understanding for Raise the Age Employment and Training Program for eligible youth in Warren County, in an amount not to exceed One Hundred Fourteen Thousand Four Hundred Sixty-Four Dollars (\$114,464), for a term commencing October 1, 2019 and terminating March 31, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.3140 470 Probation, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 468 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH MEDIATION MATTERS TO PROVIDE RESTORATIVE PRACTICE SERVICES FOR RAISE THE AGE YOUTH FOR THE PROBATION DEPARTMENT

RESOLVED, that Warren County enter into an agreement with Mediation Matters, 10 N. Russell Road, 2nd Floor, Albany, New York 12206, to provide restorative practice services for Raise the Age Youth for the Probation Department, in an amount not to exceed Ten Thousand Dollars (\$10,000), for a term commencing October 1, 2019 and terminating March 31, 2020, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.3140 470 Probation, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 469 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH 820 RIVER ST., INC. TO PROVIDE GROUP SESSIONS REGARDING ADDICTIVE THINKING PATTERNS FOR DWI OFFENDERS AND TREATMENT COURT PARTICIPANTS

RESOLVED, that Warren County enter into an agreement with 820 River St., Inc., 551 Bay Road, Queensbury, New York 12804, to provide group sessions regarding addictive thinking patterns for DWI offenders and treatment court participants, for a term commencing November 1, 2019 and terminating November 1, 2020, at no cost to the County, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 470 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING CHAIRMAN TO EXECUTE A GRANT AGREEMENT WITH THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR FUNDING UNDER ILS DISTRIBUTION #8 (CONTRACT C800052) FOR THE PUBLIC DEFENDER'S OFFICE

WHEREAS, the Public Defender is requesting approval for the Chairman of the Board to execute a grant agreement with the New York State Office of Indigent Legal Services for funding under ILS Distribution #8 (Contract C800052) in an amount not to exceed Three Hundred Twenty Thousand Four Hundred Thirty-Six Dollars (\$320,436), for a term commencing retroactive to January 1, 2018 and terminating December 31, 2020, now, therefore be it

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute a grant agreement with the New York State Office of Indigent Legal Services for funding under ILS Distribution #8 (C800052) in an amount not to exceed Three Hundred Twenty Thousand Four Hundred Thirty-Six Dollars (\$320,436), for a term commencing January 1, 2018 and terminating December 31, 2020, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 471 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH FIRST LIGHT TO PROVIDE FIBER SERVICE FOR THE SHERIFF'S OFFICE

RESOLVED, that Warren County enter into an agreement with First Light, 41 State Street, 10th Floor, Albany, New York 12207, to provide fiber service for the Sheriff's Office, in an amount not to exceed Twenty-Five Thousand Two Hundred Dollars (\$25,200) per year, for a term commencing upon execution by both parties and terminating thirty-six (36) months from the date of commencement, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.3110 470 Sheriff's Law Enforcement, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 472 OF 2019
Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer,
Strough, Hogan, Magowan, Simpson and Wild

**AUTHORIZING EXTENSION OF OPTION AGREEMENT WITH THE ECONOMIC
DEVELOPMENT CORPORATION, WARREN COUNTY**

WHEREAS, Resolution No. 643 of 2001, among other things, authorized an option agreement with the Economic Development Corporation, Warren County ("EDC") to purchase a portion of property located in the Town of Queensbury formerly known as tax map parcel number 109.-5-13.21, and now identified as six (6) remaining separate lots identified as tax map parcel numbers 303.16-1-76; 303.16-1-77; 303.12-1-9.6; 303.12-1-9.7; 303.12-1-9.3; and 303.12-1-9.4 ("the option parcels"), and

WHEREAS, by Resolution No. 707 of 2007, the EDC assigned its option to the Hudson River Local Development Corporation ("HRLDC") for the remainder of the term of the option agreement which expired on November 15, 2011, and

WHEREAS, Resolution No. 272 of 2012 extended the option agreement for the option parcels with the Hudson River Local Development Corporation for a term commencing November 16, 2011 and terminating November 15, 2015 with said extension option agreement containing the same terms and conditions as the original option agreement dated December 29, 2004, and

WHEREAS, on August 5, 2014, HRLDC exercised its option to buy 2 parcels, identified as tax map parcel 303.16-1-76 and 303.16-1-77, leaving four parcels remaining, and

WHEREAS, Resolution No. 555 of 2015 the EDC as successor by merger with HRLDC extended the option agreement for the option parcels for a term commencing November 16, 2015 and terminating November 15, 2019 with said extension option agreement containing the same terms and conditions as the original agreement dated December 29, 2004, and

WHEREAS, the EDC, as successor by merger, is requesting to extend the option agreement for the four (4) remaining tax map parcel numbers 303.12-1-9.6; 303.12-1-9.7; 303.12-1-9.3; and 303.12-1-9.4 for a term commencing November 16, 2019 and terminating May 15, 2021, and

WHEREAS, the parties would like to amend the original option agreement to include a provision which states that if the EDC exercises the option to buy the four (4) remaining parcels, and then sells any of those parcels the EDC will split any proceeds from the sale equally with the County (i.e. 50% and 50%), and

WHEREAS, "Proceeds" is defined to be gross revenues resulting from such sale less the following expenses incurred by the EDC: (i) prorated share of the acquisition costs of said lots purchased pursuant to this option agreement, (ii) prorated carrying costs such as engineering studies and real estate taxes paid by the EDC on these lots and (iii) closing costs including attorney fees, real estate commission and closing adjustments on the sale of the specific parcels, and

WHEREAS, pricing of these lots for purposes of both their acquisition under this option agreement and their subsequent sale shall be based upon buildable acres within the lots, and

WHEREAS, all other terms of the original option agreement not discussed in this resolution will remain the same, now, therefore, be it

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an amendment and extension option agreement containing the provisions discussed in the whereas clauses for the option parcels with the Economic Development Corporation, Warren County for a term commencing November 16, 2019 and

terminating May 15, 2021, as well as any other necessary documentation or agreements, including but not limited to and assumption and assignment agreement, in a form approved by the County Attorney.

Roll Call Vote:

Ayes: 830

Noes: 170 Supervisors Beaty and Magowan

Absent: 0

Adopted.

RESOLUTION NO. 473 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

AUTHORIZING THE CHAIRMAN OF THE WARREN COUNTY BOARD OF SUPERVISORS TO SEND A LETTER TO SENATOR ELIZABETH O'C. LITTLE REQUESTING LEGISLATION TO INCLUDE BRANT LAKE AS PART OF THE INTERCOASTAL WATERWAY SYSTEM

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and directs the Chairman of the Warren County Board of Supervisors to execute a letter to Senator Elizabeth O'C. Little requesting that legislation be introduced in the State Legislature to include Brant Lake as part of the Intercoastal Waterway System so that residents would be eligible for grant funding, and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to forward copies of this resolution to Senator Elizabeth O'C. Little.

Adopted by unanimous vote.

RESOLUTION NO. 474 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

AUTHORIZING CONVEYANCES OF LANDS OFFERED AT PUBLIC AUCTION HELD ON OCTOBER 19, 2019, DISPOSING OF CERTAIN LANDS ACQUIRED BY WARREN COUNTY PURSUANT TO THE REAL PROPERTY TAX FORECLOSURE ACTION

WHEREAS, pursuant to the provisions of Article 11 of the Real Property Tax Law, Warren County conducted its 2019 tax foreclosure proceeding and received a Judgment and Order to establish title with regard to certain parcels with tax delinquencies which were not redeemed within the prescribed period, and

WHEREAS, a public auction was held on Saturday, October 19, 2019 for the sale of certain parcels of land foreclosed upon by the County of Warren in the 2019 tax foreclosure proceeding or in other prior years' proceedings, now, therefore, be it

RESOLVED, that the following bids are accepted subject to final review by the County Attorney for the existence of legal impediments adverse to the County that may warrant not accepting such bids, and conditioned upon the successful bidder making payment of all fees as required by the Terms and Conditions of Sale and Resolution No. 339 of 2019, and that the Chairman of the Board of Supervisors be, and hereby is, authorized, within fifteen (15) days from the date of this resolution and upon receipt of the balance of the bid purchase price, to execute and deliver on behalf of the County of Warren conveyances by Quit Claim Deed and any other necessary documents, to the bidders (or their assignees) as set forth in the attached Schedule "A," in a form approved by the County Attorney, and be it further

RESOLVED, that in the event the highest bidder fails to perform on a certain parcel, the Director of Real Property Tax Services is authorized to offer the affected parcel to the second highest bidder and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute and deliver on behalf of the County of Warren conveyances by Quit Claim Deed in a form approved by the County Attorney and any other necessary documents.

SCHEDULE "A"
2019 COUNTY LAND AUCTION BID RESULTS

Town	Tax Map#	Location	Class	Bidder	Taxes due	Sale Price
Chester	35-2-1-23	29 Agard Road	270	Glenda Duell	\$ 6,129.02	Cancelled check
Chester	35-4-2-30	9 Olmstedville Road	314	Terry D. Turner	4,419.87	\$19,000.00
Chester	52-1-15	7720 State Route 9	323	Rialyn M. Dumlao	8,865.21	23,000.00
Chester	52-1-25-1	7639 State Route 9	311	Rialyn M. Dumlao	19,197.52	52,000.00
Chester	52-1-25-2	7643 State Route 9	311	Rialyn M. Dumlao	51,909.44	152,000.00
Chester	66-7-1-6.2	Byrd Pond Road	910	Eric M. Schenone	7,531.58	15,500.00
Chester	68-1-11	Vanderwalker Road	311	Pasquale Deangelis	2,298.35	16,500.00
Chester	68-1-33	Off Vanderwalker Rd	322	Pasquale Deangelis	5,452.77	48,000.00
Chester	68-1-34	Vanderwalker Road	311	Pasquale Deangelis	2,262.81	13,000.00
Chester	86-1-35	148 White Schoolhouse Road	314	Jessey R. Mueller	18,086.92	71,000.00
Horicon	38-1-21	Palisades Road	314	James J. & Dafne Carmright	393.08	8,000.00
Johnsburg	30-2-68	Barton Mines Road	486	Jon R. Tucker II	603.15	2.50
Johnsburg	100-1-24	Back to Sodom Road	210	Casey J. Prosser	3,071.32	4,500.00
Johnsburg	100-3-11	State Route 28	311	Marciel R. Charbonneau III	673.95	1,000.00
Johnsburg	100-3-12.1	State Route 28	260	Marciel R. Charbonneau III	966.51	3,000.00
Lake George	224-01-2-30	Harrington Hill Rd, Off	422	Edward D. Lockhart	1,596.35	1,014.00
Lake George	251-09-1-15	Thomson Ave	311	Paul Manton	825.13	12,000.00
Lake George	251-09-1-16	Thomson Ave	852	Paul Manton	798.45	12,000.00
Lake Luzerne	286-15-1-46	34 Forest Lake Road	311	Georgia L. Anderson	11,866.53	41,000.00
Queensbury	240-5-1-21	State Route 9L	210	Jane C. McLaughlin	1,405.18	3,900.00
Queensbury	278-1-7	State Route 149	330	Melissa S. Shipley	2,344.84	2,100.00
Queensbury	279-11-1-12	Mud Pond Road, off	311	NO SALE	98.50	NO SALE
Queensbury	279-15-1-16	Mud Pond Road	311	Michael T. Cantitello	3,548.80	8,000.00
Queensbury	303-5-1-47	Windy Hill Road, off	311	NO SALE	226.93	NO SALE
Queensbury	304-17-1-39	7 Quarry Crossing	210	Theodore H. Armstein	11,540.41	46,000.00
Queensbury	308-6-1-50	Burch Road, off	311	David M. Wright	1,351.09	9,300.00
Queensbury	308-19-1-69	Coninth Road	311	Rialyn M. Dumlao	3,584.76	6,900.00
Queensbury	309-9-1-14.1	Indiana Ave	311	NO SALE	145.82	NO SALE
Queensbury	309-11-2-17	1 Main Street	483	Joseph P. Gross	23,232.45	71,000.00
Queensbury	309-18-1-34	12 Avable Drive	210	Bruce J. Weiss, Jr.	16,412.23	23,000.00
Queensbury	309-18-1-40	Avable Drive	311	Joseph P. Gross	782.19	1,600.00
Queensbury	311-5-1-13	105-107 River Street	311	Jeffrey H. Randall	321.35	2.50
Stony Creek	260-1-52-11	358 Hadley Road	300	Bruce J. Weiss, Jr.	182.57	210.00
Thurman	181-1-11	Loveland Road	314	Martha A. Terrell	1,372.80	14,500.00
Thurman	209-3-2-15.1	557 High Street	312	100 Mud LLC	847.64	2,500.00
Thurman	221-1-1-59.8	Drexel Road	270	James R. Jr. & Shelley Walker	3,815.20	5,300.00
Warrensburg	211-17-5-32	43 Smith Street	220	Peter C. Fraiser	11,136.37	30,000.00
Warrensburg	224-1-1-5	2188 Harrington Hill Rd	210	Edward D. Lockhart	58,313.63	35,486.00
				TOTAL	\$287,321.72	\$752,360.00

Adopted by unanimous vote.

RESOLUTION NO. 475 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

DELETING ADDITIONAL FORECLOSURE CHARGES ON TAX MAP PARCEL NO. 104.10-4-5 IN THE TOWN OF CHESTER

WHEREAS, the Director of Real Property Tax Services advises that the parcel in the Town of Chester designated as Tax Map Parcel Number 104.10-4-5 will be purchased by the Town of Chester, and

WHEREAS, the Director of Real Property Tax Services has recommended that the additional foreclosure charges on the parcel listed above be deleted, now, therefore be it

RESOLVED, that the additional foreclosure charges for Tax Map Parcel Number 104.10-4-5 as shown on the attached Schedule "A" be deleted, and, be it further

RESOLVED, that the County Treasurer and the Director of the Department of Real Property Tax Services be, and hereby are, authorized and directed to perform all acts necessary to effectuate the actions set forth herein.

**SCHEDULE "A"
DELETING FORECLOSURE CHARGES**

Town	Year	Assessed To & Tax Map No.	Location	Breakdown
Chester	2009	Thermo-Home Inc. 104.10-4-5	10 Pine Street	Abstract Fee 375.00 Publication Fee 23.70 Postage Fee 36.36 Posting Fee <u>200.00</u> TOTAL \$635.06

Adopted by unanimous vote.

RESOLUTION NO. 476 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

DELETING OUTSTANDING TAXES ON TOWN OF QUEENSBURY TAX MAP PARCEL NO. 309.5-1-1./121 FOR REAL PROPERTY TAX SERVICES

WHEREAS, the Director of the Real Property Tax Services Department is requesting that the Town & County taxes for the year 2017 for Tax Map Parcel No. 309.5-1-1./121 located in the Town of Queensbury be deleted, and

WHEREAS, the parcel is part of a trailer park and is no longer owned by the taxpayer, and

WHEREAS, the total amount of the Town & County taxes for the year 2017 is Two Hundred Forty-Three Dollars and Fifty-Nine Cents (\$243.59), now, therefore, be it

RESOLVED, that the Town & County taxes for 2017 for Tax Map Parcel No. 309.5-1-1./121 located in the Town of Queensbury in the amount of Two Hundred Forty-Three Dollars and Fifty-Nine Cents (\$243.59) be, and hereby is deleted and/or canceled, and be it further

RESOLVED, that the Warren County Treasurer and the Director of Real Property Tax Services be, and hereby are, authorized and directed to perform all acts necessary to effectuate the actions authorized herein.

Adopted by unanimous vote.

RESOLUTION NO. 477 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

AUTHORIZING THE COUNTY AUDITOR TO APPROVE NEW YORK STATE REAL PROPERTY TAX LAW CORRECTION OF ERRORS AND/OR APPLICATIONS FOR REFUNDS

WHEREAS, the New York State Real Property Tax Law, Article 5, Sections 554 and 556, permits a tax levying body the ability to annually delegate to an official the authority to perform the duties of such tax levying body, such as the correction of errors on the tax roll and to authorize a refund or credit, as long as the recommended correction or tax refund is less than Two Thousand Five Hundred Dollars (\$2,500), and

WHEREAS, Warren County processes correction of errors and refunds by resolution, causing substantial administrative effort and legislative action that can be minimized to reduce time and save cost, and

WHEREAS, the Warren County Treasurer and the Director of Real Property Tax Services recommend the delegation of these duties to enhance the productivity and efficiency of tax roll corrections and tax refunds, and

WHEREAS, in all instances where there is a denial by the delegated official, the Board of Supervisors retains the ultimate authority to determine what action shall occur on the proposed correction or refund and

WHEREAS, the Board of Supervisors retains the right to annually delegate or keep such duties, now, therefore be it

RESOLVED, that the Warren County Auditor is hereby designated an authorized official to perform the duties associated with the correction of errors on the tax roll and to provide tax refunds and credits for amounts where the correction or refund is less than Two Thousand Five Hundred Dollars (\$2,500), pursuant to sections 554 and 556 of the New York State Real Property Tax Law, and be it further

RESOLVED, that the term of this delegation is for the 2020 calendar year, ending on December 31, 2020, pursuant to sections 554 and 556 of the New York State Real Property Tax Law, and be it further

RESOLVED, pursuant to sections 554 and 556 of the New York State Real Property Tax Law, that on or before the fifteenth (15th) day of each month, the designated official shall submit a report to the Board of Supervisors of the corrections and refunds processed by him/her during the preceding month that indicates the name of each recipient, the locations of the property/tax map number, and the amount of the correction or refund, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the New York State Office of Real Property Tax Services, the Warren County Treasurer, the Warren County Attorney, the Warren County Auditor and the Warren County Real Property Tax Director.

Adopted by unanimous vote.

RESOLUTION NO. 478 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

ACCEPTING DONATION FROM THE WARREN COUNTY CHILDREN'S COMMITTEE FOR MONIES TO BE USED TOWARD FOSTER CARE SERVICES AND AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO SEND A LETTER OF APPRECIATION

RESOLVED, that the Warren County Board of Supervisors accepts the donation from the Warren County Children's Committee in the sum of Five Thousand Dollars (\$5,000)

to be used toward foster care services, and be it further

RESOLVED, that the Chairman of the Board of Supervisors, be, and hereby is, authorized to execute and send a letter of gratitude and appreciation to the Warren County Children's Committee on behalf of the Warren County Board of Supervisors.

Adopted by unanimous vote.

RESOLUTION NO. 479 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING CONTRACT WITH A CERTIFIED CODING AND OASIS VENDOR TO BE DETERMINED TO PROVIDE SERVICES WHICH WILL BE USED BY THE HOME CARE AGENCY WITHIN THE HEALTH SERVICES DIVISION (WC 71-19)

WHEREAS, the Warren County Purchasing Agent requested proposals to provide Certified Coding and Oasis services for use by the Home Care Agency within Warren County's Health Services Division (WC 71-19), and

WHEREAS, the Director of Public Health/Patient Services has identified the need for the services of a certified Coding and Oasis vendor which will be used by the Home Care Agency within the Health Services Division to improve the capacity for coding, ensure document integrity and decrease the process time for billing, and

WHEREAS, the Director of Public Health/Patient Services advised she is seeking proposals for the contract, but was unable to identify a vendor at the time the request for new contract was made to the Health, Human & Social Services Committee, now, therefore, be it

RESOLVED, that the Board of Supervisors hereby approves a contract with a certified Coding and Oasis vendor, to be determined, to provide improved capacity for coding, ensure document integrity and decrease the process time for billing for the Home Care Agency within the Health Services Division for a term commencing upon execution by both parties and terminating one (1) year from date of execution, with the option for four (4) one (1) year renewals, as long as the rate does not increase by more than five percent (5%), in a form approved by the County Attorney, and be it further

RESOLVED, that the cost of the contract is to be funded from Budget Code A.4010 470, Health Services, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 480 OF 2019

Resolution introduced by Supervisors Dickinson, Merlino, Simpson, Strough, Beaty, Frasier, Leggett, Geraghty and Driscoll

AMENDING RESOLUTION NO. 500 OF 2018, WHICH AUTHORIZED AGREEMENTS WITH CERTAIN APPLICANTS FOR THE DISBURSEMENT OF 2019 OCCUPANCY TAX REVENUES, TO AWARD FUNDING TO ADIRONDACK CHRISTKINDLMARKT

WHEREAS, pursuant to Resolution No. 500 of 2018, the Chairman of the Board was authorized and directed to execute standard form Warren County Tourist and Convention Development Agreements for occupancy tax funding with certain applicants, and

WHEREAS, at their October 22, 2019 meeting, the Occupancy Tax Coordination Committee considered and approved requests from the following applicants for occupancy tax funding:

<u>Applicant</u>	<u>Event</u>	<u>Dates</u>	<u>Amount of Award</u>
Adirondack Folk School	2019 Adirondack Christkindlmarkt	12/6/19-12/8/19	\$10,000.00
	Total		\$10,000.00

now, therefore be it

RESOLVED, that Resolution No. 500 of 2018, be and hereby is, amended to authorize the Chairman of the Board of Supervisors to execute the standard form Warren County Tourist and Convention Development Agreements with the above referenced applicant, in the amount of Ten Thousand Dollars (\$10,000) and to increase the total amount of occupancy tax funding to Three Hundred Seventy-Two Thousand Three Hundred Fifty-One Dollars (\$372,351), to be expended from Budget Code A.6417.0002 480 Tourism Occupancy, Tourism-Special Events, as listed on the revised attached Schedule "A" with said agreements to be in a form approved by the County Attorney, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 500 of 2018 will remain the same.

Schedule "A"
2019 Occupancy Tax Awards

	<u>Applicant</u>	<u>Event</u>	<u>Dates</u>	<u>Amount of Award</u>
1	Adirondack Festivals, LLC	5 th Annual Adirondack Wine & Food Festival	6/29/19-6/30/19	\$40,000.00
2	Adirondack Hot Air Balloon Festival, Inc.	Balloon Festival	9/19/19-9/22/19	\$40,000.00
3	Adirondack Sports Complex, LLC	ADKSC Softball Tournaments	1/1/19-12/17/19	\$40,000.00
4	Albany Rods & Kustoms, Inc.	Adirondack Nationals Car Show	9/5/19-9/8/19	\$25,000.00
5	Americade	Americade	6/3/19-6/8/19	\$50,000.00
6	Warren County Safe & Quality Biking Organization	Promotion of Bicycling	2019	\$5,000.00
7	Warrensburg Bike Rally	19 th Warrensburg Bike Rally	5/31/19-6/9/19	\$10,000.00
8	Warrensburg Chamber of Commerce	World's Largest Garage Sale	10/4/19-10/5/19	\$25,000.00

<u>Applicant</u>	<u>Event</u>	<u>Dates</u>	<u>Amount of Award</u>	
9	Lake George Winter Carnival	Lake George Winter Carnival	1/25/19 and weekends in Feb. 2019	\$35,000.00
10	Greater Glens Falls Amateur Athletic Champ. Assoc.	Federation Basketball Boys/Girls	3/22/19-3/24/19	\$15,000.00
11	Adirondack Race Management	Lake George Triathlon Festival	8/31/19-9/1/19	\$9,000.00
12	Americade	Block Party	6/7/19-6/8/19	\$5,000.00
13	Northeastern District Barbershop Harmony Society	Singing Contest & Convention	5/3/19-5/4/19	\$9,000.00
14	Planning Department	Updated Panels in Lake George Visitors Center, Beach Road		\$6,851.00
15	Prime Time Lacrosse, Inc.	Lake George National Invitational	7/12/19-7/14/19	\$20,000.00
16	The Hyde Collection	Marketing and Publications	1/1/19-12/31/19	\$15,000.00
17	North Creek Business Alliance	Shuttle Buses	2019-2021	\$12,500.00
18	Adirondack Folk School	2019 Adirondack Christkindlmarkt	12/6/19-12/8/19	\$10,000.00
	TOTAL BUDGET CODES A.6417.0002 480; A.6417.0002 480.3; A.6417.0002 469; and A.881.00			\$372,351.00

Adopted by unanimous vote.

RESOLUTION NO. 481 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AWARDING BID AND AUTHORIZING AGREEMENT WITH WOOD WASTE REDUCTION SERVICES TO PROVIDE WASTE WOOD REDUCTION AT VARIOUS SITES IN WARREN COUNTY(WC 63-19)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Waste Wood Reduction at various sites in Warren County (WC 63-19), and

WHEREAS, the Superintendent of the Department of Public Works has recommended that Warren County award the contract to Wood Waste Reduction Services as the lowest responsible bidder, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Wood Waste Reduction Services of the acceptance of its bid, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an agreement with Wood Waste Reduction Services, PO Box 461, Glens Falls, New York 12801, to provide waste wood reduction at various sites in Warren County (WC 63-19), pursuant to the terms and provisions of the bid specifications and proposal, for a term commencing January 1, 2020 and terminating December 31, 2020, with the option for two (2) additional one (1) year renewals as long as there are no materials changes, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Departments within Warren County.

Adopted by unanimous vote.

RESOLUTION NO. 482 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING EXTENSION AGREEMENT WITH WARRENSBURG COLLISION CENTER, INC. TO PROVIDE AUTOBODY REPAIR SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Superintendent of Public Works has requested that Warren County enter into an extension agreement (previous contract being authorized by Resolution No. 162 of 2019), with Warrensburg Collision Center, Inc. to provide Autobody Repair Services, for a term commencing January 1, 2020 and terminating December 31, 2020, with the option for one (1) additional one (1) year renewal, pursuant to the same terms and conditions as the original specifications (WC 75-18) and proposal, and

WHEREAS, the Public Works Committee has approved the request to extend the agreement, now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an extension agreement and such other documents that may be necessary to carry out the terms of this resolution, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Department of Public Works Projects.

Adopted by unanimous vote.

RESOLUTION NO. 483 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING AN AGREEMENT WITH THURMAN CONNECTION SNOWMOBILE CLUB TO ALLOW SNOWMOBILES TO USE COUNTY RAILROAD RIGHT-OF-WAY PROPERTY FROM MP68.30 (TOWN OF STONY CREEK) TO MP72.85 (TOWN OF THURMAN)

WHEREAS, the Director of Parks, Recreation and Railroad has advised that the Thurman Connection Snowmobile Club has requested permission to allow snowmobiles to use County railroad right-of-way property from MP68.30 (Town of Stony Creek) to MP72.85 (Town of Thurman), and

WHEREAS, the Public Works Committee has considered and approved the request, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with the Thurman Connection Snowmobile Club, 133 Bear Pond Road, Athol, New York 12810, to allow public use of snowmobiles on County railroad right-of-way property from MP68.30 (Town of Stony Creek) to MP72.85 (Town of Thurman), for a term commencing upon execution of the agreement by both parties and terminating on April 15, 2020, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 484 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

ADOPTING AMENDED WARREN COUNTY TRAVEL POLICY AND COUNTY VEHICLE USE REGULATIONS

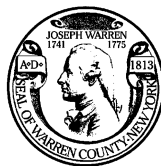
WHEREAS, the Warren County Board of Supervisors adopted an updated Warren County Travel Policy and County Vehicle Use Regulations (hereinafter the "Travel Policy") by Resolution No. 495 of 2004, which has been updated by many subsequent resolutions, and

WHEREAS, the County Administrator presented to the Support Services Committee a revised Travel Policy which includes two changes regarding Veteran Services and use of personal cars by certain departments, and

WHEREAS, the Support Services Committee has reviewed the changes presented by the County Administrator and has recommended that the same be advanced to the full Board of Supervisors for consideration, now, therefore, be it

RESOLVED, that the Warren County Travel Policy and County Vehicle Use Regulations annexed hereto, be and the same hereby is, adopted as the official Policy for Warren County, and be it further

RESOLVED, that any and all prior Travel Policies or County Vehicle Use Regulations, Resolutions or parts thereof inconsistent with the annexed are hereby repealed effective November 15, 2019.



WARREN COUNTY TRAVEL POLICY AND COUNTY VEHICLE USE REGULATIONS

I. COUNTY TRAVEL POLICY

Whenever an officer or employee travels for County business, the officer or employee shall comply with the requirements of this section.

A. GENERAL GUIDELINES FOR THE USE OF MOTOR VEHICLES AND/OR MASS TRANSPORTATION

When at all possible, employees shall use County owned vehicles or rental vehicles available under state purchasing contract for County business purposes as opposed to personal vehicles. Whether a rental vehicle may be used in lieu of a County vehicle, shall be determined by the Fleet Manager or in said Manager's absence, the County Administrator based on the nature of the trip, length of the trip, and/or number of persons riding in the vehicle. Whenever practical, employees shall use mass transportation for County business as opposed to County vehicles, rental vehicles or personal vehicles.

- 1) Use of personal vehicles should only occur when a County vehicle is not readily available in the pool of vehicles available for department use or when a rental vehicle is not authorized.
- 2) Mass transportation sources should be used whenever there would be a savings in costs unless such use would be impractical given the nature of the trip. If use of Mass transportation would result in a saving of time, the value of the Officer's or Employee's time should be considered in evaluating costs.
- 3) Whenever travel is for more than distances six (6) hours away, it is expected that mass transportation will be used unless there is justification for not using the same.
- 4) Whenever requesting permission of the Board of Supervisors for out-of-state travel or when requesting authorization from the Department Head, Chairman of the oversight Committee or County Administrator to attend a meeting or convention, the employee making the request shall indicate on the authorization request form whether a County vehicle and/or mass transportation will be used and if not, the reason for such decision. The Board, Department Head, Chairman of the oversight Committee or County Administrator may require the use of a County vehicle and/or mass transportation sources in whole or part as a condition of authorizing the trip.

B. TRAVEL APPROVAL REQUIRED

- 1) Unless travel is excepted herein, or by separate Resolution by the Board, each supervisory Committee shall review and approve *all* travel requests, both in-

state and out-of-state. Out-of-state travel requires approval by a Board resolution, and in-state travel that necessitates overnight accommodations, require Committee approval only. The number of people traveling to an event from one department shall be limited and set by the supervisory Committee. Department Heads shall submit all paperwork describing travel and expenses for review by the Committee. A Travel Form (Schedule "A") shall be signed by the supervisory Committee Chairman if travel is approved and must be attached to any Purchase Order or Voucher submitted for reimbursement.

- 2) Travel by officers and employees of Warren County does NOT need approval by the supervisory Committee or Board of Supervisors, and therefore no Travel Form (Schedule A) is required, if all of the following conditions apply:
 - a) the travel does not require overnight accommodations;
 - b) there is no more than \$100 in costs (to the County) per person per trip for travel and meal costs;
 - c) the travel is part of the normal course of business, which includes, but is not limited to, travel to perform the duties of the officer's and/or employee's position or travel is for attendance at seminars, training, and/or other classes or meetings where such is at no cost to the County or where such is mandated by state law, rule, or regulation.
- 3) Travel by County Supervisors, County Administrator, Assistant County Administrator and Department Heads to attend the New York State Association of Counties' conferences held twice per year do NOT need approval by the supervisory Committee or Board of Supervisors, provided that the Department has budget appropriations for the same and there is compliance with the GSA policy.
- 4) In-state travel for attendance at conferences, seminars or training, the cost of which is included in the current County Budget, requires only approval of the applicable Department Head, the County Administrator, and the Chair of the appropriate oversight Committee. After such approvals are obtained, notification of the event, the attending employee(s) and the fact that such approvals were granted shall be noted on the agenda at the next oversight Committee meeting.

C. FUNDING FOR TRAVEL

If payment of travel expenses requires fund transfers, the Department Head must provide information on where the funds are coming from.

D. REIMBURSEMENT RATE FOR LODGING, MEALS, AND INCIDENTAL EXPENSES

The U.S. General Services Administration Domestic Per Diem Rates are to be used to determine the maximum reimbursement for lodging, meals and incidental expenses. A listing can be found at www.gsa.gov

E. EXCEPTIONS

- 1) The Sheriff's Office shall be excepted from the Policy and guidelines concerning mass transportation and travel approval requirements, where the travel is not related to training or conferences, and which have been approved by the Sheriff or Division Commander.
- 2) The Commissioners of the Warren County Board of Elections, staff and machine custodians shall, to the extent authorized by the County Administrator, be excepted from the requirement of use of a County vehicle or a rental vehicle

and may use personal vehicles with mileage reimbursement by the County in the performance of their official duties in Warren County concerning the Election Day period (that time period of a few weeks during which matters are readied and concluded for an election), classes in the various municipalities, trips to nursing homes, and voter education sessions. The Director/Fire Coordinator, Deputy Director of the Emergency Services Office, and Deputy Fire and EMS Coordinators, to the extent authorized by the County Administrator, shall be excepted from the requirement of use of a County vehicle or rental vehicle and may use personal vehicles with mileage reimbursement by the County while in the performance of their official duties, in Warren County and adjacent counties. The officers and/or employees identified in this division (E)(2) shall, however, when attending conferences or meetings outside the County or in adjacent counties, seek to use mass transit or a County vehicle, as may be applicable.

- 3) The employees of the Department of Social Services shall be excepted from the requirement of use of County vehicles and/or rental vehicles and may use personal vehicles with mileage reimbursement to be paid by the County, subject to the approval of the Commissioner of Social Services while continuing to use fleet vehicles as much as possible given the operation of that particular Department.
- 4) Section D above shall not apply to limit the maximum reimbursement rate where the lodging and/or meals are provided as a facility that is the host of an approved conference, training or meeting or is chosen because of its location proximate to the event and where the reimbursement is less than \$100 above the maximum daily GSA rate and where the employee or officer receives approval for the increased reimbursement above GSA rate as detailed on his or her "Authorization to Attend Meeting or Convention" request form.
- 5) The County Treasurer & County Clerk or their designee shall be excepted from the requirement of use of County vehicles and may use personal vehicles when performing departmental banking functions.

II. COUNTY MOTOR VEHICLE USE RULES

The following rules shall apply to the use of County owned, leased, or borrowed vehicles by those driving for County business.

- A. Only authorized employees who hold a valid New York State driver's license shall drive County vehicles. Authorized employees shall be:
 - 1) 18 years and older;
 - 2) Any employee who regularly or at times operates a County vehicle as part of the employee's usual and/or customary County job function;
 - 3) An employee who is authorized to operate the vehicle by:
 - a) The County Administrator; or
 - b) The County Department Head to whom the vehicle has been assigned;
 - 4) Those who agree to provide their driver license number to the County for inclusion in the NYS Department of Motor Vehicle License Event Notification Service (*The LENS program provides the County with notifications of driver license infractions and suspensions*);
 - 5) Those who agree to the fact that the County has a right to request information relating to a change in driver license status of all authorized users described above;
 - 6) Those who have signed the acknowledgment (Schedule C) at the end of

- this Policy;
- 7) Those who maintain a valid NYS drivers license, excluding conditional or restricted licenses
 - a) Any suspension or revocation of ones driver's license will result in immediate loss of the employee's status as an authorized County driver. Status as an authorized driver will be automatically reinstated upon restoration of unconditional license;
 - 8) Those who have been involved in an at fault incident(s) with a County vehicle where no convictions were issued *but* the incident(s) resulted in damage in excess of \$2,500 from a single incident or multiple incidents within a 12 month period will no longer be considered authorized drivers and must be reviewed by the Risk Management Steering Committee who will provide a recommendation to the Department Head. The Department Head will then determine the employee's status as an authorized driver of County vehicles or their own vehicle on County business. Employees may appeal a Department Heads determination to the Personnel & Higher Education Committee of the Board of Supervisors; and
 - 9) Those with Commercial Motor Vehicle Licenses, if using the license in the scope of their duties, that have successfully passed a Commercial Motor Vehicle License physical exam within the last 12 months and provided proper medical examination certificate to the County.
- B. Volunteers, clients, members of employees' families, etc. are not authorized to operate County owned vehicles, except volunteer County employees and unpaid interns who hold a valid New York State driver's license shall be authorized to operate County owned vehicles for:
- 1) Veteran's Services for such purposes as may be authorized by Executive Law Section 358 of Veteran's Affairs;
 - 2) for persons participating in Countryside Adult Home programs whether such is directly sponsored by Countryside Adult Home or some other governmental or non-governmental entity; and
 - 3) unpaid interns working at the Department of Social Services.
- C. 1) County vehicles shall be utilized for official purposes only. Persons on official business for the County or being transported for purposes of furthering County business, an official departmental function or a County agency sponsored or operated program may ride in County vehicles. In addition, officials or employees from governmental entities other than Warren County, such as from the federal, state or local governments (e.g.; other counties, towns, cities, villages, school districts, etc.) or a non-profit organization provided such non-profit organization is engaged in activity involving or related to County activities including but not limited to promoting the County may ride in County vehicles when accompanying County officials to a meeting, event, destination, or similar place, and such will be considered using the vehicle for official purposes or in furtherance of County business, since it fosters communication, shared governmental services and supports intergovernmental relationships and furthers the interests of the County. Picking up hitchhikers is prohibited. Examples of circumstances where non-County personnel may ride in County vehicles include but are not limited to:
- a) Health Services Department Staff taking students from contracted educational settings as passengers in County

- vehicles for clinical experience;
 - b) Veterans who ride in the Veterans' Services' van pursuant to program identified in subparagraph II(B) hereof;
 - c) Persons riding in Veterans' Services' vans pursuant to arrangements made with the Department of Social Services;
 - d) Residents of Countryside Adult Home transported by County vehicle for any event or purpose whether such is directly sponsored by Countryside Adult Home or some other governmental or non-governmental entity for the general benefit of Countryside Adult Home residents;
 - e) Office for the Aging may transport advisory council members and/or senior citizens to meetings, conferences, etc. at the discretion of the Director;
 - f) District Attorney personnel transporting witnesses;
 - g) Department employees who wish to carpool with other County Officials not from Warren County when the purpose is furthering County business;
 - h) Youth being transported to various programs and seminars by the Department of Social Services;
 - i) Children or clients being transported in County vehicles by DSS staff; and
 - j) Officials or employees from governmental entities other than Warren County, such as from federal, state or local governmental entities or non-profit organizations engaged in activities involving or relating to County activities; and
 - k) Veterans employees may transport persons pursuant to the Peer to Peer Program.
- 2) Unauthorized personnel may not be transported. Uses not specifically described but consistent with the intent of this policy may be allowed by the Chairman of the Board of Supervisors whose determination of whether the use is consistent and/or allowed within this policy shall be final and binding.
- D. 1) Authorization is hereby granted for the following individuals to take County vehicles home on a daily basis due to the nature of their responsibilities:
- a) Department of Public Works:
 - 1) Highway Construction Supervisors II
 - 2) Superintendent of Public Works
 - 3) Highway Manager
 - b) Health Services: Nurses upon approval of the Director of Public Health/Patient Services
 - c) Sheriff's Office:
 - 1) Sheriff
 - 2) Undersheriff
 - 3) Major
 - 4) Lieutenant - Criminal Investigators
 - 5) Lieutenant - Law Enforcement
 - 6) K-9 Officers (2)
 - 7) Narcotics Officers (5)
 - 8) Civil Officers (2)
 - 9) Investigators
 - d) Fire Prevention & Building Code Enforcement:

- 1) Building Inspectors (2)
 - e) Office of Emergency Services
 - 1) Director
 - 2) Whenever authorization has been provided to take County vehicles home, Department Heads or their designees must, on a quarterly basis, file with the Warren County Treasurer a report which details use of County vehicles by name of the employee, employee number and days the vehicle was used for the quarter reported.
- E. If authorization to take a County vehicle home is not provided in this Policy, the individual seeking to take a County vehicle to private residence overnight must receive the approval of the Department Head and the County Administrator. In the event that a Department Head desires to take a County vehicle to a private residence overnight, approval must be obtained from the County Administrator. Authorization to take vehicles home overnight pursuant to this paragraph shall be subject to the following requirements:
 - 1) A detailed log or record shall be kept by the department setting forth the date(s) vehicles were authorized to be taken home under this Division (E), the name of the employee, the vehicle make or model and the reason or purpose. Such list shall also include employee's position, title and vehicle number.
 - 2) The log or record kept pursuant to Division (E)(1) hereof shall be furnished quarterly to the County Fleet Manager commencing April 1, 2005.
 - 3) If authorized, County vehicles shall be driven only to and from the place of residence to the work site. No subsidiary trips (e.g. grocery store) shall be allowed.
 - 4) An exemption is made for the Warren County Sheriff and Warren County Office of Emergency Services Director to authorize vehicles to be taken home on an as-needed basis for training and other matters, without requiring the approval of the County Administrator.
- F. All vehicles which are not authorized to be taken home under this policy shall be housed or stored at the site where the County Department or Division with jurisdiction over the vehicle has an office where officers or employees typically report to work. For example, Department of Public Works' vehicles would be expected to be housed or stored at the Department of Public Works building in Warrensburg. Vehicles used to support Airport or Parks, Recreation & Railroad Division site personnel would be expected to be housed or stored, respectively, at the Airport or Parks, Recreation & Railroad Division site. Exceptions to the requirements of this Division (F) shall be as follows:
 - 1) The District Attorney vehicle assigned to the investigators shall be housed at the Warren County Municipal Center;
 - 2) Sheriff's vehicles may be housed or stored at the Municipal Center or substations as designated by the Sheriff;
 - 3) Five vehicles assigned to the Health Services Department for use by the nurses in northern part of the County shall be housed as follows: one in Stony Creek, one in North Creek, and three in Chester;
 - 4) One vehicle assigned to the Planning & Community Development Department for use by the Construction Cost Coordinator shall be housed in the area with the largest amount of Planning Activity for use on an as-needed basis; and
 - 5) The Superintendent of Buildings vehicle to be housed in Warrensburg at the DPW shop.

- G. All County owned or leased vehicles must be properly marked with the official, non-removable, Joseph E. Warren insignia, except for those used in police work, the Office of Emergency Services the Social Services Department and the Health Services Department.
- H. No County vehicles shall be used for private or personal use. If an employee is in the field during a normal lunch break, they are to notify their supervisors that they are taking their lunch break and where they will be with the County vehicle.
- I. In addition to the log that must be kept on overnight usage, (*see Division (E)(1)*), the Department Head may require daily logs listing destinations, mileage and times must be maintained for all County vehicles covered by this Policy.
- J. Department Heads are hereby authorized to recommend more restrictive or detailed rules concerning the use of County vehicles assigned to their department but must appear before the Budget Committee to gain approval of the rules which change these rules/regulations. If approved, the Budget Committee may authorize immediate implementation of the requested department rule change but such shall still be then referred to the Board of Supervisors for modification of this policy. If the Board does not approve the rule change, the Budget Committee's immediate authorization of the requested department rule change shall be deemed revoked.
- K. All vehicles that are assigned to specific employees or groups of employees must be returned to the fleet for use by other County employees when an employee is on vacation or not otherwise using the same.
- L. If violations of the rules set forth above are proven, an employee's rights to operate a County owned vehicle may be revoked by the Budget Committee.
- M. Employees are expected to take all steps necessary to avoid endangering themselves and others while operating vehicles on County business. To ensure this, employees authorized to operate County vehicles are expected to:
 - 1) Check that all vehicle occupants wear safety belts when the vehicle is in operation; and
 - 2) Not operate a vehicle that the driver suspects does not operate properly. The driver shall return and/or park the vehicle as may be appropriate and contact his or her Supervisor to make appropriate arrangements so that the vehicle can be towed or operated safely. If the Supervisor is not available, the employee shall contact the Warren County DPW maintenance department at 518-623-4142 or 518-761-6556.
- N. Drivers of County vehicles are also responsible for:
 - 1) Checking that the vehicle is clean - no trash, good overall appearance;
 - 2) Checking that any tools, equipment or other items do not interfere with the driver's ability to operate the vehicle or pose threats in situations where the driver suddenly stops or swerves the vehicle or otherwise cause items in the vehicle to move around;
 - 3) Ensuring that the vehicle has current copy of the vehicle registration and the insurance card are in the vehicle and all required inspection stickers are up to date;
 - 4) Checking that both license plates are properly attached and visible at all times;
 - 5) Conducting daily visual inspection for obvious problems (flat tire, damage,

- leaks) before the start of the workday and during the workday when approaching the vehicle. An unsafe vehicle should not be operated until repairs are made;
- 6) Any additional pre or post trip inspection as directed by the Department Head; and
 - 7) Reporting any concerns regarding the County vehicle by using the form (Schedule B) at the end of this Policy.
- O. Drivers of County vehicles must follow respective laws governing motor vehicle operations including those regarding the use of cellular telephones. Drivers must refrain from any activity that may impede the driver's ability to focus on safely operating the vehicle while it is in motion. Drivers are personally responsible for any traffic citations; including EZ-Pass violations that may be issued as a result of operating a vehicle for County business.
- P. Drivers of County vehicles or other vehicles for County business must be free of alcohol and illegal drugs. This also includes prescription and non-prescription drugs that may impair a driver's judgement and other faculties.
- Q. Drivers must report all accidents and incidents while using a County vehicle to his or her immediate Supervisor. The driver's immediate Supervisor must report the accident or incident according to the County's Safety and Health Program Policy.

Should a motor vehicle incident or crash occur, the driver of a vehicle used for County business must:

- 1) Stop and investigate immediately;
- 2) Set out warning devices if such are available and warranted under the circumstances;
- 3) Notify the police (*call 911*) and immediate Supervisor;
- 4) The driver must supply his or her name and exhibit operator's driver license to the proper authorities;
- 5) If able, secure names and addresses of other involved, witnesses and first persons at the scene;
- 6) If the driver strikes an unattended vehicle and the owner cannot be located, the driver must place his or her name and the address of the Warren County Department securely on the vehicle;
- 7) The driver shall attempt to protect his or her vehicle from further damage and theft;
- 8) The driver must comply with the drug-alcohol testing requirements of the County's Substance Abuse Policy(s) for motor vehicle drivers.
- 9) Post-Accident Testing for drugs and alcohol shall be arranged by the Department Head and/or Human Resources and occur as soon as practicable following an occurrence involving a County driver if the accident involves a loss of human life.
- 10) Post-Accident Testing for drugs and alcohol shall be arranged by the Department Head and/or Human Resources and occur as soon as practicable following an occurrence involving a County driver if the accident resulted in bodily injury to any person who as a result of the injury immediately receives medical treatment away from the scene of the accident; or one or more motor vehicles incurring disabling damage as a result of the accident, requiring the motor vehicle to be transported away from the scene by a tow truck or other motor vehicle and moving violation was issued by law enforcement;
- 11) Employees with Commercial Motor Vehicle Licenses (CDL) must also

comply with Warren County's Drug and Alcohol Policy.

- R. If you are the driver of a disabled County vehicle, you need to do the following:
- 1) Make sure that the vehicle is not impeding the flow of traffic and is not a safety hazard;
 - 2) Turn on the vehicles 4-way flashing hazard lights, if possible;
 - 3) Set-up the vehicles emergency safety triangles and safety cone, if available;
 - 4) Place a note that can be seen from the outside of the vehicle on the dash of the vehicle describing the vehicles problem and drivers contact telephone or cell number;
 - 5) Notify the local police department (911) of the vehicles location;
 - 6) Contact your direct supervisor; and
 - 7) Make arrangements to have the vehicle towed.
- S. No radar detection devices are to be used in any County owned, leased, borrowed or other vehicle used for County business. Drivers who are found to be using such devices may be subject to disciplinary action as determined by the Department Head or County Administrator and in accordance with bargaining agreements and Civil Service Law.
- T. All employees seeking to operate a County vehicle must have participated in a driver improvement program within the last 3 years. The driver improvement program can be the County's driver improvement training or other driver improvement training approved by New York State Department of Motor Vehicles or the County's Safety Officer. Incidents and accidents involving County vehicles or other vehicles used for County business may be reviewed by the County's Safety Officer and/or the Risk Management Steering Committee and a recommendation may be made in regards to additional driver improvement training.
- U. It will be the County Department Head's responsibility to review this policy with all employees prior to using a vehicle for County business and at any time when the policy is changed. The County Department Head will be responsible for obtaining the signed acknowledgment form that follows from the employees prior to using a vehicle for County business. The County Department Head will be responsible for determining each employee's eligibility under this policy as an authorized driver prior to vehicle use.
- V. County Department Heads or their designee shall notify (*using the proper form*) the Self-Insurance Department upon hire or termination of employees authorized to drive County vehicles or other vehicles for County business. The Self-Insurance Department will maintain the NYS DMV LENS database accordingly.
- W. The violation of any rule in the County Motor Vehicle Use Rules may result in disciplinary action in accordance with bargaining agreements and Civil Services Law.

SCHEDULE "A"
AUTHORIZATION TO ATTEND MEETING OR CONVENTION

Check one:

- In-State (Must be approved by Department Head, County Administrator & Committee Chair)
 Out-of-State (Requires Board resolution)

The _____ hereby authorizes _____
(Supervisory Committee) (Employee Name)

to attend _____
(Name of meeting or organization)

at _____ on _____
(Address) (Dates)

Meeting/Convention Cost: _____ Mode of transportation to be used: _____
(County Vehicle or Mass Transportation)

If the mode of transportation is **not** a county vehicle or mass transportation, please explain:

Proper documentation must be attached when submitting for approval.

(Please check documents attached)

Notice of meeting or convention including cost. Total Cost of Travel
\$ _____
(travel and meeting/convention cost)

For Overnight Travel

Room rate _____ GSA* Rate \$ _____ Funding in Budget? Y _____ N _____

Meal costs \$ _____ GSA* per diem rate \$ _____ Budget Code: _____
[*www.gsa.gov](http://www.gsa.gov)

Date: _____

Department Head Signature

Date: _____

County Administrator Signature

Date: _____

Committee Chairman Signature

Please refer to the Warren County Travel Policy and County Vehicle Use Regulations for general policy guidelines.

Please check to request a fleet vehicle. **REQUEST FOR USE OF FLEET VEHICLE**

Filing Instructions:

1. Original with voucher to Auditor.
2. Copy to Buildings & Grounds if fleet vehicle is needed.
3. Copy to Clerk of the Board with Resolution Request form if out-of-State travel.
4. Copy to Purchasing with Purchase Order, if required.
5. Copy to Clerk of the Board if credit card will be used.
6. Copy of executed form needs to be included in next agenda for reporting to oversight Committee.

**WARREN COUNTY
REPORT OF CONCERNS REGARDING COUNTY VEHICLES**
This section to be completed by the employee that used the vehicle.

Department: _____
Vehicle: Make: _____ Model: _____
County No _____
Date Vehicle Used: _____
Detail of Concern(s): _____

Name: _____ Title: _____
Date: _____

Employee should provide this form to their Supervisor/Department Head who will immediately forward (via hard copy, fax or email) this form to the Fleet Manager and to the Warren County Vehicle Maintenance Shop in Warrensburg.

This section to be completed by the Fleet Manager:

REVIEW OF CONCERNS AND ACTION TAKEN

Conclusion of Review of Concern(s) and Action Taken: _____

Name: _____ Title _____
Date: _____

*Upon resolution the Fleet Manager will distribute (via hard copy, fax OR email):
Copy to Department Head, Copy Vehicle Maintenance Shop, Original to remain with Fleet Manager.*

Schedule "B"

**Warren County Travel Policy and Vehicle Use Regulations
Acknowledgment Form**

- I understand to be an authorized driver of a County vehicle I must:
- ❖ Be 18 years of age or older
 - ❖ Hold a valid NYS Drivers license
 - ❖ Use the vehicle as part of my usual and / or customary County job function
 - ❖ Have been authorized to use the vehicle by the Department Head responsible for the vehicle or by the County Administrator
 - ❖ Agree to provide my driver license number to the County for the LENS program
 - ❖ Agree for the County to obtain my motor vehicle records
 - ❖ Agree to provide the County documents including driving records, proof of a valid license and proof automobile insurance coverage if requested
 - ❖ Agree to immediately notify the County of any driving violations, changes to driver information and driver status

I, _____ have read and understand the Warren County Travel Policy and Vehicle Use Regulations. By signing below, I agree to adhere to the policy including the items listed above.

NYS Driver License ID _____

Employee Signature _____ Date _____

This form shall be completed when the employee is offered a position that includes responsibility for driving a county vehicle or other vehicle for County business. This form shall also be completed when the employee attends a driver improvement training program.

Original of this form will be filed with the Department Head
Electronic copy will be filed with the LENS documents in the Self-Insurance Office
Adopted by unanimous vote.

RESOLUTION NO. 485 OF 2019
Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

AUTHORIZING WARREN COUNTY TO OPT OUT OF THE NEGOTIATION CLASS IN THE NATIONAL PRESCRIPTION OPIATE LITIGATION

WHEREAS, Judge Polster of the United States District Court, Northern District of Ohio has preliminarily approved a request to certify a negotiating class setting forth the framework to assist the Court and the parties to achieve a national resolution of the opioid litigation, and

WHEREAS, it is advantageous to negotiate in a group and the New York cities and counties are currently coordinated in a State litigation in Suffolk County, and

WHEREAS, the coordinated litigation in Suffolk County will be the next county case to be tried and Warren County is already in a unique situation to negotiate as a group, and

WHEREAS, to opt out of the class, an Exclusion Request Form needs to be signed on behalf of Warren County and submitted to counsel prior to November 22, 2019, now, therefore, be it

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an Exclusion Request Form to opt out of the Negotiation Class as is advised by Warren County's legal counsel in this matter.

Adopted by unanimous vote.

RESOLUTION NO. 486 OF 2019
Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

AWARDING BID AND AUTHORIZING AGREEMENT WITH CATALOG & COMMERCE SOLUTIONS FOR WEBSITE RE-DESIGN FOR WARREN COUNTY (WC 70-19)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Website Re-Design for Warren County (WC 70-19), and

WHEREAS, the Director of Information Technology has recommended that Warren County award the contract to Catalog & Commerce Solutions as the lowest responsible bidder, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Catalog & Commerce Solutions of the acceptance of its bid, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an agreement with Catalog & Commerce Solutions relative to Website Re-Design for Warren County (WC 70-19), pursuant to the terms and provisions of the bid specifications and proposal, in an amount not to exceed Twenty-Nine Thousand Seven Hundred Fifty Dollars (\$29,750), for a term commencing upon execution by both parties and terminating one (1) year from date of execution, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1680 470 Information Technology, Contract.

Adopted by unanimous vote.

RESOLUTION NO.487 OF 2019
Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan,
Hogan, Wild, Driscoll and Dickinson

AMENDING RESOLUTION NO. 132 OF 2015, AUTHORIZING AGREEMENT WITH
REVERUS CORPORATION FOR NETWORK CONSULTING AND PROGRAMMING
SERVICES, TO INCREASE NOT TO EXCEED AMOUNT AND INCLUDE HOURLY RATE

WHEREAS, by Resolution No. 132 of 2015 the Board of Supervisors authorized an agreement with Reverus Corporation to provide network consulting and programming services, in an amount not to exceed Three Thousand Dollars (\$3,000) per year, for a term commencing upon execution, allowing for automatic annual renewals upon the same terms and conditions providing the funding is budgeted and terminating for convenience with forty-five (45) days written notice, and

WHEREAS, the Director of Information Technology has requested that the agreement be amended to increase the not to exceed amount from Three Thousand Dollars (\$3,000) to Ten Thousand Dollars (\$10,000) and to include an hourly rate of One Hundred Fifty Dollars (\$150), now, therefore, be it

RESOLVED, that the Board of Supervisors hereby amends Resolution No. 132 of 2015 to increase the not to exceed amount from Three Thousand Dollars (\$3,000) to Ten Thousand Dollars (\$10,000) and to include an hourly rate of One Hundred Fifty Dollars (\$150), and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution 132 of 2015 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 488 OF 2019
Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett,
Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AMENDING TABLE OF ORGANIZATION AND WARREN COUNTY SALARY AND
COMPENSATION PLAN FOR 2019

RESOLVED, that the Table of Organization and the Warren County Salary and Compensation Plan for 2019 are hereby amended as follows:

PUBLIC DEFENDER

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1171.110</u>		
<u>TITLE:</u>	01/01/2020	\$55,930
Data Officer - Indigent Legal Services		

SOCIAL SERVICES

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.6010.110</u>		
<u>TITLE:</u>	01/01/2020	\$42,141
Principal Social Welfare Examiner #3		Grade 15

Deleting Position:

<u>A.6010.110</u>	01/01/2020	\$47,786
<u>TITLE:</u>		
Senior Social Welfare Examiner #5		

COUNTY CLERK/DMV

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1410.110</u>		
<u>TITLE:</u>	11/18/2019	\$37,633
Sr. Motor Vehicle Examiner		Grade 10

Deleting Position:

A.1410.110

TITLE:

11/18/2019

\$34,988

Motor Vehicle License

Grade 8

Registration Clerk

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 489 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

EXTENDING THE APPOINTMENT OF MARCY FLORES AS WARREN COUNTY PUBLIC DEFENDER

WHEREAS, Resolution No. 20 of 2018 reappointed Marcy Flores as Public Defender for Warren County effective January 1, 2018, for a term of office for which the current Board of Supervisors were elected, at the salary and compensation as established in the Salary and Compensation Plan for Warren County, and

WHEREAS the Public Defender has requested that her appointment be extended effective January 1, 2020 and run until the Warren County Board of Supervisors reappoints the position at the 2020 organizational meeting, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby does, extend the appointment of Marcy Flores as Public Defender for Warren County from January 1, 2020 until the Warren County Board of Supervisors reappoints the position at their 2020 organization meeting.

Adopted by unanimous vote.

RESOLUTION NO. 490 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

SUPPORTING ADIRONDACK COMMUNITY COLLEGE'S REQUEST FOR A PERMANENT FUNDING FLOOR FOR THE COMMUNITY COLLEGE BASE STATE-AID FORMULA FOR FISCAL YEAR 2020

WHEREAS, Community Colleges serve as economic engines that provide a trained workforce and educated citizenry for the State of New York and the local communities in which they are located, and

WHEREAS, Community Colleges are anchor institutions that help keep their communities strong and vibrant by serving as major employers, community hubs and social centers, and

WHEREAS, Community Colleges are the primary catalyst to the middle class by serving more low-income students than any other sector of higher education, and

WHEREAS, Community Colleges anticipate and respond to the emerging needs of their local communities and remain the most adaptable sector of higher education, and

WHEREAS, Community Colleges serve nearly half of all undergraduates enrolled in the SUNY system along with nearly as many life-long learners through non-credit classes, and

WHEREAS, a level of predictability in State funding is essential to provide community colleges the ability to plan and budget accordingly and recognizes each college's annual fixed costs, and

WHEREAS, the 98% of the previous year or One Hundred Dollar (\$100) increase per FTE, whichever is greater, language added to the community college funding model for fiscal year 2019 was a step in the right direction and appreciated, and

WHEREAS, the funding floor should be set in State statute at 100% of the previous year or One Hundred Dollar (\$100) increase per FTE, whichever is greater, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors fully supports the proposal that New York State change the base state aid formula allocation for each community college to be permanently set at 100% of the previous year or One Hundred Dollar (\$100) increase per FTE, whichever is greater.

Adopted by unanimous vote.

RESOLUTION NO. 491 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H391, AIRPORT TWO NEW SNOW PLOWS;
AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET
FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H391, Airport Two New Snow Plows, as follows:

1. Capital Project No. H391, Airport Two New Snow Plows, is hereby established.
2. The estimated cost of such Capital Project is the amount of Four Hundred Fifteen Thousand Dollars (\$415,000).
3. The proposed method of financing such Capital Project consists of the following:
 - a. Federal grant funding in the amount of Three Hundred Seventy-Three Thousand Five Hundred Dollars (\$373,500);
 - b. New York State Department of Transportation grant funding in the amount of Twenty Thousand Seven Hundred Fifty Dollars (\$20,750); and
 - c. Local share funding in the amount of Twenty Thousand Seven Hundred Fifty Dollars (\$20,750)

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of Four Hundred Fifteen Thousand Dollars (\$415,000) to Capital Project No. H391, Airport Two New Snow Plows, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

ADVANCE TO		AMOUNT
H391.9950 280	Airport Two New Snow Plows	\$415,000.00
Roll Call Vote:		
Ayes: 1000		
Noes: 0		
Absent: 0		
Adopted.		

RESOLUTION NO. 492 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING RESOLUTION NO. 739 OF 2011, RESOLUTION ESTABLISHING
RESERVE A.892.00 AIRPORT REPAIR & PROJECTS, TO INCLUDE AIRPORT
EQUIPMENT PURCHASES

WHEREAS, Resolution No. 739 of 2011, authorized the establishment of Reserve A.892.00 Airport Repair & Projects, for the purpose of repair, upgrade, replacement, new installation and expansion projects at the Floyd Bennett Memorial Airport, and

WHEREAS, the Superintendent of the Department of Public Works is requesting Resolution No. 739 of 2011 be amended to include Airport Equipment Purchases, now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby amend Resolution No. 739 of 2011 to include Airport Equipment Purchases, and be it further

RESOLVED, that other than the change outlined herein, all other terms and conditions of Resolution No. 739 of 2011 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 493 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE AIRPORT REPAIR & PROJECTS RESERVE FUND TO TRANSFERS-CAPITAL PROJECTS FOR THE PURPOSE OF FUNDING CAPITAL PROJECT H391, AIRPORT TWO NEW SNOW PLOWS; AND AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Twenty Thousand Seven Hundred Fifty Dollars (\$20,750) from Budget Code A.892.00 Reserve, Airport Repair & Projects, to Budget Code A.9950 910 Transfers - Capital Projects, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:
Ayes: 1000
Noes: 0
Absent: 0
Adopted.

RESOLUTION NO. 494 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING RESOLUTION NO. 419 OF 2019, AUTHORIZING AGREEMENT WITH A SUPERVISING ATTORNEY FOR THE ASSIGNED COUNSEL OFFICE, TO REMOVE LANGUAGE LISTING A SPECIFIC INDIVIDUAL

WHEREAS, Resolution No. 419 of 2019 the Board of Supervisors authorized an agreement with John. J. Goodman, Esq. to provide supervising attorney services for the Assigned Counsel Office, and

WHEREAS, the Assigned Counsel Administrator has requested that the language listing a specific individual be removed as the attorney selected is not able to provide services, now, therefore, be it

RESOLVED, that the Board of Supervisors hereby amends Resolution No. 419 of 2019 to remove the language listing a specific individual to provide supervising attorney services, and be it further

RESOLVED, that other than the change outlined herein, all other terms and conditions of Resolution No. 419 of 2019 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 495 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

RESOLUTION ESTABLISHING A CAPITAL RESERVE FUND, A.860.00, RESERVE, SUNY ADIRONDACK CAPITAL IMPROVEMENTS, TO FINANCE THE COST OF FUTURE CAPITAL IMPROVEMENTS AT SUNY ADIRONDACK; AUTHORIZING APPROPRIATION OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that pursuant to Section 6-c of the General Municipal Law, as amended, there is hereby established a Capital Reserve Fund to be known as the SUNY Adirondack Capital Improvements Reserve Fund (A.860.00) ("Reserve Fund"), with the source of funding to be an appropriation from the General Fund (A.909.00) balance in the amount of One Hundred Thousand Dollars (\$100,000), which the County Treasurer is hereby authorized and directed to make, and be it further

RESOLVED, that the purpose of this Reserve Fund is to fund the Warren County portion of future capital improvements at SUNY Adirondack, and be it further

RESOLVED, that the Warren County Treasurer is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law and may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policies of Warren County. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Warren County Treasurer shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the Reserve Fund, interest earned by the Reserve Fund, capital gains or losses resulting from the sale of

investments of the Reserve Fund, the amount and date of each withdrawal from the Reserve Fund and the total assets of the Reserve Fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year render to the Board of Supervisors a detailed report of the operation and condition of the Reserve Fund, and be it further

RESOLVED, that except as otherwise provided by law, expenditures from the Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of the Warren County Board of Supervisors and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law, including a permissive referendum if required by subdivision 4 of Section 6-c and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 915

Noes: 0

Abstain: 85 Supervisor Strough

Absent: 0

Adopted.

RESOLUTION NO. 496 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

RESOLUTION ESTABLISHING A CAPITAL RESERVE FUND, A.861.00, RESERVE, COUNTRYSIDE REHABILITATION, TO FINANCE RENOVATIONS; AUTHORIZING APPROPRIATION OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that pursuant to Section 6-c of the General Municipal Law, as amended, there is hereby established a Capital Reserve Fund to be known as the Countryside Rehabilitation Reserve Fund (A.861.00) ("Reserve Fund"), with the source of funding to be an appropriation from the General Fund (A.909.00) balance in the amount of Two Hundred Thousand Dollars (\$200,000), which the County Treasurer is hereby authorized and directed to make, and be it further

RESOLVED, that the purpose of this Reserve Fund is to fund renovations at the Countryside Adult Home, and be it further

RESOLVED, that the Warren County Treasurer is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law and may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policies of Warren County. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Warren County Treasurer shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the Reserve Fund, interest earned by the Reserve Fund, capital gains or losses resulting from the sale of investments of the Reserve Fund, the amount and date of each withdrawal from the Reserve Fund and the total assets of the Reserve Fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year render to the Board of Supervisors a detailed report of the operation and condition of the Reserve Fund, and be it further

RESOLVED, that except as otherwise provided by law, expenditures from the Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of the Warren County Board of Supervisors and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law, including a permissive referendum if required by subdivision 4 of Section 6-c and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

**RESOLUTION NO. 497 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde**

**RESOLUTION ESTABLISHING AN INSURANCE RESERVE FUND, A.863.00, RESERVE,
INSURANCE FOR UNINSURED LOSSES, TO FUND PROPERTY LOSS AND LIABILITY
CLAIMS; AUTHORIZING APPROPRIATION OF FUNDS; AND AMENDING WARREN
COUNTY BUDGET FOR 2019**

RESOLVED, that pursuant to Section 6-n of the General Municipal Law, as amended, there is hereby established an Insurance Reserve Fund to be known as the Insurance Reserve Fund (A.863.00) ("Reserve Fund"), with the source of funding to be an appropriation from the General Fund (A.909.00) balance in the amount of Fifty Thousand Dollars (\$50,000), which the County Treasurer is hereby authorized and directed to make, and be it further

RESOLVED, that the purpose of this Reserve Fund is to fund property loss and liability claims, and be it further

RESOLVED, that the Warren County Treasurer is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law and may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policies of Warren County. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Warren County Treasurer shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the Reserve Fund, interest earned by the Reserve Fund, capital gains or losses resulting from the sale of investments of the Reserve Fund, the amount and date of each withdrawal from the Reserve Fund and the total assets of the Reserve Fund, showing cash balance and shall, at the end of each fiscal year render to the Board of Supervisors a detailed report of the operation and condition of the Reserve Fund, and be it further

RESOLVED, that except as otherwise provided by law, expenditures from the Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of the Warren County Board of Supervisors and such additional actions or proceedings as may be required by Section 6-n of the General Municipal Law or any other law, and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:
Ayes: 1000
Noes: 0
Absent: 0
Adopted.

**RESOLUTION NO. 498 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde**

**RESOLUTION ESTABLISHING AN EMPLOYEE BENEFIT ACCRUED LIABILITY
RESERVE FUND, A.867.00, RESERVE, EMPLOYEE BENEFIT ACCRUED LIABILITY,
TO PROVIDE ACCRUED SICK AND VACATION PAYOUTS UPON RETIREMENT;
AUTHORIZING APPROPRIATION OF FUNDS; AND AMENDING WARREN COUNTY
BUDGET FOR 2019**

RESOLVED, that pursuant to Section 6-p of the General Municipal Law, as amended, there is hereby established an Employee Benefit Accrued Liability Reserve Fund to be known as the Employee Benefit Fund (A.867.00) ("Reserve Fund"), with the source of funding to be an appropriation from the General Fund (A.909.00) balance in the amount of Fifty Thousand Dollars (\$50,000), which the County Treasurer is hereby authorized and directed to make, and be it further

RESOLVED, that the purpose of this Reserve Fund is to provide accrued sick and vacation payouts upon retirement, and be it further

RESOLVED, that the Warren County Treasurer is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law and may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policies of Warren County. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Warren County Treasurer shall account for the Reserve Fund in a manner which maintains the separate identity of the

Reserve Fund and shows the date and amount of each sum paid into the Reserve Fund, interest earned by the Reserve Fund, capital gains or losses resulting from the sale of investments of the Reserve Fund, the amount and date of each withdrawal from the Reserve Fund and the total assets of the Reserve Fund, showing cash balance and shall, at the end of each fiscal year render to the Board of Supervisors a detailed report of the operation and condition of the Reserve Fund, and be it further

RESOLVED, that except as otherwise provided by law, expenditures from the Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of the Warren County Board of Supervisors and such additional actions or proceedings as may be required by Section 6-n of the General Municipal Law or any other law, and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 499 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING A.916.00 ASSIGNED FUND BALANCE, FOR THE PURPOSE OF PROJECT ASSESSMENTS FOR COSTS RELATIVE TO COUNTY PROJECT ASSESSMENT AND FEASIBILITY ANALYSIS; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish A.916.00 Assigned Fund Balance for the purpose of project assessments for costs relative to County project assessment and feasibility analysis as follows:

1. A.916.00 Assigned Fund Balance, Project Assessments is hereby established.
2. The proposed method of financing such Assigned Fund Balance consists of the following:
 - a. Transfer of funds in the amount of Fifty Thousand Dollars (\$50,000) from General Fund (A.909.00) balance;

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of Fifty Thousand Dollars (\$50,000) to A.916.00, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 500 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

INCREASING RESERVE, REHAB COUNTY BUILDINGS (A.871.00); AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby increase Reserve, Rehab County Buildings (A.871.00), as follows:

1. Reserve, Rehab County Buildings (A.871.00) is hereby increased in the amount of One Hundred Thousand Dollars (\$100,000).
2. The proposed method of financing the increase consists of the following:
 - a. A transfer of funds in the amount of One Hundred Thousand Dollars (\$100,000) from General Fund (A.909.00) balance,

and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

TRANSFER TO	AMOUNT
Reserve, Rehab County Buildings	\$100,000
Roll Call Vote:	
Ayes: 1000	
Noes: 0	
Absent: 0	
Adopted.	

RESOLUTION NO. 501 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

**INCREASING RESERVE, ELECTION EQUIPMENT (A.898.00); AUTHORIZING
TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019**

RESOLVED, that the Warren County Board of Supervisors does hereby increase Reserve, Election Equipment (A.898.00), as follows:

1. Reserve, Election Equipment (A.898.00) is hereby increased in the amount of One Hundred Thousand Dollars (\$100,000).
2. The proposed method of financing the increase consists of the following:
 - a. A transfer of funds in the amount of One Hundred Thousand Dollars (\$100,000) from General Fund (A.909.00) balance,

and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

TRANSFER TO	AMOUNT
Reserve, Election Equipment	\$100,000
Roll Call Vote:	
Ayes: 1000	
Noes: 0	
Absent: 0	
Adopted.	

RESOLUTION NO. 502 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

**AUTHORIZING ACCEPTANCE OF SETTLEMENT IN THE MATTER OF
JEHM V. THE COUNTY OF WARREN**

RESOLVED, that the Warren County Board of Supervisors hereby approves the settlement agreement and its terms and conditions in the matter of Jehm v. the County of Warren as presented by the County Attorney, in the amount of Fifty-Seven Thousand Five Hundred Eight Dollars and Seventy-One Cents (\$57,508.71), and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute all necessary documents to carry out the terms of this resolution, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 503 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson,
Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

**AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE GENERAL FUND
UNAPPROPRIATED SURPLUS TO THE COUNTY ATTORNEY'S BUDGET TO COVER
THE COST OF THE JEHM SETTLEMENT; AMENDING 2019 WARREN COUNTY
BUDGET**

RESOLVED, that the Warren County Board of Supervisors hereby appropriates funds in the amount of Fifty-Seven Thousand Five Hundred Eight Dollars and Seventy-One Cents (\$57,508.71) from the General Fund Unappropriated Surplus to the following Budget Code to cover the cost of the JEHM settlement:

CODE	DEPARTMENT	AMOUNT
A.1420 419	County Attorney, Settlements	\$57,508.71

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:
 Ayes: 1000
 Noes: 0
 Ayes: 0
 Adopted.

RESOLUTION NO. 504 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ACCEPTING PROPOSAL AND AUTHORIZING AGREEMENT WITH CAPITAL MARKETS ADVISORS, LLC TO PROVIDE ADVISORY SERVICES FOR BOND SALES (WC 67-19)

WHEREAS, the Warren County Purchasing Agent requested proposals to provide Advisory Services for Bond Sales (WC 67-19), and

WHEREAS, the County Treasurer has recommended that Warren County award the contract to Capital Markets Advisors, LLC, 11 Grace Avenue, Suite 308, Great Neck, New York 11022, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent notify Capital Markets Advisors, LLC of the acceptance of their proposal, and be it further

RESOLVED, that Warren County enter into an agreement with Capital Markets Advisors, LLC, 11 Grace Avenue, Suite 308, Great Neck, New York 11022 to provide advisory services for bond sales, pursuant to the terms and conditions of the request for proposals and proposal, for a term commencing January 1, 2020 and terminating December 31, 2022, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that funds shall be expended from Budget Code A.1010 437 Legislative Board, Consulting Fees.

Adopted by unanimous vote.

RESOLUTION NO. 505 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H392, SUNNYSIDE ROAD (CR 54) PAVEMENT REHABILITATION; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H392, Sunnyside Road (CR 54) Pavement Rehabilitation, as follows:

1. Capital Project No. H392, Sunnyside Road (CR 54) Pavement Rehabilitation, is hereby established.
2. The estimated cost of such Capital Project is the amount of Forty-One Thousand Six Hundred Fifty-Three Dollars and Twenty-Two Cents (\$41,653.22).
3. The proposed method of financing such Capital Project consists of the following:
 - a. Transfer of funds in the amount of Forty-One Thousand Six Hundred Fifty-Three Dollars and Twenty-Two Cents (\$41,653.22) from Budget Code D.9950 910, County Road, Transfers-Capital Projects, Interfund Transfers,

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of Forty-One Thousand Six Hundred Fifty-Three Dollars and Twenty-Two Cents (\$41,653.22) to Capital Project H392, Sunnyside Road (CR 54) Pavement Rehabilitation, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>	<u>AMOUNT</u>
H392 - Sunnyside Road (CR 54) Pavement Rehabilitation	\$41,653.22
Roll Call Vote:	
Ayes: 1000	
Noes: 0	
Absent: 0	
Adopted.	

RESOLUTION NO. 506 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H393, JOHNSBURG BRIDGES (GLEN CREEK ROAD & DIPPICILL ROAD OVER GLEN CREEK); AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H393, Johnsburg Bridges (Glen Creek Road & Dippikill Road over Glen Creek), as follows:

1. Capital Project No. H393, Johnsburg Bridges (Glen Creek Road & Dippikill Road over Glen Creek), is hereby established.
2. The estimated cost of such Capital Project is the amount of Twenty-One Thousand Two Hundred Fifty Dollars (\$21,250).
3. The proposed method of financing such Capital Project consists of the following:
 - a. Transfer of funds in the amount of Twenty-One Thousand Two Hundred Fifty Dollars (\$21,250) from Budget Code D.9950 910, County Road, Transfers-Capital Projects, Interfund Transfers,

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of Twenty-One Thousand Two Hundred Fifty Dollars (\$21,250) to Capital Project H393, Johnsburg Bridges (Glen Creek Road & Dippikill Road over Glen Creek), and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>	<u>AMOUNT</u>
H393 - Johnsburg Bridges (Glen Creek Road & Dippikill Road)	\$21, 250.00
Roll Call Vote:	
Ayes: 1000	
Noes: 0	
Absent: 0	
Adopted.	

RESOLUTION NO. 507 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H394, OLMSTEDVILLE ROAD (CR 19) RECONSTRUCTION; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H394, Olmstedville Road (CR 19) Reconstruction, as follows:

1. Capital Project No. H394, Olmstedville Road (CR 19) Reconstruction, is hereby established.
2. The estimated cost of such Capital Project is the amount of Sixteen Thousand Dollars (\$16,000).
3. The proposed method of financing such Capital Project consists of the following:

- a. Transfer of funds in the amount of Sixteen Thousand Dollars (\$16,000) from Budget Code D.9950 910, County Road, Transfers-Capital Projects, Interfund Transfers,

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of Sixteen Thousand Dollars (\$16,000) to Capital Project H394, Olmstedville Road (CR 19) Reconstruction, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>	<u>AMOUNT</u>
H394 - Olmstedville Road (CR 19) Reconstruction	\$16,000.00
Roll Call Vote:	
Ayes: 1000	
Noes: 0	
Absent: 0	
Adopted.	

RESOLUTION NO. 508 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H395, OXBOW HILL & MOON HILL ROAD (CR 63) RECONSTRUCTION; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H395, Oxbow Hill & Moon Hill Road (CR 63) Reconstruction, as follows:

1. Capital Project No. H395, Oxbow Hill & Moon Hill Road (CR 63) Reconstruction, is hereby established.
2. The estimated cost of such Capital Project is the amount of Six Thousand Six Hundred Fifty Dollars (\$6,650).
3. The proposed method of financing such Capital Project consists of the following:
 - a. Transfer of funds in the amount of Six Thousand Six Hundred Fifty Dollars (\$6,650) from Budget Code D.9950 910, County Road, Transfers-Capital Projects, Interfund Transfers,

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of Six Thousand Six Hundred Fifty Dollars (\$6,650) to Capital Project H395, Oxbow Hill & Moon Hill Road (CR 63) Reconstruction, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>	<u>AMOUNT</u>
H395 - Oxbow Hill & Moon Hill Road CR 63) Reconstruction	\$6,650.00
Roll Call Vote:	
Ayes: 1000	
Noes: 0	
Absent: 0	
Adopted.	

RESOLUTION NO. 509 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H396, EAST RIVER DRIVE (CR 16) & CALL STREET (CR 32) REHABILITATION; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H396, East River Drive (CR 16) & Call Street (CR 32) Rehabilitation, as follows:

1. Capital Project No. H396, East River Drive (CR 16) & Call Street (CR 32) Rehabilitation, is hereby established.
2. The estimated cost of such Capital Project is the amount of Eight Thousand One Hundred Fifty Dollars (\$8,150).
3. The proposed method of financing such Capital Project consists of the following:
 - a. Transfer of funds in the amount of Eight Thousand One Hundred Fifty Dollars (\$8,150) from Budget Code D.9950 910, County Road, Transfers-Capital Projects, Interfund Transfers,

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of Eight Thousand One Hundred Fifty Dollars (\$8,150) to Capital Project H396, East River Drive (CR 16) & Call Street (CR 32) Rehabilitation, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>	<u>AMOUNT</u>
H396 - East River Drive (CR 16) & Call Street (CR 32) Rehabilitation	\$8,150.00
Roll Call Vote:	
Ayes: 1000	
Noes: 0	
Absent: 0	
Adopted.	

RESOLUTION NO. 510 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE OCCUPANCY TAX RESERVE TO THE TOURISM BUDGET; AMENDING 2019 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors hereby sets aside the rules previously established by the Board concerning the use of occupancy tax funds, and appropriates funds in an amount not to exceed Twenty-Five Thousand Dollars (\$25,000) from the Occupancy Tax Reserve (A.881.00) to the following budget codes for the purpose of providing funding to the municipalities of Warren County in accordance with the Occupancy Tax Law (\$15,000) and to fund the 2019 Adirondack Christkindmarkt event (\$10,000):

CODE	DEPARTMENT	AMOUNT
A.6417.0002 469	Tourism/Occupancy, Tourism, Other Payments/Contributions	\$ 15,000.00
A.6417.0002 480	Tourism/Occupancy, Tourism, Tourism-Special Events	\$ 10,000.00
	TOTAL	\$ 25,000.00

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:
Ayes: 1000
Noes: 0
Absent: 0
Adopted.

RESOLUTION NO. 511 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

INCREASING CAPITAL PROJECT NO. H358 HAZARD MITIGATION GRANT PROGRAM; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby increase Capital Project No. H358 Hazard Mitigation Grant Program, as follows:

1. Capital Project No. H358 Hazard Mitigation Grant Program is hereby increased in the amount of One Hundred Fifty Thousand Dollars (\$150,000).
2. The estimated total cost of Capital Project No. H358 Hazard Mitigation Grant Program is now Three Hundred Thousand Dollars (\$300,000).
3. The proposed method of financing the increase in such Capital Project consists of the following:
 - a. Capital Project No. H358.9550 4308 Hazard Mitigation Grant Program, Share of Joint Activity, Local, in the amount of One Hundred Twelve Thousand Five Hundred Dollars (\$112,500); and
 - b. Capital Project No. H358.9550 2791 Hazard Mitigation Grant Program, In Kind Contributions, in the amount of Thirty-Seven Thousand Five Hundred Dollars (\$37,500),

and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

TRANSFER TO	AMOUNT
H358 Hazard Mitigation Grant Program	\$150,000

Roll Call Vote:
Ayes: 1000
Noes: 0
Absent: 0
Adopted.

RESOLUTION NO. 512 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE GENERAL FUND UNAPPROPRIATED SURPLUS TO THE SHERIFF'S OFFICE BUDGET; AND AMENDING 2019 WARREN COUNTY BUDGET

WHEREAS, the Warren County Sheriff has requested funding in the amount of Sixty-Two Thousand Three Hundred Thirty Dollars and Fifty Cents (\$62,330.50) due to purchase orders from 2018 not being carried over to the 2019 budget, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Sixty-Two Thousand Three Hundred Thirty Dollars and Fifty Cents (\$62,330.50) from the General Fund Unappropriated Surplus to the following budget code:

CODE	DEPARTMENT	AMOUNT
A.3110 455	Sheriff's Law Enforcement, Safety Equipment	\$ 62,330.50

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:
Ayes: 1000
Noes: 0
Absent: 0
Adopted.

**RESOLUTION NO. 513 OF 2019
Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson,
McDevitt, Merlino, Loeb, Hogan and Hyde**

**APPROVING AND ADOPTING THE WARREN COUNTY SEWER DISTRICT
(INDUSTRIAL PARK) ASSESSMENT ROLL FOR 2020**

RESOLVED, that due notice of public hearing and mailing of the Notice of Public Hearing having been accomplished, the Warren County Board of Supervisors hereby approves and adopts the Warren County Sewer District (Industrial Park) Assessment Roll for 2020 as originally proposed at the time when the public hearing was authorized, copy of said benefit tax roll presented at this meeting, and, be it further

RESOLVED, that the Warren County Board of Supervisors shall levy the sum apportioned to and assessed upon each such lot or parcel of land in the aforementioned benefit tax roll at the time and in the manner provided by law for the levy of State, County and Town taxes with sums so levied to be collected by the local tax collectors or receivers of taxes and assessments and paid over to the Warren County Treasurer in the same manner at the same time as taxes levied for general County purposes.

Roll Call Vote:
Ayes: 1000
Noes: 0
Absent: 0
Adopted.

**RESOLUTION NO. 514 OF 2019
Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol,
Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt**

ADOPTING BUDGET FOR FISCAL YEAR 2020

WHEREAS, the Budget Officer has duly filed with the Clerk of the Board of Supervisors a tentative budget for the County of Warren for the fiscal year beginning January 1, 2020, which tentative budget was considered by the Board of Supervisors and approved as the tentative budget for fiscal year 2020 by the Board of Supervisors on November 1, 2019, and a notice of public hearing on said tentative budget having been duly published according to law, and such public hearing having been duly held on the 15th day of November, 2019, and

WHEREAS, the Board of Supervisors, following such public hearing reviewed and amended the tentative budget; now, therefore be it

RESOLVED, that said tentative budget, which provides for gross appropriations of \$161,009,910, less the amount of \$115,652,207 which is comprised of estimated revenues excluding sales tax credit and appropriated surplus, leaving a balance of \$45,357,703 to be raised by taxation and filed with the Clerk of the Board of Supervisors, be, and the same hereby is, approved and adopted as the budget of Warren County for the fiscal year beginning January 1, 2020.

Roll Call Vote:
Ayes: 1000
Noes: 0
Absent: 0
Adopted.

**TO REVIEW THE 2020 BUDGET PLEASE REFER TO THE 2019 SUPPLEMENT
PROCEEDINGS OF THE WARREN COUNTY BOARD OF SUPERVISORS.**

RESOLUTION NO. 515 OF 2019**Resolution introduced by Chairman Conover****MAKING APPROPRIATIONS FOR THE CONDUCT OF COUNTY GOVERNMENT
FOR THE FISCAL YEAR 2020**

WHEREAS, the Board of Supervisors by Resolution No. 510 adopted on the 15th day of November, 2019, a budget for the County of Warren for the fiscal year 2020, now, therefore, be it

RESOLVED, that the several amounts specified in said budget, in the right hand column entitled "approved" opposite the several items of expenditures, be, and the same hereby are, appropriated for such items for the fiscal year beginning January 1, 2020.

Adopted by unanimous vote.

RESOLUTION NO. 516 OF 2019**Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol****ADOPTING SALARY AND COMPENSATION PLAN FOR 2020**

RESOLVED, that effective January 1, 2020, the Salary and Compensation Plan for Warren County shall be the base salaries as set forth in the 2020 Salary Schedule attached to the Warren County Budget for 2020 as adopted, and reference to said schedule is hereby made as though fully set forth herein, together with such additional amounts of longevity compensation as the employee may be entitled to receive.

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 517 OF 2019**Resolution introduced by Supervisor Thomas****LEVYING TAX - CITY OF GLENS FALLS - 2020**

RESOLVED, that this Board, in accordance with Section 144 of Chapter 29 of the Laws of 1908, and amendments thereof, does hereby ascertain that the amount of tax to be levied on the City of Glens Falls is as follows:

To proportion of County Tax - \$4,104,587.28

and be it further

RESOLVED, that the Clerk of the Board of Supervisors, be, and she hereby is, authorized and directed to immediately file certified copies of this resolution with the City Clerk of the City of Glens Falls and the Office of the City Assessor.

Adopted by unanimous vote.

RESOLUTION NO. 518 OF 2019**Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol****INTRODUCING PROPOSED LOCAL LAW NO. 1 OF 2020
AND AUTHORIZING PUBLIC HEARING THEREON**

RESOLVED, that proposed Local Law No. 1 of 2020 entitled "A Local Law Fixing the

Salaries of Certain County Officers and Employees of Warren County", attached hereto and made a part hereof, be, and the same hereby is, introduced before the Warren County Board of Supervisors, and in order to give interested members of the public the opportunity to be heard thereon, the Board of Supervisors shall hold a public hearing at the Supervisors' Rooms in the Warren County Municipal Center on the 20th day of December, 2019, at 10:00 a.m., on the matter of the adoption of said proposed Local Law No. 1 of 2020, and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to give notice of such public hearing in the manner provided by law.

COUNTY OF WARREN
PROPOSED LOCAL LAW NO. 1 OF 2020

A LOCAL LAW FIXING THE SALARIES OF CERTAIN COUNTY OFFICERS AND
EMPLOYEES OF WARREN COUNTY

BE IT ENACTED, by the Board of Supervisors of the County of Warren, New York, as follows:

SECTION 1. Effective January 1, 2020, the salaries, including longevity increments, if any, of the following county officers and employees are hereby fixed and established as follows:

<u>TITLE</u>	<u>AMOUNT</u>
Clerk, Board of Supervisors	\$78,244.00
Commissioner of Elections(VanNess)	73,833.00
Commissioner of Elections(McLaughlin)	73,833.00
Commissioner of Social Services	101,545.00
County Coroner (4)	9,815.00
Coroners Physician	15,413.00
County Attorney	121,077.00
County Auditor	67,609.00
County Clerk	82,932.00
County Treasurer	103,336.00
Director, Real Property Tax Services Agency	69,637.00
Personnel Officer	85,427.00
Purchasing Agent	85,499.00
Sheriff	111,435.00
Public Defender	132,304.00
Superintendent of Public Works/Sewer Administrator	112,535.00

SECTION 2. The salaries established for the county officers and employees named in Section 1 hereof include longevity payments, if any, added to the base salary of the county officer or employee in accordance with a schedule providing such longevity increments based on the number of years of county service as may be adopted by the Board of Supervisors by resolution.

SECTION 3. Any and all prior schedules of compensation for the aforesaid county officers and employees are hereby superseded.

SECTION 4. All Local Laws heretofore adopted by Warren County affecting the aforementioned county officers' salaries are hereby amended accordingly.

SECTION 5. This Local Law is subject to referendum on petition as provided by subdivision 2(h) of Section 24 of the Municipal Home Rule Law. This Local Law shall become effective 45 days after its adoption and upon filing in the Office of the Secretary of State, except that this Local Law shall not be effective until approved by affirmative vote of qualified electors, if a petition requesting a referendum is filed as provided under the Municipal Home Rule Law.

Adopted by unanimous vote.

RESOLUTION NO. 519 OF 2019
Resolution introduced by Supervisors Dickinson and Leggett

**IMPLOING THE STATE OF NEW YORK TO IMMEDIATELY AMEND OR DELAY
IMPLEMENTATION OF BAIL AND DISCOVERY REFORM LAWS THAT WILL
ENDANGER THE PEOPLE OF NEW YORK AND REVERSE DECADES OF
BIPARTISAN PROGRESS IN REDUCING CRIME**

WHEREAS, the Warren County Board of Supervisors recognizes the need for statewide bail and discovery reform, and

WHEREAS, protecting the people from harm by enforcing the rule of law is the foundational role of government, and

WHEREAS, County governments are vested by the State of New York with the responsibility to protect the most vulnerable among us, including the socioeconomically disadvantaged, the disabled, the elderly, and children, and

WHEREAS, no group is more vulnerable than the victims of crime, and a just society demands that crime victims should be recognized as key participants within the criminal justice system and be treated with dignity, fairness, and respect, and,

WHEREAS, for the past twenty-five years the State of New York has committed itself to reducing crime, and has succeeded as evidenced by official U.S. Department of Justice Uniform Crime Reporting Statistics showing that New York transformed from the second most dangerous state in America in the early 1990s to the safest large state in America by the early 2000s, and

WHEREAS, in the final stages of adopting its FY 2020 budget, the State of New York enacted sweeping criminal justice reforms including the elimination of cash bail for many specific enumerated crimes and the imposition of stringent discovery mandates on police and prosecutors, and

WHEREAS, under bail reform, beginning January 1, 2020, judges will be stripped of their discretion to set bail for many specific enumerated crimes, which means those suspected of committing these crimes can no longer be held in jail after their arrest, regardless of the strength of the case against these defendants, or the length of the potential sentence faced by these defendants, or the extent of the harm allegedly caused by these defendants, and instead these defendants will be released back into the general public, and

WHEREAS, these crimes include those that result in the deaths of innocent people, including several subcategories of homicide and manslaughter, resulting in those responsible for these deaths being released back into the community of grieving families, and

WHEREAS, these crimes include Making a Terroristic Threat and Money Laundering in Support of Terrorism in the Third and Fourth degree, resulting in those alleged to have supported terrorism in this manner, or who have threatened to commit acts of terrorism, being released immediately from police custody, and

WHEREAS, these crimes include Promoting an Obscene Sexual Performance by a Child; Possessing an Obscene Sexual Performance by a Child; Failure to Register as a Sex Offender; and Patronizing a Person for Prostitution in a School Zone, resulting in suspected child predators being released and returning into our community, and

WHEREAS, these crimes include Aggravated Assault Upon a Person Less than Eleven Years Old; Reckless Assault of a Child by a Daycare Provider; Criminal Sale of a Controlled Substance to a Child; Abandonment of a Child; and Criminal Possession of a Weapon on School Grounds, resulting in those suspected to have physically harmed or endangered children in this manner being free from custody, and

WHEREAS, these crimes include Female Genital Mutilation; Stalking in the Second Degree; and Aggravated Harassment, resulting in those suspected of violating victims in this manner being returned to the community of those victims, and

WHEREAS, these crimes include Endangering the Welfare of a Vulnerable Elderly Person or an Incompetent or Physically Disabled Person, resulting in the potential for further

endangerment of seniors and these defenseless individuals, and

WHEREAS, these crimes include Aggravated Cruelty to Animals; Torturing Animals and Injuring Animals, resulting in the immediate release of those suspected of deliberately injuring, torturing and killing animals, and

WHEREAS, these crimes include Assault in the Third Degree, Aggravated Vehicular Assault, and other crimes of physical violence against people, and

WHEREAS, these crimes include Burglary of a Residence, resulting in the immediate release of these individuals back into the neighborhoods they are suspected of targeting, and

WHEREAS, these crimes include Bail Jumping and Unlawfully Fleeing a Police Officer in a Motor Vehicle, resulting in release on recognizance of the very individuals who have demonstrated a propensity to evade the law, and

WHEREAS, all of the offenders mentioned heretofore are at risk of not showing up for court, thereby placing a burden on public employees who, under this law, are required to send multiple court appearance reminders to these offenders, as well as police officers and District Attorneys who must commit resources to tracking and pursuing those who evade prosecution, and

WHEREAS, all offenders who are currently being held in custody for non-qualifying crimes including those mentioned heretofore will be eligible for release from custody on January 1, 2020, and

WHEREAS, the discovery mandates imposed by the State of New York will require police and District Attorneys, beginning January 1, 2020, to turn over voluminous trial-related materials to defense attorneys within 15 days, creating a mandate that will inevitably not be achieved in some cases and may result in the inability of the People to properly prosecute cases against criminal defendants, and

WHEREAS, the office of New York State's chief law enforcement officer, Attorney General Letitia James, testified at a state legislative hearing on October 28, 2019, that there will be implementation difficulties because prosecutors across the state lack the resources required to fully comply with discovery mandates, and

WHEREAS, the Attorney General's office further testified that their own office, which carries a limited criminal caseload, lacks resources required to fully comply with discovery mandates and consequently needs an additional \$10 million in state funding, and

WHEREAS, discovery reform will also result in an opportunity for defendants to gain access to crime scenes that may include a victim's residence, thereby giving defendants accused of burglaries, assaults, rapes and other crimes committed in victims' homes the right to return to those same homes, and

WHEREAS, the issues mentioned heretofore will undeniably impact past, present and future victims of crime in a negative manner, and in so doing, the bail and discovery reforms adopted by the State of New York will themselves further victimize these innocent individuals, and

WHEREAS, these bail and discovery laws, in their current form, represent a clear and present danger to society, will tilt the scales of justice in favor of suspected criminals and away from innocent crime victims, and risk reversing decades of bipartisan progress made by the State of New York in reducing crime, and

WHEREAS, the fundamental responsibility of governments to protect the vulnerable in society demands that the shortcomings of these laws be remedied prior to their effective date of January 1, 2020, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby implores the State of New York to immediately amend or otherwise delay implementation of these laws by convening an emergency session of the State Legislature, or by emergency executive authority, or by any other means deemed possible by the State, and to do so before December 31, 2019, and be it further

RESOLVED, that the following improvements to these laws be implemented as soon as possible:

1. Give judges the discretion to impose bail when appropriate for all of the crimes enumerated in this resolution;
2. Increase the discovery timeline from 15 days to a minimum of 45 days;
3. Phase in discovery reform by applying these new mandates only to misdemeanors effective January 1, 2020, and then to felonies effective January 1, 2021, and repeal the provision that makes the new discovery mandates applicable to violations of the Vehicle and Traffic Law;
4. Require that court appearance reminders are sent not only to defendants but also to the victims of their crimes; and
5. Extend appropriate dignity, fairness and respect to crime victims by soliciting input from victim advocate organizations and considering their suggestions for improving these laws,

and be it further

RESOLVED, that the Warren County Board of Supervisors asks all counties in New York State to urge their state representatives to take immediate action on the foregoing issues, and be it further

RESOLVED, that copies of this resolution be provided to every member of the New York State Legislature, Attorney General Letitia James, Lieutenant Governor Kathy Hochul, Governor Andrew Cuomo, Congresswoman Elise Stefanik, Senator Kirsten Gillibrand, Senator Charles Schumer, the New York State Association of Counties, the New York State Sheriffs' Association, the New York State Association of Chiefs of Police, the District Attorneys Association of New York, the New York State Defenders Association, the New York State Probation Officers Association, the New York Council of Probation Administrators, the Association of Justices of the Supreme Court of the State of New York, the New York State Association of City Court Judges, the County Judges Association of the State of New York, and the County Attorneys' Association of the State of New York.

Roll Call Vote:

Ayes: 917

Noes: 83 Supervisors Dickinson and Loeb

Absent: 0

Adopted.

RESOLUTION No. 520 OF 2019
Resolution introduced by Supervisors Sokol and Thomas

REFUNDING BOND RESOLUTION DATED NOVEMBER 15, 2019

A RESOLUTION AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.10 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS OF THE COUNTY OF WARREN, NEW YORK, TO BE DESIGNATED SUBSTANTIALLY "PUBLIC IMPROVEMENT REFUNDING (SERIAL) BONDS", AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO AND THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY

WHEREAS, the County of Warren, New York (hereinafter, the "County") heretofore issued bonds in 2009 to the State of New York Municipal Bond Bank Agency ("MBBA") with remaining maturities on December 15 in the years 2019 through 2034, both inclusive, and

WHEREAS, it would be in the public interest to refund all or a portion of the outstanding principal balance of such bonds maturing in 2020 and thereafter (the "Refunded Bonds") by the issuance of refunding bonds pursuant to Section 90.10 of the Local Finance Law, and

WHEREAS, such refunding will only be undertaken if it results in present value savings in debt service as required by Section 90.10 of the Local Finance Law, now, therefore, be it

RESOLVED, by the Board of Supervisors of the County of Warren, New York, as follows:

Section 1. For the object or purpose of refunding the outstanding principal balance of the Refunded Bonds as more fully set forth in the Refunding Financial Plan (hereinafter defined), including providing moneys which, together with the interest earned from the investment of certain of the proceeds of the refunding bonds herein authorized, shall be sufficient to pay (i) the principal amount of such Refunded Bonds, (ii) the aggregate amount of unmatured interest payable on such Refunded Bonds to and including the date on which the Refunded Bonds which are callable are to be called prior to their respective maturities in accordance with the refunding financial plan, as hereinafter defined, as well as any prepayment premium, (iii) the costs and expenses incidental to the issuance of the refunding bonds herein authorized, including the development of the refunding financial plan, as hereinafter defined, compensation to the underwriter or underwriters, as hereinafter defined, costs and expenses of executing and performing the terms and conditions of the escrow contract or contracts, as hereinafter defined, and fees and charges of the escrow holder or holders, as hereinafter mentioned, and (iv) the premium or premiums for a policy or policies of municipal bond insurance or cost or costs of other credit enhancement facility or facilities, for the refunding bonds herein authorized, or any portion thereof, there are hereby authorized to be issued not exceeding \$15,800,000 refunding serial bonds of the County pursuant to the provisions of Section 90.10 of the Local Finance Law (the "Refunding Bonds"), it being anticipated that the amount of Refunding Bonds actually to be issued will be approximately \$13,335,000, as provided in Section 4 hereof. The Refunding Bonds described herein are hereby authorized to be consolidated for purposes of sale in one or more refunding serial bond issues. The Refunding Bonds shall each be designated substantially "PUBLIC IMPROVEMENT REFUNDING (SERIAL) BOND" together with such series designation and year as is appropriate on the date of sale thereof, shall be of the denomination of \$5,000 or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity, shall be numbered with the prefix R 19 (or R with the last two digits of the year in which the Refunding Bonds are issued as appropriate) followed by a dash and then from 1 upward, shall be dated on such dates, and shall mature annually on such dates in such years, bearing interest semi annually on such dates, at the rate or rates of interest per annum, as may be necessary to sell the same, all as shall be determined by the County Treasurer pursuant to Section 4 hereof. It is hereby further determined that (a) such Refunding Bonds may be issued in series, (b) such Refunding Bonds may be sold at a discount in the manner authorized by paragraph a of Section 57.00 of the Local Finance Law pursuant to subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, and (c) such Refunding Bonds may be issued as a single consolidated issue. It is hereby further determined that such Refunding Bonds may be issued to refund all, or any portion of, the Refunded Bonds, subject to the limitation hereinafter described in Section 10 hereof relating to approval by the State Comptroller.

Section 2. The Refunding Bonds may be subject to redemption prior to maturity upon such terms as the County Treasurer shall prescribe, which terms shall be in compliance with the requirements of Section 53.00 (b) of the Local Finance Law. If less than all of the Refunding Bonds of any maturity are to be redeemed, the particular refunding bonds of such maturity to be redeemed shall be selected by the County by lot in any customary manner of selection as determined by the County Treasurer. Notice of such call for redemption shall be given by notice to the registered owners not less than thirty (30) days prior to such date. Notice of redemption having been given as aforesaid, the bonds so called for redemption shall, on the date for redemption set forth in such call for redemption, become due and payable, together with interest to such redemption date, and interest shall cease to be paid thereon after such redemption date. The Refunding Bonds shall be issued in registered form and shall not be registrable to bearer or convertible into bearer coupon form. In the event said Refunding Bonds are issued in non certificated form, such bonds, when issued, shall be initially issued in registered form in denominations such that one bond shall be issued for each maturity of bonds and shall be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository for the bonds in accordance with the Book Entry Only system of DTC. In the event that either DTC shall discontinue the Book Entry Only system or the County shall terminate its participation in such Book Entry Only system, such bonds shall thereafter be issued in certificated form of the denomination of \$5,000 each or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity. In the case of non certificated Refunding Bonds, principal of and interest on the bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to DTC, or to its nominee, Cede & Co., while the bonds are registered in the name of Cede & Co. in accordance with such Book Entry Only System. Principal shall only be payable upon surrender of the bonds at the principal corporate trust office of such Fiscal Agent (or at the office of the County Treasurer as Fiscal Agent as hereinafter provided). In the event said Refunding Bonds are issued in certificated form, principal of and interest on the Refunding Bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to the registered owners of the Refunding Bonds as shown on the registration books of the County maintained by the Fiscal Agent (as hereinafter defined), as of the close of business on the fifteenth day of the calendar month or last day of the calendar month preceding each interest payment date as appropriate and as provided in a certificate of the County Treasurer providing for the details of the Refunding Bonds. Principal shall only be payable upon surrender of bonds at the principal corporate trust office of a bank or trust company or banks or trust companies located or authorized to do business in the State of New York, as shall hereafter be designated by the County Treasurer as fiscal agent of the County for the Refunding Bonds (collectively the "Fiscal Agent"). Refunding Bonds in certificated form may be transferred or exchanged at any time prior to maturity at the principal corporate trust office of the Fiscal Agent for bonds of the same maturity of any authorized denomination or denominations in the same aggregate principal amount. Principal and interest on the Refunding Bonds will be payable in lawful money of the United States of America. The County Treasurer, as chief

fiscal officer of the County, is hereby authorized and directed to enter into an agreement or agreements containing such terms and conditions as he shall deem proper with the Fiscal Agent, for the purpose of having such bank or trust company or banks or trust companies act, in connection with the Refunding Bonds, as the Fiscal Agent for said County, to perform the services described in Section 70.00 of the Local Finance Law, and to execute such agreement or agreements on behalf of the County, regardless of whether the Refunding Bonds are initially issued in certificated or non-certificated form; provided, however, that the County Treasurer is also hereby authorized to name the County Treasurer as the Fiscal Agent in connection with the Refunding Bonds if said Refunding Bonds are issued in non-certificated form. The County Treasurer is hereby further delegated all powers of this Board of Supervisors with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for said Refunding Bonds, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto. The Refunding Bonds shall be executed in the name of the County by the manual or facsimile signature of the County Treasurer, and its corporate seal shall be imprinted thereon. In the event of facsimile signature, the Refunding Bonds shall be authenticated by the manual signature of an authorized officer or employee of the Fiscal Agent. The Refunding Bonds shall contain the recital required by subdivision 4 of paragraph j of Section 90.10 of the Local Finance Law and the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of the Refunding Bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the Fiscal Agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the Fiscal Agent.

Section 3. It is hereby determined that:

- (a) the maximum amount of the Refunding Bonds authorized to be issued pursuant to this resolution does not exceed the limitation imposed by subdivision 1 of paragraph b of Section 90.10 of the Local Finance Law;
- (b) the maximum period of probable usefulness permitted by law at the time of the issuance of the Refunded Bonds for each object or purpose for which such Refunded Bonds were issued is as specified in the Bond Determinations Certificate executed in connection with the issuance of the Refunded Bonds which is incorporated herein by reference;
- (c) the last installment of the Refunding Bonds will mature not later than the expiration of the respective period of probable usefulness of the objects or purposes for which said Refunded Bonds were issued in accordance with the provisions of paragraph c of Section 90.10 of the Local Finance Law;
- (d) the estimated present value of the total debt service savings anticipated as a result of the issuance of the Refunding Bonds, computed in accordance with the provisions of subdivision 2 of

paragraph b of Section 90.10 of the Local Finance Law, with regard to the Refunded Bonds is as shown in the Refunding Financial Plan described in Section 4 hereof.

Section 4. The financial plan for the refunding authorized by this resolution (the "Refunding Financial Plan"), showing the sources and amounts of all moneys required to accomplish such refunding, the estimated present value of the total debt service savings and the basis for the computation of the aforesaid estimated present value of total debt service savings, are set forth in Exhibit A attached hereto and made a part of this resolution. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds will be issued in one series, and that the Refunding Bonds will mature, be of such terms, and bear interest as set forth on Exhibit A attached hereto and made a part of this resolution. This Board of Supervisors recognizes that the Refunding Bonds may be issued in one or more series, and for only portions thereof, that the amount of the Refunding Bonds, maturities, terms, and interest rate or rates borne by the Refunding Bonds to be issued by the County will most probably be different from such assumptions and that the Refunding Financial Plan will also most probably be different from that attached hereto as Exhibit A. The County Treasurer is hereby authorized and directed to determine the amount of the Refunding Bonds to be issued, the date or dates of such bonds and the date or dates of issue, maturities and terms thereof, the provisions relating to the redemption of Refunding Bonds prior to maturity, whether the Refunding Bonds will be insured by a policy or policies of municipal bond insurance or otherwise enhanced by a credit enhancement facility or facilities, whether the Refunding Bonds shall be sold at a discount in the manner authorized by paragraph e of Section 57.00 of the Local Finance Law, and the rate or rates of interest to be borne thereby, whether the Refunding Bonds shall be issued having substantially level or declining annual debt service and all matters related thereto, and to prepare, or cause to be provided, a final Refunding Financial Plan for the Refunding Bonds and all powers in connection therewith are hereby delegated to the County Treasurer; provided, that the terms of the Refunding Bonds to be issued, including the rate or rates of interest borne thereby, shall comply with the requirements of Section 90.10 of the Local Finance Law. The County Treasurer shall file a copy of his certificate determining the details of the Refunding Bonds and the final Refunding Financial Plan with the Clerk of the Board of Supervisors not later than ten (10) days after the delivery of the Refunding Bonds, as herein provided.

Section 5. The County Treasurer is hereby authorized and directed to enter into an escrow contract or contracts (collectively the "Escrow Contract") with a bank or trust company, or with banks or trust companies, located and authorized to do business in this State as said County Treasurer shall designate (collectively the "Escrow Holder") for the purpose of having the Escrow Holder act, in connection with the Refunding Bonds, as the escrow holder to perform the services described in Section 90.10 of the Local Finance Law.

Section 6. The faith and credit of said County of Warren, New York, are hereby irrevocably pledged to the payment of the principal of

and interest on the Refunding Bonds as the same become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall be annually levied on all the taxable real property in said County a tax sufficient to pay the principal of and interest on such Refunding Bonds as the same become due and payable.

Section 7. All of the proceeds from the sale of the Refunding Bonds, including the premium, if any, but excluding accrued interest thereon, shall immediately upon receipt thereof be placed in escrow with the Escrow Holder for the Refunded Bonds. Accrued interest on the Refunding Bonds shall be paid to the County to be expended to pay interest on the Refunding Bonds. Such proceeds as are deposited in the escrow deposit fund to be created and established pursuant to the Escrow Contract, whether in the form of cash or investments, or both, inclusive of any interest earned from the investment thereof, shall be irrevocably committed and pledged to the payment of the principal of and interest on the Refunded Bonds in accordance with Section 90.10 of the Local Finance Law, and the holders, from time to time, of the Refunded Bonds shall have a lien upon such moneys held by the Escrow Holder. Such pledge and lien shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder for the Refunded Bonds in the escrow deposit fund shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the County irrespective of whether such parties have notice thereof.

Section 8. Notwithstanding any other provision of this resolution, so long as any of the Refunding Bonds shall be outstanding, the County shall not use, or permit the use of, any proceeds from the sale of the Refunding Bonds in any manner which would cause the Refunding Bonds to be an "arbitrage bond" as defined in Section 148 of the Internal Revenue Code of 1986, as amended, and, to the extent applicable, the Regulations promulgated by the United States Treasury Department thereunder.

Section 9. In accordance with the provisions of Section 53.00 and of paragraph h of Section 90.10 of the Local Finance Law, in the event such bonds are refunded, the County hereby elects to call in and redeem each Refunded Bond which the County Treasurer shall determine to be refunded at the earliest call date available. The sum to be paid therefor on such redemption date shall be the par value thereof, as provided in the Refunded Bond Certificate, and the accrued interest to such redemption date. The Escrow Holder for the Refunding Bonds is hereby authorized and directed to cause notice of such call for redemption to be given in the name of the County in the manner and within the times provided in the Refunded Bond Certificate. Such notice of redemption shall be in substantially the form attached to the Escrow Contract. Upon the issuance of the Refunding Bonds, the election to call in and redeem the callable Refunded Bonds and the direction to the Escrow Holder to cause notice thereof to be given as provided in this paragraph shall become irrevocable, provided that this paragraph may be amended from time to time as may be necessary in order to comply with

the publication requirements of paragraph a of Section 53.00 of the Local Finance Law, or any successor law thereto.

Section 10. The Refunding Bonds shall be sold at public or private sale to such underwriter as may be selected by the County Treasurer (the "Underwriter") for purchase prices to be determined by the County Treasurer, plus accrued interest from the date or dates of the Refunding Bonds to the date or dates of the delivery of and payment for the Refunding Bonds, subject to approval by the terms and conditions of such private sale the State Comptroller as required by Section 90.10 of the Local Finance Law, the County Treasurer, is hereby authorized to execute and deliver a purchase contract for the Refunding Bonds in the name and on behalf of the County providing the terms and conditions for the sale and delivery of the Refunding Bonds to the Underwriter. After the Refunding Bonds have been duly executed, they shall be delivered by the County Treasurer to the Underwriter in accordance with said purchase contract upon the receipt by the County of said purchase price, including accrued interest.

Section 11. The County Treasurer and all other officers, employees and agents of the County are hereby authorized and directed for and on behalf of the County to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby.

Section 12. All other matters pertaining to the terms and issuance of the Refunding Bonds shall be determined by the County Treasurer and all powers in connection thereof are hereby delegated to the County Treasurer.

Section 13. The validity of the Refunding Bonds may be contested only if:

1. Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
2. The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
3. Such obligations are authorized in violation of the provisions of the Constitution.

Section 14. A summary of this resolution, which takes effect immediately, shall be published in the official newspapers of said County, together with a notice of the Clerk of the Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

Chairman Conover called for public comments from anyone wishing to address the Board on any matter, but no response was given.

Chairman Conover called for announcements.

Supervisor Simpson announced the upcoming meeting of the Adirondack Towns and Villages was scheduled for December 1-2, 2019 at the Marriott Hotel in Lake George.

Supervisor Braymer stated Hometown Holidays in the downtown area of the City of Glens Falls was scheduled for the weekend of December 6th and she encouraged all to attend. She added this was also the weekend of the Christkindmarkt at the Festival Commons.

Supervisor Wild recognized Mrs. Allen for doing such an exceptional job reading so many roll call votes this month.

Supervisor Geraghty advised Christmas in Warrensburg was also the weekend of December 7th and he welcomed all to attend.

Supervisor Hogan informed she was pleased to announce that Gore Mountain was opening that weekend.

Supervisor Merlino apprised he had been approached a few weeks ago with a complaint from a constituent about the long lines at the Warren County DMV to which his response was that improvements had been made to shorten up the wait time. He advised he was pleased to announce the individual reported back to him that they were able to get in and out of the DMV rather quickly when they went there recently to renew their drivers license.

Supervisor Dickinson reminded everyone of the upcoming Christkindmarkt event and he encouraged all to attend.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Simpson and seconded by Supervisor Geraghty, Chairman Conover adjourned the Board Meeting at 12:24 p.m.


REVISED

REPORT OF EQUALIZATION AND APPORTIONMENT OF COUNTY TAX LEVY

To the Board of Supervisors:

As provided by Local Law No. 1 of 1968, I herewith submit the Report of Equalization and Apportionment of County taxes based on ratios determined by the Real Property Tax Services Committee of the Board, and I hereby certify that the amounts of levy for County purposes are apportioned on these rates.

Dated: November 15, 2019



Ronald F. Cofover, Chairman
Warren County Board of Supervisors

**WARREN COUNTY BOARD OF SUPERVISORS
BOARD MEETING
FRIDAY, DECEMBER 20, 2019**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:06 a.m.

Mr. Ronald F. Conover presiding.

Salute to the flag was led by Supervisor Merlino.

Roll called, the following members present:

Supervisors Leggett, Diamond, McDevitt, Braymer, Loeb, Driscoll, Frasier, Simpson, Hogan, Dickinson, Merlino, Strough, Wild, Beaty, Magowan, Sokol, Thomas, Hyde, Geraghty and Conover, 20; absent- 0

Commencing the Agenda review, Chairman Conover noted a motion was necessary to approve the minutes of November 1st Special Board Meeting, subject to correction by the Clerk of the Board. The motion was made by Supervisor Simpson, seconded by Supervisor Dickinson and carried unanimously. Chairman Conover apprised a motion was required to approve the minutes of the November 15th Board meeting, subject to correction by the Clerk of the Board. The motion was made by Supervisor Thomas, seconded by Supervisor Dickinson and carried unanimously.

Moving along, Chairman Conover declared the Public Hearing on proposed Local Law No. 1 of 2020, "A Local Law Fixing the Salaries of Certain County Officers and Employees of Warren County", open at 10:08 a.m. and he asked Amanda Allen, *Clerk of the Board*, to read the Notice of the Public Hearing aloud, which she proceeded to do. Chairman Conover then called for public comment; there being none he closed the Public Hearing at 10:09 a.m.

Proceeding to the report by the Chairman of the Board, Chairman Conover advised he had attended the Christmas party for the Warren County Economic Development Corporation (EDC) at The Park Theater in the City of Glens Falls, on November 21st, during which he delivered his third and final State of the County address. He stated that Supervisor Thomas and the County Administrator had also attended the event and he recommended anyone who had not had a chance to attend to do so in the future. He highlighted a few things that were mentioned during the meeting, the first of which was that the County tax rate was 3.987 per thousand which, he noted, was one of the lowest tax rates in the entire State and also remained unchanged from 2019. He apprised another thing that was mentioned was that the County's current bond rating was AA stable, but this could improve in 2020 to AA+. He stated recently upon the request of the Mike Swan, *County Treasurer*, the County had converted some taxable bonds to tax exempt bonds resulting in around \$3 million in savings over the next fifteen years and he thanked Mr. Swan for his guidance in that regard. He informed the County's total indebtedness was around \$40.7 million which was 25% of the Constitutional limit of \$160 million; he added this percentage had decreased from 27% last year. He informed there was a 2.9% increase in sales tax revenue collections as compared to the same time period in 2018 and the County's total equalized full value assessment had increased by \$158 million from last year. He remarked an expanding and improved tax base was always viewed as a positive step forward, with the present amount of assessed value in the County coming in at \$11.4 billion. Chairman Conover apprised he had attended Senator Little's press conference where she announced her retirement; he said he believed all of the Board Members would join him in thanking Senator Little for the many years of service she provided to the County, first on the local level and then at the State. He stated he found the Warren County Highway Superintendents year-end luncheon on December 5th to be very informative and he encouraged everyone to attend a future luncheon. He informed on December 16th he had attended the luncheon and year end meeting of the Warren County Soil & Water Conservation District during which Supervisor Thomas, who served as the Chairman of their Board of Directors for the past ten years, was honored for his service to them over the past sixteen years and he thanked Supervisor Thomas for this service. Chairman Conover

mentioned the Warren County Planning & Community Development Department had provided each Town Supervisor with the poster of their individual Town to allow them to be displayed at their Town Halls. He reminded all Town Supervisors to pick up their tax rolls from Mrs. Allen's office immediately following the conclusion of the meeting. Chairman Conover offered privilege of the floor to Kevin Hajos, *Superintendent of Public Works*, to provide an update on the 2019 Storm Recovery.

Mr. Hajos advised he was pleased to announce that the President of the United States had signed off on Governor Cuomo's formal request for aid to assist with the cost of repairs as a result of the Halloween storm. He explained this meant that FEMA (*Federal Emergency Management Agency*) would provide 75% reimbursement for any repairs made as a result of this storm. In regard to the individual assistance to homeowners, he apprised this was still pending review.

Chairman Conover remarked this was excellent news for the towns that had sustained significant damage as a result of the storm. Chairman Conover concluded his report by wishing everyone present, as well as the residents of the County, a joyful and happy holiday and a happy New Year.

Chairman Conover then called for the reports by Committee Chairmen on the past months meetings or activities.

Supervisor Merlino informed the Tourism Committee had met on November 19th, approving proposed Resolution No. 589 which he provided a brief summary of. He stated copies of the Travel Guide for next year had been distributed to the Board members prior to the meeting and he encouraged anyone who would like more to contact the Tourism Department. He mentioned this had been an excellent year for the tourism industry in the County, with Smith Travel reporting that there was an excess of one million rooms reserved this year so far. He advised they had commenced monitoring the rentals in the County managed by Airbnb to ensure they had an accurate listing of all of them for when occupancy tax could be collected from them. In regards to occupancy tax revenue collection, Supervisor Merlino apprised there was an 8% increase (\$311,194) in occupancy tax revenue collections as compared to 2018, which was a record setting year for the County, and sales tax revenue collection was up over one million dollars, as well. He remarked he was looking forward to another healthy year for tourism in the County in 2020.

Supervisors Strough and Wild indicated they had nothing to report on.

Supervisor Beaty reported on the November 18th and December 5th meetings of the County Facilities Committee where they approved proposed Resolution Nos. 537-541 and 592 and he provided a brief overview of each. He stated he was pleased they were finally able to provide the Office of Emergency Services with the building they had been requesting for several years now to house their emergency vehicles and equipment by selling the property located on Warren Street formerly known as the Ciba Geigy property to Perkins Recycling Corp. for \$450,000. He said the cost of the new building, which would be erected on the Municipal Center campus, was slightly less than \$400,000 resulting in a net gain for the County and he recognized Mr. Hajos and Brian LaFlure, *Director, Office of Emergency Services/Fire Coordinator*, as well as the others involved in the process.

Supervisor Magowan indicated he had nothing to report on.

Supervisor Sokol informed the Finance Committee had met on December 5th, approving proposed Resolution Nos. 521-522, 598-613 and 626-627. He apprised proposed Resolution Nos. 600-606 all concerned Capital Projects, and proposed Resolution No. 609 pertained to a proposal which authorized awarding the contract to Arthur J. Gallagher Risk Management Services, Inc., as the lowest bidder, to provide property and casualty insurance broker services. He added Amy Clute, *Self-Insurance Administrator*, had voiced her support of moving forward with the County's consultant recommendation of awarding the contract to them. He informed proposed Resolution No. 613, which Supervisor Hogan was passionate about, concerned supporting an increase in the amount of State funding provided to Cornell Cooperative Extension. He apprised the remainder of the resolutions approved by the Finance

Committee pertained to basic housekeeping items. Supervisor Sokol offered privilege of the floor to Mr. Swan to provide the monthly update regarding the County's finances.

Mr. Swan remarked that it had been a pleasure working with Chairman Conover over the last few years and he acknowledged him for a job well done; he added he would also like to thank the Supervisors who would not be returning for another term for their service. He informed he had been unable to attend the December 5th Finance Committee meeting where some questions were asked regarding the request to authorize the issuance of serial bonds in the amount of \$1,800,000 to cover the cost of repairs as a result of the Halloween storm. He said one of the reasons he had made this request was because of the bond refinancing that was being organized, as the County was just below what Standard & Poor's Financial Services, LLC felt the County should have as a balance in the Unappropriated Surplus Fund Balance. He apprised because of this he would rather borrow the money to cover the cost of the storm repairs to ensure they received the best possible rates when they refinanced those bonds for the Human Services Building. He stated he had distributed the Underwriter's tabulation sheet regarding the bond refinancing to the Board Members last week; he explained the Underwriters were the ones who sold the bonds and paid off the old bonds and they had indicated they could obtain a rate of 1.74% for the County which would save the County around \$3.7 million over the next fifteen years. He said although it was more expensive to use them than other companies he felt the amount of savings far outweighed the additional cost. He added these were not direct costs to the County because they were rolled into the financing, similar to what occurs when homes were refinanced, with the goal of going out for sale on the bonds during the first week of February.

Supervisor Beaty asked what the net savings to the County would be as a result of refinancing the bonds and Mr. Swan responded it was \$3.7 million. Supervisor Beaty questioned whether the additional costs of the underwriting were figured into that savings. Mr. Swan replied affirmatively, adding all of the additional costs were encompassed within the savings.

Mr. Swan concluded his report by wishing everyone a happy New Year.

Chairman Conover informed it was his privilege, along with Supervisor Geraghty, to honor Supervisor Sokol, who would not be returning to the Board next year. He asked Supervisor Sokol to come forward; he then proceeded to present him with an engraved clock commemorating his thirteen years of dedicated service as a member of the Warren County Board of Supervisors. Supervisor Geraghty apprised it had been a pleasure working with him and he wished him well with his future endeavors. Chairman Conover recognized Supervisor Sokol for doing an outstanding job serving as Vice-Chair of the Board the last three years and he wished him well with his future endeavors. A round of applause followed. Supervisor Sokol apprised it had been an honor and a pleasure to serve as a member of the Board and he thanked his immediate and extended family for being so supportive of him, his constituents who had voted for him, the past members of the Board of Supervisors who had assisted him, the County staff he had worked with during his tenure, Ryan Moore, *County Administrator*, for all of the improvements he had made which he believed would continue on, Mary Elizabeth Kissane, *County Attorney*, who he felt was doing an exceptional job and Mrs. Allen and her staff for the excellent work they did. He also acknowledged Mr. Swan, Tammie DeLorenzo, *Assistant to the County Administrator*, and Rob Lynch, *Deputy County Treasurer*, for their hard work. He stated the County was in good financial standing and he believed this would continue on into the future. He thanked the Board members, noting he thoroughly enjoyed representing the citizens of the Town of Queensbury. A round of applause followed.

Supervisor Thomas reported on the November 25th meeting of the Budget Committee where they approved proposed Resolution Nos. 523-536 and he provided a brief overview of each. He noted proposed Resolution No. 531 which authorized payment to the Lake Champlain-Lake George Regional Planning Board was a duplicate of proposed Resolution No. 524. Mrs. Allen interjected that proposed Resolution No. 524 had been revised to reflect authorizing payment to the Lake George Park Commission. Supervisor Thomas advised the

Warren County Soil & Water Conservation District had received grant funding from the Regional Economic Development Council totaling \$140,000 for Green Infrastructure Feasibility Study in the Town of Queensbury, culvert replacements in the Towns of Hague and Queensbury, and culvert repairs in the Towns of Hague, Queensbury and Stony Creek. He added they had also been awarded three grants in 2020 for the Lake Champlain Basin. Supervisor Thomas informed this year Steven Lovering, *Director, Town of Queensbury Parks, Recreation & Railroad Department*, was selected to be honored as the Conservationist of the year at the annual meeting of the Soil & Water Conservation Districts.

Supervisor Hyde indicated she had nothing to report.

Supervisor Geraghty stated that the Personnel & Higher Education Committee had approved proposed Resolution No. 593-597, 625 and 629-630. He highlighted proposed Resolution No. 596 which appointed Liza Ochsendorf as the new Director of the Employment & Training Administration and he asked Ms. Ochsendorf to stand up to allow the Board Members who had not met her to be aware of who she was. Supervisor Geraghty acknowledged Supervisors Sokol, Loeb and Hyde for their dedication to the Board of Supervisors over the last few years. He also recognized Chairman Conover, advising he was well aware that serving as the Chairman was no easy task and he was appreciative of how well Chairman Conover had handled the job. He stated although the Board Members had many spirited conversations during their meetings they all considered one another friends. Supervisor Geraghty requested support of proposed Resolution No. 578 which concerned the sewer extension to connect Countryside Adult Home and Cornell Cooperative Extension to the Town of Warrensburg sewer system. He remarked he was pleased the project was almost fully completed, as the NYS DEC (*New York State Department of Environmental Conservation*) had finally approved allowing them to start up the sewer line. He thanked Mr. Hajos and the DPW staff for the work they did on the project.

Supervisor Leggett reported the Criminal Justice & Public Safety Committee had met on November 19th, approving proposed Resolution Nos. 542-548 and he provided a brief summary of each. He acknowledged Chairman Conover for the leadership he had provided to the Board Members, as well as Supervisors Hyde, Loeb and Sokol for their service.

Supervisor Diamond indicated he had nothing to report on.

Supervisor McDevitt informed he had also attended Senator Little's press conference where she announced her retirement. He remarked he believed Senator Little had served her constituents better than any other Senator in the entire State and she would be missed. He thanked Supervisors Sokol, Hyde and Loeb for their efforts, adding they would be missed, as well. He recognized Chairman Conover for a job well done, apprising he was appreciative of the Chairman's positive attitude and enthusiasm for the job. Supervisor McDevitt mentioned yesterday Governor Cuomo had awarded the City of Glens Falls \$10 million, the Town of Chester \$25,000 and funding for Lake George and Nettle Meadow Farm and Artisan Cheese in the Town of Thurman from the Empire Development Corporation. He concluded by wishing everyone a Merry Christmas and a happy New Year.

Supervisor Braymer apprised the Environmental Concerns & Real Property Tax Services Committee had met on November 19th, approving proposed Resolution Nos. 552 and 553 and she provided a brief overview of each. She stated the Septic Working group had met to discuss the septic inspection law and she encouraged anyone interested in participating to notify her. She mentioned the electric vehicle charging stations had been installed in the car pool parking lot of the Warren County Municipal Center building, apprising only electric vehicles park were allowed to park where these stations were located and signs would be erected shortly stating same. She offered privilege of the floor to Lexie Delurey, *Director, Real Property Tax Services*, to provide an update on some of the County-owned properties.

Ms. Delurey stated she had met with representatives of NYS DEC on December 4th at the Town of Chester property located at 10 Pine Street, apprising NYS DEC had removed two underground storage tanks which were riveted tanks that were no longer manufactured. She said the first tank was a five hundred gallon gas tank and the other was a 1,000 gallon gas

tank, adding both tanks were mostly full of gas. She informed the representatives of NYS DEC had chased the lines and found the historical common dispenser island; she said they had used a company to handle the majority of the excavating for them which consisted of excavating the impacted soils at the location down to about three feet below the grade until they got out of the contamination. She said someone notified them that there may be a tank that was used for heating oil on the back of the property; however, she noted, the ground penetrating radar that had already been completed did not locate anything nor did they find anything when they review checked the area again. She informed the tank closure reports should be available in about a month following which the NYS DEC would be able to closeout the spill and the County would receive an invoice from them for the County's portion of the cost which was \$2,500.

Supervisor Braymer thanked Ms. Delurey for the update on the property which had been at a standstill for many years now; she said she was pleased they would be receiving a closure for the parcel. She mentioned during her conversation with the representative from the NYS DEC he had indicated that Ms. Delurey had done a superb job due to her knowledge and was easy to work with. In regard to the Mullen's property on Bay Road in the Town of Queensbury, Supervisor Braymer advised that an RFP (*Request for Proposal*) had been sent out requesting bids for the demolition of the building. Ms. Delurey informed the walk through was scheduled for January 7th for anyone interested in bidding on the project and the bid opening would follow on January 16th. Supervisor Braymer mentioned individuals from the private sector had indicated they may be interested in purchasing the property now that the County was moving forward with cleaning up the parcel. She said the County would benefit if the parcel was placed back onto the tax roll. In conclusion she thanked Supervisor Loeb for his years of service during which he provided creative and practical solutions, as well as for working hard for the community.

Supervisor Loeb remarked he was sad that he would no longer be a member of the Board of Supervisors; however, he noted, he was looking forward to working with the American Red Cross Disaster Services which would require him to work closely with the County's Office of Emergency Services. He advised the Support Services Committee had met on November 18th, approving proposed Resolution Nos. 586-588 which he requested support of. He mentioned not only did the staff of the ten departments that were overseen by the Support Services Committee all do exceptional jobs, but also all County staff did remarkable work for the County taxpayers and residents. He informed he commenced his tenure as a County Supervisor in 2010, serving for four years and then taking a few years off before serving another two years. He advised he was confident in the ability of Daniel Bruno, who would be sworn in as the new Supervisor representing the 4th Ward in the City of Glens Falls in the new year, as he had many years of experience as the chairman of the City of Glens Falls Planning Board and would bring new ideas, as well as a fresh perspective to the Board of Supervisors. Supervisor Loeb apprised he would like to make a non-political statement regarding the County finances. He said in 2010 the County was not in good financial standing like it was today with the anticipated balance of the Unappropriated Surplus Fund Balance projected to be around \$22 million which would almost cover the two months of operating expenses for the County the State Comptroller recommended for the balance. He remarked he felt it was pertinent for the Board Members to realize while the County was currently in good financial standing a downturn in the economy was inevitable. He remarked it was imperative that they maintain the healthy, efficient workforce, as well as the services provided when the recession began. He suggested that the Board Members sustain and improve the balance of the Unappropriated Surplus Fund Balance to ensure the County was financially prepared to weather the economic downturn that was foreseen.

Supervisor Driscoll stated he had no Committee report, but he would like to voice his respect for the three outgoing Supervisors, as well as those who would be replacing them on the Board. He concluded by wishing everyone a blessed holiday season.

Supervisor Frasier advised the Health, Human & Social Services Committee had met on

November 18th, approving proposed Resolution Nos. 554-567 and she provided a brief overview of each. She echoed Supervisor Loeb's comment regarding the County Department Heads; she added she had thoroughly enjoyed working with the Department Heads and she hoped everyone was aware of the exceptional work they did and how fortunate the County was to have on staff. She concluded by wishing everyone a Merry Christmas.

Supervisor Simpson apprised the Public Works Committee had met on November 18th where they approved proposed Resolution Nos. 570-585. He requested support of proposed Resolution No. 578 which was highlighted by Supervisor Geraghty earlier in the meeting and pertained to the sewer extension to connect Countryside Adult Home and Cornell Cooperative Extension to the Town of Warrensburg sewer system. He called attention to proposed Resolution No. 585 which concerned commencing the abandonment proceedings with the STB (*Surface Transportation Board*) for the County-owned Railroad and he asked Mr. Moore to elaborate on that process.

Mr. Moore informed proposed Resolution No. 585 had been amended to clarify a number of points regarding what abandonment was. He explained abandonment was a proceeding governed by the STB that was aimed at determining whether the Federal Government should abandon its freight jurisdiction over this corridor. He apprised abandonment did not mean that the County was physically abandoning its infrastructure nor did it mean they would be hurrying to tear up the tracks. He stated abandonment meant there would first be a federally mandated financial assistance process to determine whether there was viable freight usage for the line and if not then the process was used as a tool to assist the County and its partners to move towards the most viable non-freight use of this corridor. He mentioned the railroad may not end up abandoned by the end of this process with one possible outcome being railbanking the corridor for recreational use thereby leaving the federal freight jurisdiction intact for the future if a need for freight did develop. He advised another outcome could be passenger rail if a viable operation for this purpose surfaced; he added passenger rail could still operate on a federally abandoned railroad. He continued, informing another outcome could be recreation including hiking, biking, snowmobiles, railbikes and other uses. He apprised it was imperative that they were all aware that initiating abandonment did not decide the fate of this corridor, but rather put the County on a path to make a decision with all of the interested parties involved when the time derived. He stated this was in contrast to the status that the County taxpayers would continue to subsidize this corridor indefinitely with no clear direction established; he added he found this status quo to be unacceptable.

Supervisor Simpson apprised he would like to echo the sentiments that had been expressed by his colleagues regarding the outgoing Supervisors, as well as Chairman Conover; he added it had been an honor and privilege to serve with them. He concluded his report by wishing everyone and their families a Merry Christmas in good health.

Supervisor Hogan stated she was requesting support of proposed Resolution No. 613 which Supervisor Sokol had mentioned during his Committee report which pertained to supporting an increase in the amount of State funding provided to Cornell Cooperative Extension. She advised not only were the programs offered by Cornell Cooperative Extension important, but also a number of them were mandated by the State and the County needed to show them their support because the funding had not been increased in a number of years. She apprised she was also requesting support of proposed Resolution No. 585 which concerned the abandonment proceedings for the County-owned Railroad that Mr. Moore had just outlined. Supervisor Hogan thanked Mr. Hajos, the DPW staff and the Town of Warrensburg for the assistance they provided to Cornell Cooperative Extension connecting the utilities to the new training center.

Supervisor Dickinson reported on the November 19th meeting of the Occupancy Tax Coordination Committee, where Robert Blais, *Mayor, Village of Lake George*, had presented a request for \$100,000 in occupancy tax funding per year for the next five years to assist with paying for the construction of a new wastewater treatment plant. He stated Jeff Mead, *Representing the Cool Insuring Arena*, had provided an update on the fourth quarter events

at the Cool Insuring Arena; he added the Adirondack Civic Center Coalition was making great strides by continuing to grow their agenda which was beneficial to the County since the Arena was an asset for them. He said the meeting concluded with Kristen Hanifan, *Special Events & Convention Sales Director, Lake George Chamber of Commerce and CVB*, reviewing the CVB 4th Quarter Report 2019. He added no resolutions were requested at the meeting.

Continuing to the report by the County Administrator, Mr. Moore apprised they would hold off on the presentation of the Employee of the Month Award for December to Jennifer Ramsey, *Office Specialist, Office of Emergency Services*, until next month when Mr. LaFlure was able to attend and take part in the presentation.

Mr. Moore recognized Wayne LaMothe for 35 years of service to the Planning Department.

Mr. Moore remarked he would be remiss not to thank Supervisor Sokol, At-Large Supervisor for the Town of Queensbury, Supervisor Hyde, who represented the Town of Thurman and Supervisor Loeb, who represented the 4th Ward in the City of Glens Falls, for their service to the County which would be ending at the close of the year. He stated all three of them had treated him fairly, which he was appreciative of; however, he noted, more important than that was that they were supportive of the County Department Heads, as well as their staff and he wished them well with their future endeavors. He added he would also like to recognize Sheriff York, whom he had worked closely with almost everyday, including weekends during which they had shared a significant number of laughs and he would be greatly missed. He thanked Sheriff York for all he had accomplished over his long career in law enforcement.

Mr. Moore advised this was also the last Board Meeting that Chairman Conover would preside over, and he wanted to thank him for his hard work and support. He mentioned everyone had unique strengths, but he had never worked with a local elected official who focused on the long-term as well as Chairman Conover did. He stated Chairman Conover had an uncommon vision and great intellect and he was looking forward to continuing to work with him as a Town Supervisor. He concluded by congratulating Chairman Conover on a job well done.

Mr. Moore stated there were 111 resolutions going before the Board of Supervisors for approval due to the fact that the next Committee meeting schedule would not allow for resolutions to go before the Board again until the February 21, 2020 Board Meeting resulting in a rush at the end of the year to take care of any action required. He said because of this there were more resolutions that were amended, as well as ones that were prepared after the mailing. He informed he would like to highlight the more substantive of the eight resolutions that were amended.

In regard to proposed Resolution No. 585, *Authorizing the Commencement of Abandonment Proceedings with the Service Transportation Board (STB) for the County Owned Railroad Tracks*, Mr. Moore apprised the first draft of the resolution was included in the mailing because he did not make the deadline for revisions. He said the amended resolution clarified a number of points regarding what abandonment was.

Mr. Moore stated an amendment was approved for proposed Resolution No. 593, *Amending Table of Organization and Warren County Salary and Compensation Plan for 2020*, at this morning's meeting of the Personnel & Higher Education Committee to make a technical correction and to include an adjustment to the Undersheriff's 2020 salary which was reduced from \$107,941 to \$35,000 at the request of the Sheriff-elect. He continued, apprising also at this Committee meeting a temporary clerical position for the County Attorney's Office was approved in order to cover for an employee who was out on medical leave; he added this position had no impact on the departmental budget.

Mr. Moore apprised the first of the six resolutions which were added after the mailing was proposed Resolution No. 630, *Approving a Final Payroll Disbursement in the Veterans' Services Department*, which pertained to the final payroll disbursement for the Veterans' Office Peer to Peer Coordinator, who had resigned effective today. He stated proposed Resolution

No. 629, *Authorizing the Terms of the Warren County Correctional Supervisors Association Memorandum of Agreement and Authorizing the Chairman of the Board to Sign the Collective Bargaining Agreement that Incorporates the Terms of the Memorandum of Agreement*, approved a new collective bargaining agreement with the two Correction Lieutenants. He explained the agreement was similar to the one that was approved in October for the PSBA (*Police Supervisors Benevolent Association*) and he thanked Lieutenants Dan Clifford and Wayne Farmer for working with him on this agreement. He remarked both of these individuals were good men who did a great job and he was appreciative of their commitment to the County.

In regard to proposed Resolution No. 626, *Authorizing Renewal of Warren County's Property and Casualty Insurance for 2020 and Authorizing Payments for Same*, Mr. Moore informed this had been approved by the Finance Committee, but was not ready for mailing and concerned authorizing payment for the County's 2020 property and casualty insurance program. He stated they were all aware an RFP was released for these services for the first time in almost twenty years which he was pleased to note resulted in significant savings for the County. He said the County's new insurance broker, Arthur J. Gallagher, and primary carrier, Zurich Insurance, had saved the County around \$120,000 as compared to this year's expense, which was rather significant (*representing 12% off of the bill*). He mentioned a significant amount of work was put into the RFP, but he felt it was worthwhile and he thanked Ms. Clute and Frank Calo, *OneGroup Center*, for their assistance with the process.

Mr. Moore advised proposed Resolution No. 627, *Resolution Authorizing the Reconstruction and/or Resurfacing of Portions of Various County Roads Including Gutters, Drainage, Landscaping and Drainage at a Maximum Estimated Cost of \$1,800,000 and Authorizing the Issuance of \$1,800,000 Serial Bonds of Said County to Pay Costs Thereof and also Authorizing the County Treasurer to Make Temporary Advances of Legally Available Funds Therefor*, which concerned authorizing the issuance of up to \$1.8 million in serial bonds to pay for storm-related repairs to County roads had also been approved by the Finance Committee, but was not ready in time for the mailing. He said as was discussed at the Finance Committee meeting the actual cost of these repairs may not be \$1.8 million, nor did the resolution mean the County Treasurer would immediately borrow all of this money. He apprised this merely meant the County Treasurer had the authority to take what action was required. He stated as indicated earlier by Mr. Hajos the County would be receiving money from FEMA for 75% of these costs; however, he noted, since this was handled on a reimbursement basis the County must front the cash and borrowing the funds would allow them to so do.

Mr. Moore indicated proposed Resolution No. 628, *Awarding Bid and Authorizing Agreement with Waste Management of New York, LLC for Solid Waste and Recycling Disposal Services for the Town of Lake Luzerne (WC 82-19)*, was the result of a competitive bid process, but the results were not available in time for the Public Works Committee meeting.

In regard to the proposed Floor Resolution No. 1, *Amending Resolution No. 94 of 2018, which Authorized the Chairman of the Board to Execute Correspondence Approving Just Compensation Amounts and Authorizing Negotiations with Property Owners for Land Acquisitions Related to the Palisades Road (CR 26) over Brant Lake Inlet Bridge Replacement, to Change the Just Compensation Amount*, Mr. Moore apprised this pertained to a 2018 resolution involving a litigated matter that the County Attorney would address in her report.

Mr. Moore read aloud a listing of the meetings he attended since the November 15th Board Meeting, a copy of which is on file with the items distributed at the Board Meeting.

Privilege of the floor was extended to Ms. Kissane to provide a report from the County Attorney. Ms. Kissane advised as Mr. Moore had indicated the proposed Floor Resolution No. 1, *Amending Resolution No. 94 of 2018, which Authorized the Chairman of the Board to Execute Correspondence Approving Just Compensation Amounts and Authorizing Negotiations with Property Owners for Land Acquisitions Related to the Palisades Road (CR 26) over Brant Lake Inlet Bridge Replacement, to Change the Just Compensation Amount*,

concerned a land acquisition in the Town of Horicon. She explained when this project had first begun the owners of the land surrounding the road were unclear; however, she noted, in the two years since commencing this project the engineering staff for the DPW, as well as the outside consultants worked tirelessly to identify all of the parties who had an ownership interest. She said because of this an amendment to Resolution No. 94 of 2018, which allocated the just compensation among those owners, was required to add the new owners to the tax parcel and to allocate their share of the just compensation differently than what was allocated in 2018. Ms. Kissane advised she would also like to take a moment to thank the Board Members who were leaving at the end of year, as she was appreciative of their hard work for the County, as well as their unending supporting for the County employees. She remarked it was a pleasure to work with them and she wished them the best of luck with their future endeavors. Ms. Kissane also acknowledged Chairman Conover for the excellent leadership he had provided over the past three years; she added Chairman Conover was leaving big shoes to fill in terms of his service, as well as his support for the employees. She concluded her report by wishing everyone a safe and happy holiday.

Resuming the Agenda review, Chairman Conover called for the reading of communications, which Mrs. Allen read aloud, as follows:

Reports from:

1. Federal Energy Regulatory Commission - Base Flow Deviation Reports, Articles 402 and 405.
2. Warren County Probation Department - September and October 2019 Reports of Family Workloads.
3. Capital District Regional Off-Track Betting Corporation Financial Reports dated August 31, 2019 and September 30, 2019.

Letters/emails from:

1. Whitehall Central School District - asking the Warren County Board of Supervisors to consider donating the railroad caboose currently located at the Thurman Train Station to the Whitehall Central School District.
2. Sheriff Bud York - letter of resignation from the Warren County Traffic Safety Board effective December 31, 2019.

Other:

1. Capital District Regional Off-Track Betting Corporation October payment in the amount of \$2,821.
2. Essex County Board of Supervisors Resolution No. 314 of 2019 - Placing all entities with property or ownership interest in the Sanford Lake Branch of the North Creek Railroad or Tahawus Line on notice of unpaid real property taxes due to the County of Essex.
3. Warren-Washington Counties Industrial Development Agency 2020 Budget.
4. Town of Stony Creek Resolution No. 126 of 2019, opposing NY Assembly Act 8123 which seeks to restrict subdivisions of land into large residential lots or rural sprawl.

Continuing to the reading of resolutions, Mrs. Allen announced proposed Resolution Nos. 521-625 were mailed; she informed that proposed Resolution Nos. 521, 524, 578, 585, 593, 614, 615 and 622 were amended after mailing and a motion was needed to approve these revisions. The necessary motion was made by Supervisor Sokol, seconded by Supervisor Magowan and carried unanimously. She apprised proposed Resolution Nos. 626-630 were produced after the resolutions were mailed, and a motion was necessary to bring them to the floor. The necessary motion was made by Supervisor Magowan, seconded by Supervisor Dickinson and carried unanimously. Mrs. Allen stated a motion was necessary to bring proposed Floor Resolution No. 1, which was outlined by Ms. Kissane, to the floor. The

necessary motion was made by Supervisor Wild, seconded by Supervisor Simpson and carried unanimously. Mrs. Allen informed the proposed Floor Resolution No. 1 would now be referred to as proposed Resolution No. 631.

Chairman Conover called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

Supervisor Loeb apprised he had two requests for roll call votes, the first of which was on proposed Resolution No. 585, *Authorizing the Commencement of Abandonment Proceedings with the Service Transportation Board (STB) for the County Owned Railroad Tracks*. He apprised because this was authorizing a process that would take a significant amount of time to come to a conclusion he felt there should be a record of how each Board Member had voted.

Supervisor Loeb stated he was also requesting a roll call vote on proposed Resolution No. 592, *Awarding Bid and Authorizing Agreement with Bishop Beaudry Construction, LLC to Purchase and Install a Pre-Engineered Metal Building for Office of Emergency Services/Department of Public Works (WC 75-19)*, because as had been previously stated the building was way overdue and he believed it should be on the record that the Board Members were in favor of moving forward with the building.

Supervisor Strough requested a roll call vote on proposed Resolution No. 622, *Authorizing Payments to SUNY Adirondack*.

Supervisor Thomas requested a roll call vote on proposed Resolution No. 584, *Declaring the Boston and Maine Caboose Located at the Thurman Station as Surplus Property*. He said a significant amount of improvements had been made to the caboose by the former railroad operator and he believed there was potential for it to be used regardless of whether the rail line was used for a railroad or as a trail.

Supervisor Sokol asked whether proposed Resolution No. 631, *Amending Resolution No. 94 of 2018, which Authorized the Chairman of the Board to Execute Correspondence Approving Just Compensation Amounts and Authorizing Negotiations with Property Owners for Land Acquisitions Related to the Palisades Road (CR 26) over Brant Lake Inlet Bridge Replacement, to Change the Just Compensation Amount*, would require a roll call vote and Ms. Kissane replied in the negative.

Supervisor Dickinson asked what the purpose was for making the Boston and Maine Caboose located at the Thurman Station surplus property. Mr. Moore responded declaring it surplus property was the first step required in order for it to be sold. Supervisor Merlino remarked he felt one of the towns along the railroad corridor should be given the option to purchase it prior to selling it to an outside source; he added he believed the caboose should remain within the County.

Chairman Conover apprised since declaring the caboose surplus property was not a time sensitive matter, he felt they should consider tabling proposed Resolution No. 584. The necessary motion was made by Supervisor Simpson, seconded by Supervisor Hogan and carried unanimously to table proposed Resolution No. 584, *Declaring the Boston and Maine Caboose Located at the Thurman Station as Surplus Property*, and send it back to Committee.

In regard to proposed Resolution No. 606, *Establishing Capital Project No. H397, OES Garage; Authorizing Transfer of Funds; and Amending Warren County Budget for 2019*, Supervisor Wild stated he would like to recognize the County staff that provided him with support when he was enlisted to try and get this accomplished which included Mr. Hajos, Frank Morehouse, *Superintendent of Buildings*, Ms. Kissane and Mr. Moore. He said each of them had done an exceptional job providing him with support. He added the new owner had contacted him to express his appreciation of the County taking care of the trash remaining on the property when he took possession of the parcel.

Supervisor Braymer expressed concerns regarding the lack of information provided to the Board Members regarding proposed Resolution No. 631, *Amending Resolution No. 94 of 2018, which Authorized the Chairman of the Board to Execute Correspondence Approving Just*

Compensation Amounts and Authorizing Negotiations with Property Owners for Land Acquisitions Related to the Palisades Road (CR 26) over Brant Lake Inlet Bridge Replacement, to Change the Just Compensation Amount, and she asked if Mr. Hajos could provide additional details on what was occurring there.

Mr. Hajos advised the property owners involved with this particular land acquisition had changed, with one parcel having several owners and the original just compensation did not have all of these parcel owners listed. He said the amendment would ensure these individuals were included in the just compensation so they were paid for their portion of the parcel. He stated this concerned the Federal Aid Project for the Palisades Road (CR 26) over Brant Lake Inlet Bridge Replacement where the Federal Government would reimburse the County for 90% of the cost and the State provided for 5% reimbursement and this resolution would allow the County to pay the land owners so the final design documents could be closed out and move forward with construction. Supervisor Braymer asked whether the purpose was not to add any new parcels that would be taken for the Project, but rather to ensure the proper owners and compensation amounts were listed and Mr. Hajos replied affirmatively.

Supervisor Leggett informed Supervisor Hogan had held a public meeting last week that Mr. Moore and Supervisors Wild and Simpson had attended concerning the abandonment proceeding which was very informative. He thanked Supervisor Hogan for opening up the discussion to the public and those immediately impacted by any action that occurred involving the County Railroad. He remarked it appeared the public was comforted by the explanation provided by Mr. Moore concerning the abandonment proceeding, as well as the questions he answered regarding same.

Supervisor Braymer stated she was also pleased that Supervisor Hogan had organized the meeting regarding the abandonment for the residents who would be impacted and she extended an apology for not being able to attend due to another commitment. She apprised everyone was well aware she had been advocating for the railroad corridor to be converted to a rail trail, as she believed it would be beneficial for the County residents in terms of their quality of life, as well as attract outdoor recreation tourism since there was significant opportunity for trail side businesses such as bed and breakfast facilities, food and beverage, retail for outdoor gear, etc. She added since everyone was aware that tourism was one of the largest economic drivers for the County she felt they could all be supportive of this. She stated she was appreciative that Mr. Moore included language in proposed Resolution No. 585, *Authorizing the Commencement of Abandonment Proceedings with the Service Transportation Board (STB) for the County Owned Railroad Tracks*, which indicated the railroad tracks did not have to be torn up as soon as possible, as she did not believe this was necessary because of the opportunity for rail biking or passenger rail that existed there. She suggested they take their time with the planning process to determine what the best use was, as well as what segments of the corridor they could do certain things with. She stated she believed this was the first step toward their long-term planning for the economic potential that existed in the corridor and the small towns located along the railroad.

Supervisor Magowan advised he had read an article featured in *The Post Star* regarding the North Creek Depot Museum and the number of visitors that went there which he found to be very informative. He thanked Mr. Moore for clarifying that the purpose of the abandonment proceeding was not for the County to tear up the tracks, but rather to open up the corridor for other options. He thanked the outgoing Supervisors for their service to the County, apprising he had thoroughly enjoyed working with them. He also recognized Chairman Conover for providing great leadership to the Board Members over the last three years so they could become a stronger Board. He concluded by wishing everyone happy holidays.

Supervisor Braymer stated although she was aware that Mr. Hajos was working on this, she would like to bring forward again that the Solid Waste Management Plan for the County needed to be updated to ensure the residents were educated on how to properly dispose of the items to reduce the number of items that were taken to the incinerator.

Chairman Conover exited the meeting at 11:22 a.m. to take a phone call and Vice-Chairman

Sokol assumed the Chair.

Supervisor Wild asked whether it would be possible to group together some of the roll call votes and Vice-Chairman Sokol replied affirmatively. Vice-Chairman Sokol advised that proposed Resolution Nos. 521 and 522 would be voted on together, as well as proposed Resolution Nos. 598-607.

There being no further discussion, Vice-Chairman Sokol called for a vote on resolutions, following which Resolution Nos. 521-631 were approved as presented, with the exception of Resolution No. 584 which was tabled.

RESOLUTION NO. 521 of 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

MAKING SUPPLEMENTAL APPROPRIATIONS

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

FROM CODE		TO CODE		AMOUNT
DEPARTMENT AIRPORT				
A.5610 110	Airport (D.P.W.), Salaries-Regular	A.5610 130	Airport (D.P.W.), Salaries-Part Time	\$86.55
DEPARTMENT: BOARD OF ELECTIONS				
A.1450 130	Board of Elections, Salaries-Part Time	A.1450 120	Board of Elections, Salaries- Overtime	191.25
DEPARTMENT: BUILDINGS & GROUNDS				
A.1620 860	Buildings, Hospitalization	A.1624 861	Health & Human Services Building, Retirees Hospitalization	4,216.19
A.1628 110	Waste Management Containment, Salaries-Regular	A.1628 120	Waste Management Containment, Salaries-Overtime	1.59
DEPARTMENT: COUNTRY ADULT HOME				
A.6030 110	Countryside Adult Home, Salaries- Regular	A.6030 120	Countryside Adult Home, Salaries- Overtime	8,000.00
A.6030 860	Hospitalization	A.6030 861	Retirees Hospitalization	4,754.00

FROM CODE		TO CODE		AMOUNT
DEPARTMENT: COUNTRY ADULT HOME - cont.				
A.6030 860		A.6030 840	Workmen's Compensation	\$100.00
DEPARTMENT: HEALTH SERVICES				
A.4010 130	Health Services, Salaries-Part Time	A.4010 120	Health Services, Salaries-Overtime	12,000.00
A.4013 130	W.I.C., Salaries- Part Time	A.4013 110	W.I.C., Salaries- Regular	3,000.00
A.4018.0040 110	Preventive Program, Health Education, Salaries-Regular	A.4018.0040 860	Preventive Program, Health Education, Hospitalization	1,500.00
A.4018.0040 110	Preventive Program, Health Education, Salaries-Regular	A.4018.0040 865	Preventive Program, Health Education, Dental Insurance	10.00
A.4054.0060 130	Ed/Physically Hand. Children, Ed. Phys. Hndcppd/Early Intervt., Salaries - Part Time	A.4054.0060 110	Ed/Physically Hand. Children, Ed. Phys. Hndcppd/Early Intervt., Salaries- Regular	200.00
A.4054.0060 130		A.4054.0060 860	Hospitalization	1,100.00
A.4054.0060 130		A.4054.0060 865	Dental Insurance	20.00
A.4054 130	Ed/Physically Hand. Children, Salaries-Part Time	A.4018.0020 130	Preventive Program, Family Health, Salaries-Part Time	6,000.00
A.4189 130	Public Health-Bio Terrorism, Salaries-Part Time	A.4189 110	Public Health-Bio Terrorism, Salaries- Regular	2,000.00
DEPARTMENT: OFFICE FOR THE AGING				
A.6771 470	OFA-Hamilton County, Contract	A.6771 110	OFA-Hamilton County, Salaries- Regular	5,125.00

December 20, 2019

750

FROM CODE		TO CODE		AMOUNT
DEPARTMENT: OFFICE FOR THE AGING - CONT.				
A.6771 470		A.6771 130	Salaries-Part Time	\$1,800.00
DEPARTMENT: PLANNING				
A.8029 470	Planning-Local Waterfront, Contract	A.9950 910	Transfers-Capital Projects, Interfund Transfers	10,000.00
DEPARTMENT: PUBLIC WORKS				
D.3310 110	County Road, Traffic Control, Salaries-Regular	D.3310 120	County Road, Traffic Control, Salaries-Overtime	118.90
D.3310 110		D.3310 120		1,510.56
D.3310 470	Traffic Control, Contract	D.5142 410	Snow Removal - County, Supplies	44,292.00
D.5110 110	Maintenance of Roads, Salaries-Regular	D.5110 120	Maintenance of Roads, Salaries-Overtime	7,907.27
D.5110 110		D.5110 130	Maintenance of Roads, Salaries-Part Time	4,667.00
D.5110 110		D.5112.8285 110	County Roads, 2019 CR#27 Federal Hill Road, Salaries - Regular	9,975.64
D.5110 110		D.5142 110	Snow Removal - County, Salaries-Regular	28,152.00
D.5110 110	County Road, Maintenance of Roads, Salaries-Regular	D.5142 120	County Road, Snow Removal, Salaries-Overtime	46,853.29
D.5110 421	Equipment Rental	D.5112.8285 421	County Roads, 2019 CR#27 Federal Hill Road, Equipment Rental	6,066.24
D.5110 810	Retirement	D.5112.8285 810	Retirement	1,373.03

FROM CODE		TO CODE		AMOUNT
DEPARTMENT: PUBLIC WORKS - CONT.				
D.5110 810		D.5142 810	Retirement	\$9,883.92
D.5110 830	Social Security	D.5112 8285 830	Social Security	706.27
D.5110 830		D.5142 830	Social Security	4,444.41
D.5110 831	Medicare Contribution	D.5112 8285 831	Medicare Contribution	165.16
D.5110 831		D.5142 831	Medicare Contribution	1,039.40
D.5110 860	Hospitalization	D.5112 8285 860	Hospitalization	2,036.53
D.5110 860		D.5142 860	Hospitalization	10,174.05
D.5110 865	Dental Insurance	D.5112.8285 865	Dental Insurance	32.90
D.5110 865		D.5142 865	Dental Insurance	170.83
D.5112.8285 280	County Roads, 2019 CR#27 Federal Hill Road, Projects	D.5112.8285 120	Salaries-Overtime	1,197.46
D.5112.8285 280		D.5112.8285 130	Salaries-Part Time	923.40
D.5148 110	Services to Other Govts., Salaries- Regular	D.5148 120	Services to Other Govts., Salaries- Overtime	4,939.09
D.5148 110		D.5148 130	Salaries-Part Time	211.07
DM.5130 110	Road Machinery, Machinery, Salaries-Regular	DM.5130 120	Road Machinery, Machinery, Salaries- Overtime	107.88
DM.5130 110		DM.5130 120		7,687.08

FROM CODE		TO CODE		AMOUNT
SPECIAL ITEMS:				
A.1990 469	Contingent Account, Other Payments/ Contributions	A.1185 435	Medical Examiner & Coroners, Medical Fees	\$25,000.00

Roll Call Vote:

Ayes: 965

Noes: 0

Absent: 35 Supervisor Conover

Adopted.

RESOLUTION NO. 522 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AMENDING WARREN COUNTY BUDGET FOR 2019 FOR VARIOUS DEPARTMENTS WITHIN WARREN COUNTY

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2019 as set forth herein, now, therefore, be it

RESOLVED, that the following budget amendments are approved and authorized:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
MENTAL HEALTH/OFFICES OF COMMUNITY SERVICES		
<u>ESTIMATED REVENUE</u>		
A.4320.0065 3490	Mental Health Programs, PEOPLE, Inc., Mental Health	\$4,140.00
A.4320.0120 3490	Mental Health Association, Mental Health	11,094.00
<u>APPROPRIATIONS</u>		
A.4320.0065 470	Mental Health Programs, PEOPLE, Inc., Contract	4,140.00
A.4320.0120 470	Mental Health Association, Contract	11,094.00
PUBLIC WORKS		
<u>ESTIMATED REVENUE</u>		
A.1620 2660	Buildings, Sale of Real Property	450,000.00
<u>APPROPRIATIONS</u>		
A.9950 910	Transfers-Capital Projects, Interfund Transfers	450,000.00

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
SHERIFF		
<u>ESTIMATED REVENUE</u>		
A.3020.4036 3380	Sheriff's 911 Center, 2017 Interoperable Comm Grant, State Homeland Security Program	\$10,652.14
A.3020.4037 3380	2017-18 PSAP Grant, State Homeland Security Program	71,232.29
A.3120.1001 2260	School Resource Officers, Hadley-Luzerne School District, Public Safety-Other Govt.	33,500.00
A.3120.1002 2260	Queensbury School District, Public Safety-Other Govt.	33,500.00
A.3120.1003 2260	North Warren School District, Public Safety-Other Govt.	17,626.00
A.3120.1004 2260	Lake George School District, Public Safety-Other Govt.	33,500.00
A.3120.1005 2260	Bolton School District, Public Safety-Other Govt.	16,750.00
<u>APPROPRIATIONS</u>		
A.3020.4036 470	Sheriff's 911 Center, 2017 Interoperable Comm Grant, Contract	(45,581.05)
A.3020.4037 250	2017-18 PSAP Grant, Technical Equipment	71,232.29
A.3120.1001 130	School Resource Officers, Hadley-Luzerne School District, Salaries-Part Time	31,120.00
A.3120.1001 830	Social Security	1,929.00
A.3120.1001 831	Medicare Contribution	451.00
A.3120.1002.130	Queensbury School District, Salaries-Part Time	31,120.00
A.3120.1002 830	Social Security	1,929.00
A.3120.1002 831	Medicare Contribution	451.00
A.3120.1003 130	North Warren School District, Salaries-Part Time	16,374.00

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
SHERIFF - cont.		
<u>APPROPRIATIONS</u>		
A.3120.1003 830	Social Security	\$1,015.00
A.3120.1003 831	Medicare Contribution	237.00
A.3120.1004 130	Lake George School District, Salaries-Part Time	31,120.00
A.3120.1004 830	Social Security	1,929.00
A.3120.1004 831	Medicare Contribution	451.00
A.3120.1005 130	Bolton School District, Salaries-Part Time	15,560.00
A.3120.1005 830	Social Security	965.00
A.3120.1005 831	Medicare Contribution	225.00

RESOLVED, that the supplemental appropriations or reductions in estimated revenues and appropriations set forth above are authorized and the County Treasurer be, and he hereby is, authorized and directed to amend the budget of Warren County for 2019 for the estimated revenues, appropriations and codes indicated, and be it further

RESOLVED, that the Warren County budget for 2019 is hereby amended accordingly.

Roll Call Vote:

Ayes: 965

Noes: 0

Absent: 35 Supervisor Conover

Adopted.

RESOLUTION NO. 523 OF 2019

Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol, Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

ALLOCATING FUNDING EARMARKED FOR COMBATING AQUATIC INVASIVE SPECIES IN PUBLICLY ACCESSIBLE WATER BODIES IN WARREN COUNTY OTHER THAN LAKE GEORGE AND AUTHORIZING INTERMUNICIPAL AGREEMENTS FOR THE YEAR 2020

WHEREAS, the Warren County Budget allocated a total of Two Hundred Fifty Thousand Dollars (\$250,000) for the purpose of combating aquatic invasive species in 2020 with One Hundred Fifty Thousand Dollars (\$150,000) of this total being earmarked for distribution to towns having lakes located within Warren County other than Lake George, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors allocates funding to each of the following Towns to combat aquatic invasive species in publicly accessible water bodies within the respective Towns for 2020, in the amounts specified below, with One Hundred Twenty-Five Thousand Dollars (\$125,000) to be paid from Budget Code A.6417.0002 480.07, Tourism/Occupancy, Occupancy Tax, Warren County Environmental Projects, and the

remaining Twenty-Five Thousand Dollars (\$25,000) to be paid from Budget Code A.1010.470 Legislative Board, Contract:

Town of Chester - \$41,666.67
 Town of Horicon - \$41,666.67,
 Town of Lake Luzerne - \$41,666.66 and
 Town of Queensbury - \$25,000 for Glen Lake, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to enter into agreements with each of the foregoing Towns in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 524 OF 2019

Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol, Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

AUTHORIZING AGREEMENT WITH AND PAYMENT TO THE LAKE GEORGE PARK COMMISSION FOR INVASIVE SPECIES PREVENTION AND ERADICATION EFFORTS FOR LAKE GEORGE, SPECIFICALLY FOR THE COMMISSION'S 2020 BOAT INSPECTION AND BOAT WASHING PROGRAM

WHEREAS, the Warren County Budget allocated a total of Two Hundred and Fifty Thousand Dollars (\$250,000) for the purpose of combating aquatic invasive species in 2020 with One Hundred Thousand Dollars (\$100,000) of this total being earmarked for distribution to the Lake George Park Commission, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors authorizes an agreement with the Lake George Park Commission for invasive species prevention and eradication efforts for Lake George and authorize payment of One Hundred Thousand Dollars (\$100,000) to the Lake George Park Commission specifically for the Commission's 2020 boat inspection and boat washing program, and be it further

RESOLVED, that the Chairman of the Board be, and hereby is, authorized to execute an agreement for same with the Lake George Park Commission, 75 Fort George Rd., PO Box 749, Lake George, New York 12845 in an amount not to exceed One Hundred Thousand Dollars (\$100,000), in a form approved by the County Attorney, and for a term commencing upon execution and terminating when all funds have been expended and accounted for, and funding shall be expended from Capital Project No. H382, LG Invasive Species Eradication.

Adopted by unanimous vote.

RESOLUTION NO. 525 OF 2019

Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol, Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

AUTHORIZING AGREEMENT WITH ADIRONDACK NORTH COUNTRY ASSOCIATION FOR PROMOTIONAL AND ECONOMIC DEVELOPMENT

RESOLVED, that Warren County continue the contractual relationship (the previous contract being authorized by Resolution No. 467 of 2018) with Adirondack North Country Association, 67 Main Street, Suite 201, Saranac Lake, New York 12983, for promotional and economic development in Warren County, for an amount of Three Thousand Dollars (\$3,000), said funds to be expended from Budget Code A.1010 470 Legislative Board, Contract, for a term commencing January 1, 2020 and terminating December 31, 2020, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement in the form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 526 OF 2019

Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol, Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

AUTHORIZING AGREEMENT WITH ADIRONDACK PARK LOCAL GOVERNMENT REVIEW BOARD FOR FUNDING OF OPERATING COSTS

RESOLVED, that Warren County continue the contractual relationship (the previous contract being authorized by Resolution No. 474 of 2018) with Adirondack Park Local Government Review Board, 117 Blythewood Island Road, P.O. Box 579, Chestertown, New York 12817, for Warren County's share of the actual cost of operation of the Review Board, for an amount of Seven Thousand Five Hundred Dollars (\$7,500), said funds to be expended from Budget Code A.8026 470 - A.P.A. Local Gov. Rev. Bd., Contract, for a term commencing January 1, 2020 and terminating December 31, 2020, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement in the form approved by the County Attorney, and be it further

RESOLVED, that a report of activities of the Review Board shall be made annually to the Board of Supervisors of Warren County by February 1, 2021.

Adopted by unanimous vote.

RESOLUTION NO. 527 OF 2019

Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol, Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

AUTHORIZING AGREEMENT WITH THE CITY OF GLENS FALLS FOR CAPITAL IMPROVEMENTS AND OPERATION AND MAINTENANCE FOR VARIOUS RECREATIONAL FACILITIES

RESOLVED, that Warren County enter into an agreement with the City of Glens Falls under the following terms and conditions for the year 2020:

- 1) the County will allocate up to Nineteen Thousand Eight Hundred Dollars (\$19,800) for capital improvements to the Coles Woods, East Field and the Crandall Park Recreation Center Ice Rink;
- 2) the County will allocate up to Seventy-Nine Thousand Two Hundred Dollars (\$79,200) for operation and maintenance expenses or capital improvements associated with the Coles Woods, East Field and the Crandall Park Recreation Center Ice Rink;
- 3) Warren County residents shall be permitted to use any facility for which County funds are provided at the same time and upon the same charges which apply to City of Glens Falls residents;
- 4) the City shall, on a quarterly basis, provide a voucher and invoices for payments with all supporting documentation to the County for expenditures to be reimbursed under the contract. The information to be furnished shall include the following:
 - A. the particular facility and a general description of the capital improvements and/or operation and maintenance expenditures for which reimbursement is sought;
 - B. the amount sought for reimbursement;

- C. a statement as to whether the expenditures were incurred for improvements made and paid for in 2020; and
 - D. a certification that the reimbursement requested is for one of the facilities and in the amount provided for under the contract;
- 5) payment shall be made on a reimbursement basis only and only after the County receives the required documentation provided for herein;
 - 6) all documentation for payment shall be submitted to the Clerk of the Board of Supervisors, who shall review the same for purposes of ascertaining whether the documentation provided is consistent with the requirements of this resolution, and accordingly, the contract;
 - 7) the City shall have sixty (60) days from the date of the execution of the agreement authorized by this resolution to provide the first claims for payment for the year 2020, and shall thereafter provide claims within thirty (30) days of June 30th, September 30th, and December 30th to claim funds pursuant to the terms of the contract for the quarters prior thereto; and
 - 8) Upon request of the Board of Supervisors a full and complete report of activities will be rendered to the Warren County Board of Supervisors for the previous year,

and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized and directed to execute an agreement with the City of Glens Falls consistent with the terms and provisions set forth in the preambles of this resolution, and in a form approved by the County Attorney, and be it further

RESOLVED, that the County Treasurer be, and hereby is, authorized to pay an amount not to exceed Nineteen Thousand Eight Hundred Dollars (\$19,800) for capital improvements to the Coles Woods, East Field and Crandall Park Recreation Center Ice Rink and Seventy-Nine Thousand Two Hundred Dollars (\$79,200) for operation and maintenance or capital improvements of said facilities, for the purposes herein above specified, after the same has been reviewed by the Clerk of the Board of Supervisors and approved by the County Auditor, and said funds to be expended from A.1010 470 Legislative Board - Contract.

Adopted by unanimous vote.

RESOLUTION NO. 528 OF 2019

Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol, Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

AUTHORIZING AGREEMENT WITH CORNELL COOPERATIVE EXTENSION ASSOCIATION OF WARREN COUNTY

WHEREAS, Section 224 of the County Law authorizes the Board of Supervisors of any county in which a county extension has been organized, to appropriate such sums of money as they may deem proper for the support and maintenance of county extensions and the work thereof in that county, and

WHEREAS, the Cornell Cooperative Extension Association of Warren County organized for that purpose, cooperating with the State College of Agriculture in maintenance and support of a County Extension for this County, having an Agricultural Division, Home Economics Division and 4-H Division, and

WHEREAS, the New York State Legislature has provided funds to be expended and

the New York State College of Agriculture has set aside federal funds to be expended annually in each division of said extension in each county of the State, contingent upon raising certain funds by the county, now, therefore, be it

RESOLVED, that the sum of Four Hundred Sixty-Nine Thousand Four Hundred Eighteen Dollars (\$469,418) is hereby appropriated for the support of the Cornell Cooperative Extension Association of Warren County for educational work in Agriculture, Home Economics and 4-H, for a term commencing January 1, 2020 and terminating December 31, 2020, to be expended in accordance with the budgets submitted to the Board of Supervisors dated August 2019, and be it further

RESOLVED, that the County Treasurer be, and hereby is, authorized and directed to pay from Budget Code A.8750 470 Agri. & Livestock - Ext. Serv., Contract to the Cornell Cooperative Extension association of Warren County four (4) equal installments, in advance, on the first day of each quarter with the exception of January, which payment shall be made January 27, 2020 as follows:

<u>DATE</u>	<u>AMOUNT</u>
January 15, 2020	\$117,354.50
April 1, 2020	\$117,354.50
July 1, 2020	\$117,354.50
September 1, 2020	\$117,354.50

said sums to be paid to the duly elected and properly bonded Treasurer of the Cornell Cooperative Extension Association of Warren County, and be it further

RESOLVED, that Warren County continue the contractual relationship, (the previous contract being authorized by Resolution No. 476 of 2018), with the Cornell Cooperative Extension Association of Warren County, containing the above conditions and methods of payment and directing the Extension to expend such funds only for the purposes set forth in the budget of said Extension submitted to and approved by the Board of Supervisors, and in the form approved by the County Attorney, and be it further

RESOLVED, that the Extension shall make an annual report at the end of the year setting forth a true and accurate account of all receipts, expenditures, and activities of said Extension for the year 2020.

Adopted by unanimous vote.

RESOLUTION NO. 529 OF 2019

Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol, Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

AUTHORIZING AGREEMENT WITH CORNELL COOPERATIVE EXTENSION ASSOCIATION OF WARREN COUNTY FOR YOUTH CAMPING PROGRAM AT SKYE FARM CAMP

RESOLVED, that Warren County enter into an agreement with Cornell Cooperative Extension Association of Warren County, 377 Schroon River Road, Warrensburg, New York 12885, to provide youth a residential camping experience in Warren County at Skye Farm Camp, East Schroon River Road, Warrensburg, New York 12885, for an amount not to exceed Twenty-Five Thousand Dollars (\$25,000), said funds to be expended from Budget Code A.7310 470 Youth Program 4-H Camp, Contract, for a term commencing January 1, 2020 and terminating December 31, 2020, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement in the form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 530 OF 2019

Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol, Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

**AUTHORIZING AGREEMENT WITH ECONOMIC DEVELOPMENT CORPORATION,
WARREN COUNTY, NEW YORK, FOR ECONOMIC DEVELOPMENT PROGRAM FOR
2020**

RESOLVED, that Warren County, for the purposes of promoting and publicizing the advantages of Warren County and to promote economic development, job creation and workforce development in the Warren County region, continue the contractual relationship (the previous contract being authorized by Resolution No. 473 of 2018) with Economic Development Corporation, Warren County, New York, 234 Glen Street, Glens Falls, New York 12801, for a term commencing on January 1, 2020 and terminating December 31, 2020, in an amount not to exceed Three Hundred Thousand Dollars (\$300,000), said funds to be expended from Budget Code A.6421 470 Warren Co. Economic Development, Contract, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 531 OF 2019

Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol, Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

**AUTHORIZING PAYMENT TO LAKE CHAMPLAIN-LAKE GEORGE REGIONAL
PLANNING BOARD**

WHEREAS, the General Municipal Law authorizes the board of supervisors of a county participating in a regional planning board to appropriate money for the expenses of such regional planning board, and that the county shall not be chargeable with any expense incurred by such planning board except pursuant to such appropriation, and

WHEREAS, it has been recommended that Warren County participate in the financing of the Lake Champlain-Lake George Regional Planning Board in the amount of Twelve Thousand Nine Hundred Fifty-Four Dollars (\$12,954) as its proportionate share, in conjunction with the other participating Counties of Clinton, Essex, Hamilton and Washington, and

WHEREAS, the amount of Twelve Thousand Nine Hundred Fifty-Four Dollars (\$12,954) has been appropriated in the Warren County budget for 2020 for such purpose, now, therefore, be it

RESOLVED, in 2020 that the Warren County Treasurer be, and hereby is, authorized and directed to pay to the Treasurer of the Lake Champlain-Lake George Regional Planning Board the amount of Twelve Thousand Nine Hundred Fifty-Four Dollars (\$12,954), said funds to be expended from Budget Code A.8025 470 Regional Planning Board, Contract, upon receipt of a duly executed voucher for said amount, and that the Treasurer of the Regional Planning Board shall execute and deliver an official undertaking conditioned for the faithful performance of his duties and in the form approved by the governing body of each participating County.

Adopted by unanimous vote.

RESOLUTION NO. 532 OF 2019

Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol, Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

AUTHORIZING AGREEMENT WITH LAKES TO LOCKS PASSAGE FOR PROMOTIONAL AND ECONOMIC DEVELOPMENT

RESOLVED, that Warren County enter into a contractual relationship with Lakes to Locks Passage, 814 Bridge Road, Crown Point, New York 12928, for promotional and economic development in Warren County, for an amount of Two Thousand Dollars (\$2,000), said funds to be expended from Budget Code A.1010 470 Legislative Board, Contract, for a term commencing January 1, 2020 and terminating December 31, 2020, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement in the form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 533 OF 2019

Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol, Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

AUTHORIZING PAYMENT TO SOUTHERN ADIRONDACK LIBRARY SYSTEM

WHEREAS, it has been recommended that Warren County participate in the joint financing of the Southern Adirondack Library System in the amount of Fifty-Five Thousand Dollars (\$55,000) as its proportionate share, in conjunction with the neighboring Counties of Hamilton, Saratoga and Washington, and

WHEREAS, the amount of Fifty-Five Thousand Dollars (\$55,000) has been appropriated in the Warren County budget for 2020 for such purpose, now, therefore, be it

RESOLVED, in 2020 that the Warren County Treasurer be, and hereby is, authorized and directed to pay to the bonded Treasurer of the Southern Adirondack Library System the amount of Fifty-Five Thousand Dollars (\$55,000), said funds to be expended from Budget Code A.7410 469 Southern Adir. Library, Other Payments/Contributions, upon receipt of a duly executed voucher for said amount.

Adopted by unanimous vote.

RESOLUTION NO. 534 OF 2019

Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol, Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

AUTHORIZING AGREEMENT WITH THE WARREN COUNTY HISTORICAL SOCIETY FOR CONTINUATION OF HISTORICAL PROGRAMS

RESOLVED, that Warren County continue the contractual relationship (the previous contract being authorized by Resolution No. 468 of 2018) with the Warren County Historical Society, 50 Gurney Lane, Queensbury, New York 12804, with the understanding that an amount not to exceed Three Thousand Five Hundred Dollars (\$3,500) shall be used to offset costs associated with the following programs: historical programs for the public, educational programs for children, museum or public displays, collections, acquisition, inventory and preservation, research library support and technology (outreach to the public), said funds to be expended from Budget Code A.1010 470 Legislative Board, Contract, for a term commencing January 1, 2020 and terminating December 31, 2020, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said agreement in the form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 535 OF 2019

Resolution Introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol, Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

AUTHORIZING AGREEMENT WITH THE WARREN COUNTY LOCAL DEVELOPMENT CORPORATION TO ADMINISTER AND PERFORM ECONOMIC DEVELOPMENT PROGRAMS AND INITIATIVES, COUNTY AND COMMUNITY PLANNING SERVICES AND GRANT/LOAN PROGRAMS

WHEREAS, Local Law No. 2 of 2012 authorizes Warren County to enter into agreements with the Warren County Local Development Corporation to perform economic development, planning, and grant and loan administration services on behalf of Warren County, now, therefore, be it

RESOLVED, that Warren County enter into a contractual relationship with the Warren County Local Development Corporation, which contractual relationship will authorize the Warren County Local Development Corporation to administer and perform on behalf of Warren County economic development programs and initiatives, County and community planning services and grant/loan programs including micro-enterprise loan programs for a term commencing January 1, 2020 and terminating December 31, 2020 in an amount not to exceed Fifty Thousand Dollars (\$50,000), and said funds to be expended from Budget Code A.6421.0385 470 Warren Co. Economic Devel., Local Development Corporation, Contract, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the agreement in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 536 OF 2019

Resolution introduced by Supervisors Thomas, Merlino, Strough, Wild, Sokol, Beaty, Dickinson, Geraghty, Frasier, Diamond and McDevitt

AUTHORIZING PAYMENT TO THE WARREN COUNTY SOIL & WATER CONSERVATION DISTRICT FOR 2020

RESOLVED, that the Warren County Board of Supervisors, hereby authorizes payment to the Treasurer of the Warren County Soil & Water Conservation District for 2020 in the amount of Three Hundred Forty-Five Thousand Eight Hundred Seventeen Dollars (\$345,817), and be it further

RESOLVED, that the funds shall be expended from Budget Code A.8730 470 Conservation, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 537 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

RESOLUTION DECLARING WARREN COUNTY THE SEQRA LEAD AGENCY FOR THE CONSTRUCTION OF NEW SNOW REMOVAL EQUIPMENT BUILDING AND DEMOLITION OF TWO (2) EXISTING GARAGES AT THE WARREN COUNTY (FLOYD BENNETT MEMORIAL) AIRPORT AND AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE THE SEQRA ENVIRONMENTAL ASSESSMENT AND NEGATIVE DECLARATION FORM

WHEREAS, the construction of a new snow removal equipment building and demolition of two (2) existing garages at the Warren County (Floyd Bennett Memorial) Airport is subject to the requirements of State Environmental Quality Review Act (SEQRA) pursuant

to 6 NYCRR Part 617, and

WHEREAS, the Project consists of demolishing two (2) existing garages and replacing with a new Eleven Thousand Two Hundred Fifty (11,250) square foot snow removal equipment building, and

WHEREAS, the Project is an Unlisted Action under SEQRA, and

WHEREAS, the Environmental Assessment and Negative Declaration Form has been prepared by the Department of Public Works, now, therefore, be it

RESOLVED, the Warren County Board of Supervisors hereby determines this Project to be an Unlisted Action under SEQRA, and be it further

RESOLVED, that the Warren County Board of Supervisors expresses intent to serve as lead agency for the Project under SEQRA, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the Environmental Assessment and Negative Declaration Form referred to above and thereafter the County shall distribute the Environmental Assessment and Negative Declaration Form to all involved or interested agencies together with a request for consent of the involved agencies for Warren County to serve as lead agency for the Project under SEQRA.

Adopted by unanimous vote.

RESOLUTION NO. 538 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE FEDERAL AVIATION ADMINISTRATION/NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE CONSTRUCTION OF A NEW SNOW REMOVAL EQUIPMENT BUILDING AND ASSOCIATED WORK FOR THE WARREN COUNTY (FLOYD BENNETT MEMORIAL) AIRPORT

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board to execute and submit a grant application to the Federal Aviation Administration/New York State Department of Transportation for the construction of a new snow removal equipment building and associated work for the Warren County (Floyd Bennett Memorial) Airport, in an amount not to exceed Three Million Three Hundred Fifty Thousand Dollars (\$3,350,000), which includes a five percent (5%) local share of One Hundred Sixty-Seven Thousand Five Hundred Dollars (\$167,500), with a term to be determined, and be it further

RESOLVED, that upon notification of the award of said grant funds, the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the grant agreement and/or grant agreements and any and all other necessary documents relating to said agreement, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 539 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE FEDERAL AVIATION ADMINISTRATION/NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR A PAVEMENT MANAGEMENT PLAN FOR THE WARREN COUNTY (FLOYD BENNETT MEMORIAL) AIRPORT

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board to execute and submit a grant application to the Federal Aviation Administration/New York State Department of Transportation for a pavement management plan for the Warren County (Floyd Bennett Memorial) Airport in an amount not to exceed Eighty Thousand Dollars (\$80,000), which includes a five percent (5%) local share of Four Thousand Dollars (\$4,000), with a term to be determined, and be it further

RESOLVED, that upon notification of the award of said grant funds, the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the grant agreement and/or grant agreements and any and all other necessary documents relating to said agreement, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 540 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE FEDERAL AVIATION ADMINISTRATION/NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE DESIGN OF A TAXIWAY LED LIGHTING UPGRADE FOR THE WARREN COUNTY (FLOYD BENNETT MEMORIAL) AIRPORT

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board to execute and submit a grant application to the Federal Aviation Administration/New York State Department of Transportation for the design of a taxiway LED lighting upgrade for the Warren County (Floyd Bennett Memorial) Airport in an amount not to exceed Forty Thousand Dollars (\$40,000), which includes a five percent (5%) local share of Two Thousand Dollars (\$2,000), with a term to be determined, and be it further

RESOLVED, that upon notification of the award of said grant funds, the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the grant agreement and/or grant agreements and any and all other necessary documents relating to said agreement, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 541 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AUTHORIZING EXTENSION AGREEMENTS WITH VARIOUS VENDORS FOR SOLID WASTE, MEDICAL WASTE AND RECYCLING DISPOSAL SERVICES (WC 58-18)

WHEREAS, the Superintendent of Public Works has requested that Warren County enter into extension agreements (previous contracts being authorized by Resolution No. 106 of 2019), with various vendors for solid waste, medical waste and recycling disposal services, for a term commencing January 1, 2020 and terminating December 31, 2020, pursuant to the same terms and conditions as the original specifications (WC 58-18) and proposal, and

WHEREAS, the Public Works Committee has approved the request to extend the agreements, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute extension agreements with the various vendors outlined on the attached Schedule "A," and such other documents that may be necessary to carry out the terms of this resolution, in a form approved by the County Attorney, and be it further

RESOLVED, that funding for these agreements will be paid from the appropriate departmental Budget Code.

SCHEDULE "A"		
SOLID WASTE, MEDICAL WASTE AND RECYCLING DISPOSAL SERVICES		
Subcontractor	Service Provided	Specifics
AdvoWaste Medical Services, LLC	Medical Waste	Municipal Center, Sheriff's Office, Countryside Adult Home
County Waste & Recycling Service d/b/a Ace Carting	Recycling Disposal Services	Sheriff's Office, Countryside Adult Home, Bolton Mealsite, Floyd Bennett Memorial Airport
Waste Management of New York, LLC	Recycling Disposal Services	Floyd Bennett Memorial Airport
Casella Waste Management, Inc.	Solid waste	Municipal Center, Floyd Bennett Memorial Airport

Adopted by unanimous vote.

RESOLUTION NO. 542 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH LEGAL AID SOCIETY OF NORTHEASTERN NEW YORK, INC. TO PROVIDE PARALEGAL/CASE MANAGEMENT SUPPORT SERVICES FOR INDIGENT PERSONS FOR THE ASSIGNED COUNSEL OFFICE (OILS CONTRACT C900052)

WHEREAS, the Administrator of the Assigned Counsel Office has requested to enter into an agreement with the Legal Aid Society of Northeastern New York, Inc. to reimburse the agency for paralegal/case management support services with funding from the Office of Indigent Legal Services (OILS) grant (Contract #C900052) for a term commencing retroactive to January 1, 2019 and ending upon termination of grant funds from New York State, in an amount not to exceed Forty-Five Thousand Dollars (\$45,000), and

WHEREAS, the Criminal Justice & Public Safety Committee has approved the request, now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with the Legal Aid Society of Northeastern New York, Inc., 55 Colvin Avenue, Albany, New York 12206 to reimburse the agency for paralegal/case management support services for indigent persons in the Warren County Family Court with funding from the Office of Indigent Legal Services (OILS) grant (Contract #C900052) for a term commencing January 1, 2019 and ending upon termination of grant funds from New York State, upon the same terms and conditions set forth in the agreement, in an amount not to exceed Forty-Five Thousand Dollars (\$45,000), in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1170.4204 470 Legal Defense- Indigents, Hurrell-Harring, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 543 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING CONTINUATION OF AN AGREEMENT WITH KMG MONITORING SERVICES FOR ELECTRONIC MONITORING OF JUVENILES FOR THE PROBATION DEPARTMENT

WHEREAS, pursuant to Resolution No. 489 of 2018, the Warren County Board of Supervisors authorized continuation of an agreement with KMG Monitoring Services, 9 Cranberry Lane, Queensbury, New York 12804, for electronic monitoring of juveniles for a minimum amount of One Thousand Four Hundred Fifty Dollars (\$1,450) per month for a term commencing on January 1, 2019 and terminating December 31, 2019, and

WHEREAS, the Director of Probation has requested to continue the agreement with KMG Monitoring Services for an additional term commencing January 1, 2020 and terminating December 31, 2020, for a minimum amount of One Thousand Four Hundred Fifty Dollars (\$1,450) per month, not to exceed Eighteen Thousand One Hundred Fifty Dollars (\$18,150) annually, under the same terms and conditions, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute and agreement with KMG Monitoring Services for electronic monitoring of juveniles for a minimum amount of One Thousand Four Hundred Fifty Dollars (\$1,450) per month, not to exceed Eighteen Thousand One Hundred Fifty Dollars (\$18,150) annually, for

a term commencing January 1, 2020 and terminating December 31, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that funds shall be expended from Budget Code A.3140 470 Probation, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 544 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AGREEMENT WITH WARREN-HAMILTON COUNTIES ACTION COMMITTEE FOR ECONOMIC OPPORTUNITY, INC. FOR ALTERNATIVE SENTENCING PROGRAM TO SERVE YOUTH AND ADULTS OF WARREN COUNTY

RESOLVED, that Warren County continue its contractual relationship with Warren-Hamilton Counties Action Committee for Economic Opportunity, Inc., previously authorized by Resolution No. 486 of 2018, to provide an Alternative Sentencing Program to serve youth and adults of Warren County, for an amount not to exceed Sixty Thousand Dollars (\$60,000), for a term commencing January 1, 2020 and terminating December 31, 2020, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.3140 470 Probation, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 545 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AMENDING RESOLUTION NO. 312 OF 2018, WHICH AUTHORIZED AN AGREEMENT WITH FIRSTLIGHT TO PROVIDE ETHERNET 100 MB SERVICE FOR THE SHERIFF'S OFFICE RADIO SIMULCAST SITE LOCATED AT STATE ROUTE 149 IN LAKE GEORGE, TO CHANGE THE CONTRACT TERMS

WHEREAS, pursuant to Resolution No. 312 of 2018, the Warren County Board of Supervisors authorized the Chairman of the Board to execute an agreement with FirstLight to provide Ethernet (EPL) 100 mb service for the Sheriff's Office radio simulcast site located at 373 State Route 149 in Lake George, New York for a term commencing upon execution by both parties and terminating sixty months from the commencement date, for an amount not to exceed Nine Hundred Ninety Dollars (\$990) per month, and

WHEREAS the Sheriff has requested that Resolution No. 312 of 2018 be amended to have a commencement date of March 1, 2018 and termination date of March 1, 2023, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an amendment agreement with FirstLight, 41 State Street, Floor 10, Albany, New York 12207, to provide Ethernet (EPL) 100 mb service for the Sheriff's Office radio simulcast site located at 373 State Route 149 in Lake George, New York for a term commencing March 1, 2018 and terminating March 1, 2023, for an amount not to exceed Nine Hundred Ninety Dollars (\$990) per month, in a form approved by the County Attorney, and be it further

RESOLVED, that other than the above amendment, Resolution No. 312 of 2018 shall remain in full force and effect.

Adopted by unanimous vote.

RESOLUTION No. 546 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

**AUTHORIZING CONTINUATION OF AN AGREEMENT WITH TVC ALBANY, INC.
D/B/A FIRSTLIGHT FIBER TO PROVIDE FIBER LINK BETWEEN WARREN COUNTY
SHERIFF'S OFFICE AND WASHINGTON COUNTY DEPARTMENT OF PUBLIC SAFETY
FOR PRIMARY 911 NETWORK TRAFFIC**

WHEREAS, pursuant to Resolution No. 562 of 2015, the Warren County Board of Supervisors authorized an agreement with TVC Albany, Inc. d/b/a FirstLight Fiber, 41 State Street, Albany, New York 12207, to provide a fiber link between the Warren County Sheriff's Office and the Washington County Department of Public Safety for primary 911 network traffic for a period of thirty-six (36) months from the execution of the agreement at a total amount not to exceed Twenty-Nine Thousand Seven Hundred Ninety Dollars (\$29,790) to include a lump sum installation charge of Nine Hundred Ninety Dollars (\$990), together with a monthly charge of Eight Hundred Dollars (\$800) for the duration of 36 months, and

WHEREAS, the Sheriff has requested to continue the agreement with TVC Albany, Inc. d/b/a FirstLight Fiber for an additional term commencing retroactive to December 28, 2018 and terminating December 31, 2021, for an amount not to exceed Eight Hundred Dollars (\$800) per month, under the same terms and conditions, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with TVC Albany, Inc. d/b/a FirstLight Fiber to provide a fiber link between the Warren County Sheriff's Office and the Washington County Department of Public Safety for primary 911 network traffic, for an amount not to exceed Eight Hundred Dollars (\$800) per month for a term commencing retroactive to December 28, 2018 and terminating December 31, 2021, in a form approved by the County Attorney, and be it further

RESOLVED, that funds shall be expended from Budget Code A.3020 248 Sheriff's 911 Center, Data Processing & Internet Fees.

Adopted by unanimous vote.

RESOLUTION NO. 547 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

**AMENDING AGREEMENT WITH GREAT ESCAPE THEME PARK (SIX FLAGS) TO
PROVIDE LIMITED POLICE PRESENCE DURING THE 2019 SEASON TO REMOVE
THE AGREED UPON AMOUNT AND EXTEND THE AGREEMENT**

WHEREAS, pursuant to Resolution No. 254 of 2019, the Warren County Board of Supervisors authorized the Chairman of the Board to execute an agreement with The Great Escape Theme Park (Six Flags) ("The Great Escape") to provide limited police presence (one (1) patrol officer) at the theme park on such dates and times as the parties agree upon and continuing through the 2019 season, and

WHEREAS, pursuant to Resolution No. 254 of 2019 The Great Escape has agreed to pay the Warren County Sheriff's Office the sum of Seventy Thousand Dollars (\$70,000), and

WHEREAS the Sheriff has requested that Resolution No. 254 of 2019 be amended to remove the agreed amount of Seventy Thousand Dollars (\$70,000) and add police presence to be paid at an hourly overtime rate for the specific employee plus fringe benefits, and

WHEREAS, the Sheriff is also requesting that the agreement continue through the 2020 season, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is,

authorized to execute an amendment agreement with The Great Escape Theme Park (Six Flags), 1172 U.S. 9, Queensbury, New York 12804, to provide limited police presence (one (1) patrol officer) at the theme park on such dates and times as the parties agree upon, at an hourly overtime rate for the specific employee plus fringe benefits, for a term commencing upon execution by both parties and continuing through the 2020 season, in a form approved by the County Attorney, and be it further

RESOLVED, that other than the above amendment, Resolution No. 254 of 2019 shall remain in full force and effect.

Adopted by unanimous vote.

RESOLUTION NO. 548 OF 2019

Resolution introduced by Supervisors Leggett, Geraghty, Simpson, Wild, Magowan, Sokol, Hogan, Braymer, Driscoll, Merlino and Vacant

AUTHORIZING AN AGREEMENT WITH PRIMECARE MEDICAL OF NEW YORK, INC. TO PROVIDE MEDICAL, BEHAVIORAL HEALTH, DENTAL AND ANCILLARY SERVICES TO INMATES CONFINED IN THE WARREN COUNTY JAIL

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board to execute an agreement with PrimeCare Medical of New York, Inc., 3940 Locust Lane, Harrisburg, Pennsylvania 17109, to provide medical, behavioral health, dental and ancillary services to inmates confined in the Warren County Jail, for a term commencing January 1, 2020 and terminating December 31, 2021, in an amount not to exceed Three Million Two Hundred Eighty Thousand Seven Hundred Two Dollars and Sixty-Nine Cents (\$3,280,702.69), in a form approved by the County Attorney, and be it further

RESOLVED, that funds shall be expended from Budget Code A.3150 470 Sheriff's Correction Division, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 549 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

APPOINTING AND RE-APPOINTING MEMBERS OF THE CLIMATE SMART TASK FORCE FOR THE YEAR 2020

RESOLVED, that the following individuals be, and hereby are, appointed to the Climate Smart Task Force for the 2020 calendar year:

MEMBER	TITLE	ORGANIZATION
1. Chris Belden	Climate Smart Coordinator/Assistant County Planner	Warren County Planning Department
2. Sara Frankenfeld	GIS Administrator	Warren County Planning Department
3. Amanda Beck	Junior Planner	Warren County Planning Department
4. Beth Gilles	Director	Lake Champlain-Lake George Regional Planning Board

MEMBER	TITLE	ORGANIZATION
5. Allison Hargrave-Gaddy, AICP	Senior Planner	Lake Champlain-Lake George Regional Planning Board
6. Jim Lieberum, CPESC	District Manager/Hazard Mitigation Coordinator	Warren County Soil & Water Conservation District
7. Amelia J. Drexel, AEM	Emergency Services Coordinator	Warren County Emergency Services
8. Staff member in the position of Environmental Analyst or Engineer 1 (to be determined)	Environmental Analyst	Warren County Department of Public Works
9. Dan Durkee	Senior Health Educator	Warren County Public Health
10. Tammie DeLorenzo	Assistant to the County Administrator	Warren County Administrator
11. Dan Barusch	Director of Planning & Zoning	Town of Lake George
12. Scott Royael (Non-Municipal Member)	Sustainability Coordinator	SUNY Adirondack
13. Claudia Braymer (Elected Official)	County Supervisor, Glens Falls - Ward 3	Warren County Board of Supervisors
14. Peter McDevitt (Elected Official)	County Supervisor, Glens Falls - Ward 2	Warren County Board of Supervisors
15. Andrea Hogan (Elected Official)	Town Supervisor - Johnsbury	Warren County Board of Supervisors
16. Doug Beaty (Elected Official)	At-Large Supervisor, Queensbury	Warren County Board of Supervisors

and be it further

RESOLVED, that any future appointments of members of the Board of Supervisors will be for a two-year term and all others will be for an annual term.

Adopted by unanimous vote.

RESOLUTION NO. 550 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

AMENDING AGREEMENT WITH ADVOKATE, LLC TO PROVIDE MARKETING AND SOCIAL MEDIA SUPPORT FOR THE FIRST WILDERNESS HERITAGE CORRIDOR, TO INCREASE THE NOT TO EXCEED AMOUNT

WHEREAS, Resolution No. 194 of 2019 authorized an agreement with Advokate, LLC, 16c Exchange Street, Glens Falls, New York 12801, to provide marketing and social media support for the First Wilderness Heritage Corridor, for a term commencing June 1, 2019 and terminating June 30, 2020 for an amount not to exceed Fifty-Six Thousand Four Hundred Forty-Two Dollars (\$56,442), and

WHEREAS, the County Planner has requested an amendment agreement to increase the not to exceed amount to Sixty-Two Thousand Seven Hundred Eighty-Two Dollars (\$62,782) to secure additional graphics and the installation of twelve (12) town poster panels, and

WHEREAS, the Economic Growth & Development Committee has approved this request, now, therefore, be it

RESOLVED, that the agreement with Advokate, LLC be, and hereby is, amended to increase the not to exceed amount to Sixty-Two Thousand Seven Hundred Eighty-Two Dollars (\$62,782), for a term commencing upon execution by both parties and terminating June 30, 2020, upon the same terms and conditions of the agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that other than the changes outlined above Resolution No. 194 of 2019 shall remain in full force and effect.

Adopted by unanimous vote.

RESOLUTION NO. 551 OF 2019

Resolution introduced by Supervisors McDevitt, Beaty, Leggett, Braymer, Strough, Hogan, Magowan, Simpson and Wild

AUTHORIZING MEMORANDUM OF UNDERSTANDING BETWEEN THE WARREN COUNTY PLANNING & COMMUNITY DEVELOPMENT DEPARTMENT AND THE WARREN COUNTY HISTORICAL SOCIETY TO SELL MARKETING MATERIALS (TOWN POSTERS) IN ITS GIFT SHOP AND COLLECT FUNDS

RESOLVED, that Warren County enter into a memorandum of understanding between the Warren County Planning & Community Development Department and the Warren County Historical Society to sell marketing materials (Town Posters) in its gift shop and collect funds, which will be submitted to the County, less Two Dollars (\$2.00) per poster which shall be retained by the Warren County Historical Society for selling the posters, and be it further

RESOLVED, that the Chairman of the Board of Supervisors, the Director of Planning & Community Development and the Warren County Historical Society be, and hereby are, authorized to execute a memorandum of understanding to sell marketing materials (Town Posters) in its gift shop, collect funds and retain Two Dollars (\$2.00) for each poster sold, which will be submitted to the County, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 552 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

ESTABLISHING ENERGY BENCHMARKING REQUIREMENTS FOR CERTAIN WARREN COUNTY BUILDINGS AND CREATING A PLAN FOR EXECUTING THEM

WHEREAS, buildings are the single largest user of energy in the State of New York and the poorest performing buildings typically use several times the energy of the highest performing buildings for the exact same use, and

WHEREAS, collecting, reporting and sharing building energy data on a regular basis

allows municipal officials and the public to understand the energy performance of municipal buildings relative to similar buildings nationwide and equipped with this information Warren County is able to make smarter, more cost-effective operational and capital investment decisions, reward efficiency and drive widespread, continuous improvements, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the establishment of energy benchmarking requirements for certain Warren County buildings and will create a plan for executing them.

Adopted by unanimous vote.

RESOLUTION NO. 553 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

**AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE
NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT AUTHORITY
(NYSERDA) TO CONDUCT A BUILDING ENERGY PERFORMANCE AUDIT
OF THE WARREN COUNTY MUNICIPAL CENTER AND OTHER COUNTY BUILDINGS**

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chairman of the Board to execute and submit a grant application to the New York State Energy Research and Development Authority, 17 Columbia Circle, Albany, New York 12203, to conduct a building energy performance audit of the Warren County Municipal Center and other County buildings, in an amount to be determined, with a term to be determined, and be it further

RESOLVED, that upon notification of the grant award, the Planning Department will notify the Warren County Board of Supervisors to seek a further resolution to accept the funds.

Adopted by unanimous vote.

RESOLUTION NO. 554 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

**AUTHORIZING AGREEMENT WITH ACTION SEPTIC SERVICE TO PROVIDE
INSPECTION, CLEANING AND REPAIR OF KITCHEN AND LAUNDRY SEWER LINES
AND ANY OTHER ADDITIONAL SEWER LINES AT COUNTRYSIDE ADULT HOME**

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with Action Septic Service, P.O. Box 1430, Saratoga Road, South Glens Falls, New York 12803, to provide inspection, cleaning and repair of kitchen and laundry sewer lines and any other additional sewer lines at Countryside Adult Home and to also provide semi-annual inspections of sewer lines, in an amount not to exceed Two Thousand Dollars (\$2,000), for a term commencing January 1, 2020 and terminating December 31, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6030 470 Countryside Adult Home, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 555 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH HUDSON HEADWATERS HEALTH NETWORK TO PROVIDE PHYSICAL EXAMINATIONS TO NEW COUNTRYSIDE ADULT HOME EMPLOYEES

RESOLVED, that Warren County continue the contractual relationship, (the previous contracts being authorized by Resolution Nos. 479 of 2015 and Resolution No. 70 of 2018), with Hudson Headwaters Health Network, 9 Carey Road, Queensbury, New York 12804, to provide physical examinations to new employees of Countryside Adult Home at a rate of One Hundred Twenty-Seven Dollars and Fifty Cents (\$127.50) per examination and Sixteen Dollars (\$16) per Purified Protein Derivative Shot (PPDS), for a term commencing January 1, 2020 and terminating December 31, 2021, and the Chairman of the Board of Supervisors, be and hereby is, authorized to execute an agreement, in the form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Code A.6030 435 Countryside Adult Home, Medical Fees.

Adopted by unanimous vote.

RESOLUTION NO. 556 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING SUBMISSION OF A MEMBERSHIP APPLICATION TO THE EMPIRE STATE ASSOCIATION OF ASSISTED LIVING

WHEREAS, the Director of Countryside is requesting approval to submit a membership application to the Empire State Association of Assisted Living, with annual dues not to exceed One Thousand Three Hundred Forty-Four Dollars (\$1,344), now, therefore, be it

RESOLVED, that the Director of Countryside be, and hereby is, authorized to execute and submit a membership application to the Empire State Association of Assisted Living, with annual dues not to exceed One Thousand Three Hundred Forty-Four Dollars (\$1,344), and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6030 427 Countryside Adult Home, Memberships & Dues.

Adopted by unanimous vote.

RESOLUTION NO. 557 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING MEMORANDUM OF UNDERSTANDING BETWEEN THE WARREN COUNTY DEPARTMENT OF SOCIAL SERVICES AND THE WARREN COUNTY DEPARTMENT OF HEALTH SERVICES TO PROVIDE CHILD COMMUNITY HEALTH SERVICES

RESOLVED, that Warren County enter into a memorandum of understanding between the Warren County Department of Social Services and the Warren County Department of Health Services to provide child community health services, and be it further

RESOLVED, that the Chairman of the Board of Supervisors, the Commissioner of the Warren County Department of Social Services and the Director of Public Health/Patient Services be, and hereby are, authorized to execute a memorandum of understanding to provide child community health services, in an amount not to exceed Twenty Thousand Dollars (\$20,000), for a term commencing December 1, 2019 and terminating November 30, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6010 470 Social Services, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 558 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

**AUTHORIZING AGREEMENTS WITH COMMUNITY SERVICES BOARD
AND VARIOUS AGENCIES**

RESOLVED, that Warren County, approve and/or authorize the continuation of the agreements by the Office of Community Services and Warren County Community Services Board, with the following agencies and institutions to provide community mental health services pursuant to provisions of the Mental Hygiene Law, for amounts not to exceed those set forth in the attached Schedule "A," for a term commencing January 1, 2020 and terminating upon thirty (30) days written notice by either party, and be it further

RESOLVED, that if any further state aid funding becomes available or is decreased during the term of these agreements, no further resolution to accept or decrease said monies be necessary, and be it further

RESOLVED, that the Chairman of the Warren County Community Services Board is authorized to execute said agreements in a form approved by the County Attorney.

SCHEDULE "A"

<u>NAME</u>	<u>AMOUNT</u>	<u>BUDGET CODE</u>
The Addiction Care Center of Albany, Inc.	\$ 571,447.00	A.4320.0145 470
Glens Falls Hospital (Behavioral Health Services)	\$ 634,845.00	A.4320.0080 470
Citizen Advocates	\$ 390,686.00	To be created
Community, Work, and Independence, Inc.	\$ 45,678.00	A.4320.0070 470
Council for Prevention, Inc.	\$ 349,987.00	A.4320.0110 470
Liberty House Foundation	\$ 269,106.00	A.4320.0090 470
Northern Rivers/Parsons Child & Family Center	\$1,027,204.00	A.4320.0165 470
PEOPLE, Inc.	\$ 143,027.00	A.4320.0065 470
Warren-Washington Association for Mental Health, Inc.	\$ 937,889.00	A.4320.0120 470
TOTAL	\$4,369,869.00	

Adopted by unanimous vote.

RESOLUTION NO. 559 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENTS WITH COMMUNITY SERVICES BOARD AND VARIOUS AGENCIES TO PROVIDE SPECIALIZED MENTAL HEALTH CRISIS RESPITE SERVICES FOR YOUTH

RESOLVED, that Warren County, approve and/or authorize the continuation of the agreements by the Office of Community Services and Warren County Community Services Board, with the following agencies and institutions to provide specialized mental health crisis respite services for youth for a term commencing January 1, 2020 and terminating upon thirty (30) days written notice by either party, for the amounts not to exceed those set forth in the attached Schedule "A", and be it further

RESOLVED, that if any further state aid funding becomes available or is decreased during the term of these agreements, no further resolution to accept or decrease said monies be necessary, and be it further

RESOLVED, that the Chairman of the Warren County Community Services Board is authorized to execute said agreements in a form approved by the County Attorney.

SCHEDULE "A"

<u>NAME</u>	<u>AMOUNT</u>	<u>BUDGET CODE</u>
Northern Rivers/Northeast Parent & Child Center	\$10,000.00	A.4310 470
Wait House	\$33,396.00	A.4310 470
CAPTAIN Community Human Services	\$16,000.00	A.4310 470
Vanderheyden Hall	As needed, not to exceed \$16,000.00	A.4310 470

Adopted by unanimous vote.

RESOLUTION NO. 560 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENTS WITH COMMUNITY SERVICES BOARD AND PSYCHIATRIC EXPERTS TO PROVIDE CLINICAL EVALUATIONS AS REQUESTED BY THE COURTS

RESOLVED, that Warren County, approve and/or authorize agreements by the Office of Community Services and Warren County Community Services Board, with the following psychiatric experts to provide clinical evaluations as requested by the Courts, for a term commencing January 1, 2020 and terminating upon thirty (30) days written notice by either party, for the amounts listed in the attached Schedule "A" which incorporates a fee of One Hundred Seventy-Five Dollars (\$175) per exam, plus travel and court expenses, and be it further

RESOLVED, that the Chairman of the Warren County Community Services Board is authorized to execute said agreements in a form approved by the County Attorney.

SCHEDULE "A"

<u>NAME</u>	<u>AMOUNT</u>	<u>BUDGET CODE</u>
Kimberly Brayton, JD, PhD	As needed, not to exceed \$3,500	A.4390 435
Suzanne Fraser, PhD	As needed, not to exceed \$3,500	A.4390 435
Thomas Osika, PhD	As needed, not to exceed \$3,500	A.4390 435

Adopted by unanimous vote.

RESOLUTION NO. 561 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

RE-APPOINTING MEMBERS TO THE WARREN COUNTY COMMUNITY SERVICES BOARD

RESOLVED, that Amy Molloy be, and hereby is, re-appointed to the Warren County Community Services Board for a term commencing January 1, 2020 and terminating December 31, 2023, and be it further

RESOLVED, that Holly Irion be, and hereby is, re-appointed to the Warren County Community Services Board for a term commencing January 1, 2020 and terminating December 31, 2023.

Adopted by unanimous vote.

RESOLUTION NO. 562 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING SUBMISSION OF A GRANT APPLICATION FOR THE MEDICARE IMPROVEMENTS FOR PATIENTS AND PROVIDERS ACT (MIPPA)

WHEREAS, the Warren Hamilton Counties Office for the Aging has been given the opportunity to submit an application for grant funding for the Medicare Improvements for Patients and Providers Act (MIPPA) in the amount of Twenty-Three Thousand Forty-Nine Dollars (\$23,049), which requires no County matching funds and is one hundred percent (100%) reimbursable, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and directs the Chairman of the Board to execute a grant application for grant funding for the Medicare Improvements for Patients and Providers Act (MIPPA) in the amount of Twenty-Three Thousand Forty-Nine Dollars (\$23,049) for a term commencing September 30, 2019 and terminating September 29, 2020, in a form approved by the County Attorney, and be it further

RESOLVED, that upon notification and receipt of the grant award and/or additional funding, the Chairman of the Board of Supervisors be, and hereby is, authorized and directed to execute any and all documents necessary to effectuate the terms of this resolution.

Adopted by unanimous vote.

RESOLUTION NO. 563 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AN AMENDED LEASE AGREEMENT WITH CEDARS I, LP FOR MEAL SERVICES AT THE CEDARS SENIOR LIVING COMMUNITY IN QUEENSBURY TO INCREASE THE NOT TO EXCEED AMOUNT

WHEREAS, Resolution No. 440 of 2017 authorized an extension lease agreement with Cedars I, LP, 7 Aspen Drive, Suite 1, South Burlington, Vermont 05403, for meal services at the Cedars Senior Living Community in Queensbury, New York for a term commencing January 1, 2018 and continuing through December 31, 2019 for an amount not to exceed Fourteen Thousand Five Hundred Dollars (\$14,500) for 2018 and an amount not to exceed Fourteen Thousand Nine Hundred Thirty-Five Dollars (\$14,935) for 2019, with the option to extend the agreement for an additional two (2) year term upon mutual agreement of the parties and providing there are no changes in the terms and conditions of the agreement, and

WHEREAS, the Director for Office for the Aging has requested an amendment agreement with Cedars I, LP to increase the not to exceed amount to Fifteen Thousand Three Hundred Eighty-Three Dollars (\$15,383), for a term commencing January 1, 2020 and continuing annually provided there are no changes in the terms and conditions of the agreement, and

WHEREAS, the Health, Human and Social Services Committee has approved this request, now, therefore, be it

RESOLVED, that the lease agreement with Cedars I, LP be, and hereby is, amended to increase the not to exceed amount to Fifteen Thousand Three Hundred Eighty-Three Dollars (\$15,383), for a term commencing January 1, 2020 and continuing annually provided there are no changes in the terms and conditions of the agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that other than the changes outlined above Resolution No. 440 of 2017 shall remain in full force and effect.

Adopted by unanimous vote.

RESOLUTION NO. 564 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AUTHORIZING AGREEMENT WITH ORKIN PEST CONTROL TO PROVIDE PEST CONTROL SERVICES AT MEAL SITES IN BOTH HAMILTON AND WARREN COUNTIES

RESOLVED, that Warren County enter into an agreement with Orkin Pest Control, 537 Queensbury Ave., Queensbury, NY 12804, to provide pest control services at meal sites in both Hamilton and Warren Counties for a term commencing retroactive to November 1, 2019 and terminating December 31, 2020, and automatically renewing upon the same terms and conditions, in an amount not to exceed Two Hundred Twenty-Five Dollars (\$225) per call, not to exceed Five Thousand Dollars (\$5,000) per year, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6772 470 OFA-Warren County, Contract and Budget Code A.6771 470 OFA-Hamilton County, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 565 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING AGREEMENT WITH ADIRONDACK HEALTH INSTITUTE (AHI) TO SUPPLY WIC (WOMEN, INFANT, CHILDREN) PARTICIPANTS WITH FRESH PRODUCE

WHEREAS, pursuant to Resolution No. 155 of 2019, the Chairman of the Board of Supervisors was authorized to execute a grant application to Adirondack Health Institute (AHI) for grant funding to supply WIC (Women, Infant, Children) participants with fresh produce, in an amount not to exceed One Thousand Five Hundred Dollars (\$1,500), and

WHEREAS, the Director of Public Health/Patient Services has requested that the agreement be amended to increase the not to exceed amount to Ten Thousand Dollars (\$10,000), now, therefore, be it

RESOLVED, that the agreement with Adirondack Health Institute (AHI) be, and hereby is, amended to increase the not to exceed amount to Ten Thousand Dollars (\$10,000) for a term commencing December 1, 2019 and terminating upon completion of the program and when the funds have been expended, or upon thirty (30) days written notice by either party, in a form approved by the County Attorney, and be it further

RESOLVED, that if any further federal or state funding becomes available during the term of this contract, no further resolution will be necessary to accept these funds and the Chairman of the Board of Supervisors is authorized to execute any documents necessary to receive the funds, and be it further

RESOLVED, other than the changes outlined herein, all other terms and conditions of Resolution No. 155 of 2019 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 566 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING AGREEMENT WITH FIELD GOODS TO PURCHASE AND DISTRIBUTE FRESH PRODUCE TO WIC (WOMEN, INFANT, CHILDREN) PROGRAM PARTICIPANTS AND THEIR FAMILIES FOR WARREN COUNTY PUBLIC HEALTH

WHEREAS, pursuant to Resolution No. 347 of 2019, the Chairman of the Board of Supervisors was authorized to execute an agreement with Field Goods, 742 Schoharie Turnpike, Athens, New York 12015, to purchase and distribute fresh produce to WIC participants and their families, in an amount not to exceed Five Thousand Dollars (\$5,000), and

WHEREAS, the Director of Public Health/Patient Services has requested that the agreement amended to increase the not to exceed amount to Ten Thousand Dollars (\$10,000), now, therefore, be it

RESOLVED, that the agreement with Field Goods be, and hereby is, amended to increase the not to exceed amount to Ten Thousand Dollars (\$10,000) for a term commencing December 1, 2019 and terminating upon completion of the program and when the funds have been expended, or upon thirty (30) days written notice by either party, in a form approved by the County Attorney, and be it further

RESOLVED, other than the changes outlined herein, all other terms and conditions of Resolution No. 347 of 2019 will remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 567 OF 2019

Resolution introduced by Supervisors Frasier, McDevitt, Braymer, Leggett, Loeb, Driscoll, Hyde, Magowan and Sokol

AMENDING RESOLUTION NO. 287 OF 2016 - AUTHORIZING AMENDMENT AGREEMENTS TO INCREASE RATES WITH VARIOUS PHYSICAL, SPEECH AND OCCUPATIONAL THERAPISTS FOR REGION ONE AND TWO FOR THE HEALTH SERVICES DEPARTMENT

WHEREAS, Resolution No. 287 of 2016 authorized amendment agreements with various physical, speech and occupational therapists under the Long-Term Home Health Care (“LTHHC”) and Certified Home Health Agency (“CHHA”) Programs within the Warren County Health Services Department to adopt a schedule of payment for services based solely upon Region Two location for services, and

WHEREAS, the Director of Public Health/Patient Services has now recommended that, in addition to the above, the agreements with physical, speech and occupational therapists for services performed under the LTHHC and /or CHHA be amended to increase rates for services performed by various therapists in Region One and Two locations, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby amends Resolution No. 287 of 2016 is hereby amended to authorize Warren County to enter into amendment agreements with various physical, speech and occupational therapists, effective January 1, 2020 and automatically renewing upon the same terms and conditions, or until such time as the agreements are terminated by either party, at rates as set forth below for Region One and Two, with all other terms and rates remaining the same:

Certified Home Health Agency

Services	Rates - Region One	Rates - Region Two
Evaluation Visit	\$70.00	\$80.00
Revisit	\$55.00	\$75.00
Meetings	\$40.00	\$40.00

Early Intervention Services Only

Services	Rates - Region One	Rates - Region Two
Evaluation	\$50.00	\$57.00
Revisit	\$50.00	\$57.00
Extended Visit (with IFSP Approval)	\$70.00	\$70.00
Meetings	\$40.00	\$40.00
Supplemental Evaluations	\$117.00	\$117.00

Preschool CPSE/Approved IEP

Services	Rates - Region One	Rates - Region Two
Basic Visit	\$53.00	\$60.00
Group Visit (per child)	\$44.00	\$44.00
Meetings	\$40.00	\$40.00

Region One: Towns of Lake George, Queensbury, Warrensburg and City of Glens Falls, and Region Two: Towns of Bolton, Chester, Hague, Horicon, Johnsburg, Lake Luzerne, Stony Creek and Thurman, and be it further

RESOLVED, the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the amended agreements in the form approved by the County Attorney, and be it further

RESOLVED, that all other terms and provisions of Resolution No. 287 of 2016 remain in full force and effect.

Adopted by unanimous vote.

RESOLUTION NO. 568 OF 2019

Resolution introduced by Supervisors Merlino, Dickinson, Strough and Frasier (Alternate Member - Supervisor Hogan)

AMENDING THE INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF LAKE GEORGE WHICH AUTHORIZES REIMBURSEMENT FOR ROUTINE MAINTENANCE, DISPOSAL OF REFUSE, CLEANING OF RESTROOMS, ACTIVATION, INSPECTION AND MONITORING OF THE SECURITY SYSTEM AND DAILY SUPERVISION AT THE CHARLES R. WOOD PARK TO INCLUDE REIMBURSEMENT FOR REPAIRS OF THE SECURITY SYSTEM AT THE CHARLES R. WOOD PARK

WHEREAS, pursuant to Resolution No. 447 of 2018 (which amended Resolution No. 287 of 2018), the Chairman of the Board of Supervisors was authorized to execute an intermunicipal agreement with the Village of Lake George, 26 Old Post Road, P.O. Box 791, Lake George, New York 12845, to authorize reimbursement for activation, inspection and monitoring of the security system installed at the Charles R. Wood Park, and

WHEREAS, the Superintendent of the Department of Public Works has requested that the agreement be amended to include authorization to reimburse the Village of Lake George for repairs of the security system previously installed at the Charles R. Wood Park, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an amendment to the intermunicipal agreement with the Village of Lake George to authorize reimbursement to the Village for repairs of the security system previously installed at the Charles R. Wood Park and all other terms and conditions of this intermunicipal agreement shall remain the same.

Adopted by unanimous vote.

RESOLUTION NO. 569 OF 2019

**Resolution introduced by Supervisors Merlino, Dickinson, Strough and Frasier
(Alternate Member - Supervisor Hogan)**

**AUTHORIZING REDUCED FEE FOR USE OF THE FESTIVAL COMMONS AT THE
CHARLES R. WOOD PARK FOR THE GLIDDEN REVIVAL TOUR**

WHEREAS, the Park Operations & Management (O&M) Committee recognizes the value of programs administered and funded by the Glidden Revival Tour and in recognition of such has suggested authorizing a reduced fee of Two Hundred Fifty Dollars (\$250) for use of the Festival Commons at the Charles R. Wood Park during the Glidden Revival Tour to be held on September 16, 2020, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes a reduced fee of Two Hundred Fifty Dollars (\$250) for use of the Festival Commons at the Charles R. Wood Park during the Glidden Revival Tour to be held on September 16, 2020.

Adopted by unanimous vote.

RESOLUTION NO. 570 OF 2019

**Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson,
Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty**

**AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE
100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE
COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING
FUNDS THEREFORE FOR JOHNSBURG BRIDGE (GLEN CREEK ROAD AND
DIPPICKILL ROAD OVER GLEN CREEK) REPLACEMENTS, TOWN OF JOHNSBURG**

WHEREAS, the Dippikill Road over Glen Creek (BIN 3305490) and Glen Creek Road over Glen Creek (BIN 3305500) Bridge Replacements, Town of Johnsburg, P.I.N 1761.43 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, the County of Warren desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design & Right-of-Way Incidentals, now, therefore, the County of Warren duly convened does hereby

RESOLVED, that the Warren County Board of Supervisors hereby approves the above-subject Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the County of Warren to pay in the first instance 100% of the federal and non-federal share of the cost of Design & Right-of-Way Incidentals work for the Project or portions thereof, and it is further

RESOLVED, that the sum of Four Hundred Four Thousand Nine Hundred Sixteen Dollars and no cents (\$404,916.00) has been appropriated from Capital Project H393.9550 280 Johnsburg Bridge Replacements and made available to cover the cost of participation in the above phases of the Project, and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Warren County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Warren with the New

York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible in a form approved by the County Attorney, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

Adopted by unanimous vote.

RESOLUTION NO. 571 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING AGREEMENT WITH CREIGHTON MANNING ENGINEERING FOR CONSULTANT SERVICES IN CONNECTION WITH CAPITAL PROJECT H393 JOHNSBURG BRIDGES (GLEN CREEK ROAD & DIPPIKILL ROAD OVER GLEN CREEK), TOWN OF JOHNSBURG

RESOLVED, that Warren County enter into an agreement with Creighton Manning Engineering, 2 Winners Circle, Suite 201, Albany, New York 12205, to provide consultant services for Capital Project H393, Johnsburg Bridges (Glen Creek Road & Dippikill Road over Glen Creek), PIN 1761.43, in an amount not to exceed Four Hundred Four Thousand Nine Hundred Sixteen Dollars (\$404,916) for a term commencing upon execution by both parties and terminating upon completion of services, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Capital Project H393.9550 280 Johnsburg Bridges (Glen Creek Road & Dippikill Road over Glen Creek), Capital Projects, Projects.

Adopted by unanimous vote.

RESOLUTION NO. 572 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR THE EAST RIVER DRIVE (CR 16) & CALL STREET (CR 32) REHABILITATION, TOWN OF LAKE LUZERNE

WHEREAS, the East River Drive (CR 16) & Call Street (CR 32) Pavement Rehabilitation, Town of Lake Luzerne, P.I.N 1761.46 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, the County of Warren desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design work, now, therefore, the County of Warren duly convened does hereby

RESOLVED, that the Warren County Board of Supervisors hereby approves the

above-subject Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the County of Warren to pay in the first instance 100% of the federal and non-federal share of the cost of Design work for the Project or portions thereof, and it is further

RESOLVED, that the sum of One Hundred Forty-Nine Thousand Nine Hundred Twenty Dollars and no cents (\$149,920.00) has been appropriated from Capital Project H396.9550 280 East River Drive (CR 16) & Call Street (CR 32) Rehabilitation and made available to cover the cost of participation in the above phases of the Project, and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Warren County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Warren with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible in a form approved by the County Attorney, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

Adopted by unanimous vote.

RESOLUTION NO. 573 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING AGREEMENT WITH GREENMAN PEDERSEN, INC. TO PROVIDE CONSULTANT SERVICES FOR EAST RIVER DRIVE (CR 16) & CALL STREET (CR 32) REHABILITATION, TOWN OF LAKE LUZERNE

RESOLVED, that Warren County enter into an agreement with Greenman Pedersen, Inc., 80 Wolf Road, Albany, New York 12205, to provide consultant services for Capital Project H396, East River Drive (CR 16) & Call Street (CR 32) Rehabilitation, PIN 1761.46, in an amount not to exceed One Hundred Forty-Nine Thousand Nine Hundred Twenty Dollars (\$149,920) for a term commencing upon execution by both parties and terminating upon completion of services, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Capital Project H396.9550 280 East River Drive (CR 16) & Call Street (CR 32) Rehabilitation, Capital Projects, Projects.

Adopted by unanimous vote.

RESOLUTION NO. 574 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR THE OLMSTEDVILLE ROAD (CR 19) RECONSTRUCTION, TOWN OF CHESTER

WHEREAS, the Olmstedville Road (CR 19) Reconstruction, Town of Chester, P.I.N 1761.44 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, the County of Warren desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design & Right-of-Way Incidentals, now, therefore, the County of Warren duly convened does hereby

RESOLVED, that the Warren County Board of Supervisors hereby approves the above-subject Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the County of Warren to pay in the first instance 100% of the federal and non-federal share of the cost of Design & Right-of-Way Incidentals work for the Project or portions thereof, and it is further

RESOLVED, that the sum of Three Hundred Thirty-Six Thousand Five Hundred Twenty-Seven Dollars and no cents (\$336,527.00) has been appropriated from Capital Project H394.9550 280 Olmstedville Road Reconstruction and made available to cover the cost of participation in the above phases of the Project, and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Warren County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Warren with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible in a form approved by the County Attorney, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

Adopted by unanimous vote.

RESOLUTION NO. 575 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING AGREEMENT WITH MCFARLAND JOHNSON TO PROVIDE CONSULTANT SERVICES FOR OLMSTEDVILLE ROAD (CR 19) RECONSTRUCTION, TOWN OF CHESTER

RESOLVED, that Warren County enter into an agreement with McFarland Johnson, 60 Railroad Place, Suite 402, Saratoga Springs, New York 12866, to provide consultant services for Capital Project H394, Olmstedville Road (CR 19) Reconstruction, PIN 1761.44, in an amount not to exceed Three Hundred Thirty-Six Thousand Five Hundred Twenty-Seven Dollars (\$336,527) for a term commencing upon execution by both parties and terminating upon completion of services, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Capital Project H394.9550 280 Olmstedville Road (CR 19) Reconstruction, Capital Projects, Projects.

Adopted by unanimous vote.

RESOLUTION NO. 576 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR THE OXBOW HILL & MOON HILL ROAD (CR 63) RECONSTRUCTION, TOWN OF QUEENSBURY

WHEREAS, the County Route 63 Oxbow/Moon Hill Road Reconstruction, NYS 149 to CR 7, Town of Queensbury, P.I.N 1761.45 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, the County of Warren desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design work, now, therefore, the County of Warren duly convened does hereby

RESOLVED, that the Warren County Board of Supervisors hereby approves the above-subject Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the County of Warren to pay in the first instance 100% of the federal and non-federal share of the cost of Design work for the Project or portions thereof, and it is further

RESOLVED, that the sum of One Hundred Forty-Five Thousand Five Hundred Dollars and no cents (\$145,500.00) has been appropriated from Capital Project H395.9550 280 Oxbow Hill & Moon Hill Road Reconstruction and made available to cover the cost of participation in the above phases of the Project, and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Warren County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Warren with the New

York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible in a form approved by the County Attorney, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

Adopted by unanimous vote.

RESOLUTION NO. 577 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING AGREEMENT WITH MJ ENGINEERING & LAND SURVEYING, P.C. TO PROVIDE CONSULTANT SERVICES FOR OXBOW HILL & MOON HILL ROAD (CR 63) RECONSTRUCTION, TOWN OF QUEENSBURY

RESOLVED, that Warren County enter into an agreement with MJ Engineering & Land Surveying, P.C., 1533 Crescent Road, Clifton Park, New York 12065, to provide consultant services for Capital Project H395, Oxbow Hill & Moon Hill Road (CR 63) Reconstruction, PIN 1761.45, in an amount not to exceed One Hundred Forty-Five Thousand Five Hundred Dollars (\$145,500) for a term commencing upon execution by both parties and terminating upon completion of services, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Capital Project H395.9550 280 Oxbow Hill & Moon Hill Road (CR 63) Reconstruction, Capital Projects, Projects.

Adopted by unanimous vote.

RESOLUTION NO. 578 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

RATIFYING THE ACTIONS OF THE CHAIRMAN OF THE BOARD OF SUPERVISORS IN EXECUTING AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF WARRENSBURG FOR OUT-OF-DISTRICT SANITARY SEWER SERVICES

WHEREAS, the Town of Warrensburg owns, operates and maintains the sanitary sewers and the wastewater treatment plant downstream of Countryside Adult Home, and

WHEREAS, Warren County previously constructed and owns a sewer extension approximately 1.8 miles long located from the Schroon River Road and Main Street intersection for the purpose of accommodating sewage flows from the Countryside Adult Home and from Cornell Cooperative Extension, and

WHEREAS, the Superintendent of Public Works is requesting to have the previously constructed sewer extension connect to the Town of Warrensburg sewer system, and

WHEREAS, the Town of Warrensburg wishes to make a portion of the sewer system available to enable the County to comply with Federal and State Regulations for the health, safety, welfare and general benefit of the public, and

WHEREAS, the County will maintain ownership of the sewer system and all

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appurtenances from Countryside Adult Home to the connection into the Town's system, and

WHEREAS, the Town will perform all routine maintenance of the County's system as well as any repairs to the system, and

WHEREAS, the Chairman of the Board of Supervisors has already taken action to execute the intermunicipal agreement with the Town of Warrensburg, now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby approve and ratify the actions of the Chairman of the Board in executing an intermunicipal agreement with the Town of Warrensburg to connect the County's previously constructed sewer extension from the Schroon River Road and Main Street intersection to the Town's sewer system.

Adopted by unanimous vote.

RESOLUTION NO. 579 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

**AWARDING BID AND AUTHORIZING AGREEMENT WITH HOUR ELECTRIC CO., INC.
TO PROVIDE ON-CALL ELECTRICAL REPAIR, INSTALLATION AND UPGRADE
SERVICES FOR WARREN COUNTY(WC 65-19)**

WHEREAS, the Purchasing Agent has advertised for sealed bids for On-Call Electrical Repair, Installation and Upgrade Services at various sites in Warren County (WC 65-19), and

WHEREAS, the Superintendent of the Department of Public Works has recommended that Warren County award the contract to Hour Electric Co., Inc. as the lowest responsible bidder, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Hour Electric Co., Inc. of the acceptance of its bid, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an agreement with Hour Electric Co., Inc., 30 East Street, Fort Edward, New York 12828, to provide on-call electrical repair, installation and upgrade services at various sites in Warren County (WC 65-19), pursuant to the terms and provisions of the bid specifications and proposal, for a term commencing upon execution by both parties and terminating December 31, 2020, with the option for two (2) additional one (1) year renewals upon the same terms and conditions, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1620 470 Buildings, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 580 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

**AWARDING BID AND AUTHORIZING AGREEMENT WITH LOWEST RESPONSIBLE
BIDDER FOR ELECTRONICS RECYCLING SERVICES (WC 76-19)**

WHEREAS, the Purchasing Agent has advertised for sealed bids for Electronics Recycling Services (WC 76-19), and

WHEREAS, the bids were opened on November 14, 2019 and the recommendation of the lowest responsible bidder may not be approved by the Superintendent of the Department of Public Works prior to the Board of Supervisors meeting on December 20, 2019, now,

therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify the approved lowest responsible bidder of the acceptance of its bid, after recommendations and approval have been received from the Superintendent of the Department of Public Works, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an agreement with the lowest responsible bidder relative to Electronics Recycling Services, pursuant to the terms and provisions of the specifications (WC 76-19) and proposal, for a term commencing January 1, 2020 and terminating December 31, 2020, with the option for two (2) additional one (1) year renewals upon the same terms and conditions, and the Chairman is also authorized to execute any intermunicipal agreements deemed necessary and proper in association with these services, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Department of Public Works Projects.

Adopted by unanimous vote.

RESOLUTION NO. 581 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AWARDING BID AND AUTHORIZING AGREEMENT WITH MOST RESPONSIBLE BIDDER FOR MUNICIPAL PAPER RECYCLING SERVICES (WC 78-19)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Municipal Paper Recycling Services (WC 78-19), and

WHEREAS, the bids were opened on November 19, 2019 and the recommendation of the most responsible bidder may not be approved by the Superintendent of the Department of Public Works prior to the Board of Supervisors meeting on December 20, 2019, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify the approved most responsible bidder of the acceptance of its bid, after recommendations and approval have been received from the Superintendent of the Department of Public Works, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an agreement with the most responsible bidder relative to Municipal Paper Recycling Services, pursuant to the terms and provisions of the specifications (WC 78-19) and proposal, for a term commencing January 1, 2020 and terminating December 31, 2020, with the option for one (1) additional one (1) year renewal upon the same terms and conditions, and the Chairman is also authorized to execute any intermunicipal agreements deemed necessary and proper in association with these services, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from various Department of Public Works Projects.

Adopted by unanimous vote.

RESOLUTION NO. 582 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING RENEWAL OF AGREEMENT WITH THE TOWN OF LAKE LUZERNE FOR SNOWMOBILE TRAIL MAINTENANCE AND EQUIPMENT FOR 2020

RESOLVED, that Warren County continue the contractual relationship (the previous agreement having been authorized by Resolution No. 512 of 2018) with the Town of Lake

December 20, 2019

788

Luzerne, whereby Warren County shall pay the sum of Twenty-Seven Thousand Dollars (\$27,000) to the Town of Lake Luzerne, and the Town shall, in turn, use said funds to offset costs associated with the purchase of equipment to be used during 2020, for snowmobile trail development, maintenance, monitoring and/or promotion of trail system similar to that which existed in previous years, or the Town may use the funds for subcontracts with third parties for said purpose, provided that such subcontracts shall require that the funds be applied to offset costs associated with the purchase of equipment for snowmobile trail development, maintenance, monitoring and promotion, for a term commencing January 1, 2020 and terminating December 31, 2020, and be it further

RESOLVED, that the above-described agreement shall provide that Warren County residents be permitted access and allowed the use of any snowmobile trails developed, maintained, monitored and/or promoted by said Town, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute the agreement in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.7110 470 Parks & Recreation, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 583 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF BOLTON RELATIVE TO FUNDING OF THE UP YONDA FARM ENVIRONMENTAL EDUCATION CENTER FOR 2020 FOR THE DIVISION OF PARKS, RECREATION & RAILROAD

WHEREAS, Warren County acquired a certain parcel of real property in the Town of Bolton known as or identified as the "Up Yonda Farm" by reason of a 1994 acceptance of a gift of the property from the Estate of Alice DeJonge Scott, and

WHEREAS, the County has owned and managed the Up Yonda Farm (hereinafter referred to as "Up Yonda") as the "Up Yonda Farm Environmental Education Center", in accordance with a management and development plan prepared for the County Board of Supervisors and Trustee and Executors of the Scott Estate, and

WHEREAS, the terms of the gift provide that the County is authorized to charge fees for the use of Up Yonda if it determines it is advisable, but that any fees collected must be applied by the County to the maintenance, operation and development of Up Yonda and to the operation of the activities to be conducted thereon, and

WHEREAS, income from a trust fund is also provided to the County to be used for maintenance, operation and development of Up Yonda and the operation of activities to be conducted thereon, and

WHEREAS, the Town of Bolton, in recognition of the fact that the County has limited funds for the maintenance, operation and development of Up Yonda, desires to provide the sum of Twenty Thousand Dollars (\$20,000) to assure the continued operation of Up Yonda and enhance the activities and programs occurring thereon, with the understanding that the payment of such funds shall also result in certain benefits being provided at no cost to Town of Bolton residents, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes an intermunicipal agreement with the Town of Bolton relative to the Town providing Twenty Thousand Dollars (\$20,000) to the County to help fund the Up Yonda Farm Environmental Education Center during 2020, for a term commencing on January 1, 2020 and automatically continuing provided there are no material changes, or until such time as the agreement is terminated by either party, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said intermunicipal agreement, in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 584 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

DECLARING THE BOSTON AND MAINE CABOOSE LOCATED AT THE THURMAN STATION AS SURPLUS PROPERTY

RESOLUTION TABLED

WHEREAS, the Public Works Committee has suggested that the Boston and Maine Caboose (“Caboose”) located at the Thurman Station be declared as surplus, as it has never been used, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby declares the Caboose as surplus.

RESOLUTION NO. 585 OF 2019

Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AUTHORIZING THE COMMENCEMENT OF ABANDONMENT PROCEEDINGS WITH THE SERVICE TRANSPORTATION BOARD (STB) FOR THE COUNTY OWNED RAILROAD TRACKS

WHEREAS, Warren County owns approximately forty (40) miles of railroad running from North Creek in the Town of Johnsbury to the Town of Corinth together with certain real property, supporting facilities, and buildings, and

WHEREAS, as a result of a Request for Proposals the County entered into a contract with Saratoga and North Creek Railroad, LLC (hereinafter “SNCR”) in 2011, to operate passenger and freight trains, and

WHEREAS, the contract with SNCR was extended in 2016 and then subsequently terminated on June 25, 2018, and

WHEREAS, the County issued a further Requests for Proposals (RFP) for the sale or lease of the railroad, and

WHEREAS, the county participated in negotiations with certain rail operators as a result of this RFP, without success, and

WHEREAS, the County finds it appropriate to commence with abandonment proceedings which will initiate a Surface Transportation Board (STB) review of any remaining freight proposals for viability and, if no viable freight proposals exist, abandonment proceedings will allow the County to move forward with alternative uses of the rail corridor which may include recreational uses, and

WHEREAS, abandonment proceedings do not obligate the County to remove tracks or other railroad infrastructure, now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the County Administrator to commence abandonment proceedings with the STB.

Roll Call Vote:

Ayes: 965

Noes: 0

Absent: 35 Supervisor Conover

Adopted.

RESOLUTION NO. 586 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

**APPOINTING MEMBER OF THE SARATOGA-WARREN-WASHINGTON COUNTIES
WORKFORCE DEVELOPMENT BOARD**

RESOLVED, that the following member, be, and hereby is, appointed to the Saratoga-Warren-Washington Counties Workforce Development Board:

NAME	TITLE/ADDRESS	TERM
Daniel Dudley <i>(replacing Scott Martel - resigned)</i>	Membership Development IBEW Local 236 (International Brotherhood of Electrical Workers)	12/20/2019 - 6/30/2020

Adopted by unanimous vote.

RESOLUTION NO. 587 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

**RATIFYING THE ACTIONS OF THE PURCHASING AGENT IN REGISTERING FOR THE
PENNSYLVANIA EDUCATION PURCHASING PROGRAM FOR MICROCOMPUTERS
(PEPPM)**

WHEREAS, Warren County, pursuant to the authority granted in General Municipal Law, Article 5A (Public Contracts), Section 103 desires to participate in the Pennsylvania Education Purchasing Program for Microcomputers (PEPPM), a Pennsylvania based cooperative that holds contracts in various areas, and

WHEREAS, Section 103 of the General Municipal Law permits Warren County to make purchases of apparatus, materials, equipment or supplies or to contract for services related to the installation, maintenance or repair of apparatus, materials, equipment and supplies, may make such purchases, or may contract for such services related to the installation, maintenance or repair of apparatus, materials, equipment and supplies, as may be required by Warren County therein through the use of contract let by the United States of America or any agency thereof, any state or any other county or political subdivision or district therein if such contract was let to the lowest responsible bidder or on the basis of best value in a manner consistent with this section and made available for use by other government entities, and

WHEREAS, Warren County desires to participate in order to fulfill and execute its respective public governmental purposes, goals, objectives, programs and functions, and

WHEREAS, Warren County has reviewed the benefits of participating in this program and based on this review has concluded the program will provide the best value to taxpayers of Warren County through the anticipated savings to be realized, now, therefore, be it

RESOLVED, that the actions of the Purchasing Agent, be, and hereby are, ratified with regard to registering for PEPPM.

Adopted by unanimous vote.

RESOLUTION NO. 588 OF 2019

Resolution introduced by Supervisors Loeb, Leggett, Sokol, Hyde, Magowan, Hogan, Wild, Driscoll and Dickinson

AUTHORIZING ADMINISTRATOR OF THE SELF-INSURANCE DEPARTMENT TO SERVE AS TREASURER OF THE NEW YORK STATE ASSOCIATION OF SELF INSURED COUNTIES

WHEREAS, County Department Heads who participate in various non-County organizations, associations, boards, committees or other similar activities should obtain authorization for said participation if such participation is considered part of the Department Head's job function, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Administrator of the Self-Insurance Department, Amy Clute, to serve as the Treasurer of the New York State Association of Self Insured Counties for a term commencing January 1, 2020 and terminating December 31, 2021, and be it further

RESOLVED, that the Warren County Board of Supervisors further authorizes the Administrator of the Self-Insurance Department, Amy Clute, to take out-of-State and in-State trips on behalf of the New York State Association of Self-Insured Counties as long as said trips do not conflict and/or interfere with her duties as Administrator of the Self-Insurance Department, during her tenure as Treasurer of the Association, which shall terminate December 31, 2021.

Adopted by unanimous vote.

RESOLUTION NO. 589 OF 2019

Resolution introduced by Supervisors Merlino, Dickinson, Strough, Frasier, Wild, Geraghty, Diamond, Hogan and Driscoll

AUTHORIZING PAYMENT TO SMITH TRAVEL RESEARCH FOR A PRESENTATION GIVEN BY AN EMPLOYEE TO THE TOURISM COMMITTEE

WHEREAS, the Tourism Director has requested authorization to pay Smith Travel Research for a presentation given by a Smith Travel Research employee on October 10, 2019, in the amount of Two Thousand Seven Hundred Fifty Dollars (\$2,750), and

WHEREAS, the Tourism Committee has approved the request, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Warren County Auditor to make a one-time payment in the amount of Two Thousand Seven Hundred Fifty Dollars (\$2,750) to Smith Travel Research for a presentation given by an employee on October 10, 2019, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6417.0001 481 Tourism/Occupancy, Tourism, Promotion.

Adopted by unanimous vote.

RESOLUTION NO. 590 OF 2019

Resolution introduced by Supervisors Merlino, Geraghty and Thomas

AUTHORIZING AGREEMENTS AND MEMORANDUMS OF UNDERSTANDING WITH VARIOUS AGENCIES/DEPARTMENTS CONCERNING STOP-DWI PROGRAM FOR 2020 - TRAFFIC SAFETY

RESOLVED, that Warren County continue the contractual relationship, (the previous contracts and memorandums of understanding being authorized by Resolution No. 139 of 2019), with the following agencies/departments for various STOP-DWI programs and activities

for the amounts indicated, for a term commencing January 1, 2020, and terminating December 31, 2020, and the Chairman of the Board of Supervisors be, and hereby is, authorized to execute agreements and memorandums of understanding in the form approved by the County Attorney and in the amounts set forth below:

<u>AGENCIES/DEPARTMENTS/ADDRESS</u>	<u>AMOUNT NOT TO EXCEED</u>
City of Glens Falls Glens Falls Police Department 42 Ridge Street Glens Falls, NY 12801	\$44,375.00
Warren County District Attorney's Office Warren County Municipal Center 1340 State Route 9 Lake George, NY 12845	\$28,875.00
Warren County Probation Department Warren County Municipal Center 1340 State Route 9 Lake George, NY 12845	\$26,250.00
Warren County Sheriff's Office 1400 State Route 9 Lake George, NY 12845	\$44,375.00

and be it further
RESOLVED, that the funds shall be expended from Budget Code A.3315 470
STOP-DWI Program Contract.
Adopted by unanimous vote.

RESOLUTION NO. 591 OF 2019
Resolution introduced by Supervisors Merlino, Geraghty and Thomas

APPOINTING MEMBER OF TRAFFIC SAFETY BOARD

RESOLVED, that the following individual be, and hereby is, appointed as a member of the Warren County Traffic Safety Board for the term set opposite their name:

<u>NAME & ADDRESS</u>	<u>TERM</u>
<u>APPOINTING:</u> James LaFarr Warren County Sheriff (replacing Nathan H. York)	01/01/20 - 12/31/20

Adopted by unanimous vote.

RESOLUTION NO. 592 OF 2019

Resolution introduced by Supervisors Beaty, Loeb, Geraghty, Strough, Simpson, Frasier, Wild, McDevitt, Sokol, Diamond and Braymer

AWARDING BID AND AUTHORIZING AGREEMENT WITH BISHOP BEAUDRY CONSTRUCTION, LLC TO PURCHASE AND INSTALL A PRE-ENGINEERED METAL BUILDING FOR OFFICE OF EMERGENCY SERVICES/DEPARTMENT OF PUBLIC WORKS (WC 75-19)

WHEREAS, the Purchasing Agent has advertised for sealed bids to purchase and install a pre-engineered metal building for Office of Emergency Services/Department of Public Works (WC 75-19), and

WHEREAS, the Superintendent of the Department of Public Works has recommended that Warren County award the contract to Bishop Beaudry Construction, LLC as the lowest responsible bidder, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Bishop Beaudry Construction, LLC of the acceptance of its bid, and be it further

RESOLVED, that the Chairman of the Warren County Board of Supervisors be, and hereby is, authorized to execute an agreement with Bishop Beaudry Construction, LLC, 2885 Curry Road, Schenectady, New York 12303, to purchase and install a pre-engineered metal building for Office of Emergency Services/Department of Public Works (WC 75-19), pursuant to the terms and provisions of the bid specifications and proposal, for a term commencing upon execution by both parties and terminating upon completion of the project, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Capital Project H397 OES Garage.

Roll Call Vote:

Ayes: 965

Noes: 0

Absent: 35 Supervisor Conover

Adopted.

RESOLUTION NO. 593 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AMENDING TABLES OF ORGANIZATION AND WARREN COUNTY SALARY AND COMPENSATION PLANS FOR 2019 AND 2020

RESOLVED, that the Tables of Organization and the Warren County Salary and Compensation Plans for 2019 and 2020 are hereby amended as follows:

COUNTY ATTORNEY

Creating Position:

A.1420 130

TITLE:

Secretary to County

Attorney #2

EFFECTIVE DATE

December 20, 2019 -

June 30, 2020

ANNUAL SALARY

\$45,000*

*pro-rated not to exceed

32 hours per week

DISTRICT ATTORNEY

<u>Increasing Salary From:</u> <u>A.4220 130</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>TITLE:</u> Investigator #4	01/01/2020	\$28.1462/hr
<u>Increasing Salary To:</u> <u>A.4220 130</u>	01/01/2020	\$28.7095/hr
<u>TITLE:</u> Investigator #4		
<u>Increasing Salary From:</u> <u>A.4220 130</u>	01/01/2020	\$28.1462/hr
<u>TITLE:</u> Investigator #2		
<u>Increasing Salary To:</u> <u>A.4220 130</u>	01/01/2020	\$28.7095/hr
<u>TITLE:</u> Investigator #2		
<u>Increasing Salary From:</u> <u>A.4220 130</u>	01/01/2020	\$28.1462/hr
<u>TITLE:</u> Investigator #3		
<u>Increasing Salary To:</u> <u>A.4220 130</u>	01/01/2020	\$28.7095/hr
<u>TITLE:</u> Investigator #3		
<u>SHERIFF</u>		
<u>Reducing Salary from:</u> <u>A.3110 110</u>	01/01/2020	\$107,941
<u>TITLE:</u> Undersheriff		
<u>Reducing Salary to:</u> <u>A.3110 110</u>	01/01/2020	\$35,000
<u>TITLE:</u> Undersheriff		
<u>Creating Position:</u> <u>A.3150.110</u>	12/23/2019	\$41,590
<u>TITLE:</u> Corrections Officer #80		
<u>Deleting Position:</u> <u>A.3150 110</u>	12/23/2019	\$64,823
<u>TITLE:</u> Corrections Inspector		

SOCIAL SERVICES

<u>Decreasing Salary From:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
A.6010 110		
<u>TITLE:</u> Assistant Social Services Attorney #2	01/01/2020	\$76,704

Decreasing Salary To:

A.6010 110		
<u>TITLE:</u> Assistant Social Services Attorney #2	01/01/2020	\$69,891

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 594 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING AGREEMENT WITH MILLIMAN FOR INDEPENDENT MEDICAL CLAIM ACTUARIAL SERVICES FOR WARREN COUNTY, NY (WC 69-19)

WHEREAS, the Purchasing Agent has advertised a Request for Proposals ("RFP") (WC 69-19) for independent medical claim actuarial services for Warren County, NY, and

WHEREAS, the Director of Human Resources has reviewed the proposals and has recommended that the County accept the proposal submitted by Milliman, 3424 Peachtree Road NE, Suite 1900, Atlanta, Georgia 30326 as the most beneficial to the County, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Milliman of the acceptance of its proposal, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with Milliman for independent medical claim actuarial services for Warren County, NY, pursuant to the terms and provisions of the specifications (WC 69-19) and proposal, for a term commencing upon execution by both parties and terminating upon completion of work, pursuant to the terms contained in the specifications, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code T.020.01 Trust & Agency, Group Insurance EPO.

Adopted by unanimous vote.

RESOLUTION NO. 595 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING JIGNASHA SHAH, PUBLIC HEALTH PROGRAM COORDINATOR, TO ENROLL IN A JOB-RELATED COURSE

WHEREAS, Jignasha Shah, Public Health Program Coordinator, has submitted an Application for Approval of Enrollment in a Job-Related Course by an Employee for a course

offered at SUNY Albany College of Public Health, for the following term and amount, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves Jignasha Shah's enrollment in the following course for the term and amount listed, which approval for the employee shall be contingent upon continued employment with Warren County for at least eighteen (18) consecutive months after completing this course, for the course period set forth below and upon completion of said course with a grade of "C" or better:

COURSES	TERM	ESTIMATED COURSE COST
HEPI 501 Principles & Methods of Epidemiology	January 22, 2020 - May 13, 2020	\$1,650

and be it further,

RESOLVED, that Jignasha Shah, shall be reimbursed for fifty percent (50%) of the course costs incurred for the above course and associated course fees if any, upon the submission of vouchers with receipts verifying costs for same, and be it further

RESOLVED, that the funds for the above reimbursement shall be expended from Budget Code A.4018.0040 444.01 Preventive Program, Health Education, Job Related Courses.

Adopted by unanimous vote.

RESOLUTION NO. 596 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

APPOINTING LIZA OCHSENDORF AS DIRECTOR OF EMPLOYMENT AND TRAINING ADMINISTRATION

RESOLVED, that Liza Ochsendorf be, and hereby is, appointed as Director of Employment and Training Administration, for a term commencing retroactive to November 25, 2019, to serve at the pleasure of the Warren County Board of Supervisors at the annual salary established in the Warren County Salary and Compensation Plan.

Adopted by unanimous vote.

RESOLUTION NO. 597 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

ADOPTING AMENDED DEPARTMENT HEAD EVALUATION POLICY AND RELATED FORMS

WHEREAS, the Warren County Board of Supervisors adopted a Department Head Evaluation Policy including Goal Setting and Performance Evaluation Forms by Resolution No. 536 of 2016, which was later amended by Resolution No. 81 of 2017, and

WHEREAS, the County Administrator has updated and clarified the Department Head Evaluation Policy, as provided in the Schedule "A" and appendices annexed hereto, and the Personnel & Higher Education Committee has recommended that the same be advanced to the full Board of Supervisors for consideration, now, therefore, be it

RESOLVED, that the attached Department Head Evaluation Policy for Warren County be, and the same hereby is, adopted as the official policy for Warren County, and be it further

RESOLVED, that any and all prior Department Head Evaluation Policies or parts thereof inconsistent with the annexed are hereby repealed effective December 20, 2019.

SCHEDULE "A"
DEPARTMENT HEAD EVALUATION POLICY

The County has developed a department head evaluation policy program to be used as a tool in determining the appropriateness of salary increases and to promote good management.

Department Heads will be evaluated each year in conjunction with the annual budget process. All Department Heads will be evaluated by the County Administrator with such input as may be offered by the Chairperson of their oversight committee, the Personnel Chair, the Budget Officer, and the Chair of the Board or his/her designee. The attached Department Head Evaluation Form (Appendix B) will be utilized in memorializing this evaluation, and the following procedure will be used:

- 1) Each Department Head shall communicate departmental goals by submitting a goal setting report of projects completed during the previous year, their goals for the current year, and any other pertinent data (Appendix A). This report will be provided to the Director of Human Resources by January 10th. In cases where State and Federal actions may make it impossible for a Department Head to set realistic goals by January 10, the County Administrator shall have the authority to set a more appropriate date for the formulation of such departmental goals. The County Administrator will meet with Department Heads to discuss these submissions.
- 2) Department Heads will be evaluated in conjunction with the annual budget process. Performance will be measured in the context of the goals set at the beginning of each year and other such factors as deemed appropriate by County leadership.
- 3) The County Administrator shall personally present and review the evaluation with each Department Head and shall include any such Supervisor listed above as may desire to attend such meeting.

A copy of all Department Head evaluations will be maintained in the individual's personnel folder on file in the Human Resources Office.

APPENDIX "A"

WARREN COUNTY DEPARTMENT OF HUMAN RESOURCES



GOAL SETTING FOR DEPARTMENT HEADS

Name:		Date Completed:	
Position/Title:		Goal Setting Period:	

Please complete this sheet in accordance with the Warren County policy on Department Head Evaluations. Please note that goals are statements of end results expected within a specified period of time. For each goal, describe the end result and indicate quantity, quality, time frame, percentages or other specific measures. Each goal should fit into and support the overall strategy of your department as well as the County as a whole.

I. SELF ASSESSMENT

- 1) Provide some specific examples of goals that you accomplished in the current year.

- 2) Identify your uncompleted projects. Discuss barriers and challenges.

II. GOALS

What are the 3 most important goals and tasks in the next year? What challenges or barriers do you anticipate? Projected timeline?

III. DEVELOPMENT

- 1) What action(s) could be taken to enhance your performance in your current position?
- 2) What type of training or on the job experiences would benefit your performance the most in the next year?

APPENDIX "B"

Non-Bargaining Employee Evaluation Form Employee Name: _____
 Title: _____

- Distinguished (5)** Outstanding performance that results in extraordinary and exceptional accomplishments with significant contributions to objectives of the department.
- Commendable (4)** Consistently generates results above those expected of the position.
- Fully Satisfactory (3)** Good performance, with all position requirements fulfilled.
- Needs Improvement (2)** Performance leaves room for improvement, which may be attributable to being new on the job, not responding favorably to instruction, or other factors.
- Marginal (1)** Performance is clearly less than acceptable and well below minimum requirements.

CATEGORY	RATING (1-5)	COMMENTS (OPTIONAL)
<u>Job Knowledge</u> Displays the technical knowledge necessary to successfully perform the functions of the position; demonstrates interest in learning new or additional skills and techniques; maintains sufficient knowledge of services.		
<u>Organization & Effectiveness</u> Ability to analyze work, set realistic goals, develop plans of action and utilize time; ability to make good decisions in a timely manner.		
<u>Contribution to Morale</u> Ability to work harmoniously with other staff, train and develop staff if applicable, effectively supervise and discipline if applicable, motivate others, and respond positively to instructions and corrective actions.		

APPENDIX "B"

CATEGORY	RATING (1-5)	COMMENTS (OPTIONAL)
<p><u>Initiative & Creativity</u> Ability to take self-directed action; proactively requests opportunities for self-development; proposes new methods, procedures, efficiencies.</p>		
<p><u>Judgment</u> Able to arrive at sound decisions after receiving information and weighing facts objectively and without emotion.</p>		
<p><u>Quality of Work</u> Produces accurate work product free from errors; completes tasks in a thorough and timely manner; demonstrates a positive attitude toward tasks; professional interactions with superiors, subordinates, colleagues and members of the public.</p>		
<p><u>Reliability</u> Extent to which the employee can be depended upon to be available for work, do it properly, and complete it on time; the degree to which the employee is trustworthy and persistent.</p>		

COMPREHENSIVE SCORE: _____ (calculate by averaging the scores above)

Evaluated by:

signed
Adopted by unanimous vote.

printed

date

RESOLUTION NO. 598 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

INCREASING RESERVE, COUNTRYSIDE REHABILITATION (A.861.00); AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby increase Reserve, Countryside Rehabilitation (A.861.00), as follows:

1. Reserve, Countryside Rehabilitation (A.861.00) is hereby increased in the amount of Thirty-Eight Thousand Dollars (\$38,000).
2. The proposed method of financing the increase consists of the following:
 - a. A transfer of funds in the amount of Thirty-Eight Thousand Dollars (\$38,000) from Budget Code A.6030 413 Countryside Adult Home, Repair & Maint.-Bldg/Property,

and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

<u>TRANSFER TO</u>	<u>AMOUNT</u>
Reserve, Countryside Rehabilitation	\$38,000

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 599 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

INCREASING RESERVE, REHAB COUNTY BUILDINGS (A.871.00); AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby increase Reserve, Rehab County Buildings (A.871.00), as follows:

1. Reserve, Rehab County Buildings (A.871.00) is hereby increased in the amount of One Hundred Eighteen Thousand Dollars (\$118,000).
2. The proposed method of financing the increase consists of the following:
 - a. A transfer of funds in the amount of One Hundred Eighteen Thousand Dollars (\$118,000) from Budget Code A.1624 413 Health & Human Services Building, Repair & Maint.-Bldg/Property,

and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

<u>TRANSFER TO</u>	<u>AMOUNT</u>
Reserve, Rehab County Buildings	\$118,000
Roll Call Vote:	
Ayes: 1000	
Noes: 0	
Absent: 0	
Adopted.	

RESOLUTION NO. 600 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

INCREASING CAPITAL PROJECT NO. H380, PROMOTING THE FIRST WILDERNESS; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby increase Capital Project No. H380, Promoting the First Wilderness, as follows:

1. Capital Project No. H380, Promoting the First Wilderness is hereby increased in the amount of Ten Thousand Dollars (\$10,000).
2. The estimated total cost of Capital Project No. H380, Promoting the First Wilderness is now Eighty-Seven Thousand Two Hundred Eighty-Seven Dollars (\$87,287).
3. The proposed method of financing the increase in such Capital Project consists of the following:
 - a. Capital Project No. H380.9550 5031 Promoting the First Wilderness, Interfund Transfers, in the amount of Ten Thousand Dollars (\$10,000);
4. The sum of Seventy-Seven Thousand Two Hundred Eighty-Seven Dollars (\$77,287) has been provided by prior resolutions adopted by the Board of Supervisors, and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

<u>TRANSFER TO</u>	<u>AMOUNT</u>
H380 - Promoting the First Wilderness	\$10,000
Roll Call Vote:	
Ayes: 1000	
Noes: 0	
Absent: 0	
Adopted.	

RESOLUTION NO. 601 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

INCREASING CAPITAL PROJECT NO. H393, JOHNSBURG BRIDGES (GLEN CREEK ROAD & DIPPICKILL ROAD OVER GLEN CREEK); AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby increase Capital Project No. H393, Johnsburg Bridges (Glen Creek Road & Dippikill Road over Glen Creek), as follows:

1. Capital Project No. H393, Johnsburg Bridges (Glen Creek Road & Dippikill Road over Glen Creek) is hereby increased in the amount of Three Hundred Eighty-Three Thousand Eight Hundred Seventy-Three Dollars (\$383,873).
2. The estimated total cost of Capital Project No. H393, Johnsburg Bridges (Glen Creek Road & Dippikill Road over Glen Creek) is now Four Hundred Five Thousand One Hundred Twenty-Three Dollars (\$405,123).
3. The proposed method of financing the increase in such Capital Project consists of the following:
 - a. Federal grant funding in the amount of Three Hundred Twenty-Three Thousand Nine Hundred Thirty-Three Dollars (\$323,933);
 - b. State Marchiselli grant funding in the amount of Sixty Thousand Seven Hundred Thirty-Seven Dollars (\$60,737); and
 - c. Decrease in the Local Share in the amount of Seven Hundred Ninety-Seven Dollars (-\$797), to be returned to funding source Budget Code D.9550 910 County Road, Transfers - Capital Projects, Interfund Transfers,

and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

<u>TRANSFER TO</u>	<u>AMOUNT</u>
H393 - Johnsburg Bridges (Glen Creek Road & Dippikill Road over Glen Creek)	\$383,873

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 602 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

INCREASING CAPITAL PROJECT NO. H394, OLMSTEDVILLE ROAD (CR 19) RECONSTRUCTION; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby increase Capital Project No. H394, Olmstedville Road (CR 19) Reconstruction, as follows:

1. Capital Project No. H394, Olmstedville Road (CR 19) Reconstruction is hereby increased in the amount of Three Hundred Twenty Thousand Five Hundred Twenty-Seven Dollars (\$320,527).
2. The estimated total cost of Capital Project No. H394, Olmstedville Road (CR 19) Reconstruction is now Three Hundred Thirty-Six Thousand Five Hundred Twenty-Seven Dollars (\$336,527).
3. The proposed method of financing the increase in such Capital Project consists of the following:
 - a. Federal grant funding in the amount of Two Hundred Sixty-Nine Thousand Two Hundred Twenty-Two Dollars (\$269,222);
 - b. State Marchiselli grant funding in the amount of Fifty Thousand Four Hundred Seventy-Nine Dollars (\$50,479); and
 - c. Local share funding in the amount of Eight Hundred Twenty-Six Dollars (\$826), to be transferred from Budget Code D.9950 910, County Road, Transfers-Capital Projects, Interfund Transfers,

and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

<u>TRANSFER TO</u>	<u>AMOUNT</u>
H394 - Olmstedville Road (CR 19) Reconstruction	\$320,527

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 603 of 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

INCREASING CAPITAL PROJECT NO. H395, OXBOW HILL ROAD & MOON HILL ROAD (CR 63) RECONSTRUCTION; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby increase Capital Project No. H395, Oxbow Hill Road & Moon Hill Road (CR 63) Reconstruction, as follows:

1. Capital Project No. H395, Oxbow Hill Road & Moon Hill Road (CR 63) Reconstruction is hereby increased in the amount of One Hundred Thirty-Eight Thousand Eight Hundred Fifty Dollars (\$138,850).
2. The estimated total cost of Capital Project No. H395, Oxbow Hill Road & Moon Hill Road (CR 63) Reconstruction is now One Hundred Forty-Five Thousand Five Hundred Dollars (\$145,500).
3. The proposed method of financing the increase in such Capital Project consists of the following:
 - a. Federal grant funding in the amount of One Hundred Sixteen Thousand Four Hundred Dollars (\$116,400);
 - b. State Marchiselli grant funding in the amount of Twenty-One Thousand Eight Hundred Twenty-Five Dollars (\$21,825); and

- c. Local share funding in the amount of Six Hundred Twenty-Five Dollars (\$625), to be transferred from Budget Code D.9950 910, County Road, Transfers-Capital Projects, Interfund Transfers,

and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

<u>TRANSFER TO</u>	<u>AMOUNT</u>
H395 - Oxbow Hill Road & Moon Hill Road (CR 63) Reconstruction	\$138,850

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 604 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

INCREASING CAPITAL PROJECT NO. H396, EAST RIVER DRIVE (CR 16) & CALL STREET (CR 32) REHABILITATION; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby increase Capital Project No. H396, East River Drive (CR 16) & Call Street (CR 32) Rehabilitation, as follows:

1. Capital Project No. H396, East River Drive (CR 16) & Call Street (CR 32) Rehabilitation is hereby increased in the amount of One Hundred Forty-One Thousand Seven Hundred Seventy Dollars (\$141,770).
2. The estimated total cost of Capital Project No. H396, East River Drive (CR 16) & Call Street (CR 32) Rehabilitation is now One Hundred Forty-Nine Thousand Nine Hundred Twenty Dollars (\$149,920).
3. The proposed method of financing the increase in such Capital Project consists of the following:
 - a. Federal grant funding in the amount of One Hundred Nineteen Thousand Nine Hundred Thirty-Six Dollars (\$119,936);
 - b. State Marchiselli grant funding in the amount of Twenty-Two Thousand Four Hundred Eighty-Eight Dollars (\$22,488); and
 - c. Decrease in the Local Share in the amount of Six Hundred Fifty-Four Dollars (-\$654), to be returned to funding source Budget Code D.9550 910 County Road, Transfers - Capital Projects, Interfund Transfers,

and be it further

RESOLVED, that the Warren County budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

<u>TRANSFER TO</u>	<u>AMOUNT</u>
H396 - East River Drive (CR 16) & Call Street (CR 32) Rehabilitation	\$141,770
Roll Call Vote:	
Ayes: 1000	
Noes: 0	
Absent: 0	
Adopted.	

RESOLUTION NO. 605 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H398, 2019 STORM DAMAGE; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H398, 2019 Storm Damage, as follows:

1. Capital Project No. H398, 2019 Storm Damage, is hereby established.
2. The estimated cost of such Capital Project is the amount of One Million Eight Hundred Thousand Dollars (\$1,800,000).
3. The proposed method of financing such Capital Project consists of the following:
 - a. Serial bonds to be procured by the Treasurer's Office,

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of One Million Eight Hundred Thousand Dollars (\$1,800,000) to Capital Project H398, 2019 Storm Damage, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>	<u>AMOUNT</u>
H398 - 2019 Storm Damage	\$1,800,000
Roll Call Vote:	
Ayes: 1000	
Noes: 0	
Absent: 0	
Adopted.	

RESOLUTION NO. 606 OF 2019
Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ESTABLISHING CAPITAL PROJECT NO. H397, OES GARAGE; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2019

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H397, OES Garage, as follows:

1. Capital Project No. H397, OES Garage, is hereby established.
2. The estimated cost of such Capital Project is the amount of Four Hundred Fifty Thousand Dollars (\$450,000).
3. The proposed method of financing such Capital Project consists of the following:
 - a. Transfer of funds in the amount of Four Hundred Fifty Thousand Dollars (\$450,000) from Budget Code A.9950 910, Transfers-Capital Projects, Interfund Transfers,

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of Four Hundred Fifty Thousand Dollars (\$450,000) to Capital Project H397, OES Garage, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to advance the funds up to the amount indicated below on an as-needed basis:

<u>ADVANCE TO</u>	<u>AMOUNT</u>
H397 - OES Garage	\$450,000.00
Roll Call Vote:	
Ayes: 1000	
Noes: 0	
Absent: 0	
Adopted.	

RESOLUTION NO. 607 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE APPROPRIATION OF FUNDS FROM DEFERRED REVENUE - GASLIGHT VILLAGE PARKING FEES TO THE CHARLES R. WOOD PARK PROPERTY BUDGET; AUTHORIZING REIMBURSEMENT TO THE VILLAGE OF LAKE GEORGE FOR VARIOUS EXPENSES AT THE CHARLES R. WOOD PARK; AND AMENDING 2019 WARREN COUNTY BUDGET

WHEREAS, the Superintendent of the Department of Public Works has advised that the Village of Lake George has submitted as invoice totaling Nine Thousand Thirty-Eight Dollars and Fifty-One Cents (\$9,038.51) for property maintenance expenses associated with the Festival Space of the Charles R. Wood Park, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby appropriates funds in the amount of Nine Thousand Thirty-Eight Dollars and Fifty-One Cents (\$9,038.51) from Deferred Revenue - Gaslight Village Parking Fees (A.691.07) to the following Budget Codes: A.1625 410 Charles R. Wood Park, Supplies (\$546.35); A.1625 413 Charles R. Wood Park, Repair & Maintain-Building/Property (\$7,907.27); A.1625 270 Charles R. Wood Park, Lawn & Landscaping (\$94.99); A.1625 422 Charles R. Wood Park, Repair/Maint Equipment (\$489.90), and be it further

RESOLVED, that the Warren County Board of Supervisors does hereby authorize reimbursement in a total amount of Nine Thousand Thirty-Eight Dollars and Fifty-One Cents

(\$9,038.51) to the Village of Lake George for property maintenance expenses associated with the Festival Space of the Charles R. Wood Park, and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 608 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING THE COUNTY TREASURER TO ESTABLISH AN ACCOUNT FOR RECEIPT OF FUNDS FROM THE SALE OF POSTERS AT THE LAKE GEORGE VISITORS CENTER

WHEREAS, the Director of Planning and Community Development has requested to establish an account restricted for the purpose of accepting funds from the sale of posters at the Lake George Visitors Center to replenish inventory as needed, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Warren County Treasurer to establish Budget Code A.691.11, Deferred Revenue-Town Poster Sales, restricted for the purpose of accepting funds from the sale of posters at the Lake George Visitors Center, as outlined above.

Adopted by unanimous vote.

RESOLUTION NO. 609 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

ACCEPTING PROPOSAL AND AUTHORIZING AGREEMENT WITH ARTHUR J. GALLAGHER RISK MANAGEMENT SERVICES, INC. TO PROVIDE PROPERTY AND CASUALTY INSURANCE BROKER SERVICES (WC 61-19)

WHEREAS, the Warren County Purchasing Agent requested proposals to provide property and casualty insurance broker services (WC 61-19), and

WHEREAS, the Director of Self Insurance has recommended that Warren County award the contract to Arthur J. Gallagher Risk Management Services, Inc., 2 Westchester Park Drive, Suite 300, White Plains, New York 10604, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent notify Arthur J. Gallagher Risk Management Services, Inc. of the acceptance of their proposal, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be , and hereby is, authorized to execute an agreement with Arthur J. Gallagher Risk Management Services, Inc., 2 Westchester Park Drive, Suite 300, White Plains, New York 10604 to provide property and casualty insurance broker services, pursuant to the terms and conditions of the request for proposals and proposal (WC 61-19), for a term commencing December 21, 2019 and terminating December 20, 2022, with an option to be renewed for an additional period of three (3) years, in an amount not to exceed Thirty-Four Thousand Dollars (\$34,000) annually, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1910 470, Unallocated Insurance, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 610 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING EXTENSION AGREEMENT WITH P&NP COMPUTER SERVICES, INC. FOR ANNUAL HISTORICAL LICENSE AND AGREEMENT TO PROVIDE ACCESS TO BILLING RECORDS FOR WESTMOUNT HEALTH FACILITY

RESOLVED, that Warren County enter into an extension agreement with P&NP Computer Services, Inc., 66 North Main Street, Brockport, New York 14420, to provide an annual license for accessing historical billing records for the Westmount Health Facility, for an amount not to exceed One Thousand Five Hundred Seventy-Five Dollars (\$1,575), for a term commencing January 1, 2020 and terminating December 31, 2020, and be it further

RESOLVED, that the agreement may be extended annually by consent of both parties for the time period during which access to the historical billing records for the Westmount Health Facility is needed unless there is an increase in price exceeding five percent (5%), without the need for further resolution, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute said extension agreement in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4530 470 Public Nursing Home, Contract.

Adopted by unanimous vote.

RESOLUTION NO. 611 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING OUT-OF-STATE TRAVEL FOR LINDA WRIGHT, CHILD AND YOUTH SINGLE POINT OF ACCESS COORDINATOR TO ATTEND THE AUTISM: ACHIEVING HEALTH EQUITY FOR INDIVIDUALS, FAMILIES AND COMMUNITIES IN WASHINGTON, DC

RESOLVED, that Linda Wright, Child and Youth Single Point of Access Coordinator, is hereby authorized to attend the Autism: Achieving Health Equity for Individuals, Families and Communities in Washington, DC on December 10, 2019 through December 11, 2019, at a cost of Four Hundred Eighty-Eight Dollars and Thirty-Six Cents (\$488.36) to be paid from Budget Code A.4310 444 Mental Health Admin., Travel/Education/Conference.

Adopted by unanimous vote.

RESOLUTION NO. 612 of 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING CONVEYANCES OF LAND OFFERED AT ON-LINE PUBLIC AUCTION HELD FROM NOVEMBER 12, 2019 TO DECEMBER 3, 2019, DISPOSING OF CERTAIN LANDS ACQUIRED BY WARREN COUNTY PURSUANT TO THE REAL PROPERTY TAX FORECLOSURE ACTION

WHEREAS, pursuant to the provisions of Article 11 of the Real Property Tax Law, Warren County conducted its 2019 tax foreclosure proceeding and received a Judgment and Order to establish title with regard to certain parcels with tax delinquencies which were not redeemed within the prescribed period, and

WHEREAS, an on-line public auction was held from Tuesday, November 12, 2019 to Tuesday, December 3, 2019 for the sale of certain parcels of land foreclosed upon by the County of Warren in the 2019 tax foreclosure proceeding or in other prior years' proceedings, now, therefore, be it

RESOLVED, that the following bids are accepted subject to final review by the County Attorney for the existence of legal impediments adverse to the County that may warrant not accepting such bids, and conditioned upon the successful bidder making payment of all fees as required by the Terms and Conditions of Sale and Resolution No. 339 of 2019, and that the Chairman of the Board of Supervisors be, and hereby is, authorized, within fifteen (15) days from the date of this resolution and upon receipt of the balance of the bid purchase price, to execute and deliver on behalf of the County of Warren conveyances by Quit Claim Deed and any other necessary documents, to the bidders (or their assignees) as set forth in the attached Schedule "A," in a form approved by the County Attorney.

SCHEDULE "A"
2019 COUNTY LAND ON-LINE AUCTION BID RESULTS

Town	Tax Map #	Location	Class	Bidder	Taxes Due	Sale Price
Chester	35.2-1-23	29 Agard Road	210	Peter Bonkoski	\$6,129.02	\$10,100.00
TOTAL					\$6,129.02	\$10,100.00

Roll Call Vote:
 Ayes: 1000
 Noes: 0
 Absent: 0
 Adopted.

RESOLUTION NO. 613 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

A RESOLUTION TO INCREASE STATE SUPPORT FOR CORNELL COOPERATIVE EXTENSION COUNTY ASSOCIATIONS IN THE STATE OF NEW YORK

WHEREAS, Cornell Cooperative Extension is a formal collaboration between the National Institute of Food and Agriculture at USDA, New York State, County Governments and the citizens of the State that has served to apply unbiased, research-based knowledge from Cornell, New York's Land Grant University, to the needs of New Yorkers and their communities for over 100 years, and

WHEREAS, local extension educators are key community partners in helping to implement state initiatives including maximizing agriculture and local food systems, strengthening the economy, promoting healthier eating habits and access to good nutrition, fighting poverty particularly in rural areas, protecting water quality and stewardship of New York's natural resources, building opportunity through STEM (Science, Technology, Engineering and Math) based youth education and leadership skills in 4-H, promoting renewable energy options while protecting farmland resources, and partnering where appropriate in Taste NY initiatives to promote tourism and local food and farm businesses, and

WHEREAS, support from Federal, State and County sources is essential to the continued success of locally-governed county cooperative extension associations; and

WHEREAS, state appropriations for county cooperative extension associations to match county government appropriations as authorized by Section 224 (8) of the County Law have remained stagnant for seventeen years; and

WHEREAS, state funding is needed to ensure that the Cornell Cooperative Extension system can equitably work for all New York residents through increased resources to support rural, suburban, and urban community development needs, now, therefore be it

RESOLVED that the Warren County Board of Supervisors supports increasing the State appropriation for Cornell Cooperative Extension associations to \$8 million, such funds to be distributed directly to the associations through Cornell University as agent for the state as provided by law, and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, directed to forward copies of this resolution to Governor Andrew Cuomo, New York State Senator Elizabeth O'C Little, Assemblyman Daniel G. Stec, the New York State Association of Counties and the Intercounty Legislative Committee of the Adirondacks.

Adopted by unanimous vote.

RESOLUTION NO. 614 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

FIXING THE TAX RATES

WHEREAS, the Clerk of the Board of Supervisors has determined the tax rates of the several towns of the County of Warren for the year 2020, now, therefore, be it

RESOLVED, that the rate of taxation for the several towns of the County of Warren for 2020 be, and the same hereby is, fixed as follows upon each \$1,000 of assessed valuation or as per unit charge as appropriate:

2020 TAX RATES

TOWN	ITEM	RATE PER UNIT	RATE PER \$1,000 ASSESSED VALUATION
Bolton	County		\$ 4.019
	Town		.518
	Light		.061
	Fire		.311
Chester	County		3.984
	Town		1.572
	Chester Water No. 1		.700
	Pottersville Water No. 2		2.593
	Fire Protection - North Creek		.660
	Fire Protection - Riverside		.522

TOWN	ITEM	RATE PER UNIT	RATE PER \$1,000 ASSESSED VALUATION
	Chester Fire No. 2		\$.809
	Pottersville Fire No. 3		1.799
	Schroon Lake Park - Exempt		NO TAX
	Schroon Lake Park - Non-Exempt		.034
	Loon Lake Park		.295
Hague	County		4.618
	Town		NO TAX
	Light		.207
	Fire Protection		.600
Horicon	County		3.986
	Town		.880
	Fire Protection		.382
	Schroon Lake Park - Non-Exempt		.034
Johnsburg	County		209.798
	Town		155.158
	North Creek Fire		48.580
	Johnsburg Fire Protection		39.170
	EMS		23.659
Lake George	County - Inside		4.427
	County - Outside		4.430
	Townwide		1.529
	Fire Protection No. 1		.459
	Fire Protection No. 2		.376
	Caldwell Sewer (Other)	60.1016 O&M	

TOWN	ITEM	RATE PER UNIT	RATE PER \$1,000 ASSESSED VALUATION
	Caldwell Capital Improvement		\$.598
Lake Luzerne	County		3.987
	Town		2.967
	Lake Luzerne Light		.191
	Hudson Grove Light		.235
	Lake Vanare Light		.347
	Whitcon Beach Light		.184
	Hadley-Luzerne Fire		.466519
	Hadley-Luzerne EMS		.473419
	Hudson Grove Water		.586
Queensbury	County		3.985
	Town		.521
	Fire Protection		.765
	Ft. Amherst-Garrison Road Lighting		.403
	Cleverdale Lighting		.028
	Pinewood Lighting		.038
	S. Queensbury Lighting		.190
	W. Queensbury Lighting		.146
	Queensbury Lighting		.104
	EMS		.247
	Queensbury Water (Non-Exempt)		.2839
	Queensbury Water (Exempt)		.2839
	Shore Colony Water		.885
	Crandall Library		.490

TOWN	ITEM	RATE PER UNIT	RATE PER \$1,000 ASSESSED VALUATION
	Reservoir Park Sewer	431.0800	
	Queensbury Consolidated Sewer	4.695	
	SQBY/QBY Ave Sewer	25.9761	
	Route 9 Sewer	39.3979	
	West Queensbury Sewer	94.242586	
	Glen Lake Benefit District	140.0000	
	Lake Sunnyside Protection District	72.42672	
	Dunham's Bay W.W. #1	69.166667	
	Dunham's Bay W.W. #2	30.000	
Stony Creek	County		\$ 399.287
	Town		509.285
	Fire Protection		86.142
Thurman	County		4.174
	Town		4.424
	Fire		.467
Warrensburg	County		3.979
	Town		3.741
	Lighting		.353
	Fire		.981
City of Glens Falls	County		5.316
	Crandall Library		1.150

Adopted by unanimous vote.

RESOLUTION NO. 615 OF 2019
Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson,
McDevitt, Merlino, Loeb, Hogan and Hyde

LEVYING UNPAID SCHOOL TAXES AND PENALTIES - 2019

RESOLVED, that there be levied and assessed upon and collected from the several towns, in the manner as other town taxes are levied, assessed and collected, the amount of indebtedness of each town as appears on the accounts of the County Treasurer as follows:

TOWN	RETURNED SCHOOL TAXES - 2019	7% COUNTY PENALTIES	TOTAL
BOLTON	\$ 550,373.41	\$ 38,526.06	\$ 588,899.47
CHESTER	326,690.73	22,868.42	349,559.15
HAGUE	323,693.49	22,658.54	346,352.03
HORICON	236,982.02	16,588.73	253,570.75
JOHNSBURG	334,158.05	23,391.23	357,549.28
LAKE GEORGE	526,295.42	36,840.68	563,136.10
LAKE LUZERNE	287,508.80	20,125.64	307,634.44
QUEENSBURY	1,572,403.41	110,068.47	1,682,471.88
STONY CREEK	138,981.49	9,728.72	148,710.21
THURMAN	180,057.97	12,604.08	192,662.05
WARRENSBURG	401,225.04	28,085.70	429,310.74
GRAND TOTALS	\$ 4,878,369.83	\$ 341,486.27	\$ 5,219,856.10

Adopted by unanimous vote.

RESOLUTION NO. 616 OF 2019
Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

AUTHORIZING RELEVY OF DELINQUENT VILLAGE OF LAKE GEORGE TAXES TOGETHER WITH PENALTIES AND INTEREST

WHEREAS, Resolution No. 170 of 1981 enacted Local Law No. 5 of 1981 entitled "Authorizing the Collection of Delinquent Village Taxes by the County of Warren Pursuant to Section 1442 of the Real Property Tax Law", and the County Treasurer has transmitted to the Board of Supervisors the account and certification of delinquent village taxes remaining unpaid for the Village of Lake George, now, therefore, be it

RESOLVED, that the delinquent Village of Lake George taxes which remain unpaid be relevied pursuant to Real Property Tax Law Section 1442 on the real property upon which the said taxes, together with interest, were originally imposed by the Village of Lake George as they appear on the accounts of the County Treasurer in the following amounts:

<u>RETURN AMOUNT OF UNPAID VILLAGE TAXES</u>	<u>VILLAGE PENALTY</u>	<u>COUNTY PENALTY (7%)</u>	<u>TOTAL</u>
\$59,982.75	\$4,862.63	\$4,539.20	\$69,384.58

and be it further

RESOLVED, that after relevy on the Town and County tax rolls, all such relevied amounts shall become a part of the total tax to be collected.

Adopted by unanimous vote.

RESOLUTION NO. 617 OF 2019
Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

LEVYING UNCOLLECTED SEWER AND WATER RENTS IN SEVERAL TOWNS

WHEREAS, the Towns of Bolton, Chester, Hague, Johnsbury, Lake George, Lake Luzerne, Queensbury and Warrensburg, and the Village of Lake George have filed with their Boards statements showing the unpaid sewer and/or water rents in said districts and the same has been transmitted to the Board of Supervisors, showing the amounts of sewer and/or water rents uncollected to be as follows:

RETURNED SEWER RENTS - 2019

<u>TOWN</u>	<u>SEWER</u>	<u>PENALTY</u>	<u>TOTAL</u>
Queensbury			
(West Queensbury)	\$ 2,337.50	\$ 233.75	\$ 2,571.25
(Queensbury Cons.)	\$ 43,824.94	\$ 4,401.25	\$ 48,226.19
(A.C.P. Sewer)	\$ 1,215.50	\$ 121.55	\$ 1,337.05
(Route 9 Sewer)	\$ 14,640.26	\$ 1,462.40	\$ 16,102.66
(S. Queensbury)	\$ 225.50	\$ 22.55	\$ 248.05
(Tech. Park)	\$ 935.00	\$ 93.50	\$ 1,028.50
(Adk. Ind. Park)	\$ 6,163.01	\$ 616.30	\$ 6,779.31
 QUEENSBURY TOTAL	 \$ 69,341.71	 \$ 6,951.30	 \$ 76,293.01

817			December 20, 2019
Warrensburg	\$ 64,364.68	\$ 6,438.49	\$ 70,803.17
Bolton	\$ 13,529.49	\$ 226.37	\$ 13,755.86
Hague	\$ 37,680.73	\$ 3,768.16	\$ 41,448.89
GRAND TOTALS	\$184,916.61	\$17,384.32	\$202,300.93

RETURNED WATER RENTS - 2019

<u>TOWN</u>	<u>UNPAID RENT</u>	<u>PENALTY</u>	<u>TOTAL</u>
Bolton	\$ 26,699.86	\$ 518.70	\$ 27,218.56
Chester	\$ 18,896.57	\$ 1,889.70	\$ 20,786.27
Johnsburg	\$ 19,289.50	\$ 1,928.95	\$ 21,218.45
Lake George	\$ 7,993.70	\$ 399.86	\$ 8,393.56
Lake Luzerne	\$ 48,763.82	\$ 4,876.32	\$ 53,640.14
Queensbury	\$ 163,189.31	\$ 16,283.45	\$ 179,472.76
Warrensburg	\$ 73,977.11	\$ 7,400.32	\$ 81,377.43
Village of Lake George	\$ 18,619.83	\$ 3,399.91	\$ 22,019.74
GRAND TOTALS	\$ 377,429.70	\$ 36,697.21	\$ 414,126.91

now, therefore, be it

RESOLVED, that pursuant to Subdivisions 1 and 3 of Section 198 of the Town Law, that there be levied and assessed against the properties the amount of said unpaid sewer and/or water rents and fees, as shown by said statement and when so collected to be paid over to the supervisors of the several towns and thereafter distributed according to law with the amount of the unpaid water rent for the Village of Lake George when so collected paid over to the Supervisor for the Town of Lake George for distribution to the Village of Lake George.

Adopted by unanimous vote.

RESOLUTION NO. 618 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

**ACKNOWLEDGING REQUEST FROM THE CITY OF GLENS FALLS FOR LEVY OF
2020 WATER RENTS**

RESOLVED, the Warren County Board of Supervisors hereby acknowledges that the City of Glens Falls has requested that the statement of tax levy generated by the County for 2020 reflect a levy of Six Hundred Seventy-Two Thousand Eight Hundred Thirty-Eight Dollars and Fifty-Eight Cents (\$672,838.58) for unpaid water rents.

Adopted by unanimous vote.

RESOLUTION NO. 619 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

ACKNOWLEDGING REQUESTS FROM THE TOWNS OF QUEENSBURY AND WARRENSBURG FOR LEVY OF 2019 PROPERTY MAINTENANCE EXPENSES

RESOLVED, the Warren County Board of Supervisors hereby acknowledges that the Town of Queensbury has requested that the statement of tax levy generated by the County for 2020 reflect a levy of Two Thousand One Hundred Ninety-Four Dollars and Ninety-Nine Cents (\$2,194.99) for property maintenance expenses incurred in 2019, and, be it further,

RESOLVED, the Warren County Board of Supervisors hereby acknowledges that the Town of Warrensburg has requested that the statement of tax levy generated by the County for 2020 reflect a levy of Five Thousand Nine Hundred Seventy-One Dollars and Forty-Eight Cents (\$5,971.48) for property maintenance expenses incurred in 2019.

Adopted by unanimous vote.

RESOLUTION NO. 620 OF 2019

Resolution introduced by Supervisors Geraghty and Hyde

LEVYING SUM OF WARRENSBURG - THURMAN CONSOLIDATED HEALTH DISTRICT

RESOLVED, that pursuant to the provisions of Section 399 of the Public Health Law, and in accordance with the abstract of the Consolidated Health District of the Towns of Warrensburg and Thurman, presented to this Board, the Board of Supervisors of Warren County hereby levies a tax upon the real property for the year 2020 of each town as follows:

Upon the Town of Warrensburg	\$1,098.10
Upon the Town of Thurman	\$ 551.90

and when the same is collected, to be paid by the Collectors to the County Treasurer, and the County Treasurer, upon receipt of same, shall pay said amount to the President of the Board of Health, who shall thereupon pay the audited accounts of said Board.

Adopted by unanimous vote.

RESOLUTION NO. 621 OF 2019

Resolution introduced by Supervisors Braymer, Simpson, Strough, Dickinson, McDevitt, Merlino, Loeb, Hogan and Hyde

AUTHORIZING WARREN COUNTY TREASURER TO CREDIT THE 2020 CRANDALL LIBRARY DISTRICT TAX LEVY FOR THE TOWN OF QUEENSBURY

WHEREAS, the Town of Queensbury has filed a statement with the Clerk of the Warren County Board of Supervisors which indicates that as of August 7, 2019 the Town of Queensbury is in possession of surplus funds for the Crandall Library District in the amount of Twelve Thousand One Hundred Thirty-Seven Dollars and Twenty-Seven Cents (\$12,137.27), now, therefore, be it

RESOLVED, that the Director of Real Property Tax Services be, and hereby is, authorized to credit the 2020 Crandall Library District tax levy for the Town of Queensbury in the amount of Twelve Thousand One Hundred Thirty-Seven Dollars and Twenty-Seven Cents (\$12,137.27).

Adopted by unanimous vote.

RESOLUTION NO. 622 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING PAYMENTS TO SUNY ADIRONDACK

WHEREAS, the Warren County Board of Supervisors has appropriated in the budget for the year 2020 the sum of Two Million Forty-Seven Thousand Seven Hundred Thirty-Seven Dollars (\$2,047,737) as the cost of the share of the County of Warren for the operation of SUNY Adirondack under the joint sponsorship of the Counties of Warren and Washington, now, therefore, be it

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to pay to the Treasurer of SUNY Adirondack the sum of Two Million Forty-Seven Thousand Seven Hundred Thirty-Seven Dollars (\$2,047,737), in three (3) installments, as follows:

<u>MONTH</u>	<u>OPERATING</u>
January, 2020	\$ 682,579.00
April, 2020	\$ 682,579.00
July, 2020	\$ 682,579.00
	<u>\$2,047,737.00</u>

and be it further

RESOLVED, that the funds shall be expended from Budget Code A.2495 469 Joint Community College, Other Payments/Contributions.

Roll Call Vote:

Ayes: 915

Noes: 0

Abstain: 85 Supervisor Strough

Adopted.

RESOLUTION NO. 623 OF 2019

Resolution introduced by Chairman Conover

AUTHORIZING CHAIRMAN AND CLERK TO ISSUE TAX WARRANTS

RESOLVED, that the taxes as extended upon the assessment rolls of the towns of this County under the direction of the Supervisors of this Board be, and hereby are, approved and confirmed, and that the Chairman and the Clerk of this Board sign and seal warrants for the collection of taxes in the manner prescribed by law and attach the same to several assessment rolls.

Adopted by unanimous vote.

RESOLUTION NO. 624 OF 2019

Resolution introduced by Chairman Conover

FIXING DATE OF ORGANIZATION MEETING

RESOLVED, that the Board of Supervisors of the County of Warren meet at the Supervisors' Rooms at the Warren County Municipal Center on the 3rd day of January, 2020, at 11:00 a.m. to organize and elect a Chairman, and to take care of such other business as may come before the Board.

Adopted by unanimous vote.

RESOLUTION NO. 625 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

ENACTING LOCAL LAW NO. 1 OF 2020, FIXING THE SALARIES OF CERTAIN COUNTY OFFICERS AND EMPLOYEES OF WARREN COUNTY

WHEREAS, a proposed local law was duly presented to the Board of Supervisors and considered by them, said proposed local law entitled, "A Local Law Fixing the Salaries of Certain County Officers and Employees of Warren County, and

WHEREAS, the Board of Supervisors adopted Resolution No. 518 of 2019, authorized a public hearing to be held by the Board of Supervisors on the 20th day of December, 2019, in the Supervisors' Rooms in the Warren County Municipal Center on the matter of the proposed local law, and notice of such public hearing having been duly published and posted as required by law, and said public hearing having been held and all persons appearing at such public hearing desiring to be heard, having been heard, now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Warren, New York, on this 20th day of December, 2019, does hereby enact and adopt Local Law No. 1 of 2020 as annexed hereto.

**COUNTY OF WARREN
LOCAL LAW NO. 1 OF 2020**

A LOCAL LAW FIXING THE SALARIES OF CERTAIN COUNTY OFFICERS AND EMPLOYEES OF WARREN COUNTY

BE IT ENACTED, by the Board of Supervisors of the County of Warren, New York, as follows:

SECTION 1. Effective January 1, 2020, the salaries, including longevity increments, if any, of the following county officers and employees are hereby fixed and established as follows:

<u>TITLE</u>	<u>AMOUNT</u>
Clerk, Board of Supervisors	\$78,244.00
Commissioner of Elections(VanNess)	73,833.00
Commissioner of Elections(McLaughlin)	73,833.00
Commissioner of Social Services	101,545.00
County Coroner (4)	9,815.00
Coroners Physician	15,413.00
County Attorney	121,077.00
County Auditor	67,609.00
County Clerk	82,932.00
County Treasurer	103,336.00
Director, Real Property Tax Services Agency	69,637.00
Personnel Officer	85,427.00
Purchasing Agent	85,499.00
Sheriff	111,435.00
Public Defender	132,304.00
Superintendent of Public Works/Sewer Administrator	112,535.00

SECTION 2. The salaries established for the county officers and employees named in Section 1 hereof include longevity payments, if any, added to the base salary of the county

officer or employee in accordance with a schedule providing such longevity increments based on the number of years of county service as may be adopted by the Board of Supervisors by resolution.

SECTION 3. Any and all prior schedules of compensation for the aforesaid county officers and employees are hereby superseded.

SECTION 4. All Local Laws heretofore adopted by Warren County affecting the aforementioned county officers' salaries are hereby amended accordingly.

SECTION 5. This Local Law is subject to referendum on petition as provided by subdivision 2(h) of Section 24 of the Municipal Home Rule Law. This Local Law shall become effective 45 days after its adoption and upon filing in the Office of the Secretary of State, except that this Local Law shall not be effective until approved by affirmative vote of qualified electors, if a petition requesting a referendum is filed as provided under the Municipal Home Rule Law.

Roll Call Vote:

Ayes: 1000

Noes: 0

Absent: 0

Adopted.

RESOLUTION NO. 626 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

AUTHORIZING RENEWAL OF WARREN COUNTY'S PROPERTY AND CASUALTY INSURANCE FOR 2020 AND AUTHORIZING PAYMENTS FOR SAME

WHEREAS, the Support Services Committee has reviewed the County's insurance coverage for 2020 and has recommended renewing the insurance policies as follows:

BROKER	INSURANCE	TOTAL PAYMENT TO BROKER NOT TO EXCEED
Arthur J. Gallagher Risk Management Services, Inc.	Zurich - Property; General Liability; Owners and Contractors Protective Liability; Public Officials Liability; Law Enforcement Liability; Automobile Liability; Inland Marine; Umbrella Liability	\$583,172
	Allied World - Healthcare General; Health Care Professional Liability	
	Travelers Insurance Company - Boiler & Machinery; Crime	
	Old Republic Insurance Company - Airport Liability	
	Great American Insurance Company - Difference in Conditions Coverage	

	Capitol Indemnity Corporation - Specific Excess Employers Liability	
American Bankers Insurance Company	NFIP Flood Insurance	\$ 3,139
Rose & Kiernan, Inc.	Midwest Employers Casualty - Excess Workers' Compensation Travelers - LDC Crime <i>(pursuant to multiple-policy currently in place)</i>	\$173,689
GRAND TOTAL		\$760,000

now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the renewal of the County's insurance for 2020 and payments for same, as outlined above, to be paid from various budget codes.

Adopted by unanimous vote.

RESOLUTION NO. 627 OF 2019

Resolution introduced by Supervisors Sokol, Simpson, Merlino, Dickinson, Strough, Beaty, Frasier, McDevitt, Geraghty, Braymer and Hyde

BOND RESOLUTION DATED DECEMBER 20, 2019

A RESOLUTION AUTHORIZING THE RECONSTRUCTION AND/OR RESURFACING OF PORTIONS OF VARIOUS COUNTY ROADS INCLUDING GUTTERS, DRAINAGE, LANDSCAPING AND DRAINAGE AT A MAXIMUM ESTIMATED COST OF \$1,800,000 AND AUTHORIZING THE ISSUANCE OF \$1,800,000 SERIAL BONDS OF SAID COUNTY TO PAY COSTS THEREOF AND ALSO AUTHORIZING THE COUNTY TREASURER TO MAKE TEMPORARY ADVANCES OF LEGALLY AVAILABLE FUNDS THEREFOR

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Supervisors of the County of Warren, New York, as follows:

Section 1. The reconstruction and/or resurfacing of roads including the reconstruction and/or replacement of drainage and/or grading of portions of the following county roads:
New Hague, West Hague, 13th Lake Road, Trout Brook Drive, and Olmstedville Road, and other roads with Minor issues throughout Warren County at a maximum estimated cost of \$1,800,000; is hereby authorized. To provide funds to defray the costs thereof, \$1,800,000 of general obligation serial bonds of the County of Warren is authorized to be issued pursuant to the provisions of the Local Finance Law.

Section 2. The plan for the financing of the specific objects or purposes specified in Section 1 hereof is by the issuance of \$1,800,000 serial bonds of the County of Warren pursuant to the provisions of the Local Finance Law.

- Section 3. It is hereby determined that the period of probable usefulness of the reconstruction and/or resurfacing of pavement including the reconstruction and/or replacement of gutters, drainage, landscaping and/or grading of portions of the of the roads identified in Section 1 hereof is 10 years pursuant to subparagraph b of subdivision 20 of paragraph a of Section 11.00 of the Local Finance Law.
- Section 4. The proposed actions are Type II actions under the State Environmental Quality Review Act and therefore not subject to review thereunder.
- Section 5. The faith and credit of said County of Warren, New York, are hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such serial bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.
- Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.
- Section 7. In accordance with the provisions of Section 165.10 of the Local Finance Law and/or Section 9-a of the General Municipal Law, the Treasurer of said County is hereby authorized to temporarily advance legally available funds of said County in a manner provided by law up to and including the amount of \$1,800,000 for the aforesaid Project.
- Section 8. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such serial bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money; or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 11. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of such County, together with a notice of the Clerk of the Board of Supervisors in substantially the form provided in Section 81.00 of the Local Finance Law.

Roll Call Vote:
 Ayes: 1000
 Noes: 0
 Absent: 0
 Adopted.

RESOLUTION NO. 628 OF 2019
Resolution introduced by Supervisors Simpson, Merlino, Frasier, Dickinson, Diamond, Loeb, Hyde, Magowan, Wild, Hogan and Geraghty

AWARDING BID AND AUTHORIZING AGREEMENT WITH WASTE MANAGEMENT OF NEW YORK, LLC FOR SOLID WASTE AND RECYCLING DISPOSAL SERVICES FOR THE TOWN OF LAKE LUZERNE (WC 82-19)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Solid Waste and Recycling Disposal Services for the Town of Lake Luzerne (WC 82-19), and

WHEREAS, the Superintendent of Public Works has recommended awarding the bid for Solid Waste and Recycling Disposal Services to Waste Management of New York, LLC, as the lowest responsible bidder per the bid specifications, now, therefore, be it

RESOLVED, that the Purchasing Agent notify Waste Management of New York, LLC of the acceptance of their bid, and be it further

RESOLVED, that Warren County enter into an agreement with Waste Management of New York, LLC for Solid Waste and Recycling Disposal Services for the Town of Lake Luzerne, pursuant to the terms and provisions of the bid specifications (WC 82-19), for the term commencing on January 1, 2020 and terminating December 31, 2020, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be, and hereby is, authorized to execute an agreement with Waste Management of New York, LLC and any other necessary documents in a form approved by the County Attorney.

Adopted by unanimous vote.

RESOLUTION NO. 629 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

AUTHORIZING THE TERMS OF THE WARREN COUNTY CORRECTIONAL SUPERVISORS ASSOCIATION MEMORANDUM OF AGREEMENT AND AUTHORIZING THE CHAIRMAN OF THE BOARD TO SIGN THE COLLECTIVE BARGAINING AGREEMENT THAT INCORPORATES THE TERMS OF THE MEMORANDUM OF AGREEMENT

RESOLVED, that the Warren County Board of Supervisors does hereby authorize the terms of the Warren County Correctional Supervisors Association Memorandum of Agreement and does hereby authorize the Chairman of the Board to sign the Collective Bargaining Agreement for the three-year period commencing January 1, 2020 and terminating December 31, 2022 which incorporates the terms of the Memorandum of Agreement.

Adopted by unanimous vote.

RESOLUTION NO. 630 OF 2019

Resolution introduced by Supervisors Geraghty, Frasier, McDevitt, Leggett, Braymer, Simpson, Hyde, Diamond, Loeb, Merlino and Sokol

APPROVING A FINAL PAYROLL DISBURSEMENT IN THE VETERANS' SERVICES DEPARTMENT

WHEREAS, the Program Coordinator Peer-to-Peer Support Services position was created and filled in 2019 with the expectation that personal services expenses for this position would be 100% reimbursed by State funds, and

WHEREAS, the current Program Coordinator Peer-to-Peer Support Services submitted her resignation effective December 20, 2019, and

WHEREAS, the County of Warren has incurred personal service expenses subsequent to December 4, 2019, the date upon which her resignation was submitted, and such expenses are not reimbursable by State funds, now, therefore, be it

RESOLVED, that personal service expenses in the final payroll disbursement payable to the Program Coordinator Peer-to-Peer Support Services that are not reimbursable by State funds are hereby approved to be paid with County funds, and be it further

RESOLVED, that the final payroll disbursement will be made pursuant to the approval of the County Administrator, County Attorney and the County Treasurer in accordance with the attached "Schedule A" document.

RESOLUTION NO. 630 OF 2019
SCHEDULE A

	Requested to be Paid			
	Already Paid	Additional documented program work	Non-working	Additional requested
11/25/2019	4.00	-	-	-
11/26/2019	2.87	-	-	-
11/27/2019	3.72	-	-	-
11/28/2019	-	-	-	-
11/29/2019	-	-	-	-
12/2/2019	-	2.00	-	-
12/3/2019	4.00	-	-	-
12/4/2019	3.25	-	-	-
12/5/2019	4.00	-	-	4.00
12/6/2019	-	-	4.00	4.00
12/9/2019	-	-	4.00	-
12/10/2019	-	-	4.00	-
12/11/2019	-	-	4.00	-
12/12/2019	-	-	4.00	-
12/13/2019	-	-	4.00	-
12/16/2019	-	-	4.00	-
12/17/2019	-	-	4.00	-
12/18/2019	-	-	4.00	-
12/19/2019	-	-	4.00	-
12/20/2019	-	-	4.00	-
TOTAL	21.83	2.00	44.00	8.00
	\$20.85	\$20.85	\$20.85	\$20.85
	\$455.23	\$41.70	\$917.40	\$166.80
				\$83.40

Handwritten notes in blue ink: "4.00" above the total additional requested; "pay from grant" with an arrow pointing to the \$41.70; "pay from County" with an arrow pointing to the \$917.40; and a circled "\$83.40" with an arrow pointing to the bottom right total.

Handwritten signatures and dates in blue ink: "12/20/19" and a signature; "Marilyn Plummer" and another signature.

Adopted by unanimous vote.

RESOLUTION NO. 631 OF 2019
Resolution introduced by Supervisors Wild and Simpson

AMENDING RESOLUTION NO. 94 OF 2018, WHICH AUTHORIZED THE CHAIRMAN OF THE BOARD TO EXECUTE CORRESPONDENCE APPROVING JUST COMPENSATION AMOUNTS AND AUTHORIZING NEGOTIATIONS WITH PROPERTY OWNERS FOR LAND ACQUISITIONS RELATED TO THE PALISADES ROAD (CR 26) OVER BRANT LAKE INLET BRIDGE REPLACEMENT, TO CHANGE THE JUST COMPENSATION AMOUNT

WHEREAS, pursuant to Resolution No. 94 of 2018 the Warren County Board of Supervisors authorized the Chairman of the Board to execute correspondence approving just compensation amounts and authorized negotiations with property owners for land acquisitions related to the Palisades Road (CR 26) over Brant Lake Inlet Bridge Replacement, and

WHEREAS, the Superintendent of Public Works is requesting the resolution be amended to change the just compensation amount for each property, based on the Uniform Appraisal Standards for Federal Land Acquisitions and verified by an independent reviewer, which are listed on the attached Schedule "A" and made a part of this resolution, now, therefore, be it

RESOLVED, that Resolution No. 94 of 2018 be, and hereby is, amended to change the just compensation amount for each property, based on the Uniform Appraisal Standards for Federal Land Acquisitions and verified by an independent reviewer, which are listed on the attached Schedule "A" and made a part of this resolution, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 94 of 2018 will remain the same.

SCHEDULE "A"

JUST COMPENSATION RECOMMENDATIONS

Map No.	Tax Parcel ID	Property Owner	Approved Appraisal Amount	Recommended Just Compensation
1	39.-1-16.1	Pilgrim Camp, Inc.	\$100.00	\$100.00
2	39.13-2-1	Linda Abbott (1/12 each) Janet Roseberger (1/12 each) Jane Noakes (1/12 each) Jacqueline Nelson (1/12 each) Ruth Oliver (1/12 each) Maria Reale (1/12 each) Lucinda Hilton (6/16th) Lisa Hoyt (1/16th) Jody Purington (1/16th)	\$21,000.00	\$21,000.00
3	39.13-2-17	Lucinda Hilton	\$10,600.00	\$10,600.00

Map No.	Tax Parcel ID	Property Owner	Approved Appraisal Amount	Recommended Just Compensation
4	39.13-2-18	Maria Ann Abbott-Rootes William Michael Abbott Susan Maureen Becker	\$15,600.00	\$15,600.00

Adopted by unanimous vote.

Chairman Conover reentered the meeting during the roll call votes, but did not return to the Chair.

Vice-Chairman Sokol called for public comments from anyone wishing to address the Board on any matter.

Supervisor Beaty apprised he would like to provide a brief update regarding the vehicle charging stations that were recently installed on the Warren County Municipal Center campus, informing that one person had used them for twenty-six minutes thus far. He advised currently there was no cost to use them, but next week a fee would be instituted. He said there were five units, each containing two bays. He thanked the outgoing Supervisors for their service, adding the Board had been able to accomplish a significant amount of work during their tenures. He added although they did not always agree, he felt that was what made up good government because when everyone agreed the end result was watered down. He recognized Chairman Conover for the exceptional job he had done over the past three years keeping the Board Members in line and accomplishing many things.

Supervisor Thomas stated he was going to miss sitting next to Supervisor Sokol, the unique perspectives that Supervisor Loeb brought to just about every issue and the updates Supervisor Hyde provided to him on his great niece and nephew. He concluded by thanking Chairman Conover for giving him the opportunity to serve as the Budget Officer.

Supervisor Diamond advised since the intent of this Board was to appoint a new Chairman at the Organization Meeting scheduled for January 3rd and there were a few Supervisors that were interested in the position he would like them to answer the following three questions to assist him with making an informed decision on who he would support for the position: he would like them to outline their goals and how they planned on achieving them; how much time would they had to devote to the Chairman position because Chairman Conover spent a significant amount of his time working on County business; and because the assembly of their team was relative he would like to know in advance of voting on the Chairman position who they would be selecting as their Vice-Chair, as well as the Budget Officer. Supervisor Sokol asked if Supervisor Diamond would like the answers emailed to him before the meeting. Supervisor Diamond responded that they could share their responses with him during the Organization Meeting.

Supervisor Leggett remarked that Sheriff York, whose term was ending at the end of the year, had served the County well during his tenure and should be recognized for taking steps to make significant improvements to the Sheriff's Office and the County Jail. He stated Sheriff York had served the County well and he wanted to extend appreciation to him for all he had done.

Vice-Chairman Sokol called for announcements, but none were made.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Beaty and seconded by Supervisor Dickinson, Vice-Chairman Sokol adjourned the Board Meeting at 11:36 a.m.

**SUMMARY BUDGET
TOWN OF BOLTON 2020**

CODE	FUND	APPROPRIATIONS AND PROVISIONS FOR OTHER USES	LESS ESTIMATED REVENUES	LESS UNEXPENDED BALANCE	ADOPTED 2020
A	GENERAL	\$3,646,813.00	\$3,406,813.00	\$240,000.00	\$0.00
B	GENERAL OUTSIDE VILLAGE				
DA	HIGHWAY - TOWNWIDE	\$1,997,826.00	\$1,176,936.00		\$820,890.00
DB	HIGHWAY - OUTSIDE VILLAGE				
CD	COMMUNITY DEVELOPMENT				
CF	FEDERAL REVENUE SHARING				
L	PUBLIC LIBRARY FUND				
V	DEBT SERVICE FUND				
S	SPECIAL DISTRICTS: (LIST EACH SEPARATELY)				
	FIRE DISTRICT	\$494,650.00			\$494,650.00
	LIGHTING DISTRICT	\$31,000.00			\$31,000.00
	WATER DISTRICT	\$469,899.00	\$469,899.00		\$0.00
	SEWER DISTRICT	\$406,100.00	\$406,100.00		\$0.00
	TOTALS (Across Columns)	\$7,046,288.00	\$5,459,748.00	\$240,000.00	\$1,346,540.00
	Totals (Down Columns)	\$7,046,288.00	\$5,459,748.00	\$240,000.00	\$1,346,540.00

**SUMMARY BUDGET
TOWN OF CHESTER 2020**

CODE	FUND	APPROPRIATIONS AND PROVISIONS FOR OTHER USES	LESS ESTIMATED REVENUES	LESS UNEXPENDED BALANCE	ADOPTED 2020
A	GENERAL	\$2,242,243.00	\$1,932,345.00	\$88,898.00	\$221,000.00
B	GENERAL OUTSIDE VILLAGE	\$0.00	\$0.00	\$0.00	\$0.00
DA	HIGHWAY- TOWNWIDE	\$2,042,800.00	\$1,092,800.00	\$0.00	\$950,000.00
	HIGHWAY- OUTSIDE VILLAGE	\$0.00	\$0.00	\$0.00	\$0.00
CD	COMMUNITY DEVELOPMENT	\$0.00	\$0.00	\$0.00	\$0.00
CF	FEDERAL REVENUE SHARING	\$0.00	\$0.00	\$0.00	\$0.00
L	PUBLIC LIBRARY FUND	\$81,789.00	\$74,554.00	\$7,235.00	\$0.00
V	DEBT SERVICE FUND	\$0.00	\$0.00	\$0.00	\$0.00
S	SPECIAL DISTRICTS: (LIST EACH SEPARATELY)				
SW	CHESTER WATER #1	\$87,925.00	\$61,925.00	\$0.00	\$26,000.00
SW	POTTERSVILLE WATER #2	\$95,972.00	\$32,015.00	\$33,957.00	\$30,000.00
SF	RIVERSIDE FIRE PROTECTION	\$12,000.00	\$0.00	\$0.00	\$12,000.00
SF	NORTH CREEK FIRE PROTECTION	\$30,000.00	\$0.00	\$0.00	\$30,000.00
SP	LOON LAKE PARK	\$136,260.00	\$41,700.00	\$23,560.00	\$71,000.00
SP	SCHROON LAKE PARK (O&M)	\$2,110.00	\$0.00	\$0.00	\$2,110.00
	CHESTERTOWN FIRE	\$430,455.00	\$0.00	\$0.00	\$430,455.00
	POTTERSVILLE FIRE	\$331,485.00	\$0.00	\$0.00	\$331,485.00
	TOTALS (Across Columns)	\$5,493,039.00	\$3,235,339.00	\$153,650.00	\$2,104,050.00
	Totals (Down Columns)	\$5,493,039.00	\$3,235,339.00	\$153,650.00	\$2,104,050.00

**SUMMARY BUDGET
TOWN OF HAGUE 2020**

CODE	FUND	APPROPRIATIONS AND PROVISIONS FOR OTHER USES	LESS ESTIMATED REVENUES	LESS UNEXPENDED BALANCE	ADOPTED 2020
A00	GENERAL	\$975,916.00	\$768,430.00	\$207,486.00	\$0.00
DA0	HIGHWAY	\$868,282.00	\$833,412.00	\$34,870.00	\$0.00
H00	CAPITAL FUND IMPROVEMENTS				\$0.00
CM0	OCCUPANCY TAX	\$55,750.00	\$52,005.00	\$3,745.00	\$0.00
HO2	CF WQIP GRANT	\$281,626.00	\$0.00	\$281,626.00	\$0.00
S	SPECIAL DISTRICTS:				
	(LIST EACH SEPARATELY)				
SL1	STREET LIGHTS	\$9,100.00	\$1.00	\$500.00	\$8,599.00
SF0	FIRE/AMBULANCE	\$356,654.00	\$80,010.00	\$0.00	\$276,644.00
G01	SEWER DISTRICT #1	\$229,436.00	\$229,031.00	\$405.00	\$0.00
G02	SEWER DISTRICT #2	\$193,732.00	\$193,532.00	\$200.00	\$0.00
	TOTALS (Across Column)	\$2,970,496.00	\$2,156,421.00	\$528,832.00	\$285,243.00
	TOTALS (Down Column)	\$2,970,496.00	\$2,156,421.00	\$528,832.00	\$285,243.00

**SUMMARY BUDGET
TOWN OF HORICON 2020**

CODE	FUND	APPROPRIATIONS AND PROVISIONS FOR OTHER USES	LESS ESTIMATED REVENUES	LESS UNEXPENDED BALANCE	ADOPTED 2020
A	GENERAL	\$ 2,129,802.00	\$ 1,856,385.00	\$ 273,417.00	\$ -
DA	HIGHWAY	\$ 1,546,486.00	\$ 972,593.00	\$ -	\$ 573,893.00
S	SPECIAL DISTRICTS: (LIST EACH SEPARATELY)				
	FIRE PROTECTION #1	\$ 253,973.00	\$ -	\$ -	\$ 253,973.00
	SCHROON LAKE PARK	\$ 5,686.00	\$ -	\$ -	\$ 5,686.00
	TOTALS (Across Column)	\$ 3,935,947.00	\$ 2,828,978.00	\$ 273,417.00	\$ 833,552.00
	TOTALS (Down Column)	\$ 3,935,947.00	\$ 2,828,978.00	\$ 273,417.00	\$ 833,552.00

**SUMMARY BUDGET
TOWN OF JOHNSBURG 2020**

CODE	FUND	APPROPRIATIONS AND PROVISIONS FOR OTHER USES	LESS ESTIMATED REVENUES	LESS UNEXPENDED BALANCE	LESS BORROWED AMOUNT	ADOPTED 2020
A	GENERAL	\$1,628,864.00	\$1,067,334.00	\$120,000.00	\$0.00	\$441,530.00
DA	HIGHWAY	\$1,820,071.00	\$679,454.00	\$262,638.00	\$0.00	\$877,979.00
L	LIBRARY	\$86,039.00	\$20,039.00	\$0.00	\$0.00	\$66,000.00
S	SPECIAL DISTRICTS: (LIST EACH SEPARATELY)					
	NORTH CREEK WATER	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	NORTH CREEK FIRE	\$154,697.00	\$40,740.00	\$0.00	\$0.00	\$113,957.00
	JOHNSBURG FIRE	\$269,607.00	\$0.00	\$0.00	\$0.00	\$269,607.00
	JOHNSBURG EMS	\$576,236.00	\$357,897.00	\$0.00	\$0.00	\$218,339.00
	TOTALS (Across Columns)	\$4,535,514.00	\$2,165,464.00	\$382,638.00	\$0.00	\$1,987,412.00
	TOTALS (Down Columns)	\$4,535,514.00	\$2,165,464.00	\$382,638.00	\$0.00	\$1,987,412.00

**SUMMARY BUDGET
TOWN OF LAKE GEORGE 2020**

CODE	FUND	APPROPRIATIONS AND PROVISIONS FOR OTHER USES	LESS ESTIMATED REVENUES	LESS UNEXPENDED BALANCE	ADOPTED 2020
A	TOWNWIDE, TOWN GENERAL	\$3,022,062.16	\$1,261,575.03	\$40,000.00	\$1,720,487.13
DA	TOWNWIDE, HIGHWAY (BRIDGES)	\$1,000.00	\$0.00	\$1,000.00	\$0.00
B	TOWN OUTSIDE VILLAGE	\$1,186,780.22	\$1,037,780.22	\$149,000.00	\$0.00
DB	TOWN OUTSIDE (HIGHWAY)	\$1,535,130.65	\$1,395,130.65	\$140,000.00	\$0.00
S	SPECIAL DISTRICTS: (LIST EACH SEPARATELY)				
	FIRE DISTRICT #1	\$391,970.36	\$0.00	\$0.00	\$391,970.36
	FIRE DISTRICT #2	\$19,500.00	\$0.00	\$0.00	\$19,500.00
	CALDWELL SEWER (Indebtedness)	\$97,840.00	\$0.00	\$0.00	\$97,840.00
	CALDWELL SEWER (Operation Cost)	\$414,721.44	\$52,850.00	\$0.00	\$361,871.44
	DIAMOND POINT WATER	\$63,045.35	\$48,045.35	\$15,000.00	\$0.00
	TOTALS (Across Columns)	\$6,732,050.18	\$3,795,381.25	\$345,000.00	\$2,591,668.93
	TOTALS (Down Columns)	\$6,732,050.18	\$3,795,381.25	\$345,000.00	\$2,591,668.93

**SUMMARY BUDGET
TOWN OF LAKE LUZERNE 2020**

CODE	FUND	APPROPRIATIONS AND PROVISIONS FOR OTHER USES	LESS ESTIMATED REVENUES	LESS UNEXPENDED BALANCE	ADOPTED 2020
A	GENERAL	\$2,000,000.00	\$850,000.00	\$450,000.00	\$700,000.00
DA	HIGHWAY	\$1,308,500.00	\$749,500.00	\$0.00	\$559,000.00
S	SPECIAL DISTRICTS: (LIST EACH SEPARATELY)				
SW1	LAKE LUZERNE WATER	\$196,700.00	\$196,700.00	\$0.00	\$0.00
SW1	HUDSON GROVE WATER	\$79,000.00	\$69,000.00		\$10,000.00
SL1	LAKE LUZERNE LIGHTING	\$20,000.00			\$20,000.00
SL2	HUDSON GROVE LIGHTING	\$4,000.00			\$4,000.00
SL3	LAKE VANARE LIGHTING	\$3,500.00			\$3,500.00
SL4	WHITCON BEACH LIGHTING	\$2,500.00			\$2,500.00
	EMS	\$318,916.26	\$112,264.61		\$206,651.65
	FIRE	\$203,639.38			\$203,639.38
	TOTALS (Across Columns)	\$4,136,755.64	\$1,977,464.61	\$450,000.00	\$1,709,291.03
	TOTALS (Down Columns)	\$4,136,755.64	\$1,977,464.61	\$450,000.00	\$1,709,291.03

**SUMMARY BUDGET
TOWN OF QUEENSBURY 2020**

CODE	FUND	APPROPRIATIONS AND PROVISIONS FOR OTHER USES	LESS ESTIMATED REVENUES	LESS UNEXPENDED BALANCE/SUBSIDY	ADOPTED 2020
001	GENERAL	\$10,504,587.00			
	TRANSFER TO OTHER FUNDS	\$4,180,000.00			
	TOTAL GENERAL FUND APPROPRIATIONS	\$14,684,587.00	\$12,129,000.00	\$575,000.00	\$1,980,587.00
002	CEMETERY FUND	\$645,800.00	\$415,000.00	\$230,800.00	\$0.00
004	HIGHWAY	\$4,298,200.00	\$349,000.00	\$3,949,200.00	\$0.00
009	SOLID WASTE FUND	\$537,675.00	\$510,700.00	\$26,975.00	\$0.00
005	EMERGENCY SERVICES - FIRE	\$3,067,000.00	\$20,500.00	\$21,500.00	\$3,025,000.00
005	EMERGENCY SERVICES - EMS	\$2,278,300.00	\$1,156,600.00	\$146,700.00	\$975,000.00
S	SPECIAL DISTRICTS:				
020	FORT AMHERST LIGHTING	\$8,400.00	\$0.00	\$0.00	\$8,400.00
021	CLEVERDALE LIGHTING	\$3,300.00	\$0.00	\$0.00	\$3,300.00
022	PINEWOOD LIGHTING	\$140.00	\$0.00	\$0.00	\$140.00
023	SOUTH QUEENSBURY LIGHTING	\$15,700.00	\$0.00	\$0.00	\$15,700.00
024	WEST QUEENSBURY LIGHTING	\$28,000.00	\$0.00	\$0.00	\$28,000.00
025	QUEENSBURY LIGHTING	\$91,000.00	\$0.00	\$0.00	\$91,000.00
030	PERSH./ASH./COOL SEWER	\$11,270.00	\$11,770.00	(\$500.00)	\$0.00
031	RESERVOIR PARK SEWER	\$10,852.00	\$75.00	\$0.00	\$10,777.00
032	QUEENSBURY CONSOLIDATED* SEWER	\$1,382,675.00	\$1,208,610.00	\$115,765.00	\$58,300.00
033	TECHNICAL PARK SEWER	\$42,068.00	\$41,955.00	\$113.00	\$0.00
035	S. QUEENSBURY/QUEENSBURY SEWER	\$108,091.00	\$79,283.00	(\$1,000.00)	\$29,808.00
036	ROUTE 9 SEWER	\$656,025.00	\$412,025.00	\$0.00	\$244,000.00
037	WEST QUEENSBURY SEWER	\$196,635.00	\$57,125.00	(\$35,490.00)	\$175,000.00
040	QUEENSBURY CONSOLIDATED	\$4,422,170.00	\$3,646,800.00	\$149,570.00	\$685,400.00
040	QUEENSBURY CONSOLIDATED-EXEMPT	\$0.00	\$0.00	\$0.00	\$59,600.00
047	SHORE COLONY	\$27,055.00	\$8,105.00	\$4,950.00	\$14,000.00
051	GLEN LAKE BENEFIT DISTRICT	\$46,739.00	\$0.00	\$0.00	\$46,739.00
052	LAKE SUNNYSIDE BENEFIT DISTRICT	\$12,677.00	\$0.00	(\$73.00)	\$12,750.00
053	N. QBY WW DISP DIST - IMPROVED	\$4,150.00	\$0.00	\$0.00	\$4,150.00
053	N. QBY WW DISP DIST - VACANT	\$330.00	\$0.00	\$0.00	\$330.00
	TOTALS (Across Column)	\$32,578,839.00	\$20,046,548.00	\$5,183,510.00	\$7,467,981.00
	TOTALS (Down Column)	\$32,578,839.00	\$20,046,548.00	\$5,183,510.00	\$7,467,981.00

* Queensbury Consolidated WW District (SE025) merger of Quaker Road (SE008) and Hilland Park (SE009) WW Districts

**SUMMARY BUDGET
TOWN OF STONY CREEK 2020**

CODE	FUND	APPROPRIATIONS AND PROVISIONS FOR OTHER USES	LESS ESTIMATED REVENUES	LESS UNEXPENDED BALANCE	ADOPTED 2020
A	GENERAL	\$633,621.00	\$413,573.00	\$50,000.00	\$170,048.00
DA	HIGHWAY-TOWNWIDE	\$908,252.00	\$350,485.00	\$47,000.00	\$510,767.00
S	SPECIAL DISTRICTS: (LIST EACH SEPARATELY)				
	FIRE PROTECTION	\$119,796.00	\$0.00	\$0.00	\$119,796.00
	TOTALS (Across Columns)	\$1,661,669.00	\$764,058.00	\$97,000.00	\$800,611.00
	TOTALS (Down Columns)	\$1,661,669.00	\$764,058.00	\$97,000.00	\$800,611.00

**SUMMARY BUDGET
TOWN OF THURMAN 2020**

CODE	FUND	APPROPRIATIONS AND PROVISIONS FOR OTHER USES	LESS ESTIMATED REVENUES	LESS UNEXPENDED BALANCE	ADOPTED 2020
A	GENERAL	\$539,132.00	\$449,055.00	\$0.00	\$90,077.00
DA	HIGHWAY - TOWNWIDE	\$1,117,905.00	\$474,713.00	\$0.00	\$643,192.00
	ENTERPRISE FUND	\$5,090.00	\$5,090.00	\$0.00	\$0.00
		\$0.00	\$0.00	\$0.00	\$0.00
	FIRE	\$79,590.00	\$0.00	\$0.00	\$79,590.00
	TOTALS (Across Columns)	\$1,741,717.00	\$928,858.00	\$0.00	\$812,859.00
	TOTALS (Down Columns)	\$1,741,717.00	\$928,858.00	\$0.00	\$812,859.00

**SUMMARY BUDGET
TOWN OF WARRENSBURG 2020**

CODE	FUND	APPROPRIATIONS AND PROVISIONS FOR OTHER USES	LESS ESTIMATED REVENUES	LESS UNEXPENDED BALANCE	ADOPTED 2020
A	GENERAL	\$1,909,130.88	\$1,357,397.00	\$121,733.88	\$430,000.00
DA	HIGHWAY	\$1,180,150.00	\$205,650.00	\$124,500.00	\$850,000.00
S	SPECIAL DISTRICTS: (LIST EACH SEPARATELY)				
SL	LIGHTING DISTRICT	\$82,500.00	\$50.00	\$0.00	\$82,450.00
SS	SEWER DISTRICT	\$442,882.45	\$383,700.00	\$59,182.45	\$0.00
SW	WATER DISTRICT	\$475,209.45	\$447,500.00	\$27,709.45	\$0.00
SF	FIRE DISTRICT	\$399,259.00	\$20,250.00	\$30,000.00	\$349,009.00
	TOTALS (Across Columns)	\$4,489,131.78	\$2,414,547.00	\$363,125.78	\$1,711,459.00
	TOTALS (Down Columns)	\$4,489,131.78	\$2,414,547.00	\$363,125.78	\$1,711,459.00

STATEMENT SHOWING COMPENSATION OF MEMBERS OF THE BOARD OF SUPERVISORS FOR THE YEAR 2019

NAMES	2019 SALARIES	SESSION MILES	COMMITTEE MILES	MILEAGE TOTALS*	2018 MILEAGE PAID IN 2019 BUDGET YEAR**	MISC TRAVEL EXPENSES	GRAND TOTALS
BEATY, DOUGLAS	\$ 17,734.86	0	0	\$ -	-	\$ -	\$ 17,734.86
BRAYMER, CLAUDIA K	\$ 17,734.86	0	0	\$ -	-	\$ -	\$ 17,734.86
CONOVER, RONALD	\$ 39,729.04	0	0	\$ -	-	\$ -	\$ 39,729.04
DIAMOND, JACK	\$ 17,734.86	0	0	\$ -	-	\$ -	\$ 17,734.86
DICKINSON, DENNIS L	\$ 17,734.86	0	0	\$ -	-	\$ -	\$ 17,734.86
DRISCOLL, BENNET	\$ 17,734.86	0	0	\$ -	-	\$ -	\$ 17,734.86
FRASIER, EDNA A	\$ 17,734.86	910	2238	\$ 1,825.84	-	\$ -	\$ 19,560.70
GERAGHTY, KEVIN	\$ 17,734.86	308	2859.2	\$ 1,836.98	-	\$ 150.76	\$ 19,722.60
HOGAN, ANDREA	\$ 17,734.86	754	1972	\$ 1,581.08	-	\$ -	\$ 19,315.94
HYDE, CYNTHIA	\$ 17,734.86	474	1074.4	\$ 898.06	-	\$ -	\$ 18,632.92
LEGGETT, CRAIG R	\$ 17,734.86	450	945	\$ 809.10	-	\$ -	\$ 18,543.96
LOEB, WILLIAM	\$ 17,734.86	0	0	\$ -	-	\$ -	\$ 17,734.86
MAGOWAN, BRAD	\$ 17,734.86	0	0	\$ -	-	\$ -	\$ 17,734.86
McDEVITT, PETER V	\$ 17,734.86	0	0	\$ -	-	\$ -	\$ 17,734.86
MERLINO, EUGENE	\$ 17,734.86	0	0	\$ -	-	\$ -	\$ 17,734.86
SIMPSON, MATTHEW	\$ 17,734.86	800	4996	\$ 3,361.68	136.25	\$ 60.00	\$ 21,292.79
SOKOL, MATTHEW	\$ 25,893.92	0	0	\$ -	-	\$ -	\$ 25,893.92
STROUGH, JOHN	\$ 17,734.86	0	0	\$ -	-	\$ -	\$ 17,734.86
THOMAS, FRANK	\$ 27,435.72	0	0	\$ -	-	\$ -	\$ 27,435.72
WILD, MICHAEL	\$ 17,734.86	0	798	\$ 462.84	-	\$ 102.00	\$ 18,299.70
TOTALS	\$394,551.30	3,696.00	14,882.60	\$ 10,775.58	\$ 136.25	\$ 312.76	\$ 405,775.89

* Mileage totals figure reflects mileage reimbursement at \$.58 per mile for 2019

**Mileage totals figure reflects mileage reimbursement at \$.545 per mile for 2018

County of Warren do hereby certify that the Board of Supervisors was in session during the year 2019 as Supervisors 17 days.

AMANDA ALLEN, Clerk
Warren County Board of Supervisors

**WARREN COUNTY BOARD OF SUPERVISORS
RESOLUTION INDEX**

January 4, 2019

<u>RESOLUTION NUMBER</u>	<u>DESCRIPTION</u>	<u>PAGE NUMBER</u>
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2	DESIGNATING OFFICIAL PAPERS	17
3	DESIGNATING DEPOSITARIES	17

**WARREN COUNTY BOARD OF SUPERVISORS
RESOLUTION INDEX**

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PROPOSED RESOLUTION NOS. 180-245 WERE DISTRIBUTED TO THE BOARD OF SUPERVISORS ON MAY 9, 2019

*PROPOSED RESOLUTION NOS. 223, 241 AND 245 WERE REVISED AFTER MAILING
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September 20, 2019

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OCTOBER 18, 2019

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NOVEMBER 15, 2019

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628	AWARDING BID AND AUTHORIZING AGREEMENT WITH WASTE MANAGEMENT OF NEW YORK, LLC FOR SOLID WASTE AND RECYCLING DISPOSAL SERVICES FOR THE TOWN OF LAKE LUZERNE (WC 82-19)	824
<i>RESOLUTION NO. 628 IS THE RESULT OF AN POST-COMMITTEE MEETING RESOLUTION REQUEST</i>		

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630	APPROVING A FINAL PAYROLL DISBURSEMENT IN THE VETERANS' SERVICES DEPARTMENT	825
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<i>RESOLUTION NO. 631 WAS PRESENTED UN-NUMBERED BUT IN WRITING AND APPROVED FROM THE FLOOR</i>		

OFFICIAL DIRECTORY FOR THE YEAR 2019

**1340 State Route 9
Municipal Center, Lake George, New York 12845-9803**

ASSIGNED COUNSEL	
Administrator	Joy A. LaFountain
ATTORNEY	
County Attorney	Mary Elizabeth Kissane
Assistant County Attorney	Amy Lavine
AUDITOR	Carla Sherman
BOARD OF ELECTIONS	
Commissioner	William VaNess
Commissioner	Beth McLaughlin
BOARD OF SUPERVISORS	
Chairman	Ronald F. Conover
Clerk	Amanda Allen
Deputy Clerk	Sarah McLenithan
COMMISSIONER OF JURORS	Wanda Smith
COUNTRYSIDE ADULT HOME	
Director	Amy McByrne
COUNTY ADMINISTRATOR, OFFICE OF	
County Administrator	Ryan Moore
Assistant to the County Administrator	JoAnn McKinstry
Fiscal Assistant to the County Administrator	Rob Lynch
COUNTY CLERK	Pamela J. Vogel
Deputy County Clerk	Sueanne S. Linehan
COUNTY COURT JUDGE AND SURROGATE	Hon. John S. Hall, Jr.
Chief Clerk	Joanne M. Mann
DISTRICT ATTORNEY	Jason M. Carusone
First Asst. District Attorney	Matthew D. Burin
Asst. District Attorney	Rebecca Nealon
Asst. District Attorney	Travis Brown
Asst. District Attorney	Ben Smith
Asst. District Attorney	Robert McCartry
Asst. District Attorney	Avi Goldstein
EMERGENCY SERVICES, OFFICE OF	
Director/Fire Coordinator	Brian LaFlure
Emergency Services Coordinator	Amy J. Hirsch
EMPLOYMENT & TRAINING ADMINISTRATION	
Director	Chris Hunsinger
FAMILY COURT JUDGE	Hon. Paulette M. Kershko
Chief Clerk	Michael S. O' Dell
FIRE PREVENTION & BUILDING CODE ENFORCEMENT	
Administrator	Charles Wallace
HEALTH SERVICES	
Director of Public Health/Patient Services	Ginelle Jones
HISTORIAN	Stan Cianfarano
HUMAN RESOURCES/CIVIL SERVICE ADMINISTRATION	
County Human Resources Director	Jackie Figueroa
Personnel Officer	Trish Nenninger
INFORMATION TECHNOLOGY	
Director	Michael Colvin
OFFICE FOR THE AGING	
Director	Deanna Park

PLANNING & COMMUNITY DEVELOPMENT
 County Planner Wayne E. LaMothe

PROBATION
 Director Robert F. Iusi, Jr.

PUBLIC DEFENDER Marcy Flores

PURCHASING
 Purchasing Agent Julie Butler
 Deputy Purchasing Agent Jason Shpur

REAL PROPERTY TAX SERVICES
 Director Lexie Delurey
 Deputy Director Kristen MacEwan

SELF-INSURANCE
 Administrator Amy Clute

SHERIFF Nathan "Bud" York
 Undersheriff Shawn Lamouree

SOCIAL SERVICES
 Commissioner Christen Hanchett

SUPREME COURT CHAMBERS
 Supreme Court Judge Hon. Robert J. Muller
 Court Attorney Jennifer Jeram
 Supreme Court Judge Hon. Martin Auffredou
 Principal Law Clerk Jill E. O'Sullivan
 Chief Clerk Joanne M. Mann

TOURISM
 Director Joanne Conley

TRAFFIC SAFETY/STOP-DWI
 Traffic Safety Board Executive Secretary/STOP-DWI Coordinator Patti Miller

TREASURER Michael R. Swan
 Deputy County Treasurer Robert V. Lynch, II

VETERANS' SERVICES
 Director Denise A. DiResta

WEIGHTS AND MEASURES
 Director Herb Levin



CORONERS
 Terry Comeau Lake George
 William F. Orluk, R.P.A. Chestertown
 Paul Bachman, M.D. Warrensburg
 Tim Murphy Glens Falls

DEPARTMENT OF PUBLIC WORKS
 Superintendent Kevin Hajos
 Highway Manager Steve Johnson
 (Also encompasses Airport; Parks, Recreation & Railroad; Buildings & Grounds; and
 Recycling & Waste Management)