

WARREN COUNTY BOARD OF SUPERVISORS

COMMITTEE: LEGISLATIVE & RULES

DATE: JANUARY 26, 2016

COMMITTEE MEMBERS PRESENT:

SUPERVISORS STROUGH
SEEBER
GIRARD
SOKOL
WOOD
MCDEVITT
MONTESI
BRAYMER
LEGETT

OTHERS PRESENT:

KEVIN B. GERAGHTY, CHAIRMAN OF THE BOARD
AMANDA ALLEN, CLERK OF THE BOARD
FRANK E. THOMAS, BUDGET OFFICER
SUPERVISORS BROCK
MACDONALD
MICHAEL SWAN, TREASURER
BRIAN LAFLURE, DIRECTOR, OFFICE OF EMERGENCY SERVICES
ROSS DUBARRY, AIRPORT MANAGER
DR. JAMES SEELEY, EXECUTIVE DIRECTOR OF CORNELL COOPERATIVE EXTENSION
WAYNE LAMOTHE, WARREN COUNTY PLANNER
JAIME O'NEIL, SARATOGA COUNTY PLANNING
DON LEHMAN, *THE POST STAR*
SAMANTHA HOGAN, SENIOR LEGISLATIVE OFFICE SPECIALIST

Please note, the following contains a summarization of the January 26, 2016 meeting of the Legislative & Rules Committee; the meeting in its entirety can be viewed on the Warren County website using the following link: <http://www.warrencountyny.gov/gov/comm/Archive/2016/legislative/>

Mr. Strough called the meeting of the Legislative & Rules Committee to order at 10:00 a.m.

Motion was made by Ms. Wood, seconded by Mr. Sokol and carried unanimously to approve the minutes of the previous Legislative & Rules Committee meeting, subject to correction by the Clerk of the Board.

Copies of the agenda packet were distributed to the Committee members and a copy of same is on file with the minutes.

Mr. Strough began by welcoming everyone to the first meeting of the Legislative & Rules Committee for 2016. He noted that because the Committee was made up of many new members they would review the agenda but would not likely take any action at this meeting; he added that instead, he preferred to allow everyone the chance to read over the information and then revisit these agenda items at the next Legislative & Rules Committee meeting.

Commencing the agenda review, Mr. Strough advised Action Agenda Item No. 1 pertained to consideration of proposed Local Law No. 2 of 2016, "*A Local Law Amending Local Law No. 3 of 2015 - Adding a New Section 7 and Renumbering the Existing Section 7 to Section 8*". He advised this Local Law would Amend Local Law No. 3 of 2015, "*A Local Law Allowing for Common, Safe Items to be Excluded from the Dangerous Fireworks Definition as Permitted by New York State Penal Law Section 405.00 (5)(b)*" to add regulations regarding where and how the fireworks could be sold.

Ms. Seeber added that she would like Local Law No. 3 of 2015 to be further amended to include language requiring that fireworks safety brochures be handed out with each purchase, rather than just posted next to the sale display. As the Committee was in agreement, it was determined that proposed Local Law No. 2 of 2016 would be revised to include language requiring safety brochure distributions with each fireworks sale and that the revised proposed Local Law would be presented for approval once again at the next Committee meeting.

Continuing, Mr. Strough stated Action Agenda Item No. 2 included a request from the New York Civil Liberties Union seeking support of New York Assembly Bill A06202A which would substantially relieve counties of the unfunded indigent defense mandate under which they now labored.

Ms. Wood noted that at a recent Criminal Justice & Public Safety Committee meeting Marcy Flores, *Public*

Defender, had requested permission to draft a similar letter for the Committee's approval regarding unfunded indigent defense mandates; she noted it might be a good idea to speak with Ms. Flores about this matter before acting upon so that they would not be duplicating their efforts.

Moving on, Mr. Strough reviewed the Referrals/Pending Items portion of the agenda, as follows:

1. Legislation forwarded by Rockland County regulating the use of drones tabled pending future receipt and review of updated FAA regulations - Ross Dubarry, *Airport Manager*, stated the FAA (*Federal Aviation Administration*) had adopted new regulations in regards to drone use which he felt were very general; he opined that it was premature for the County to adopt any laws regulating the use of drones at this time. Mr. Strough announced this should remain a pending item.
2. Increase in minimum wage for fast food workers - Ms. Wood mentioned this item had been included for discussion at a former Supervisor Taylor's request and she believed it could be removed from the list of pending items. As there was no objection from the Committee, Mr. Strough advised the item would be removed.
3. Assembly Bill A.8399, An act to Amend the Parks, Recreation and Historic Preservation Law, the Vehicle and Traffic Law and the State Finance Law, in relation to the creation of an All Terrain Vehicle (ATV) Trail Fund - Mr. Strough noted that the supporting documentation for this Assembly Bill was not included in the agenda packet for review. He noted that the item would remain pending and he asked that the Bill be included in the agenda packet for consideration at the next Committee meeting.
4. Cornell Cooperative Extension to discuss the idea of Agricultural Districts - Privilege of the floor was extended to Dr. James Seeley, *Executive Director of Cornell Cooperative Extension*, who distributed several handouts regarding this matter including a detailed description of Agricultural Districting and a map of the Agricultural Land in Warren County; *copies of these documents are on file with the minutes*. Dr. Seeley proceeded to provide an overview of the information he distributed with input from Jamie O'Neil, *from the Saratoga County Planning Department*, and Wayne LaMothe, *Warren County Planner*. A discussion ensued following which it was determined that the matter would be revisited at the next Committee meeting to be held in March, where representatives of the Warren County Soil & Water Conservation District would be invited to attend and provide their prospective on the matter. Additionally, it was determined that the County Attorney should be asked to research and determine how APA (*Adirondack Park Agency*) and Agricultural Districting regulations would co-exist and which would take precedence over the other. Ms. Wood indicated that as a member of the Board of Directors of the Warren County Soil & Water Conservation District she would bring this matter up at the next Board of Directors meeting and advise the Committee of her findings at a future meeting.
5. Review and consideration of the "Petition for Redress of Grievances", submitted concerning the form of government practiced by Warren County - Ms. Wood opined they should wait to discuss this matter until after they had reached out to other Counties that had made a change in their organization as there seemed to be some information that remained unclear; she added she would like the County Attorney to review and provide counsel on the matter as well. Following some discussion, it was decided that the Committee would revisit the issue at their next meeting.

As there was no further business to come before the Committee, on motion made by Ms. Wood and seconded by Mr. Girard, Mr. Strough adjourned the meeting at 10:54 a.m.

Respectfully submitted,
Samantha Hogan, Senior Legislative Office Specialist