

**LEGISLATIVE & RULES COMMITTEE**  
**AGENDA**  
**FEBRUARY 27, 2017**

*Committee Members: Supervisors Strough, Montesi, Brock, Braymer, Girard, Sokol, McDevitt, Geraghty, and Leggett*

- I. Committee meeting called to order by Chairman
- II. Motion to approve the minutes of the prior meeting - *January 24, 2017*
- III. Action Agenda/New Business Items:
  - 1) Review of draft revisions to the Warren County Travel Policy addressing changes in the approval process for in-State travel as prepared by the County Attorney pursuant to direction provided at the January 24<sup>th</sup> Committee meeting.
- IV. Discussion Items:

None.
- V. Referrals/Pending Items:
  - 1) Committee to continue the discussion regarding a draft resolution submitted by Town of Queensbury Resident, Robert Schulz, "Declaring that it would be a conflict of interest for certain individuals regulated by the New York State Constitution to be a delegate at a New York State Constitution Convention". (08.30.16)
  - 2) Referral from the Health, Human & Social Services Committee requesting a resolution be drafted urging the State to provide financial assistance to the County for the cost of rabies treatment. (11.21.16) - *Note: Pat Auer, Director of Public Health/Patient Services, has requested that no action be taken on this item as she is currently awaiting further information on the matter.*
- VI. Privilege of the Floor to discuss any additional items to come before the Committee
- VII. Motion to adjourn

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Attachments:

1. Draft revisions to Warren County Travel Policy (*Action Agenda/New Business Item 1*)
2. Letter and resolution proposed by Mr. Robert Schulz (*Referral/Pending Item 1*)
3. Portion of the minutes from the November 21, 2016 meeting of the Health, Human & Social Services Committee pertaining to referral to the Legislative & Rules Committee (*Referral/Pending Item 3*)

New Section III.155 (B)(2)(d) to read as follows:

(d) 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 next oversight committee agenda.

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 (Supervisory Committee) hereby authorizes (Employee Name)

to attend (Name of meeting or organization)

at (Address)

on (Dates) 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.

For Overnight Travel

- Room rate \$ GSA\* Rate \$
Meal costs - GSA\* per diem rate \$

\* 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.

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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.

Robert L. Schulz  
2458 Ridge Road  
Queensbury, NY 12804

May 5, 2016

Chairman and Members of the  
Warren County Board of Supervisors  
1340 State Route 9  
Lake George, NY 12845

Attn: Amanda Allen - Clerk, Board of Supervisors

Dear Mr. Geraghty and Members of the Board:

With respect, please take notice the following question will be on the statewide ballot in November 2017: "Shall there be a convention to revise the constitution and amend the same?"

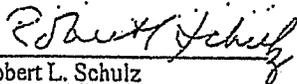
Attached is a draft of a Resolution that would have the Board: a) declare that it would be a conflict of interest for those regulated by the New York State Constitution to be a delegate at a New York State Constitution Convention; and b) call upon the citizens of Warren County to prepare now for the question by beginning a process of nominating and vetting candidates for the position of Constitution Convention delegate.

I respectfully request the Resolution be introduced to the Board for its consideration.

I have prepared a 30-40 minute power point presentation in support of the Resolution that I believe would be educational and beneficial to Board in its deliberation. Please advise.

Thank you for your attention to this matter.

Respectfully yours,



Robert L. Schulz  
518-656-3578

## RESOLUTION NO. \_\_\_\_ OF 2016

**DECLARING THAT IT WOULD BE A CONFLICT OF INTEREST FOR CERTAIN  
INDIVIDUALS REGULATED BY THE NEW YORK STATE CONSTITUTION  
TO BE DELEGATES AT A NEW YORK STATE CONSTITUTION CONVENTION**

WHEREAS, all power is inherent in the People, therefore no word finds its way into or out of the New York State Constitution except by a vote of the People; and

WHEREAS, by the terms of the New York State Constitution, the People structure and regulate the government and private and private corporations, including political parties and registered lobbying organizations; and

WHEREAS, in Section 1 of Article XIX of the New York State Constitution, the People have provided the Government of the State with a pathway to revise and amend the State Constitution; the Legislature can agree to place a proposed constitutional Amendment on the statewide ballot for a "yes" or "no" vote by the People; and

WHEREAS, in Section 2 of Article XIX of the New York State Constitution, the People have provided themselves with a pathway to governmental reform by formally evaluating the performance of the government, in convention, every twenty years, for the purpose of revising and amending the State Constitution as needed; and

WHEREAS, the question, "Shall there be a convention to revise the Constitution and amend the same?" will next appear on the ballot in November of 2017, and if the People vote yes those desiring to be convention delegates would stand for election in November 2018; and

WHEREAS, it would be a conflict of interest for anyone regulated by the Constitution to be a delegate at the convention the purpose of which is to recommend changes to the rule book that governs their behavior; and

WHEREAS, the good People of Warren County, the 45<sup>th</sup> State Senatorial District and the State of New York are quite capable of developing a slate of competent candidates who would compete for the 204 delegate seats to be filled in such election of 2018: three from each state senatorial district and fifteen at large; now, therefore be it

RESOLVED, that the Warren County Board of Supervisors does hereby declare that employees of New York State's Government, political parties and lobbying organizations have no business being delegates at a New York State Constitution Convention and such would be a most egregious, unconstitutional and unethical conflict of interest, and be it further resolved

RESOLVED, that the Warren County Board of Supervisors does hereby call upon the citizens of Warren County to begin now, in advance of the November 2017 vote on the question, a process of nominating and vetting individuals for the position of delegate to the Constitution Convention; and be it further

RESOLVED, the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to forward copies of this resolution to: a) the New York State Association of Counties; and b) the Boards of Supervisors and Legislatures of the 56 other counties outside New York City; and c) local and regional print and broadcast media.

Commencing the agenda review, Ms. Auer presented a request to award bid and authorize a contract with Bonadio & Co. LLP for CPA services to audit the Medical Cost Report for Warren County Health Services for a term commencing January 1, 2017 and terminating December 31, 2017 with the option of two annual renewals.

Motion was made by Mr. Strough, seconded by Mr. McDevitt and carried unanimously to approve the request as outlined above and the necessary resolution was authorized for the December 16<sup>th</sup> Board Meeting. *A copy of the resolution request form is on file with the minutes.*

Next, Ms. Auer introduced a request to authorize a contract renewal with New York State Department of Health Bureau of Early Intervention for a five-year contract term commencing October 1, 2016 and terminating September 30, 2021 to allow receipt of continued annual funding for Early Intervention Administration and to accept any COLA (Cost of Living Adjustments) funding that may be available during the contract period.

Motion was made by Mrs. Frasier, seconded by Mr. Simpson and carried unanimously to approve the request as outlined above and the necessary resolution was authorized for the December 16<sup>th</sup> Board Meeting. *A copy of the resolution request form is on file with the minutes.*

Ms. Auer presented a request to amend the contract with Glens Falls Animal Hospital to reflect a rate increase effective January 1, 2017.

Motion was made by Ms. Braymer, seconded by Mr. MacDonald and carried unanimously to approve the request as outlined above and the necessary resolution was authorized for the December 16<sup>th</sup> Board Meeting. *A copy of the resolution request form is on file with the minutes.*

Tawn Driscoll, Fiscal Manager for the Department of Health, presented a request for a transfer of fund from various budget codes in the amount of \$100,865, to cover the cost of rabies treatment for a family exposed to the virus. She explained she wrote a letter to the State seeking State funding assistance for the expense. A discussion ensued during which the Committee referred the matter of this funding requirement to the Legislative & Rules Committee on relieving the burden to the County.

Motion was made by Mr. Strough, seconded by Mr. McDevitt and carried unanimously to approve the request as outlined above and forward same to the Finance, Personnel & Higher Education Committee. *A copy of the request is on file with the minutes.*

Ms. Auer indicated a copy of the Emergency Response and Preparedness Activities Report was included in the agenda and she called for questions, but there were none.

Pertaining to the Status of Referrals portion of the agenda review, Tammie DeLorenzo, Clinical & Fiscal Informatics Coordinator, informed October was a good month for referrals. She noted the per diem nurses were working well.

Following, Ms. Driscoll reviewed the Expenditures, Revenues, Overtime and Per Diem Report. She notified October financials had yet to be completed. For September she stated the Ebola Grant had ended, and the Bio-Terrorism, Lead, Rabies and IAP (Immunization Action Plan) grants were incurred into the revenue. She reported salaries were at 75.5% of the budget and full-time and part-time were down due to the utilization of per diem staff. She indicated revenues and expenditures were down and no longer reflected long term care. As a reminder Ms. Driscoll informed the Pre-School Program commenced July 1, 2015 and ended June 30, 2016 and would be billed in March 2017 after information was received from the State.

There being no further business to come before the Health, Human & Social Services Committee, on motion made by Mr. Strough and seconded by Mr. MacDonald, Mr. Sokol adjourned the meeting at 10:00 a.m.

Respectfully submitted,  
Molly Ganotes, Legislative Office Special