

Warren County Board of Supervisors

AGENDA FRIDAY FEBRUARY 15, 2019 BOARD MEETING



10:00 a.m. Call Meeting to Order

Pledge of Allegiance - Supervisor Geraghty

Roll Call

Motion to approve minutes of the January 18, 2019 Board Meeting and the January 16, 2019 and January 31, 2019 Special Board Meetings, subject to correction by the Clerk of the Board

Report by Chairman of the Board

Reports by Committee Chairmen on Past Month Meetings or Activities

Report by County Administrator

Report by County Attorney

Reading of Communications

Reading of Resolutions

Discussion and Public Comment on Proposed Resolutions

Vote on Resolutions

Privilege of the Floor

Announcements

Motion to Adjourn

Warren County Board of Supervisors

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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

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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.

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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

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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

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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 Howse for 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

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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

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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. Brines background and her accomplishments in her position with the County. Chairman Conover and Mr. Moore presented Ms. Brines 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. Brines 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*)

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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

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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.

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 yesterday's 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.

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
23	ROLL CALL	FINANCE - MAKING SUPPLEMENTAL APPROPRIATIONS
24	ROLL CALL	FINANCE - AMENDING WARREN COUNTY BUDGET FOR 2019 FOR VARIOUS DEPARTMENTS WITHIN WARREN COUNTY
25		COUNTY FACILITIES (AIRPORT) - 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
26		COUNTY FACILITIES (AIRPORT) - 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
27		CRIMINAL JUSTICE & PUBLIC SAFETY (ASSIGNED COUNSEL) - APPROVING THE WARREN COUNTY ASSIGNED COUNSEL PLAN WHICH REPLACES THE ASSIGNED COUNSEL PLAN AUTHORIZED BY RESOLUTION NO. 481 OF 2013
28		CRIMINAL JUSTICE & PUBLIC SAFETY (OFFICE OF EMERGENCY SERVICES) - 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
29		CRIMINAL JUSTICE & PUBLIC SAFETY (OFFICE OF EMERGENCY SERVICES) - 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
30		CRIMINAL JUSTICE & PUBLIC SAFETY (OFFICE OF EMERGENCY SERVICES) - 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

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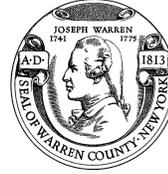
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31		CRIMINAL JUSTICE & PUBLIC SAFETY (<i>OFFICE OF EMERGENCY SERVICES</i>) - AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR FY19 LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT FUNDING FOR THE OFFICE OF EMERGENCY SERVICES
32		CRIMINAL JUSTICE & PUBLIC SAFETY (<i>OFFICE OF EMERGENCY SERVICES</i>) - 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
33		CRIMINAL JUSTICE & PUBLIC SAFETY (<i>PROBATION</i>) - 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
34		CRIMINAL JUSTICE & PUBLIC SAFETY (<i>PROBATION</i>) - 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
35		CRIMINAL JUSTICE & PUBLIC SAFETY (<i>PUBLIC DEFENDER</i>) - AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR FUNDING UNDER ILS DISTRIBUTION #9 FOR THE PUBLIC DEFENDER
36		CRIMINAL JUSTICE & PUBLIC SAFETY (<i>PUBLIC DEFENDER</i>) - AUTHORIZING EXTENSION OF AGREEMENT (C000752) WITH THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES
37		ECONOMIC GROWTH & DEVELOPMENT (<i>PLANNING</i>) - AUTHORIZING EXTENSION AGREEMENT WITH THE ADIRONDACK/GLENS FALLS TRANSPORTATION COUNCIL TO PROVIDE PART-TIME GIS SERVICES
38		ECONOMIC GROWTH & DEVELOPMENT (<i>PLANNING</i>) - AWARDED PROPOSAL AND AUTHORIZING AGREEMENT WITH BEARDSLEY DESIGN ASSOCIATES TO HAVE A CONSULTANT CONDUCT A COMPREHENSIVE BUILDING ASSESSMENT AT COUNTRYSIDE ADULT HOME (WC 063-18)

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39		ECONOMIC GROWTH & DEVELOPMENT (<i>PLANNING</i>) - 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)
40		ECONOMIC GROWTH & DEVELOPMENT (<i>PLANNING</i>) - 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
41		ECONOMIC GROWTH & DEVELOPMENT (<i>PLANNING</i>) - 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
42		ENVIRONMENTAL CONCERNS & REAL PROPERTY TAX SERVICES (<i>REAL PROPERTY</i>) - AUTHORIZING THE COUNTY AUDITOR TO APPROVE NEW YORK STATE REAL PROPERTY TAX LAW CORRECTION OF ERRORS AND/OR APPLICATIONS FOR REFUNDS <i>AMENDED FROM THE FLOOR AT THE BOARD MEETING</i>
43		HEALTH, HUMAN & SOCIAL SERVICES (<i>DEPARTMENT OF SOCIAL SERVICES</i>) - AUTHORIZING EXTENSION AGREEMENT WITH KMG MONITORING SERVICES TO PROVIDE ELECTRONIC MONITORING SERVICES FOR JUVENILES
44		HEALTH, HUMAN & SOCIAL SERVICES (<i>DEPARTMENT OF SOCIAL SERVICES</i>) - AUTHORIZING AGREEMENT WITH WARREN COUNTY PUBLIC HEALTH DEPARTMENT TO PROVIDE CHILD WELFARE AND COMMUNITY HEALTH SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES
45		HEALTH, HUMAN & SOCIAL SERVICES (<i>DEPARTMENT OF SOCIAL SERVICES</i>) - AUTHORIZING AGREEMENT WITH WARREN WASHINGTON HOMELESS YOUTH COALITION D/B/A WAITHOUSE TO PROVIDE SERVICES RELATED TO SEXUALLY EXPLOITED YOUTH (SEY) PREVENTION AND PROGRAMMING FOR THE DEPARTMENT OF SOCIAL SERVICES

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46		HEALTH, HUMAN & SOCIAL SERVICES (<i>DEPARTMENT OF SOCIAL SERVICES</i>) - 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
47		HEALTH, HUMAN & SOCIAL SERVICES (<i>DEPARTMENT OF SOCIAL SERVICES</i>) - APPOINTING MEMBERS TO THE WARREN COUNTY YOUTH BOARD
48		HEALTH, HUMAN & SOCIAL SERVICES (<i>HEALTH SERVICES</i>) - APPOINTING MEMBERS OF THE LOCAL EARLY INTERVENTION COORDINATING COUNCIL (LEICC) FOR THE EDUCATION OF PHYSICALLY HANDICAPPED CHILDREN'S PROGRAM
49		HEALTH, HUMAN & SOCIAL SERVICES (<i>HEALTH SERVICES</i>) - APPOINTING MEMBERS OF PROFESSIONAL ADVISORY COMMITTEE
50		HEALTH, HUMAN & SOCIAL SERVICES (<i>HEALTH SERVICES</i>) - AMENDING RESOLUTION NO. 242 OF 2018, ADOPTING THE WARREN COUNTY CORPORATE COMPLIANCE POLICY, TO APPROVE AMENDMENTS TO THE POLICY
51		HEALTH, HUMAN & SOCIAL SERVICES (<i>HEALTH SERVICES</i>) - 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
52		HEALTH, HUMAN & SOCIAL SERVICES (<i>HEALTH SERVICES</i>) - 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
53		HEALTH, HUMAN & SOCIAL SERVICES (<i>OFFICE FOR THE AGING</i>) - 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

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55		HEALTH, HUMAN & SOCIAL SERVICES (<i>OFFICE FOR THE AGING</i>) - 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
56		HEALTH, HUMAN & SOCIAL SERVICES (<i>OFFICE FOR THE AGING</i>) - 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
57		HEALTH, HUMAN & SOCIAL SERVICES (<i>OFFICE FOR THE AGING</i>) - 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
58		HEALTH, HUMAN & SOCIAL SERVICES (<i>OFFICE FOR THE AGING</i>) - AUTHORIZING SUBMISSION OF A GRANT APPLICATION FOR THE MEDICARE IMPROVEMENTS FOR PATIENTS AND PROVIDERS ACT (MIPPA)
59		HEALTH, HUMAN & SOCIAL SERVICES (<i>OFFICE FOR THE AGING</i>) - AMENDING AGREEMENT WITH CATHERINE KEATING-STAUCH, R.D., TO PROVIDE DIETICIAN SERVICES FOR ELDERLY RESIDENTS UNDER THE WELLNESS IN NUTRITION PROGRAM (WIN)
60		HEALTH, HUMAN & SOCIAL SERVICES (<i>OFFICE FOR THE AGING</i>) - 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

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61		HEALTH, HUMAN & SOCIAL SERVICES (<i>OFFICE FOR THE AGING</i>) - 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
62		HEALTH, HUMAN & SOCIAL SERVICES (<i>OFFICE FOR THE AGING</i>) - 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
63		HEALTH, HUMAN & SOCIAL SERVICES (<i>OFFICE FOR THE AGING</i>) - 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
64		HEALTH, HUMAN & SOCIAL SERVICES (<i>OFFICE FOR THE AGING</i>) - AMENDING RESOLUTION NO. 120 OF 2016, AUTHORIZING AGREEMENTS BETWEEN WARREN-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
65	ROLL CALL	LEGISLATIVE & RULES - INTRODUCING PROPOSED LOCAL LAW NO. 3 OF 2019 ENTITLED "MUNICIPAL OPIOID COST RECOVERY AND PUBLIC NUISANCE LEGISLATION" AND AUTHORIZING PUBLIC HEARING THEREON
66		LEGISLATIVE & RULES - 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
67		OCCUPANCY TAX COORDINATION - AUTHORIZING AGREEMENT WITH ALL THE ROOMS, INC. TO PROVIDE INTERNET SEARCH SERVICES FOR ALL SHORT-TERM RENTALS IN WARREN COUNTY

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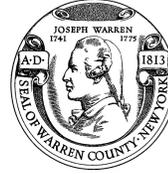
FEBRUARY 15, 2019 BOARD MEETING INDEX



<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
68		OCCUPANCY TAX COORDINATION - AUTHORIZING AGREEMENT WITH ALLTHEROOMS, INC. TO PROVIDE THREE (3) ANNUAL ANALYSIS REPORTS ON SHORT-TERM RENTALS IN WARREN COUNTY
69		OCCUPANCY TAX COORDINATION - AUTHORIZING WARREN COUNTY TOURIST AND CONVENTION DEVELOPMENT AGREEMENT WITH THE ADIRONDACK CIVIC CENTER COALITION, INC. FOR OCCUPANCY TAX SPECIAL EVENT FUNDING
70	ROLL CALL	PUBLIC WORKS (DPW) - 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)
71		PUBLIC WORKS (PARKS, RECREATION & RAILROAD) - 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
72	ROLL CALL	SUPPORT SERVICES (CLERK OF THE BOARD) - 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 <i>AMENDED FROM THE FLOOR AT THE BOARD MEETING</i>
73		TOURISM - EXTENDING AGREEMENT WITH THE ADIRONDACK REGIONAL TOURISM COUNCIL, INC. FOR REGIONAL MARKETING SERVICES
74	ROLL CALL	PERSONNEL & HIGHER EDUCATION - AMENDING TABLE OF ORGANIZATION AND WARREN COUNTY SALARY AND COMPENSATION PLAN FOR 2019
75		PERSONNEL & HIGHER EDUCATION - APPROVING REVISIONS TO THE WARREN COUNTY TIME CLOCK POLICY AND TIME AND ATTENDANCE SYSTEM PROCEDURE
76		PERSONNEL & HIGHER EDUCATION - APPROVING THE WARREN COUNTY POLICY AGAINST DISCRIMINATION AND HARASSMENT WHICH REPLACES THE WARREN COUNTY PLAN AND PROGRAM ON WORKPLACE HARASSMENT

Warren County Board of Supervisors

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
77		PERSONNEL & HIGHER EDUCATION - 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
78		PERSONNEL & HIGHER EDUCATION - AUTHORIZING TEMPORARY OUT-OF-TITLE PAY FOR SENIOR AIDE #2 AT COUNTRYSIDE ADULT HOME UNTIL THE DIRECTOR POSITION IS POSTED AND FILLED
79		PERSONNEL & HIGHER EDUCATION - 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
80		PERSONNEL & HIGHER EDUCATION - AUTHORIZING LAURA MONROE, PUBLIC HEALTH REGISTERED NURSE, TO ENROLL IN A JOB-RELATED COURSE
81		PERSONNEL & HIGHER EDUCATION - AUTHORIZING JIGNASHA SHAH, PUBLIC HEALTH PROGRAM COORDINATOR, TO ENROLL IN A JOB-RELATED COURSE
82		PERSONNEL & HIGHER EDUCATION - AUTHORIZING CARRIE WRIGHT, PROGRAM ANALYST IN THE OFFICE OF COMMUNITY SERVICES, TO ENROLL IN A JOB-RELATED COURSE
83		PERSONNEL & HIGHER EDUCATION - 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
84		FINANCE - AMENDING RESOLUTION NO. 433 OF 2016 RELATING TO INVESTMENT POLICIES AND GUIDELINES FOR WARREN COUNTY
85		FINANCE - AUTHORIZING THE COUNTY TREASURER TO JOIN NEW YORK COOPERATIVE LIQUID ASSET SECURITIES SYSTEM (NYCLASS) TO INVEST COUNTY FUNDS FOR WARREN COUNTY
86		FINANCE - AUTHORIZING AGREEMENT WITH AIRBNB, INC. TO ALLOW THE TREASURER'S OFFICE TO COLLECT OCCUPANCY TAX

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
87	ROLL CALL	FINANCE - 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
88	ROLL CALL	FINANCE - 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
89	ROLL CALL	FINANCE - AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE GENERAL FUND UNAPPROPRIATED SURPLUS TO THE SHERIFF'S OFFICE BUDGET; AMENDING 2019 WARREN COUNTY BUDGET
90	ROLL CALL	FINANCE - AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE GENERAL FUND UNAPPROPRIATED SURPLUS TO THE SHERIFF'S OFFICE BUDGET; AMENDING 2019 WARREN COUNTY BUDGET
91	ROLL CALL	FINANCE - ESTABLISHING CAPITAL PROJECT NO. H382 LAKE GEORGE INVASIVE SPECIES ERADICATION; AUTHORIZING TRANSFER OF FUNDS AND AMENDING WARREN COUNTY BUDGET FOR 2019
92		FINANCE - AMENDING AGREEMENT WITH THE CLEMENTS FIRM TO INCREASE THE NOT TO EXCEED AMOUNT FOR SERVICES PROVIDED TO OFFICE FOR THE AGING
93	ROLL CALL	FINANCE - 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
94	ROLL CALL	FINANCE - 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
95	ROLL CALL	FINANCE - 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

Warren County Board of Supervisors

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
96	ROLL CALL	FINANCE - AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE VEHICLE RESERVE TO DEPARTMENTAL BUDGETS TO PURCHASE VEHICLES; AMENDING 2019 WARREN COUNTY BUDGET
97		FINANCE - 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
98	ROLL CALL	FINANCE - 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
<i>RESOLUTION NOS. 23-98 WERE DISTRIBUTED TO THE MEMBERS OF THE BOARD OF SUPERVISORS ON TUESDAY FEBRUARY 12, 2019</i>		
99		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 <i>PRESENTED IN WRITING AND INTRODUCED FROM THE FLOOR AT THE BOARD MEETING</i>

Warren County Board of Supervisors

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

Warren County Board of Supervisors

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
A.3645.4100 470	Contract	27,000.00

RESOLUTION NO. 24 OF 2019

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<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
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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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UP YONDA FARM

ESTIMATED REVENUE

A.7111 2706	Up Yonda Farm, Donation-Up Yonda Farm	4,000.00
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APPROPRIATIONS

A.7111 130	Up Yonda Farm, Salaries-Part Time	4,000.00
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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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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

1. 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.

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- 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.

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(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.

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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

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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.

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- (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.

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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;

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- 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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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 ILS 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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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 infra-structure 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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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 Johnsburg

Warren County Board of Supervisors

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 Health
LaLone, Emily	Gillis, Diana	Fax: 761-6422	1340 State Route 9
Mastrianni, Erik	Toolan, Debbie		Lake George, New York 12845
Merritt, Jackie			
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	

Warren County Board of Supervisors

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 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

RESOLUTION NO. 49 OF 2019

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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

Warren County Board of Supervisors

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 polices 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 payor 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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

RESOLUTION NO. 61 OF 2019

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

RESOLUTION NO. 61 OF 2019

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

Warren County Board of Supervisors

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
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

Warren County Board of Supervisors

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

Warren County Board of Supervisors

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 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

Warren County Board of Supervisors

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;

RESOLUTION NO. 65 OF 2019

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- 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.

Warren County Board of Supervisors

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

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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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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>
<u>A.1420.110</u>		
<u>TITLE:</u> Legal Assistant-Real Estate	12/26/2018	\$45,000

<u>Reclassify Position To:</u>	12/26/2018	\$45,000
<u>A.1420.110</u>		
<u>TITLE:</u> Tax Coordinator		

OFFICE FOR THE AGING

<u>Reducing Hours From:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.6772.130</u>		
<u>TITLE:</u> Meal Site Cook #10	02/25/2019	\$27,438 Grade 2 (pro-rated to 30 hrs/week)

<u>Reducing Hours To:</u>	02/25/2019	\$27,438 Grade 2 (pro-rated to 25 hrs/week)
<u>A.6772.130</u>		
<u>TITLE:</u> Meal Site Cook #10		

PLANNING & COMMUNITY DEVELOPMENT

<u>Reclassify Position From:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.8022.110</u>		
<u>TITLE:</u> GIS Coordinator	02/18/2019	\$74,000

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**PLANNING &
COMMUNITY
DEVELOPMENT**

<u>Reclassify Position To:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.8022.110</u>		
<u>TITLE:</u> GIS Administrator	02/18/2019	\$75,924

TREASURER

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1325.130</u>		
<u>TITLE:</u> Principal Account Clerk/Typist- Temp	02/18/2019 - 08/15/2019	\$23.70/hour (Not to exceed 16 hours per week)

<u>Creating Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1325.110</u>		
<u>TITLE:</u> Principal Account Clerk #4	02/18/2019	\$37,633 Grade 10

<u>Deleting Position:</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
<u>A.1325.110</u>		
<u>TITLE:</u> Principal Account Clerk/Typist	02/18/2019	\$38,225 Grade 11

Warren County Board of Supervisors

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.

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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.

Warren County Board of Supervisors

RESOLUTION NO. 76 OF 2019

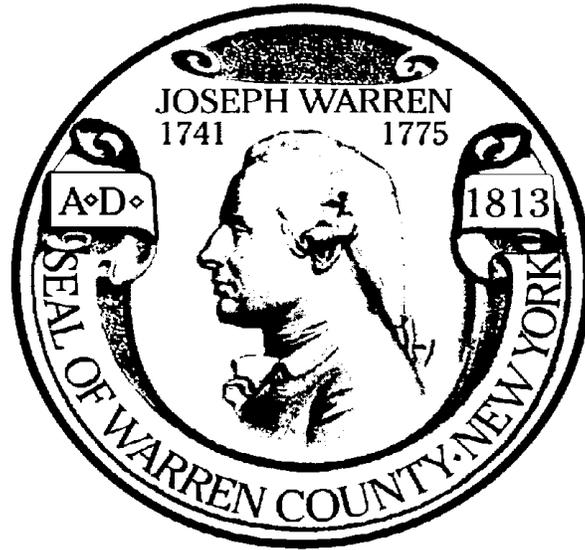
RESOLUTION INTRODUCED BY SUPERVISORS GERAGHTY, FRASIER, MCDEVITT, LEGGETT, BRAYMER, SIMPSON, HYDE, DIAMOND, LOEB, MERLINO AND SOKOL

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 2019

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.

- **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.
- **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.
- **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.
- **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 authorized 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 part 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:



Warren County Department of Human Resources

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:

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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, Job Related Courses.

Warren County Board of Supervisors

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 Preventive Program, Health Education, Job Related Courses.

Warren County Board of Supervisors

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		<hr/> \$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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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
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and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Warren County Board of Supervisors

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
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and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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
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.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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
	TOTAL	\$249,600.00

and be it further

RESOLVED, that the Warren County Budget for 2019 be, and hereby is, amended accordingly.

Warren County Board of Supervisors

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.

Warren County Board of Supervisors

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 areanursing homes.

Warren County Board of Supervisors

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

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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

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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.