

Warren County Board of Supervisors

AGENDA
FRIDAY NOVEMBER 19, 2021
BOARD MEETING



10:00 a.m. Call Meeting to Order

Pledge of Allegiance - Supervisor Shepler

Roll Call

Motion to approve minutes of the October 15th Board Meeting and the November 5th Special Board Meeting, subject to correction by the Clerk of the Board

Presentation of Employee of the Month Award to Dan Durkee, Sr. Health Educator

Graduates of County's Leadership Training Program recognized:

Sondra Cameron - Department of Social Services, Sr. Resource Clerk

AnnMarie Mason - Office of Emergency Services, Director

Valerie Whisenant - Health Services, Assistant Director, Patient Services

Graduates of County's Safety Program recognized:

Douglas Barlow, DPW Employee

Matthew Livingston, DPW Employee

Justin Webb, DPW Employee

Chair declares public hearing open on Proposed Local Law No. 7 of 2021, Entitled "*Septic Inspection upon Transfer*", and requests Clerk of the Board read the Notice of Public Hearing aloud - privilege of the floor extended to anyone wishing to be heard on this matter

Chair declares public hearing open on Proposed Local Law No. 8 of 2021, Entitled "*A Local Law Amending Local Law No. 2 of 2021, Establishing the Office of Emergency Services for Warren County*", and requests Clerk of the Board read the Notice of Public Hearing aloud - privilege of the floor extended to anyone wishing to be heard on this matter

Chair declares public hearing open on Proposed Local Law No. 9 of 2021, Entitled "*A Local Law Reapportioning the Weighted Vote of the Warren County Board of Supervisors Amongst Twenty (20) Members*", and requests Clerk of the Board read the Notice of Public Hearing aloud - privilege of the floor extended to anyone wishing to be heard on this matter

Chair declares Public Hearing open on Warren County Sewer District (Industrial Park) Assessment Roll and requests Clerk of the Board read the Notice of Public Hearing aloud - privilege of the floor extended to anyone wishing to be heard on this matter

Chair declares Public Hearing open on 2022 Tentative Budget and requests Clerk of the Board read the Notice of Public Hearing aloud - privilege of the floor extended to anyone wishing to be heard on this matter

CONTINUED

NOVEMBER 19, 2021 BOARD MEETING AGENDA, CONTINUED

Reports by Committee Chairs

Report by County Administrator

Report by County Attorney

Reading of Communications

Reading of Resolutions

Discussion and Public Comment on Proposed Resolutions

Requests for roll call votes

Vote on Resolutions

Privilege of the Floor and Public Comment

Announcements

Motion to Adjourn

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
STE		ESTIMATE OF SALES TAX
MTR02		MORTGAGE TAX REPORT
PR29		PROCLAMATION - ALZHEIMER'S AWARENESS MONTH
PR30		PROCLAMATION - PANCREATIC CANCER AWARENESS MONTH
PR31		PROCLAMATION - DIABETES AWARENESS MONTH
PR32		PROCLAMATION - APPRENTICESHIP WEEK
PR33		PROCLAMATION - GRATITUDE MONTH
465	ROLL CALL	FINANCE - MAKING SUPPLEMENTAL APPROPRIATIONS
466	ROLL CALL	FINANCE - AMENDING WARREN COUNTY BUDGET FOR 2021 FOR VARIOUS DEPARTMENTS WITHIN WARREN COUNTY
467		CRIMINAL JUSTICE (<i>PUBLIC DEFENDER</i>) - AUTHORIZING AGREEMENT WITH GREATER GLENS FALLS TRANSIT TO PROVIDE TRANSPORTATION TO CLIENTS FOR NECESSARY COURT APPEARANCES, COURT MANDATED APPOINTMENTS, ETC. FOR THE PUBLIC DEFENDER'S OFFICE
468		CRIMINAL JUSTICE (<i>PUBLIC DEFENDER</i>) - AUTHORIZING AGREEMENTS WITH VARIOUS TAXI/TRANSPORTATION SERVICES TO PROVIDE TRANSPORTATION TO CLIENTS FOR NECESSARY COURT APPEARANCES, COURT MANDATED APPOINTMENTS, ETC. FOR THE PUBLIC DEFENDER'S OFFICE
469		CRIMINAL JUSTICE (<i>PUBLIC DEFENDER</i>) - RESCINDING RESOLUTION NO. 203 OF 2021, WHICH AUTHORIZED AN AGREEMENT WITH QUEENSBURY TAXI TO PROVIDE TRANSPORTATION TO CLIENTS FOR NECESSARY COURT APPEARANCES, COURT MANDATED APPOINTMENTS, ETC, FOR THE PUBLIC DEFENDER'S OFFICE, DUE TO LACK OF NECESSARY INSURANCE
470		ECONOMIC GROWTH & DEVELOPMENT (<i>PLANNING & COMMUNITY DEVELOPMENT</i>) - AUTHORIZING AGREEMENT WITH CITY OF GLENS FALLS FOR THE PLANNING & COMMUNITY DEVELOPMENT DEPARTMENT TO PROVIDE GIS SERVICES RESOLUTION TABLED

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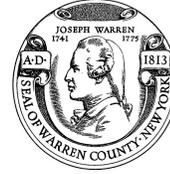
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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
471		ECONOMIC GROWTH & DEVELOPMENT (<i>PLANNING & COMMUNITY DEVELOPMENT</i>)- AUTHORIZING A CONTENT PARTNERSHIP WITH CLIFF & REDFIELD INTERACTIVE TO PRODUCE ARTICLES AND CONTENT AIMED AT HIGHLIGHTING THE FIRST WILDERNESS CORRIDOR
472		ENVIRONMENTAL CONCERNS & REAL PROPERTY TAX SERVICES (<i>REAL PROPERTY TAX SERVICES</i>)- AUTHORIZING THE COUNTY AUDITOR TO APPROVE NEW YORK STATE REAL PROPERTY TAX LAW CORRECTION OF ERRORS AND/OR APPLICATIONS FOR REFUNDS
473		ENVIRONMENTAL CONCERNS & REAL PROPERTY TAX SERVICES (<i>REAL PROPERTY TAX SERVICES</i>) - AUTHORIZING CONVEYANCES OF LANDS OFFERED AT PUBLIC AUCTION HELD ON OCTOBER 16, 2021, DISPOSING OF CERTAIN LANDS ACQUIRED BY WARREN COUNTY PURSUANT TO THE REAL PROPERTY TAX FORECLOSURE ACTION <i>RESOLUTION AMENDED FROM THE FLOOR</i>
474	ROLL CALL	ENVIRONMENTAL CONCERNS & REAL PROPERTY TAX SERVICES (<i>REAL PROPERTY TAX SERVICES</i>) - AUTHORIZING CONVEYANCES OF LAND OFFERED AT ON-LINE PUBLIC AUCTION HELD FROM OCTOBER 1, 2021 TO OCTOBER 25, 2021, DISPOSING OF CERTAIN LANDS ACQUIRED BY WARREN COUNTY PURSUANT TO THE REAL PROPERTY TAX FORECLOSURE ACTION RESOLUTION FAILED
475		ENVIRONMENTAL CONCERNS & REAL PROPERTY TAX SERVICES (<i>REAL PROPERTY TAX SERVICES</i>)- RESCINDING RESOLUTION NO. 406 OF 2021, WHICH AUTHORIZED THE APPROPRIATION OF FUNDS FROM THE ENVIRONMENTAL TESTING RESERVE FUND TO THE REAL PROPERTY TAX SERVICES BUDGET TO PAY ATLANTIC TESTING LABORATORIES FOR A DESIGN PLAN FOR THE ASBESTOS AND LEAD ABATEMENT OF THE MOSHER'S GARAGE FOR THE TOWN OF JOHNSBURG TAX MAP PARCEL NO. 133.8-1-27; AMENDING 2021 WARREN COUNTY BUDGET, AS THE FUNDING IS NO LONGER NEEDED
476		GOVERNMENTAL OPERATIONS & ADVOCACY - INTRODUCING PROPOSED LOCAL LAW NO. 10 OF 2021, ENTITLED "A LOCAL LAW OF THE COUNTY OF WARREN, NEW YORK, REPEALING LOCAL LAWS 3 OF 2015, 2 OF 2016 AND 3 OF 2016 AND PROHIBITING THE USE AND SALE OF SPARKLING DEVICES IN WARREN COUNTY", AND AUTHORIZING PUBLIC HEARINGS THEREON <i>RESOLUTION AMENDED FROM THE FLOOR</i>

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
477		HEALTH SERVICES (<i>PUBLIC HEALTH</i>) - AUTHORIZING AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH/HEALTH RESEARCH INSTITUTE FOR GRANT FUNDING AWARDED UNDER THE PUBLIC HEALTH CORPS FELLOWSHIP PROGRAM TO BUILD THE PUBLIC HEALTH WORKFORCE AND INFRASTRUCTURE
478		HEALTH SERVICES (<i>PUBLIC HEALTH</i>) - AUTHORIZING AGREEMENT WITH HUDSON HEADWATERS HEALTH NETWORK TO BE A SUBCONTRACTOR AND SUB-RECIPIENT OF THE NEW YORK STATE DEPARTMENT OF HEALTH/HEALTH RESEARCH INSTITUTE PUBLIC HEALTH CORPS FELLOWSHIP PROGRAM IN ACCORDANCE WITH GRANT REQUIREMENTS TO PERFORM THE REQUIRED DELIVERABLES AND RECEIVE FUNDING
479		HEALTH SERVICES (<i>PUBLIC HEALTH</i>) - FURTHER AMENDING RESOLUTION NO. 122 OF 2019, WHICH AMENDED AN AGREEMENT WITH ZIRMED, INC. FOR THE PURPOSE OF VERIFYING INSURANCES BEFORE BILLING TO EXPEDITE CLAIMS WITHOUT DENIALS AND TO INCREASE RATES AND CHANGE CONTRACT TERMS FOR THE HOME CARE DIVISION, TO FURTHER INCREASE RATES AND CHANGE RENEWAL TERMS
480		HEALTH SERVICES (<i>PUBLIC HEALTH</i>) - AMENDING RESOLUTION NO. 455 OF 2016, WHICH AUTHORIZED THE CHAIR OF THE BOARD OF SUPERVISORS OR THE DIRECTOR OF PUBLIC HEALTH/PATIENT SERVICES TO ENTER INTO AND EXECUTE AGREEMENTS WITH VARIOUS VENDORS OR CONTRACTORS REGARDING SERVICES REQUIRED FROM TIME TO TIME BY THE HEALTH SERVICES DEPARTMENT, SUBJECT TO CERTAIN CONDITIONS, TO INCREASE THE NOT TO EXCEED AMOUNT, CHANGE THE CONTRACT RENEWAL TERMS AND INCLUDE MINOR AMENDMENTS TO REFLECT NECESSARY VERBIAGE CHANGES OR CHANGE IN REGULATION
481		HUMAN SERVICES (<i>COUNTRYSIDE ADULT HOME</i>) - AUTHORIZING EXTENSION OF AGREEMENT WITH ACTION SEPTIC SERVICE TO PROVIDE INSPECTION, CLEANING AND REPAIR OF KITCHEN AND LAUNDRY SEWER LINES AND ANY OTHER ADDITIONAL SEWER LINES AT COUNTRYSIDE ADULT HOME
482		PUBLIC SAFETY (<i>SHERIFF</i>) - AMENDING AGREEMENT WITH QUEENSBURY UNION FREE SCHOOL DISTRICT FOR THE WARREN COUNTY SHERIFF'S OFFICE TO PROVIDE LAW ENFORCEMENT SERVICES WITHIN THE QUEENSBURY SCHOOL DISTRICT, TO INCREASE THE NOT TO EXCEED AMOUNT

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
483		PUBLIC SAFETY (<i>SHERIFF</i>) - AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES TO ESTABLISH AN ESCROW ACCOUNT TO PAY FOR CRIMINAL HISTORY RECORD SEARCHES ASSOCIATED WITH CIVIL FINGERPRINT PROCESSING FOR PISTOL PERMIT APPLICATIONS, WHEN REQUESTED BY THE WARREN COUNTY SHERIFF'S OFFICE
484		PUBLIC WORKS (<i>DPW</i>) - ACCEPTING PROPOSAL AND AUTHORIZING AGREEMENT WITH ATLANTIC TESTING LABORATORIES FOR PERIODIC ASBESTOS AND LEAD CONSULTING SERVICES (WC 51-21)
485		PUBLIC WORKS (<i>DPW</i>) - AWARDING BID AND AUTHORIZING AGREEMENT WITH VARIOUS BIDDERS FOR COLD MILLING (WC 53-21)
486		PUBLIC WORKS (<i>DPW</i>) - AWARDING BID AND AUTHORIZING AGREEMENT WITH TOWN & COUNTY BRIDGE AND RAIL, INC. FOR CONSTRUCTION, RECONSTRUCTION OF GUIDE RAILING, POSTS AND COMPONENT PARTS (WC 54-21)
487		PUBLIC WORKS (<i>DPW</i>) - AWARDING BID AND AUTHORIZING AGREEMENT WITH ROZELL EAST, INC. TO PROVIDE CRANE SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS (WC 59-21)
488		PUBLIC WORKS (<i>DPW</i>) - AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR JOHNSBURG BRIDGE (GLEN CREEK ROAD AND DIPPIKILL ROAD OVER GLEN CREEK) REPLACEMENTS, TOWN OF JOHNSBURG
489		PUBLIC WORKS (<i>DPW</i>) - AMENDING AGREEMENT WITH CREIGHTON MANNING ENGINEERING FOR CONSULTANT SERVICES IN CONNECTION WITH CAPITAL PROJECT H393 JOHNSBURG BRIDGES (GLEN CREEK ROAD & DIPPIKILL ROAD OVER GLEN CREEK), TOWN OF JOHNSBURG, TO INCLUDE SUPPLEMENTAL AGREEMENT NO. 1 FOR THE DEPARTMENT OF PUBLIC WORKS
490		PUBLIC WORKS (<i>DPW</i>) - AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR THE MIDDLETON BRIDGE OVER SCHROON RIVER PROJECT, TOWNS OF BOLTON, CHESTER, HORICON & WARRENSBURG

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
491		PUBLIC WORKS (DPW) - AMENDING AGREEMENT WITH FOIT-ALBERT ASSOCIATES, PC FOR ENGINEERING SERVICES AND RIGHT-OF-WAY INCIDENTALS IN CONNECTION WITH THE REPLACEMENT OF THE MIDDLETON BRIDGE OVER SCHROON RIVER PROJECT TO INCLUDE SUPPLEMENTAL AGREEMENT NO. 2 FOR THE DEPARTMENT OF PUBLIC WORKS
492	ROLL CALL	TOURISM & OCCUPANCY TAX COORDINATION - AUTHORIZING EXTENSION OF AGREEMENT WITH LAKE PLACID ADVERTISERS WORKSHOP, INC. TO PROVIDE BROADCAST AND DIGITAL MEDIA BUYING SERVICES FOR THE TOURISM DEPARTMENT (WC 45-20) <i>RESOLUTION AMENDED FROM THE FLOOR</i>
493		TOURISM & OCCUPANCY TAX COORDINATION - RESCINDING RESOLUTION NO. 389 OF 2021, WHICH AWARDED BID AND AUTHORIZED AN AGREEMENT WITH WALSWORTH PUBLISHING COMPANY, INC. FOR PRINTING OF THE 2022 WARREN COUNTY TRAVEL GUIDE (WC 45-21) FOR THE TOURISM DEPARTMENT, DUE TO SUPPLY CHAIN SHORTAGE
494		TOURISM & OCCUPANCY TAX COORDINATION - AMENDING RESOLUTION NO. 229 OF 2021, AUTHORIZING AGREEMENTS WITH CERTAIN APPLICANTS FOR THE DISBURSEMENT OF 2021 OCCUPANCY TAX REVENUES, TO AUTHORIZE AGREEMENTS AND FUNDING TO THE LAKE GEORGE WINTERFEST AND THE ADIRONDACK CHRISTKINDLMARKT
495	ROLL CALL	PERSONNEL, ADMINISTRATION & HIGHER EDUCATION - AMENDING TABLES OF ORGANIZATION AND WARREN COUNTY SALARY AND COMPENSATION PLAN FOR 2021
496		PERSONNEL, ADMINISTRATION & HIGHER EDUCATION (CLERK OF THE BOARD) - RESOLUTION AUTHORIZING REIMBURSEMENTS FOR MILEAGE AND OUT-OF-POCKET EXPENSES TO COUNTY CORONERS
497		PERSONNEL, ADMINISTRATION & HIGHER EDUCATION (CIVIL SERVICE) - AUTHORIZING AGREEMENT WITH STANDARD MEDICAL SERVICES, A DIVISION OF MOUNTAIN MEDICAL SERVICES, PLLC TO PROVIDE MEDICAL EXAMINATIONS FOR POLICE AND PATROL OFFICER CANDIDATES
498		PERSONNEL, ADMINISTRATION & HIGHER EDUCATION (HUMAN RESOURCES) - ADOPTING AMENDED WARREN COUNTY INTERN POLICY

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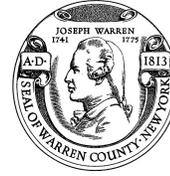
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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
499		PERSONNEL, ADMINISTRATION & HIGHER EDUCATION (<i>HUMAN RESOURCES</i>) - ADOPTING REVISED OUT-OF-UNIT EMPLOYEE BENEFITS POLICY FOR WARREN COUNTY
500		PERSONNEL, ADMINISTRATION & HIGHER EDUCATION (<i>HUMAN RESOURCES</i>) - ESTABLISHING THE PROCEDURE FOR REIMBURSEMENT OF COSTS OF ASSOCIATED WITH EMPLOYMENT RELATED EDUCATIONAL/PROFESSIONAL TRAINING, CERTIFICATION (INCLUDING NON-CREDIT BEARING CERTIFICATIONS) AND CREDIT-BEARING COURSE WORK, THAT PROVIDES BENEFIT TO WARREN COUNTY
501		PERSONNEL, ADMINISTRATION & HIGHER EDUCATION (<i>INFORMATION TECHNOLOGY</i>) - AUTHORIZING AGREEMENT WITH SPECTRUM ENTERPRISE FOR POINT-TO-POINT CONNECTION FOR THE DEPARTMENT OF PUBLIC WORKS ADMINISTRATION BUILDING AND THE OFFICE OF EMPLOYMENT AND TRAINING ADMINISTRATION FOR THE INFORMATION TECHNOLOGY DEPARTMENT
502	ROLL CALL	FINANCE (<i>COUNTY FACILITIES</i>) - ESTABLISHING CAPITAL PROJECT NO. H406, COUNTRYSIDE ADULT HOME 2021 CAPITAL IMPROVEMENTS; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2021
503		FINANCE (<i>COUNTY TREASURER</i>) - ACCEPTING PROPOSAL AND AUTHORIZING AGREEMENT WITH DRESCHER & MALECKI, LLP FOR 2021, 2022 AND 2023 ANNUAL SINGLE AUDITS FOR THE WARREN COUNTY TREASURER'S OFFICE (WC 58-21)
504		FINANCE (<i>COUNTY TREASURER</i>) - AUTHORIZING THE COUNTY TREASURER TO COMPLETE A PROPERTY TAX SETTLEMENT FOR ELEVEN (11) PARCELS OWNED BY NORTHWEST BAY PARTNERS, LTD, TOWN OF BOLTON, WARREN COUNTY RESOLUTION WITHDRAWN
505	ROLL CALL	FINANCE (<i>DPW</i>) - INCREASING CAPITAL PROJECT NO. H278, MIDDLETON BRIDGE OVER SCHROON RIVER; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING 2021 WARREN COUNTY BUDGET
506	ROLL CALL	FINANCE (<i>DPW</i>) - INCREASING CAPITAL PROJECT NO. H393, JOHNSBURG BRIDGES (GLEN CREEK ROAD & DIPPIKILL ROAD OVER GLEN CREEK); AUTHORIZING TRANSFER OF FUNDS; AND AMENDING 2021 WARREN COUNTY BUDGET

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
507	ROLL CALL	FINANCE (<i>INFORMATION TECHNOLOGY</i>) - AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE COMPUTER RESERVE FUND TO VARIOUS DEPARTMENTAL BUDGETS; AMENDING 2021 WARREN COUNTY BUDGET
508	ROLL CALL	FINANCE (<i>TOURISM</i>) - AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE OCCUPANCY TAX RESERVE TO THE TOURISM BUDGET; AMENDING 2021 WARREN COUNTY BUDGET
509	ROLL CALL	PROPOSED SEPTIC INSPECTION AT TRANSFER - ENACTING LOCAL LAW NO. 7 OF 2021, ENTITLED "SEPTIC INSPECTION UPON TRANSFER" RESOLUTION WITHDRAWN
510	ROLL CALL	PUBLIC SAFETY (<i>OFFICE OF EMERGENCY SERVICES</i>) - ENACTING LOCAL LAW NO. 8 OF 2021, ENTITLED "A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 2021, ESTABLISHING THE OFFICE OF EMERGENCY SERVICES FOR WARREN COUNTY"
511	ROLL CALL	PERSONNEL, ADMINISTRATION & HIGHER EDUCATION - ENACTING LOCAL LAW NO. 9 OF 2021, ENTITLED "A LOCAL LAW REAPPORTIONING THE WEIGHTED VOTE OF THE WARREN COUNTY BOARD OF SUPERVISORS AMONGST TWENTY (20) MEMBERS"
512	ROLL CALL	ENVIRONMENTAL CONCERNS & REAL PROPERTY TAX SERVICES (<i>REAL PROPERTY TAX SERVICES</i>) - APPROVING AND ADOPTING THE WARREN COUNTY SEWER DISTRICT (INDUSTRIAL PARK) ASSESSMENT ROLL FOR 2022
513	ROLL CALL	BUDGET COMMITTEE - ADOPTING BUDGET FOR FISCAL YEAR 2022
514		BUDGET COMMITTEE - MAKING APPROPRIATIONS FOR THE CONDUCT OF COUNTY GOVERNMENT FOR THIS FISCAL YEAR 2022 <i>STANDARD ANNUAL RESOLUTION - AUTHORIZED THROUGH OUT-OF-COMMITTEE RESOLUTION REQUEST PROCESS</i>
515	ROLL CALL	PERSONNEL, ADMINISTRATION & HIGHER EDUCATION - ADOPTING SALARY AND COMPENSATION PLAN FOR 2022 <i>STANDARD ANNUAL RESOLUTION - AUTHORIZED THROUGH OUT-OF-COMMITTEE RESOLUTION REQUEST PROCESS</i>
516		BUDGET COMMITTEE - LEVYING TAX - CITY OF GLENS FALLS - 2022 <i>STANDARD ANNUAL RESOLUTION - AUTHORIZED THROUGH OUT-OF-COMMITTEE RESOLUTION REQUEST PROCESS</i>

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
517		PERSONNEL, ADMINISTRATION & HIGHER EDUCATION - INTRODUCING PROPOSED LOCAL LAW NO. 1 OF 2022, ENTITLED "A LOCAL LAW FIXING THE SALARIES OF CERTAIN COUNTY OFFICERS AND EMPLOYEES OF WARREN COUNTY" AND AUTHORIZING PUBLIC HEARING THEREON <i>STANDARD ANNUAL RESOLUTION - AUTHORIZED THROUGH OUT-OF-COMMITTEE RESOLUTION REQUEST PROCESS</i>
<i>RESOLUTION NOS. 465-517 WERE DISTRIBUTED TO THE MEMBERS OF THE BOARD OF SUPERVISORS AND POSTED TO THE WARREN COUNTY WEBSITE ON MONDAY NOVEMBER 15, 2021 WHICH MET THE DEADLINE SPECIFIED IN THE RULES OF THE BOARD</i>		
518		SUPERVISORS MCDEVITT AND DRISCOLL - WAIVING THE RULES OF THE BOARD REQUIRING THAT ALL RESOLUTIONS BE APPROVED THROUGH THE ESTABLISHED COMMITTEE STRUCTURE IN ADVANCE OF A BOARD MEETING REGARDING AMENDING RESOLUTION NO. 367 OF 2021, AUTHORIZING AGREEMENT WITH QUADRANT BIOSCIENCES, INC. TO PROVIDE LABORATORY SERVICES TO FACILITATE COVID TESTING TO SUPPORT SCHOOLS AND HELP TO MAINTAIN IN PERSON INSTRUCTION, TO CHANGE CERTAIN TERMS AND CONDITIONS
519		SUPERVISORS MCDEVITT AND HOGAN - AMENDING RESOLUTION NO. 367 OF 2021, AUTHORIZING AGREEMENT WITH QUADRANT BIOSCIENCES, INC. TO PROVIDE LABORATORY SERVICES TO FACILITATE COVID TESTING TO SUPPORT SCHOOLS AND HELP TO MAINTAIN IN PERSON INSTRUCTION, TO CHANGE CERTAIN TERMS AND CONDITIONS
520		SUPERVISORS HOGAN AND DICKINSON - WAIVING THE RULES OF THE BOARD REQUIRING THAT ALL RESOLUTIONS BE APPROVED THROUGH THE ESTABLISHED COMMITTEE STRUCTURE IN ADVANCE OF A BOARD MEETING REGARDING AUTHORIZING THE COUNTY TREASURER TO REFUND THE DEPOSIT SUBMITTED FOR A PARCEL OFFERED AT PUBLIC AUCTION
521		SUPERVISORS DICKINSON AND HOGAN - AUTHORIZING THE COUNTY TREASURER TO REFUND THE DEPOSIT SUBMITTED FOR A PARCEL OFFERED AT PUBLIC AUCTION
EA01		REPORT OF EQUALIZATION AND APPORTIONMENT OF COUNTY TAX LEVY

Warren County Board of Supervisors

**BOARD MEETING
FRIDAY, NOVEMBER 19, 2021**



Note: Pursuant to New York State Legislation (S.50001/A.40001): “Notwithstanding the provisions of article 7 of the public officers law to the contrary, any state agency, department, corporation, office, authority, board, or commission, as well as any local public body, or public corporation as defined in section 66 of the general construction law, or political subdivisions as defined in section 100 of the general municipal law, or a committee or subcommittee or other similar body of such entity, shall be authorized to meet and take such action authorized by law without permitting in public in-person access to meetings and authorize such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed.” All of the Board members in attendance were physically present.

Please note that the following is a summarization of the Board Meeting; the meeting, in its entirety, can be viewed on the Warren County website: <https://warrencountyny.gov/mma>

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York; meeting called to order at 10:01 a.m.

Ms. Rachel E. Seeber presiding.

Salute to the flag was led by Supervisor Shepler.

Roll called, the following members present:

Supervisors Conover, Leggett, Diamond, McDevitt, Braymer, Bruno, Driscoll, Smith, Hogan, Dickinson, Strough, Wild, Magowan, Beaty, Thomas, Shepler, Geraghty and Seeber-20; Absent -2 Supervisors Frasier and Merlino. *All Supervisors in attendance were physically present.*

Motion was made by Supervisor Thomas, seconded by Supervisor Hogan and carried unanimously to approve the minutes of the October 15, 2021 Board Meeting and the November 5, 2021 Special Board Meeting, subject to correction by the Clerk of the Board.

Presentation of the Employee of the Month Award was made to Dan Durkee, *Senior Health Educator.*

The following individuals were recognized for completing their Leadership Badge Training in Senior Management which was offered to Department Heads and individuals in Senior Management positions: Sondra Cameron, Ann Marie Mason and Valerie Whisenant.

Presentation of completion certificates to the graduates of the County's Safety Program were made to DPW employees Douglas Barlow, Matthew Livingston and Justin Webb.

Proceeding with the Agenda review, Chair declared the Public Hearing on Proposed Local Law No. 7 of 2021, Entitled “*Septic Inspection Upon Transfer*” open at 10:15 a.m. and requested the Clerk of the Board read aloud the Notice of Public Hearing. Chair called for public comment.

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The following individuals voiced their opinions on Proposed Local Law No. 7 of 2021:

- 1) Tony Taverni, *President, Board of Directors, Friends Lake Association*
- 2) Robert Deluke, *Friends Lake Resident*
- 3) John Carter, *Town of Lake George Resident*
- 4) Ann Morse, *Town of Johnsbury Resident*
- 5) Gary Beale, *Seasonal Resident, Friends Lake*
- 6) Lisa Dostek, *Warren County Resident*
- 7) John Caffrey, *City of Glens Falls Resident*
- 8) Richard Morse, *Town of Johnsbury Resident*
- 9) Linda Clark, *Town of Lake George Resident*
- 10) Jack Herring, *Town of Lake Luzerne Resident*
- 13) Neal Brandmaier, *Town of Horicon Resident*
- 14) Travis Whitehead, *Town of Queensbury Resident*
- 15) Brian Reichenbach, *speaking on behalf of a client who lives in the Town of Lake George*
- 16) Jim Niles, *Town of Lake Luzerne Resident*
- 17) Frank Gabriel, *Friends Lake Resident*
- 18) Brian Curran, *Town of Lake Luzerne Resident*

Don Lehman, *Director of Public Affairs*, read aloud comments submitted online by Kate Lapham and an individual identifying themselves as LG Girl.

Chairwoman Seeber advised the Clerk of the Board had distributed the comments she had received regarding this matter prior to the meeting.

The Chair closed the public hearing at 11:34 a.m.

Continuing with the Agenda review, Chair declared the Public Hearing on Proposed Local Law No. 8 of 2021, Entitled "*A Local Law Amending Local Law No. 2 of 2021, Establishing the Office of Emergency Services for Warren County*" open at 10:34 a.m. and requested the Clerk of the Board read aloud the Notice of Public Hearing. Chair called for public comment.

There being no one wishing to speak, the Chair closed the public hearing at 11:35 a.m.

Moving along, Chair declared the Public Hearing on Proposed Local Law No. 9 of 2021, Entitled "*A Local Law Reapportioning the Weighted Vote of the Warren County Board of Supervisors Amongst Twenty (20) Members*" open at 11:36 a.m. and requested the Clerk of the Board read aloud the Notice of Public Hearing. Chair called for public comment.

The following individuals voiced their opinions on Proposed Local Law No. 9 of 2021:

- 1) Travis Whitehead, *Town of Queensbury Resident*

There being no further public comment, the Chair closed the public hearing at 11:39 a.m.

Proceeding with the Agenda review, Chair declared the Public Hearing on Warren County Sewer District (Industrial Park) Assessment Roll open at 11:40 a.m. and requested the Clerk of the Board read aloud the Notice of Public Hearing. Chair called for public comment.

There being no one wishing to speak, the Chair closed the public hearing at 11:41 a.m.

Continuing with the Agenda review, Chair declared the Public Hearing on 2022 Tentative Budget open at 11:41 a.m. and requested the Clerk of the Board read aloud the Notice of Public Hearing. Chair called

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for public comment.

There being no one wishing to speak, the Chair closed the public hearing at 11:44 a.m.

Chairwoman Seeber announced due to the length of the meeting today she would be requesting a ten minute recess immediately following the Reports by Committee Chairs.

Report by the Chair of the Board was given.

Reports by Committee Chairs were given. During Committee Reports the following actions were taken:

Upon the request of the County Treasurer, motion was made by Supervisor Dickinson, seconded by Supervisor Beaty and carried unanimously to withdraw proposed Resolution No. 504, *Authorizing the County Treasurer to Complete a Property Tax Settlement for Eleven (11) Parcels Owned by Northwest Bay Partners, LTD, Town of Bolton, Warren County.*

Motion was made by Supervisor Braymer, seconded by Supervisor Dickinson and carried unanimously to withdraw proposed Resolution No. 509, *Enacting Local Law No. 7 of 2021, Entitled "Septic Inspection upon Transfer"*.

Larry Elmen, *County Attorney*, notified an amendment to Resolution No. 367 of 2021, *Authorizing Agreement with Quadrant Biosciences, Inc. to Provide Laboratory Services to Facilitate Covid Testing to Support Schools and Help to Maintain in Person Instruction*, was required to change certain terms and conditions. The necessary motion was made by Supervisor McDevitt, seconded by Supervisor Hogan and carried unanimously

Motion was made by Supervisor McDevitt, seconded by Supervisor Driscoll and carried unanimously to authorize a resolution Waiving the Rules of the Board Requiring That All Resolutions Be Approved Through the Established Committee Structure in Advance of a Board Meeting Regarding Amending Resolution No. 367 of 2021,

Chairwoman Seeber advised there was a small plane crash this morning at the Airport with no fatalities; however, she noted, there were some injuries and Hicks Road would be closed. She extended thoughts and prayers on behalf of the Board to everyone involved in the incident.

Motion was made by Supervisor Smith, seconded by Supervisor Geraghty and carried unanimously to recess the Board Meeting. The Board recessed from 12:24 p.m. until 12:40 p.m.

Report by the County Administrator was given.

Report by the County Attorney was given.

During the report by the County Attorney, Mr. Elmen advised proposed Resolution No. 473, *Authorizing Conveyances of Lands Offered at Public Auction Held on October 16, 2021, Disposing of Certain Lands Acquired by Warren County Pursuant to the Real Property Tax Foreclosure Action*, to remove Tax Map Parcel No. 211.13-1-43, 49 Elm Street in the Town of Warrensburg, from the listing of properties as a result of the death of the titled owner of the parcel prior to the tax foreclosure sale.

Motion was made by Supervisor Dickinson, seconded by Supervisor Braymer and carried unanimously to amend Proposed Resolution No. 473 as outlined above.

WARREN COUNTY BOARD OF SUPERVISORS

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Lexie Delurey, *Director, Real Property Tax Services*, notified a resolution was required to authorize the County Treasurer to refund the deposit to the bidder.

Motion was made by Supervisor Hogan, seconded by Supervisor Dickinson and carried unanimously to Waive the Rules of the Board requiring that all resolutions be approved through the established Committee structure in advance of a Board Meeting regarding authorizing the County Treasurer to refund the deposit submitted for a parcel offered at public auction.

Motion was made by Supervisor Dickinson and seconded by Supervisor Hogan to authorize the County Treasurer to refund the deposit submitted for a parcel offered at public auction.

In regards to the buyers premium the purchaser paid, Mr. Elmen indicated he would have to research the matter and determine who was responsible for refunding the purchaser this premium.

Supervisor Conover suggested amending the motion to extend to the County Treasurer, County Administrator and County Attorney the administrative authority to determine how the buyer's premium paid to the auctioneer should be addressed. Supervisors Dickinson and Hogan amended their motions to include the aforementioned amendment. Chairwoman Seeber called the question and the motion to authorize the County Treasurer to refund the deposit submitted for a parcel offered at Public Auction as outlined above was carried unanimously.

Reading of communications by the Clerk of the Board was provided, as follows:

Reports from:

1. Drescher & Malecki - Basic Financial Statements, Required Supplementary Information, Supplementary Information and Federal Awards Information for Year Ended December 31, 2020 and Independent Auditor's Reports. *Hard copies of report distributed to Board with mail distributed at November 5, 2021 Board Meeting.*

Letters/emails from:

1. NYS Department of Public Service - Announcing a virtual public statements hearing on November 3, 2021 to solicit input and comments regarding electric and gas service for Niagara Mohawk Power Corporation dba National Grid PSC Cases 20-E-0380, 20-G-0381, and 19-M-0133. *Emailed to Board on November 2, 2021*
2. Larry Elmen, County Attorney - designating the Assistant County Attorney Order of Succession.

Reading of resolutions by the Clerk of the Board was announced as follows:

Resolution Nos. 465-517 were distributed to the Board and posted to the Warren County website on Monday November 15th, which met the distribution deadline specified in the Rules of the Board. During this meeting Resolution Nos. 504 and 509 were withdrawn. Resolution No. 479 was amended to remove 49 Elm Street from Schedule A. There were also four additional Resolutions; 518, *Waiving the Rules of the Board Requiring That All Resolutions Be Approved Through the Established Committee Structure in Advance of a Board Meeting Regarding Amending Resolution No. 367 of 2021*; 519, *Amending Resolution No. 367 of 2021, Authorizing Agreement with Quadrant Biosciences, Inc. to Provide Laboratory Services to Facilitate Covid Testing to Support Schools and Help to Maintain in Person Instruction, to Change Certain Terms and Conditions*; 520, *Waiving the Rules of the Board Requiring That All Resolutions Be Approved Through the Established Committee Structure in Advance of a Board Meeting Regarding Authorizing the County Treasurer to Refund the Deposit Submitted for a Parcel Offered at Public Auction*; and 521, *Authorizing the County Treasurer to Refund the Deposit Submitted for a Parcel Offered at Public Auction.*

Discussion on resolutions ensued, as follows:

Chairwoman Seeber called for public comment on any resolutions before the Board, but there was

none.

Supervisor Strough indicated he would like to propose a Floor Resolution pertaining to approving the use of Lot No. 302.8-1-2, 275 Bay Road (AKA Mullen Site) for the purpose of providing a pedestrian/bicycle parking/park facility for the Warren County Bikeway. Chairwoman Seeber asked whether Supervisor Strough had distributed paper copies of the proposed Resolution prior to the meeting and he replied affirmatively. Chairwoman Seeber advised a motion to Waive the Rules of the Board would be required to bring the proposed Floor Resolution to the floor for discussion. Supervisor Strough interjected that he was trying to explain the proposed Floor Resolution so the Board Members had a better understanding regarding why the Waiving of the Rules of the Board was required. A brief discussion ensued following which Supervisor Strough read aloud the title of the proposed Resolution for the Board and began to point out the reasons this would be beneficial for the County. Supervisor Beaty called for point of order, advising it was necessary to Waive the Rules of the Board before the proposed Floor Resolution could be discussed. Supervisor Strough interjected that he had been interrupted. Chairwoman Seeber stated to Supervisor Strough that he was out of order because a point of order called by a member of the Board trumped everything else going on and was an immediate point of order. She apprised Supervisor Beaty had made a point of order indicating Supervisor Strough was out of order and she asked him to state his point which meant he had the floor at this time. Supervisor Wild called for another point of order. Supervisor Beaty stood and stated his point of order, advising before the proposed Floor Resolution could be discussed the rules clearly indicated a Waiving of the Rules of the Board was required. He said they needed to vote on whether to Waive the Rules of the Board, and if the outcome of the vote was in favor of Waiving the Rules then Supervisor Strough could move forward with discussing the proposed Floor Resolution; however, he noted, since they had yet to vote on this, it was not appropriate to be discussing the matter. Supervisor Strough restated it was necessary for him to provide an explanation on the proposed Floor Resolution to ensure the Board members were aware of what they would be voting to Waive the Rules on. Chairwoman Seeber indicated as soon as a point of order was called for she had the opportunity to rule on that point of order and if the Board felt her decision regarding that was not appropriate they could appeal her ruling. She stated Supervisor Beaty was bringing up Robert's Rules of Order and since a Waiving of the Rules was required any discussion that took place could only pertain to that specifically. She said Supervisor Strough's point was well taken and at this time he had introduced his proposed Floor Resolution and a motion was required to Waive the Rules.

A motion was made by Supervisor Dickinson and seconded by Supervisor Leggett to Waive the Rules of the Board requiring that all resolutions be approved through the established committee structure in advance of a Board Meeting to entertain a Floor Resolution pertaining to approving the use of Lot No. 302.8-1-2, 275 Bay Road (AKA Mullen Site) for the purpose of providing a pedestrian/bicycle parking/park facility for the Warren County Bikeway.

Supervisor Braymer called for point of order, indicating she was appealing Chairwoman Seeber's decision on the point of order to allow Supervisor Strough to make his point regarding his point on the motion to Waive the Rules of the Board. Chairwoman Seeber stated she needed to take a moment to discuss this with the Parliamentarian on the appeal which would require a roll call vote. She said if the Board was so inclined to overrule her ruling and provide Supervisor Strough with the opportunity to discuss his Proposed Floor Resolution which required a Waiving of the Rules and she asked the Clerk of the Board to move forward with a roll call vote. Supervisor Leggett asked for clarification on what they would be voting on. Chairwoman Seeber advised she had listened to Supervisor Beaty's justification for calling point of order which she ruled was a point well taken. She continued, informing Supervisor Braymer had taken objection to her ruling and was requesting an appeal and the only method for appealing a decision of the Chair was to have a roll call vote by the

WARREN COUNTY BOARD OF SUPERVISORS

BOARD MEETING

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members of the Board. She apprised should the Board vote in favor of appealing her ruling then they would return to Supervisor Strough to allow him to state specifically what his request was to Waive the Rules of the Board. She indicated it was her determination that Supervisor Strough had read the proposed Floor Resolution which had been distributed to the Board and they were all aware of its purpose. She advised should the Rules of the Board be Waived then a full discussion could take place regarding the proposed Floor Resolution Supervisor Strough was asking for consideration of. Supervisor Conover questioned whether a vote in favor was agreeing with Supervisor Braymer that they did not agree with the ruling of the Chair of the Board and an opposing vote was essentially agreeing with the Chair's ruling on the point of order and the Clerk of the Board replied affirmatively. The outcome of the Roll call vote was for Supervisor Strough to state specifically what his request was to Waive the Rules of the Board, with 588 in favor (*Supervisors Shepler, Geraghty, Conover, Leggett, Diamond, McDevitt, Braymer, Driscoll, Smith, Strough, and Wild*) and 350 against (*Supervisors Bruno, Dickinson, Magowan, Beaty, Thomas and Seeber*) and 62 Absent (*Supervisors Frasier and Merlino*). Chairwoman Seeber advised Supervisor Strough what was before them was for him to state his reasoning as to why the Waiving of the Rules of the Board needed to occur as it related to the proposed Floor Resolution he would like the Board to consider taking action on.

Supervisor Strough indicated he was requesting a Waiving of the Rules of the Board in order to bring his Proposed Floor Resolution regarding the Mullen property to the floor for a vote. He stated the Board had originally set a minimum bid price for the property of \$67,000, but this was never achieved. He outlined the reasons this property would be more valuable for the County utilized as a parking area for the Warren County Bike Trail and why it was not suitable for development.

A lengthy discussion ensued during which several Supervisors voiced their support of the motion to Waive the Rules of the Board while other Supervisors voiced their opposition.

A roll call vote was called on the Waiving of the Rules as outlined above following which the motion failed due to a lack of two thirds majority vote, with a vote of 522 in favor (*Shepler, Geraghty, Conover Leggett, McDevitt, Driscoll, Smith, Dickinson, Strough, Wild and Thomas*) and 412 opposed (*Supervisors Diamond, Braymer, Bruno, Hogan, Magowan, Beaty and Seeber*) and 62 Absent (*Supervisors Frasier and Merlino*).

Motion was made by Supervisor Wild, seconded by Supervisor Dickinson and carried unanimously to amend Proposed Resolution No. 476, *Introducing Proposed Local Law No. 10 of 2021, Entitled "A Local Law of the County of Warren, New York, Repealing Local Laws 3 of 2015, 2 of 2016 and 3 of 2016 and Prohibiting the Use and Sale of Sparkling Devices in Warren County", and Authorizing Public Hearings Thereon*, to change the time of the Public Hearing on December 15th from 5:00 p.m. to 7:00 p.m.

A discussion took place regarding Proposed Resolution No. 470, *Authorizing Agreement with City of Glens Falls for the Planning & Community Development Department to Provide GIS Services*, during which Supervisors Braymer and Diamond spoke in favor of amending the proposed to remove the fee the City of Glens Falls would pay to the Planning Department for handling these services until the City was able to fill their vacant position that handled GIS services for them.

A motion was made by Supervisor Hogan, seconded by Supervisor Braymer and carried by majority vote, with Supervisor Dickinson voting in opposition, to table the discussion on this matter until a representative from the Planning & Community Development Department was present to participate in the discussion.

Supervisor Strough requested a roll call vote on proposed Resolution No. 474, *Authorizing*

WARREN COUNTY BOARD OF SUPERVISORS

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Conveyances of Land Offered at On-line Public Auction Held from October 1, 2021 to October 25, 2021, Disposing of Certain Lands Acquired by Warren County Pursuant to the Real Property Tax Foreclosure Action, which he encouraged his colleagues to vote against to allow it to go before Committee for discussion.

Returning to discussion regarding Proposed Resolution No. 470, *Authorizing Agreement with City of Glens Falls for the Planning & Community Development Department to Provide GIS Services*, Sara Frankenfeld, *GIS Administrator*, advised the services the GIS Services they would be providing the City of Glens Falls went above and beyond the basic services provided to all of the municipalities in Warren County at no cost. She stated her Department was offering this service to the City in light of the fact that they no longer had an employee to handle these services in-house. Supervisor Diamond noted the City was only seeking to temporarily have the County handle these services until the vacancy was filled. Motion was made by Supervisor Diamond and seconded by Supervisor Braymer to amend proposed Resolution No. 470 to waive the fees of \$50 per hour for an amount not to exceed \$15,000 per year to the City of Glens Falls for one year commencing when the contract is in effect. A lengthy discussion ensued following which Chairwoman Seeber advised another option to address this concern would be to withdraw the Proposed Resolution and send it back to Committee. Further discussion ensued following which a motion was made by Supervisor Conover, seconded by Supervisor Braymer and carried unanimously to table proposed Resolution No. 470, *Authorizing Agreement with City of Glens Falls for the Planning & Community Development Department to Provide GIS Services*, Sara Frankenfeld, *GIS Administrator*, and send it back to Committee for further discussion.

Returning to discussion regarding Proposed Resolution No. 474, *Authorizing Conveyances of Land Offered at On-line Public Auction Held from October 1, 2021 to October 25, 2021, Disposing of Certain Lands Acquired by Warren County Pursuant to the Real Property Tax Foreclosure Action*, several Supervisors voiced their opposition while others spoke in favor of moving forward with the sale.

During the discussion where Supervisor Beaty was voicing his support of proposed Resolution No. 474 Supervisor Driscoll called for point of order. Supervisor Driscoll advised during the last discussion on the proposed Septic Inspection at Transfer Law the Board was reminded no matter which manner they voted in the goal was for efficient water quality in the County. Chairwoman Seeber interjected that Supervisor Driscoll needed to state how he felt the Rules of the Board were being violated and Supervisor Driscoll responded he felt his colleague was assuming an opposing vote translated to them not being stewards of the taxpayers money and he did not believe this statement to be true. Chairwoman Seeber advised she would be happy to return to Supervisor Driscoll when they went to the second round of discussion; however, she noted, as it related to a violation of the Rules of the Board if he did not withdraw his point of order she believed his point was not well taken, as she did not believe Supervisor Beaty had committed a violation and she would ask that the floor be returned to him so he could continue making his point. Supervisor Beaty continued with his remarks, indicating it was not sensible to keep the property for use as a parking lot for the Warren County Bike Trail when there was another parking lot used for this purpose less than a mile from this location.

During the discussion on Proposed Resolution No. 474, *Authorizing Conveyances of Land Offered at On-line Public Auction Held from October 1, 2021 to October 25, 2021, Disposing of Certain Lands Acquired by Warren County Pursuant to the Real Property Tax Foreclosure Action*, a motion was made by Supervisor Magowan and seconded by Supervisor Beaty to table the resolution and send it back to Committee. A brief discussion ensued following which Supervisors Magowan and Beaty withdrew their motions to table.

WARREN COUNTY BOARD OF SUPERVISORS

BOARD MEETING

FRIDAY NOVEMBER 19, 2021

A lengthy discussion ensued regarding concerns that had been voiced on proposed Resolution No. 492 during which Chairwoman Seeber requested a roll call vote due to the concerns that had been expressed to her by the business community with the contract with Lake Placid Advertisers Workshop, Inc.

During the discussion on Proposed Resolution No. 492, *Authorizing Extension of Agreement with Lake Placid Advertisers Workshop, Inc. to Provide Broadcast and Digital Media Buying Services for the Tourism Department (WC 45-20)*, a motion was made by Supervisor Conover and seconded by Supervisor Dickinson to include a requirement for Lake Placid Advertisers Workshop, Inc. to provide letters relative to the work program and outlining the related expenses, which must be authorized by the Tourism Committee before such work may proceed. Further discussion ensued following which Chairwoman Seeber called the question and the motion to amend Proposed Resolution No. 492 was carried by majority vote, with Chairwoman Seeber abstaining.

During the discussion on resolutions, Supervisors Shepler, Diamond and Wild exited the meeting.

Voting on resolutions occurred; Resolution Nos. 465-521 were approved as presented, with the exception of:

- Resolution No. 470, which was tabled;
- Resolution No. 473, which was approved as amended from the Floor;
- Resolution No. 474, which failed;
- Resolution No. 476, which was approved as amended from the Floor;
- Resolution No. 492, which was approved as amended from the Floor;
- Resolution No. 504, which was withdrawn;
- Resolution No. 509, which was withdrawn.

Chairwoman Seeber offered privilege of the floor and the following spoke:

Ms. Dostek and a woman who did not identify herself spoke regarding their objection to the possibility of the Lake George Central School District getting rid of their "Indian Warrior" Mascot".

Supervisor Dickinson requested that these women provide him with their contact information.

Supervisor Magowan thanked the women for attending the meeting and voicing their concerns which was one of the many things changing in society today that were alarming.

Chairwoman Seeber called attention to the multitude of Proclamations included in the Resolution packet today.

Supervisor Dickinson advised the Proclamation proclaiming November to be Pancreatic Cancer Awareness Month was meaningful to him due to his wife's illness.

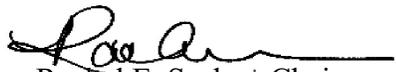
There being no further business to come before the Board of Supervisors, on motion made by Supervisor Dickinson and seconded by Supervisor Strough, Chairwoman Seeber adjourned the Board Meeting at 3:11 p.m.

REPORT OF EQUALIZATION AND APPORTIONMENT OF COUNTY TAX LEVY

To the Board of Supervisors:

As provided by Local Law No. 1 of 1968, I herewith submit the Report of Equalization and Apportionment of County taxes based on ratios determined by the Real Property Tax Services Committee of the Board, and I hereby certify that the amounts of levy for County purposes are apportioned on these rates.

Dated: November 19, 2021



Rachel E. Seeber, Chairwoman
Warren County Board of Supervisors

2022 Equalization & Apportionment Table
Adopted

	EQUALIZATION RATE	ASSESSED VALUE	FULL VALUE	PERCENTAGE	AMOUNT TO BE RAISED	SALES TAX CREDIT	Exemption Removal	NET AMOUNT TO BE RAISED	COLUMN 2 OF FOOTINGS	2022 TAX RATES	2021 TAX RATES	DIFFERENCE	PERCENTAGE
Bolton	100.00%	\$1,896,583,582	\$1,896,583,582	15.788653	\$7,394,135.82	650,000	\$ 560.35	\$6,743,575.47	\$1,896,583,582	\$3.556	\$3.579	-\$0.023	-0.64%
Chester	100.00%	\$750,930,006	\$750,930,006	6.251332	\$2,927,621.36	*	\$ 12,676.27	\$2,914,945.09	\$750,928,506	\$3.882	\$3.917	-\$0.035	-0.89%
Glens Falls	75.00%	\$788,514,842	\$1,051,353,123	8.752290	\$4,098,869.04	*	\$ 13,016.51	\$4,085,852.53	\$788,511,212	\$5.182	\$5.216	-\$0.034	-0.65%
Hague	75.90%	\$464,425,889	\$611,891,817	5.093869	\$2,385,558.74	300,000	\$ 880.22	\$2,084,678.52	\$464,421,389	\$4.489	\$4.680	-\$0.191	-4.08%
Horicon	100.00%	\$659,568,792	\$659,568,792	5.490769	\$2,571,434.80	*	\$ -	\$2,571,434.80	\$659,559,592	\$3.899	\$3.920	-\$0.021	-0.54%
Johnsburg	1.90%	\$8,961,867	\$471,677,211	3.926612	\$1,838,909.40	*	\$ 42.93	\$1,838,866.47	\$8,961,807	\$205.190	\$206.177	-\$0.987	-0.48%
Lake George In Out	100.00% 100.00%	\$265,308,939 \$1,120,836,713	\$265,308,939 \$1,120,836,713	2.208640 9.330726	\$1,034,349.42 \$4,369,761.96	*	\$ - \$ -	\$1,034,349.42 \$4,369,761.96	\$265,308,939 \$1,120,836,713	\$3.899 \$3.899	\$3.920 \$3.920	-\$0.021 -\$0.021	-0.54% -0.54%
Lake Luzerne	95.00%	\$424,411,139	\$446,748,567	3.719086	\$1,741,720.91	*	\$ 921.79	\$1,740,799.12	\$424,399,139	\$4.102	\$4.082	\$0.020	0.49%
Queensbury	100.00%	\$4,049,823,550	\$4,049,823,550	33.713914	\$15,788,887.06		\$ 16,477.08	\$15,772,409.98	\$4,049,804,850	\$3.895	\$3.914	-\$0.019	-0.49%
Stony Creek	0.94%	\$1,356,715	\$144,331,383	1.201528	\$562,699.12	*	\$ 209.39	\$562,489.73	\$1,354,365	\$415.317	\$403.715	\$11.602	2.87%
Thurman	93.40%	\$167,427,419	\$179,258,479	1.492289	\$698,868.20	*	\$ 597.75	\$698,270.45	\$167,425,919	\$4.171	\$4.110	\$0.061	1.48%
Warrensburg	94.80%	\$345,079,964	\$364,008,401	3.030292	\$1,419,145.17	*	\$ 4,728.64	\$1,414,416.53	\$345,079,964	\$4.099	\$4.034	\$0.065	1.61%
<u>TOTALS</u>		<u>\$10,943,229,417</u>	<u>\$12,012,320,563</u>	<u>100.000000</u>	<u>\$46,831,961.00</u>	<u>\$ 950,000.00</u>	<u>\$ 50,110.93</u>	<u>\$45,831,850.07</u>	<u>\$10,943,175,977</u>				

Warren County Board of Supervisors

MORTGAGE TAX REPORT

To the Board of Supervisors of Warren County:

Your committee on Finance would respectfully report from the financial statement relative to mortgage tax receipts made by the County Clerk and County Treasurer of Warren County for the period ending September 30, 2021, and filed in the Office of the Board of Supervisors of Warren County. It appears that the amount received by the County Clerk from mortgage taxes for the period ending September 30, 2021, from current taxes was \$1,532,600.72 and that after receipt of all interest and payment of all expenses, the County's share to be distributed among the several tax districts amounts to \$1,531,241.44.

The amounts to be distributed to the several districts are as follows:

Bolton	\$123,536.41
Chester	61,163.97
Glens Falls	238,885.87
Hague	45,630.15
Horicon	67,949.94
Johnsburg	42,167.69
Lake George	167,499.18
Lake Luzerne	63,555.11
Queensbury	622,993.42
Stony Creek	8,588.72
Thurman	11,078.78
Warrensburg	55,326.16
Village of Lake George	22,866.04

Your committee recommends the adoption of this report and recommends that the Chairman and the Clerk of the Board be authorized and directed to issue the proper warrant to the Treasurer of Warren County for the distribution of said tax.

Dated: November 19, 2021

Respectfully submitted,

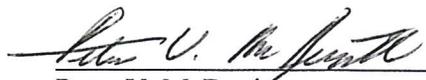
FINANCE COMMITTEE



Douglas N. Beaty, Chair



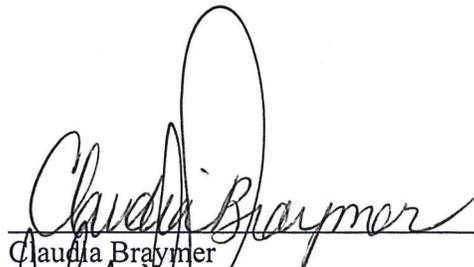
Frank E. Thomas



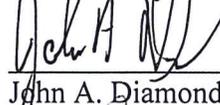
Peter V. McDevitt



Eugene J. Merlino



Claudia Braymer



John A. Diamond



Daniel Bruno

Warren County Board of Supervisors

Proclamation

WHEREAS, Alzheimer's Disease is a common form of dementia that is a cruel and fatal condition which erodes the ability to think, to recall precious memories, and to live independently, and

WHEREAS, Alzheimer's Disease devastatingly affects more than six million Americans, as well as the family members and friends who love them, exacting a heartbreaking human toll, in addition to the deep economic toll with the cost of treatment exceeding \$300 billion nationally in 2020 alone, and

WHEREAS, the greatest known risk factor for Alzheimer's Disease, which is the leading cause of death in seniors, is increasing age with the majority of people afflicted being aged 65 and over, and

WHEREAS, while there is no current cure for Alzheimer's Disease, recent advances in biomedical science offer hope for strides toward a better understanding of this debilitating disease, improved treatments, and ultimately a cure, and

WHEREAS, there are many regional facilities in Warren County that provide compassionate care and assistance to individuals with Alzheimer's Disease, such as the Alzheimer's Association's Adirondack Office, Countryside Adult Home and the Warren County Office for the Aging, and

WHEREAS, during the month of November we stand with all those families confronting this challenging disease and recommit ourselves to improving treatment and finding a cure, now, therefore, be it

RESOLVED, that I, Rachel E. Seeber, Chairwoman of the Warren County Board of Supervisors do hereby proclaim the month of November to be

ALZHEIMER'S AWARENESS MONTH

in Warren County, and encourage all Warren County residents to observe this month with appropriate ceremonies, activities and programs.

DATED: NOVEMBER 19, 2021



**RACHEL E. SEEBER, CHAIRWOMAN
WARREN COUNTY BOARD OF SUPERVISORS**

Warren County Board of Supervisors

Proclamation

WHEREAS, Pancreatic Cancer is one of the deadliest cancers, ranking as the fourth-leading cause of cancer death in the United States 60,430 diagnosed and 48,220 will die from the disease in 2021, and

WHEREAS, an estimated 60,430 individuals will be diagnosed with Pancreatic Cancer, and 48,220 will perish from the disease in 2021, and

WHEREAS, up to 30% of cases of Pancreatic Cancer are thought to be preventable, and

WHEREAS, chronic pancreatitis, often linked to long-term alcohol consumption, smoking and repeat incidents of acute pancreatitis, increase the risk of pancreatic cancer by two to three times that of the general population, and

WHEREAS, it is the mission of the nationally accredited C.R. Wood Cancer Center at Glens Falls Hospital to provide preventive care and clinically advanced treatments for regional cancer patients, as well as to provide innovative education and support programs for early detection and cancer prevention, and

WHEREAS, the health and wellbeing of the residents of Warren County are enhanced as a direct result of increased awareness of pancreatic cancer and the work being done to prevent and treat the disease, now, therefore, be it

RESOLVED, that I, Rachel E. Seeber, Chairwoman of the Warren County Board of Supervisors do hereby proclaim the month of November to be

PANCREATIC CANCER AWARENESS MONTH

in Warren County, and encourage all Warren County residents to observe this month with appropriate ceremonies, activities and programs.

DATED: NOVEMBER 19, 2021



**RACHEL E. SEEBER, CHAIRWOMAN
WARREN COUNTY BOARD OF SUPERVISORS**

Warren County Board of Supervisors

Proclamation

WHEREAS, over the last 20 years, our Nation has seen a significant rise in the number of adults diagnosed with diabetes, a chronic condition that can lead to heart disease, kidney disease, vision loss, and other serious problems, and

WHEREAS, today, more than 34 million American adults are living with diabetes, and an estimated 88 million more may be at risk of developing the disease, and

WHEREAS, over the last year and a half people living with diabetes have faced heightened risks to their health, as their illness makes them more vulnerable to the worst effects of COVID-19, and

WHEREAS, more young Americans are also living with Type 2 Diabetes than ever before, putting them at risk of developing serious health problems later in life, and

WHEREAS, the 2019-2021 Warren County Community Health Assessment and Community Health Improvement Plan, as produced by the Warren County Department of Public Health and adopted by Resolution No. 41 of 2020, lists Diabetes as a chronic disease which should be considered a higher priority area as the diabetes death rate for Warren County is higher than other areas of Upstate New York and the Adirondack Rural Health Network Region, and indicates that preventive health screening, for conditions like diabetes, is a valuable tool that can assist in the prevention and control of this chronic disease, and

WHEREAS, during National Diabetes Month, we draw awareness to all forms of this dangerous condition - including Type 1, Type 2 and Gestational Diabetes and Prediabetes - and recommit ourselves to finding a cure, and

WHEREAS, the health and wellbeing of the residents of Warren County are enhanced as a direct result of increased awareness of all forms of Diabetes and the work being done to prevent and treat the disease, now, therefore, be it

RESOLVED, that I, Rachel E. Seeber, Chairwoman of the Warren County Board of Supervisors due hereby proclaim the month of November to be

DIABETES AWARENESS MONTH

in Warren County, and encourage all Warren County residents to observe this month with appropriate ceremonies, activities and programs.

DATED: NOVEMBER 19, 2021



**RACHEL E. SEEBER, CHAIRWOMAN
WARREN COUNTY BOARD OF SUPERVISORS**

Warren County Board of Supervisors

Proclamation

WHEREAS, National Apprenticeship Week is celebrating its seventh anniversary of raising awareness of the vital role Registered Apprenticeships provide in creating opportunities by allowing apprentices to earn while they learn and preparing a pathway to well-paying careers in Warren County, and across the Nation, and

WHEREAS, Registered Apprenticeship programs enable employers to develop and train their future workforce while offering career seekers affordable paths to secure high-paying jobs, and

WHEREAS, Warren County recognizes the role of Registered Apprenticeships in expanding opportunities in our workforce that are inclusive of individuals who have been historically underserved, marginalized, and adversely affected by persistent poverty and inequity, thus providing a path for all qualified individuals, including women, youth, people of color, rural communities, justice-involved individuals and individuals with disabilities, to become apprentices and contribute to America's industries, and

WHEREAS, Warren County recognizes that Registered Apprenticeships, a proven and industry-driven training model, provides a critical talent pipeline that can train and build up our workforce to address our Nation's pressing issues such as responding to climate change, modernizing our cybersecurity response, addressing public health issues, and rebuilding our Country's infrastructure

WHEREAS, the Warren County Employment & Training Administration, the Warren County Career Center, and the New York State Department of Labor promote and advocate for Registered Apprenticeship programs which are a time-honored approach to training skilled workers through a combination of on-the-job training and classroom instruction, now, therefore, be it

RESOLVED, that I, Rachel E. Seeber, Chairwoman of the Warren County Board of Supervisors due hereby proclaim the week of November 15-21, 2021 to be

APPRENTICESHIP WEEK

in Warren County, and encourage all Warren County residents to observe this month with appropriate ceremonies, activities and programs.

DATED: NOVEMBER 19, 2021



**RACHEL E. SEEBER, CHAIRWOMAN
WARREN COUNTY BOARD OF SUPERVISORS**

Warren County Board of Supervisors

Proclamation

WHEREAS, National Gratitude Month in November encourages us to embrace the power of gratitude, and

WHEREAS, gratitude is more than simply saying “thank you”, it’s amazing powers have the ability to shift us from focusing on the negative to appreciating what is positive in our lives, enhancing our moods, decreasing stress, and drastically improving our overall level of health and well-being, and

WHEREAS, in light of the ongoing pandemic it is more important than ever to express appreciation and gratitude for those who have performed services and contributed their time and effort for the betterment of our community; those who have accomplished tremendous goals and achievements; and those who have risked their lives and safety to protect our citizens, and

WHEREAS, Warren County is fortunate to have a hard-working, dedicated workforce, encompassing both municipal and private sector employees, which provides essential services to its residents and visitors, and

WHEREAS, in 2021 the Warren County Board of Supervisors has embarked upon a campaign of gratitude, writing letters of appreciation for jobs well done, producing certificates to recognize great accomplishments and highlighting all of this activity through the County’s online platforms, now, therefore, be it

RESOLVED, that I, Rachel E. Seeber, Chairwoman of the Warren County Board of Supervisors due hereby proclaim the month of November to be

GRATITUDE MONTH

in Warren County, and the Board of Supervisors expresses its deepest appreciation and gratitude for the good work done by all those in Warren County, including municipal and private sector employees, volunteers and residents, throughout the pandemic and encourages the continuance of these efforts into the future, and be it further

RESOLVED, that all Warren County residents are encouraged to express gratitude and appreciation to one another through appropriate activities and events.

DATED: NOVEMBER 19, 2021



**RACHEL E. SEEBER, CHAIRWOMAN
WARREN COUNTY BOARD OF SUPERVISORS**

Warren County Board of Supervisors

RESOLUTION NO. 465 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BEATY, THOMAS, MCDEVITT, MERLINO, BRAYMER, DIAMOND AND BRUNO

MAKING SUPPLEMENTAL APPROPRIATIONS

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2021 as set forth herein, now, therefore, be it

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

FROM CODE		TO CODE		AMOUNT
DEPARTMENT: PUBLIC HEALTH				
A.4010 120	Health Services, Salaries-Overtime	A.4018.0030 120	Preventive Program, Disease Control, Salaries-Overtime	\$30,000.00
A.4010 130	Salaries-Part Time	A.4018.0030 130	Salaries-Part Time	50,000.00
A.4010 810	Retirement	A.4018.0030 810	Retirement	8,000.00
A.4010 830	Social Security	A.4018.0030 830	Social Security	4,960.00
A.4010 831	Medicare Contribution	A.4018.0030 831	Medicare Contribution	1,160.00
A.4018.0035 120	Preventive Program, LHD Support for FLU & COVID 19, Salaries- Overtime	A.4018.0035 130	Preventive Program, LHD Support for FLU & COVID 19, Salaries-Part Time	500.00
A.4018.0035 410	Supplies	A.4018.0035 130		529.87
A.4018.0035 424	Postage	A.4018.0035 130		300.00
A.4018.0035 435	Medical Fees	A.4018.0035 130		546.00
A.4018.0035 436	Advertising Fees	A.4018.0035 130		5,133.67
A.4018.0035 442	Automotive-Gas & Oil	A.4018.0035 130		100.00
A.4018.0035 830	Social Security	A.4018.0035 130		372.00
A.4018.0035 831	Medicare Contribution	A.4018.0035 130		87.00

RESOLUTION No. 465 OF 2021

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FROM CODE		TO CODE		AMOUNT
DEPARTMENT: PLANNING AND COMMUNITY DEVELOPMENT				
A.8021 110	Planning (and Comm. Dev.), Salaries-Regular	A.8021 130	Planning (and Comm. Dev.), Salaries-Part Time	\$4,000.00
DEPARTMENT: SHERIFF				
A.3110 110	Sheriff's Law Enforcement, Salaries-Regular	A.3120.1002 110	School Resource Officers, Queensbury School District, Salaries-Regular	6,936.85
A.3110 810	Retirement	A.3120.1002 810	Retirement	2,192.05
A.3110 830	Social Security	A.3120.1002 830	Social Security	430.08
A.3110 831	Medicare Contribution	A.3120.1002 831	Medicare Contribution	100.59
A.3110 860	Hospitalization	A.3120.1002 860	Hospitalization	1,980.47
A.3110 865	Dental Insurance	A.3120.1002 865	Dental Insurance	27.75
SPECIAL ITEMS:				
A.1990 469	Contingent Account, Other Payments/Contributions	A.1185 435	Medical Examiner & Coroners, Medical Fees	60,000.00
		A.1671 421	Print Shop, Equipment Rental	3,000.00

Warren County Board of Supervisors

RESOLUTION NO. 466 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BEATY, THOMAS, MCDEVITT, MERLINO, BRAYMER, DIAMOND AND BRUNO

AMENDING WARREN COUNTY BUDGET FOR 2021 FOR VARIOUS DEPARTMENTS WITHIN WARREN COUNTY

WHEREAS, the Finance Committee has recommended amending the Warren County Budget for 2021 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>
DEPARTMENT OF COUNTRYSIDE ADULT HOME		
<u>ESTIMATED REVENUE</u>		
A.6030 3630	Countryside Adult Home, Adult Care Priv. Inst.	\$36,010.00
<u>APPROPRIATIONS</u>		
A.6030 410	Countryside Adult Home, Supplies	36,010.00
DEPARTMENT OF HEALTH SERVICES		
<u>ESTIMATED REVENUE</u>		
A.4195 4412	Public Health-Fellowship Prog, Fellowship Program	980,544.00
A.4018.0036 4411	Preventive Program, COVID 19 Vaccine Response, COVID 19 Vaccine Response	112,840.78
<u>APPROPRIATIONS</u>		
A.4195 470	Public Health-Fellowship Prog, Contract	975,000.00
A.4195 439	Misc. Fees & Expenses	5,544.00
A.4018.0036 410	Preventive Program, COVID 19 Vaccine Response, Supplies	3,485.78
A.4018.0036 424	Postage	1,000.00
A.4018.0036 436	Advertising Fees	108,355.00

RESOLUTION NO. 466 OF 2021

PAGE 2 OF 3

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT OF THE SHERIFF.		
<u>ESTIMATED REVENUE</u>		
A.3120.1001 2260	School Resource Officers, Hadley-Luzerne School District, Public Safety-Other Govt	\$43,500.00
A.3120.1002 2260	Queensbury School District, Public Safety-Other Govt	76,228.93
A.3120.1003 2260	North Warren School District, Public Safety-Other Govt	16,750.00
A.3120.1004 2260	Lake George School District , Public Safety-Other Govt	33,500.00
A.3120.1005 2260	Bolton School District, Public Safety-Other Govt	16,750.00
A.3120.1006 2260	Johnsburg School District, Public Safety-Other Govt	28,583.24
<u>APPROPRIATIONS</u>		
A.3120.1001 130	School Resource Officers, Hadley-Luzerne School District, Salaries-Part Time	40,409.00
A.3120.1001 830	Social Security	2,505.00
A.3120.1001 831	Medicare Contribution	586.00
A.3120.1002 110	Queensbury School District, Salaries-Regular	46,940.67
A.3120.1002 810	Retirement	13,912.38
A.3120.1002 830	Social Security	2,909.69
A.3120.1002 831	Medicare Contribution	680.71
A.3120.1002 860	Hospitalization	11,631.11
A.3120.1002 865	Dental Insurance	154.37
A.3120.1003 130	North Warren School District, Salaries-Part Time	15,560.00
A.3120.1003 830	Social Security	965.00
A.3120.1003 831	Medicare Contribution	225.00
A.3120.1004 130	Lake George School District, Salaries-Part Time	31,120.00
A.3120.1004 830	Social Security	1,929.00
A.3120.1004 831	Medicare Contribution	451.00

RESOLUTION NO. 466 OF 2021

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<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT OF THE SHERIFF-cont.		
<u>APPROPRIATIONS</u>		
A.3120.1005 130	School Resource Officers, Bolton School District, Salaries-Part Time	\$15,560.00
A.3120.1005 830	Social Security	965.00
A.3120.1005 831	Medicare Contribution	225.00
A.3120.1006 130	Johnsburg School District, Salaries-Part Time	26,552.33
A.3120.1006 830	Social Security	1,646.52
A.3120.1006 831	Medicare Contribution	384.39

DEPARTMENT OF SOCIAL SERVICES.

ESTIMATED REVENUE

A.6010 4610	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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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 2021 for the estimated revenues, appropriations and codes indicated, and be it further

RESOLVED, that the Warren County budget for 2021 is hereby amended accordingly.

Warren County Board of Supervisors

RESOLUTION NO. 467 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS LEGGETT, SHEPLER, STROUGH, DIAMOND AND DRISCOLL

AUTHORIZING AGREEMENT WITH GREATER GLENS FALLS TRANSIT TO PROVIDE TRANSPORTATION TO CLIENTS FOR NECESSARY COURT APPEARANCES, COURT MANDATED APPOINTMENTS, ETC. FOR THE PUBLIC DEFENDER'S OFFICE

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to enter into an agreement with Greater Glens Falls Transit, 495 Queensbury Avenue, Queensbury, New York 12804, to provide transportation to clients for necessary court appearances, court mandated appointments, etc., for the Public Defender's Office, with all costs to be covered by New York State Office of Indigent Legal Services grant funding, for a term commencing upon execution by both parties and terminating upon exhaustion of grant funds, in a form approved by the County Attorney.

Warren County Board of Supervisors

RESOLUTION NO. 468 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS LEGGETT, SHEPLER, STROUGH, DIAMOND AND DRISCOLL

AUTHORIZING AGREEMENTS WITH VARIOUS TAXI/TRANSPORTATION SERVICES TO PROVIDE TRANSPORTATION TO CLIENTS FOR NECESSARY COURT APPEARANCES, COURT MANDATED APPOINTMENTS, ETC. FOR THE PUBLIC DEFENDER'S OFFICE

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to enter into agreements with various taxi/transportation services, to provide transportation to clients for necessary court appearances, court mandated appointments, etc., for the Public Defender's Office, with all costs to be covered by New York State Office of Indigent Legal Services grant funding, for a term commencing upon execution by both parties and terminating upon exhaustion of grant funds, in a form approved by the County Attorney.

Warren County Board of Supervisors

RESOLUTION NO. 469 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS LEGGETT, SHEPLER, STROUGH, DIAMOND AND DRISCOLL

RESCINDING RESOLUTION NO. 203 OF 2021, WHICH AUTHORIZED AN AGREEMENT WITH QUEENSBURY TAXI TO PROVIDE TRANSPORTATION TO CLIENTS FOR NECESSARY COURT APPEARANCES, COURT MANDATED APPOINTMENTS, ETC, FOR THE PUBLIC DEFENDER'S OFFICE, DUE TO LACK OF NECESSARY INSURANCE

WHEREAS, pursuant to Resolution No. 203 of 2021, the Warren County Board of Supervisors authorized an agreement with Queensbury Taxi to provide transportation to clients for necessary court appearances, court mandated appointments, etc., for the Public Defender's Office, with all costs to be covered by New York State Office of Indigent Legal Services grant funding, for a term commencing upon execution by both parties and terminating upon exhaustion of grant funds, and

WHEREAS, the Public Defender has advised that Queensbury Taxi is unable to provide the necessary insurance, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby rescinds Resolution No. 203 of 2021.

Warren County Board of Supervisors

RESOLUTION No. 470 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS HOGAN, FRASIER, WILD, STROUGH, LEGGETT, GERAGHTY AND MERLINO

AUTHORIZING AGREEMENT WITH CITY OF GLENS FALLS FOR THE PLANNING & COMMUNITY DEVELOPMENT DEPARTMENT TO PROVIDE GIS SERVICES

RESOLUTION TABLED

RESOLVED, that Warren County enter into an agreement with the City of Glens Falls for the Planning & Community Development Department to provide GIS services for the City of Glens Falls, on an as needed basis, at a rate of Fifty Dollars (\$50) per hour, for an amount not to exceed Fifteen Thousand Dollars (\$15,000) per year, for a term commencing upon execution by both parties and terminating upon thirty (30) days written notice by either party, and be it further

RESOLVED, that the Chair of the Board of Supervisors be, and hereby is, authorized to execute said agreement in a form approved by the County Attorney.

Warren County Board of Supervisors

RESOLUTION No. 471 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS HOGAN, FRASIER, WILD, STROUGH, LEGGETT, GERAGHTY AND MERLINO

AUTHORIZING A CONTENT PARTNERSHIP WITH CLIFF & REDFIELD INTERACTIVE TO PRODUCE ARTICLES AND CONTENT AIMED AT HIGHLIGHTING THE FIRST WILDERNESS CORRIDOR

WHEREAS, through an informal collaboration started in April of 2021, the Warren County Planning & Community Development Department and Cliff & Redfield Interactive produced an article entitled “Rediscovering The First Wilderness” for *The Adirondack*, the bi-monthly magazine of the Adirondack Mountain Club, and

WHEREAS, the County Planner has requested, and the Economic Growth & Development Committee has agreed, to formalize this collaboration through a content partnership with Cliff & Redfield Interactive where others will be invited to participate in developing a series of articles and other content relative to The First Wilderness Corridor aimed at highlighting the area, and

WHEREAS, the County Planner has advised that this content partnership shall be at no cost to the County, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to execute any necessary documents relating to formalizing a content partnership with Cliff & Redfield Interactive, in a form approved by the County Attorney, relative to the development of a series of articles and other content relative to The First Wilderness Corridor, for a term to commence upon execution by both parties and continue until terminated upon thirty (30) days written notice by either party, and be it further

RESOLVED, that said content partnership agreement with Cliff & Redfield Interactive shall incur no cost to Warren County.

Warren County Board of Supervisors

RESOLUTION NO. 472 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS DICKINSON, BRAYMER, MCDEVITT, SMITH AND SHEPLER

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 2022 calendar year, ending on December 31, 2022, 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. 473 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS DICKINSON, BRAYMER, MCDEVITT, SMITH AND SHEPLER

AUTHORIZING CONVEYANCES OF LANDS OFFERED AT PUBLIC AUCTION HELD ON OCTOBER 16, 2021, DISPOSING OF CERTAIN LANDS ACQUIRED BY WARREN COUNTY PURSUANT TO THE REAL PROPERTY TAX FORECLOSURE ACTION

RESOLUTION AMENDED FROM THE FLOOR

WHEREAS, pursuant to the provisions of Article 11 of the Real Property Tax Law, Warren County conducted its 2021 tax foreclosure proceeding and received a Judgment and Order to establish title with regard to certain parcels with tax delinquencies which were not redeemed within the prescribed period, and

WHEREAS, a public auction was held on Saturday, October 16, 2021 for the sale of certain parcels of land foreclosed upon by the County of Warren in the 2021 tax foreclosure proceeding or in other prior years' proceedings, now, therefore, be it

RESOLVED, that the following bids are accepted subject to final review by the County Attorney for the existence of legal impediments adverse to the County that may warrant not accepting such bids, and conditioned upon the successful bidder making payment of all fees as required by the Terms and Conditions of Sale and Resolution No. 421 of 2021, and that the Chair of the Board of Supervisors be, and hereby is, authorized, within fifteen (15) days from the date of this resolution and upon receipt of the balance of the bid purchase price, to execute and deliver on behalf of the County of Warren conveyances by Quit Claim Deed and any other necessary documents, to the bidders (or their assignees) as set forth in the attached Schedule "A," in a form approved by the County Attorney, and be it further

RESOLVED, that in the event the highest bidder fails to perform on a certain parcel, the Director of Real Property Tax Services is authorized to offer the affected parcel to the second highest bidder and the Chair of the Board of Supervisors be, and hereby is, authorized to execute and deliver on behalf of the County of Warren conveyances by Quit Claim Deed in a form approved by the County Attorney and any other necessary documents.

RESOLUTION NO. 473 OF 2021

PAGE 2 OF 2

SCHEDULE "A"

2021 COUNTY LAND AUCTION BID RESULTS

Town	Tax Map#	Location	Class	Bidder	Taxes due	Sale Price
Chester	36.3-1-22	51 Stone Bridge Road	210	Geanette B & William J. Mueller	\$2,567.55	\$23,500.00
Chester	36.-1-32	W.Off Old Schroon River Rd	314	Randy Ryther	\$498.61	\$3,300.00
Chester	120.9-1-6	Friends Lake Rd	311	Beth A Meyer	\$1,190.17	\$9,000.00
Hague	2.-1-14.1	New Hague Road	311	Rhett Butler	\$2,241.21	\$44,000.00
Hague	24.-1-25.16	Tannery Lane	311	Nataliia Shevchuk	\$778.22	\$15,000.00
Horicon	88.14-1-3	6424 State Route 8	270	Helen M. Miner	\$2,785.00	\$23,500.00
Horicon	106.-1-4.2	Hayesburg Rd	311	Peter L. Gill & Christopher M. Gill	\$1,848.95	\$34,000.00
Horicon	106.-1-4.4	Ira Fraiser Rd	322	Paul Mantoni	\$2,261.77	\$34,000.00
Johnsburg	101.-1-3	68 Holland Rd	270	Rafael Flores	\$3,671.05	\$8,300.00
Johnsburg	133.8-1-4	Garnet Lake Rd	314	Robert R Smith & Allisa C Blanchard	\$633.20	\$1,500.00
Lake George	251.10-1-41	N. Northway	311	Randy Ryther	\$352.59	\$350.00
Lake Luzerne	313.-1-20	Glens Falls Mtn Rd	314	Dennis E. Linkens	\$2,059.84	\$50,000.00
Lake Luzerne	313.-1-22	Glens Falls Mtn Rd	314	Peter I. Mosher	\$574.54	\$5,600.00
Queensbury	278.20-1-11	28 Old Bay Rd	210	Rafael Flores	\$8,135.86	\$82,000.00
Queensbury	279.17-1-56	13 East Rd	210	Rafael Flores	\$11,151.37	\$61,000.00
Queensbury	290.14-1-19	Martell Rd	311	Dennis E. Linkens	\$3,291.82	\$38,000.00
Queensbury	295.7-1-30	Lehland Dr., Off	311	Randy Ryther	\$168.29	\$500.00
Queensbury	303.19-1-23	Wilson Street	311	Rafael Flores	\$751.96	\$3,350.00
Queensbury	303.20-1-6	404 Dix Ave	484	Rafael Flores	\$310,385.13	\$300,000.00
Queensbury	303.5-1-47	Windy Hill Rd., Off	311	Helisa Flickstein	\$258.61	\$200.00
Queensbury	308.19-1-60	24 Pinello Rd	270	Rafael Flores	\$5,665.05	\$48,000.00
Queensbury	309.9-1-14.1	Indiana Ave	311	NO SALE	\$178.23	NO SALE
Stony Creek	260.-1-7	130 Warrensburg Rd	210	Rafael Flores	\$6,238.54	\$26,000.00
Warrensburg	210.12-3-51	16 Third Ave	270	Maxine Zawartky	\$8,197.62	\$37,000.00
				TOTAL	\$375,885.18	\$848,100.00

Warren County Board of Supervisors

RESOLUTION NO. 474 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS DICKINSON, BRAYMER, MCDEVITT, SMITH AND SHEPLER

AUTHORIZING CONVEYANCES OF LAND OFFERED AT ON-LINE PUBLIC AUCTION HELD FROM OCTOBER 1, 2021 TO OCTOBER 25, 2021, DISPOSING OF CERTAIN LANDS ACQUIRED BY WARREN COUNTY PURSUANT TO THE REAL PROPERTY TAX FORECLOSURE ACTION

RESOLUTION FAILED

WHEREAS, pursuant to the provisions of Article 11 of the Real Property Tax Law, Warren County conducted its 2021 tax foreclosure proceeding and received a Judgment and Order to establish title with regard to certain parcels with tax delinquencies which were not redeemed within the prescribed period, and

WHEREAS, an on-line public auction was held from Friday, October 1, 2021 to Monday, October 25, 2021 for the sale of certain parcels of land foreclosed upon by the County of Warren in the 2021 tax foreclosure proceeding or in other prior years' proceedings, now, therefore, be it

RESOLVED, that the following bids are accepted subject to final review by the County Attorney for the existence of legal impediments adverse to the County that may warrant not accepting such bids, and conditioned upon the successful bidder making payment of all fees as required by the Terms and Conditions of Sale and Resolution No. 421 of 2021, and that the Chair of the Board of Supervisors be, and hereby is, authorized, within fifteen (15) days from the date of this resolution and upon receipt of the balance of the bid purchase price, to execute and deliver on behalf of the County of Warren conveyances by Quit Claim Deed and any other necessary documents, to the bidders (or their assignees) as set forth in the attached Schedule "A," in a form approved by the County Attorney.

SCHEDULE "A"

2021 COUNTY LAND ON-LINE AUCTION BID RESULTS

Town	Tax Map#	Location	Class	Bidder	Taxes due	Sale Price
Queensbury	302.8-1-2	275 Bay Road	210	Hina Asad	\$342,957.15	\$18,000.00
				TOTAL	\$342,957.15	\$18,000.00

Warren County Board of Supervisors

RESOLUTION NO. 475 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS DICKINSON, BRAYMER, MCDEVITT, SMITH AND SHEPLER

RESCINDING RESOLUTION NO. 406 OF 2021, WHICH AUTHORIZED THE APPROPRIATION OF FUNDS FROM THE ENVIRONMENTAL TESTING RESERVE FUND TO THE REAL PROPERTY TAX SERVICES BUDGET TO PAY ATLANTIC TESTING LABORATORIES FOR A DESIGN PLAN FOR THE ASBESTOS AND LEAD ABATEMENT OF THE MOSHER'S GARAGE FOR THE TOWN OF JOHNSBURG TAX MAP PARCEL NO. 133.8-1-27; AMENDING 2021 WARREN COUNTY BUDGET, AS THE FUNDING IS NO LONGER NEEDED

WHEREAS, pursuant to Resolution No. 406 of 2021, the Warren County Board of Supervisors authorized the appropriation of funds from the Environmental Testing Reserve Fund to the Real Property Tax Services Budget to pay Atlantic Testing Laboratories for a design plan for the asbestos and lead abatement of the Mosher's Garage for Town of Johnsburg Tax Map Parcel No. 133.8-1-27 (3485 State Route 8), and

WHEREAS, the Director of Real Property has advised that funding is no longer needed, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby rescinds Resolution No. 406 of 2021.

Warren County Board of Supervisors

RESOLUTION NO. 476 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BEATY, LEGGETT, WILD, CONOVER AND DIAMOND

INTRODUCING PROPOSED LOCAL LAW NO. 10 OF 2021, ENTITLED “A LOCAL LAW OF THE COUNTY OF WARREN, NEW YORK, REPEALING LOCAL LAWS 3 OF 2015, 2 OF 2016 AND 3 OF 2016 AND PROHIBITING THE USE AND SALE OF SPARKLING DEVICES IN WARREN COUNTY”, AND AUTHORIZING PUBLIC HEARINGS THEREON

RESOLUTION AMENDED FROM THE FLOOR

WHEREAS, Resolution No. 223 of 2015 enacted Local Law No. 3 of 2015, entitled “A Local Law Allowing for Common, Safe Items to be Excluded from the Dangerous Fireworks Definition as Permitted by New York State Penal Law Section 405.00 (5)(b),” and

WHEREAS, Resolution No. 238 of 2016 enacted Local Law No. 2 of 2016, entitled “A Local Law Amending Local Law No. 3 of 2015 ‘A Local Law Allowing for Common, Safe Items to be Excluded from the Dangerous Fireworks Definition as Permitted by New York State Penal Law Section 405.00(5)(b)’ - by adding new Section 3 A. (4),” and

WHEREAS, Resolution No. 239 of 2016 enacted Local Law No. 3 of 2016, entitled “A Local Law Amending Local Law No. 3 of 2015 ‘A Local Law Allowing for Common, Safe Items to be Excluded from the Dangerous Fireworks Definition as Permitted by New York State Penal Law Section 405.00(5)(b)’ - by adding new Section 7 and renumbering the existing Section 7 to Section 8,” now, therefore, be it

RESOLVED, that upon adoption of Local Law No. 10 of 2021, Resolution Nos. 223 of 2015, 238 of 2016 and 239 of 2016 shall be rescinded accordingly, and be it further

RESOLVED, that proposed Local Law No. 10 of 2021 entitled “A Local Law of the County of Warren, New York, Repealing Local Laws 3 of 2015, 2 of 2016 and 3 of 2016 and Prohibiting the Use and Sale of Sparkling Devices in Warren County,” attached hereto and made a part hereof, be, and the same hereby is, introduced before the Warren County Board of Supervisors, and in order to give interested

RESOLUTION NO. 476 OF 2021

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members of the public the opportunity to be heard thereon, the Board of Supervisors shall hold two (2) public hearings on the matter of the adoption of said proposed Local Law No. 10 of 2021 which shall be held:

1. Through a special meeting of the Governmental Operations & Advocacy Committee, to be held on December 15, 2021 at 7:00 p.m. in the Supervisors' Room at the Warren County Municipal Center, 1340 State Route 9, Lake George, NY 12845; and
2. During the next regular meeting of the Board of Supervisors, to be held on December 17, 2021 at 10:00 a.m. in the Supervisors' Room at the Warren County Municipal Center, 1340 State Route 9, Lake George, NY 12845

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 hearings in the manner provided by law.

**COUNTY OF WARREN
PROPOSED LOCAL LAW NO. 10 OF 2021**

**A LOCAL LAW OF THE COUNTY OF WARREN, NEW YORK, REPEALING LOCAL LAWS
3 OF 2015, 2 OF 2016 AND 3 OF 2016 AND PROHIBITING THE USE AND SALE OF
SPARKLING DEVICES IN WARREN COUNTY**

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

SECTION 1. Repeal of Local Law 3 of 2015

Local Law No. 3 of 2015, entitled “A Local Law Allowing for Common, Safe Items to be Excluded from the Dangerous Fireworks Definition as Permitted by New York State Penal Law Section 405.00 (5)(b)” is hereby repealed upon the effective date of this law.

SECTION 2. Repeal of Local Law 2 of 2016

Local Law No. 2 of 2016, entitled “A Local Law Amending Local Law No. 3 of 2015 ‘A Local Law Allowing for Common, Safe Items to be Excluded from the Dangerous Fireworks Definition as Permitted by New York State Penal Law Section 405.00 (5)(b)’ - by adding new Section 3A. (4)” is hereby repealed upon the effective date of this law.

SECTION 3. Repeal of Local Law 3 of 2016

Local Law No. 3 of 2016, entitled “ A Local Law Amending Local Law No. 3 of 2015 ‘A Local Law Allowing for Common, Safe Items to be Excluded from the Dangerous Fireworks Definition as Permitted by New York State Penal Law Section 405.00 (5)(b)’- by adding new Section 7 and renumbering the existing Section 7 to Section 8” is hereby repealed upon the effective date of this law.

SECTION 4. Legislative Intent.

The New York State Legislature approved, and the Governor of New York signed into law, Chapter 477 of the Laws of 2014 that amended the New York State Penal Law, the Executive Law and the General Business Law placing further restrictions on dangerous fireworks while at the same time recognizing that certain fireworks should not be labeled dangerous.

The Governor signed this bill into law in part due to New York’s strong home rule authority, only allowing for certain fireworks to be sold and used in municipalities that affirmatively enact a Local Law authorizing such action.

Thereafter, Chapter 371 of the Laws of 2017 amended the previous grant of home rule authority, and legalized the sale and use of sparkling devices throughout the state, outside of New York City. This amendment did not require County’s to opt-in, instead it allowed them to opt-out.

Since the passage of Local Law Nos. 3 of 2015, 2 of 2016 and 3 of 2016, which legalized sparkling

devices in Warren County, significant problems have arisen due to members of the public engaging in the practice of lighting off fireworks at all hours of the night. The scope and use of sparkling devices anticipated in 2015 and 2016 when Warren County opted-in has grown into something entirely different. These devices are far more powerful than originally envisioned. This has significantly affected the quality of life and safety of the residents of the County. While this Legislature cannot stop the conduct of all those using sparkling devices irresponsibly, it can do its part to limit their ability to obtain these tools of nuisance.

Therefore, the purpose of this Local Law is to prohibit the previously believed to be safe sparkling devices from being sold or used in Warren County.

SECTION 5. Definitions

“Sparkling Devices” are defined in Section 270.00 of the New York Penal Law.

SECTION 6. Prohibitions

The sale and use of sparkling devices is hereby prohibited within the County of Warren.

SECTION 7. Penalties

- (i) Any person who shall use or explode a sparkling device, or cause an exploding device to be exploded, shall be guilty of a violation punishable by a fine not to exceed \$500;
- (ii) Any person who offers a sparkling device for sale, or sells or furnishes a sparkling device to another person or persons, shall be guilty of a Class B misdemeanor, punishable by a fine of \$1,000 and fifteen (15) days in jail.

SECTION 8. Applicability

This law shall apply to all actions occurring on or after the effective date of this law.

SECTION 9. Severability

If any part of or provisions of this law, or the application thereof to any person or circumstance, shall be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part of or provision of, or application directly involved in the controversy in which such the remainder of this law, or the application thereof to other persons or circumstances.

SECTION 10. State Environmental Quality Review Act Compliance

This County Legislature determines that the adoption of this Local Law constitutes a “Type II action” as said term is defined in the State Environmental Quality Review Act (“SEQRA”), and that no further action with respect to same is required under SEQRA.

SECTION 11. Effective Date

This law shall take effect immediately upon filing with the Secretary of State as provided by the law.

Warren County Board of Supervisors

RESOLUTION NO. 477 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS FRASIER, MCDEVITT, CONOVER, HOGAN AND STROUGH

AUTHORIZING AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH/HEALTH RESEARCH INSTITUTE FOR GRANT FUNDING AWARDED UNDER THE PUBLIC HEALTH CORPS FELLOWSHIP PROGRAM TO BUILD THE PUBLIC HEALTH WORKFORCE AND INFRASTRUCTURE

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to execute an agreement with the New York State Department of Health/Health Research Institute, 150 Broadway, Suite 516, Menands, New York 12204, for grant funding awarded under the Public Health Corps Fellowship Program in an amount not to exceed Nine Hundred Eighty Thousand Five Hundred Forty-Four Dollars (\$980,544), for a term commencing September 1, 2021 and terminating July 31, 2023, intended for the purpose of building the Public Health workforce and infrastructure, and be it further

RESOLVED, that the funding may also be used to support a project coordinator, administrative support and other costs such as supplies, PCs/laptops, travel needs to support the fellow(s) and hire a contractor to recruit and manage fellowships in collaboration with Warren County Public Health, and be it further

RESOLVED, that if any further State funding becomes available during the term of this contract, no further resolution will be necessary to accept these funds and the Chair of the Board of Supervisors is authorized to execute any documents necessary to receive the funds, and be it further

RESOLVED, that should the term of this grant be extended, the Chair of the Board of Supervisors is hereby authorized to execute any relative grant extensions in a form approved by the County Attorney without the need for further Board resolution.

Warren County Board of Supervisors

RESOLUTION NO. 478 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS FRASIER, MCDEVITT, CONOVER, HOGAN AND STROUGH

AUTHORIZING AGREEMENT WITH HUDSON HEADWATERS HEALTH NETWORK TO BE A SUBCONTRACTOR AND SUB-RECIPIENT OF THE NEW YORK STATE DEPARTMENT OF HEALTH/HEALTH RESEARCH INSTITUTE PUBLIC HEALTH CORPS FELLOWSHIP PROGRAM IN ACCORDANCE WITH GRANT REQUIREMENTS TO PERFORM THE REQUIRED DELIVERABLES AND RECEIVE FUNDING

WHEREAS, the Health Services Committee approved a request to authorize an agreement with the New York State Department of Health/Health Research Institute for grant funding awarded under the Public Health Corps Fellowship in an amount not to exceed Nine Hundred Eighty Thousand Five Hundred Forty-Four Dollars (\$980,544), for a term commencing September 1, 2021 and terminating July 31, 2023, intended for the purpose of building the Public Health workforce and infrastructure, and

WHEREAS, the Health Services Committee approved a request to enter into an agreement with Hudson Headwaters Health Network to be a subcontractor and sub-recipient of the New York State Department of Health/Health Research Institute Public Health Corps Fellowship Program in accordance with grant requirements to perform the required deliverables and receive funding, in an amount not to exceed Nine Hundred Eighty Thousand Five Hundred Forty-Four Dollars (\$980,544), for a term commencing September 1, 2021 and terminating July 31, 2023, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to execute an agreement with Hudson Headwaters Health Network, 9 Carey Road, Queensbury, New York 12804, to be a subcontractor and sub-recipient of the New York State Department of Health/Health Research Institute Public Health Corps Fellowship Program in accordance with grant requirements to perform the required deliverables and receive funding, in an amount not to exceed Nine Hundred Eighty Thousand Five Hundred Forty-Four Dollars (\$980,544), for a term commencing September 1, 2021 and terminating July 31, 2023, in a form approved by the County Attorney.

Warren County Board of Supervisors

RESOLUTION NO. 479 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS FRASIER, MCDEVITT, CONOVER, HOGAN AND STROUGH

FURTHER AMENDING RESOLUTION NO. 122 OF 2019, WHICH AMENDED AN AGREEMENT WITH ZIRMED, INC. FOR THE PURPOSE OF VERIFYING INSURANCES BEFORE BILLING TO EXPEDITE CLAIMS WITHOUT DENIALS AND TO INCREASE RATES AND CHANGE CONTRACT TERMS FOR THE HOME CARE DIVISION, TO FURTHER INCREASE RATES AND CHANGE RENEWAL TERMS

WHEREAS, pursuant to Resolution No. 205 of 2009, the Warren County Board of Supervisors authorized the Chair of the Board to execute a subscriber agreement with Zirmed, Inc., for the purpose of verifying insurances before billing to expedite claims without denials for the Home Care Division, and which Resolution was subsequently amended by Resolution No. 617 of 2011 to allow for billing for the Public Health Division Immunization Program, and by Resolution No. 632 of 2012 to allow for electronic remittances, and

WHEREAS, pursuant to Resolution No. 122 of 2019, the Warren County Board of Supervisors authorized the Chair of the Board to amend the agreement to increase rates and change the contract terms for the Home Care Division which was subsequently amended by Resolution No. 157 of 2019 to increase the monthly subscriber fee for the Public Health Division (Immunization Program), and

WHEREAS, the Health Services Committee has approved a request to further amend Resolution No. 122 of 2019 to increase the monthly subscriber fees for the Public Health Division (Immunization Program) and Home Care Division and to change the renewal terms, to include the following:

Home Care Division

1. Claims Management Fees - One Hundred Fourteen Dollars and Sixty-One Cents (\$114.61) per month, which includes five hundred (500) electronic claims, and additional claims exceeding five hundred (500) will be an additional Twenty-Seven and Six-Tenths Cents (\$0.276) per claim, Fifty-Eight and Five-Tenths Cents (\$0.585) per paper claim and Twenty-Seven and Six-Tenths Cents (\$0.276) per additional page printed.
2. Eligibility Verification Fees - Fifty-Seven Dollars and Eighty-Eight Cents (\$57.88)

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per month, which includes two hundred fifty (250) inquiries, and additional inquiries exceeding two hundred fifty (250) will be an additional Twenty-Seven and Six-Tenths Cents (\$0.276) per inquiry.

3. Annual Assessment Fee - One Hundred Twenty-Five Dollars (\$125)

Public Health Division Immunization Program

1. Claims Management Fees - Forty Fifty Cents (\$0.405) per electronic claim, Fifty-Two and Two-Tenths Cents (\$0.522) per paper claim and Twenty-Nine Cents (\$0.29) per additional page printed.
2. Electronic Remittance Advice Fees - Twenty-Eight Dollars and Ninety-Four Cents (\$28.94) per month, which includes five hundred (500) electronic remittance advices, and additional electronic remittance advices exceeding five hundred (500) will be an additional Seven and Eight-Tenths Cents (\$0.078) per electronic remittance advice,

now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors be, and hereby is, authorized to execute an amendment agreement with Waystar/Zirned, Inc. for the aforesaid change in amounts set forth in the preambles of this resolution for a term commencing August 1, 2021 and terminating upon thirty (30) days written notice by either party, in a form approved by the County Attorney, and be it further

RESOLVED, that the Chair of the Board of Supervisors be, and hereby is, authorized to execute further amendment agreements with Waystar/Zirned, Inc. for aforesaid services, without the need for future resolutions as long as there is no more than a five percent (5%) annual rate increase, in a form approved by the County Attorney, and be it further

RESOLVED, that other than the above amendments, Resolution Nos. 2005 of 2009, 617 of 2011, 632 of 2012, 122 of 2019 and 157 of 2019 shall remain in full force and effect, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.4018.0030 428, Prevention Program, Disease Control, Data Processing & Internet Fees and Budget Code A.4010: 428 Health Services, Data Processing & Internet Fees.

Warren County Board of Supervisors

RESOLUTION NO. 480 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS FRASIER, MCDEVITT, CONOVER, HOGAN AND STROUGH

AMENDING RESOLUTION NO. 455 OF 2016, WHICH AUTHORIZED THE CHAIR OF THE BOARD OF SUPERVISORS OR THE DIRECTOR OF PUBLIC HEALTH/PATIENT SERVICES TO ENTER INTO AND EXECUTE AGREEMENTS WITH VARIOUS VENDORS OR CONTRACTORS REGARDING SERVICES REQUIRED FROM TIME TO TIME BY THE HEALTH SERVICES DEPARTMENT, SUBJECT TO CERTAIN CONDITIONS, TO INCREASE THE NOT TO EXCEED AMOUNT, CHANGE THE CONTRACT RENEWAL TERMS AND INCLUDE MINOR AMENDMENTS TO REFLECT NECESSARY VERBIAGE CHANGES OR CHANGE IN REGULATION

WHEREAS, Resolution No. 455 of 2016, among other things, authorized the Chair of the Board of Supervisors or the Director of Public Health/Patient Services to enter into and execute agreements with various vendors or contractors regarding services required from time to time by the Health Services Department, subject to certain conditions, for an amount not to exceed Five Thousand Dollars (\$5,000) in any fiscal year, and

WHEREAS, the Health Services Committee approved a request to increase the not to exceed amount to Ten Thousand Dollars (\$10,000), include a contract renewal term of no more than a five percent (5%) annual rate increase and include minor amendments to reflect necessary verbiage changes or change in regulation, now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors or the Director of Public Health/Patient Services be, and hereby are, authorized to execute agreements with various vendors or contractors regarding services required from time to time by the Health Services Department, subject to certain conditions, including minor amendments to reflect necessary verbiage changes or change in regulation, for an amount not to exceed Ten Thousand Dollars (\$10,000) with a contract renewal term of no more than a five percent (5%) annual rate increase, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 455 of 2016 will remain the same.

Warren County Board of Supervisors

RESOLUTION NO. 481 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS DRISCOLL, FRASIER, MAGOWAN, SHEPLER AND SMITH

AUTHORIZING EXTENSION OF AGREEMENT WITH ACTION SEPTIC SERVICE TO PROVIDE INSPECTION, CLEANING AND REPAIR OF KITCHEN AND LAUNDRY SEWER LINES AND ANY OTHER ADDITIONAL SEWER LINES AT COUNTRYSIDE ADULT HOME

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to execute an extension agreement (previous contract authorized by Resolution No. 318 of 2020) with Action Septic Service, P.O. Box 1430, South Glens Falls, New York 12803, to provide inspection, cleaning and repair of kitchen and laundry sewer lines and any other additional sewer lines at Countryside Adult Home and to also provide semi-annual inspections of sewer lines, in an amount not to exceed Two Thousand Dollars (\$2,000), for a term commencing January 1, 2022 and terminating December 31, 2022, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6030 470 Countryside Adult Home, Contract.

Warren County Board of Supervisors

RESOLUTION NO. 482 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS DIAMOND, MAGOWAN, BRAYMER, FRASIER AND SHEPLER

AMENDING AGREEMENT WITH QUEENSBURY UNION FREE SCHOOL DISTRICT FOR THE WARREN COUNTY SHERIFF'S OFFICE TO PROVIDE LAW ENFORCEMENT SERVICES WITHIN THE QUEENSBURY SCHOOL DISTRICT, TO INCREASE THE NOT TO EXCEED AMOUNT

WHEREAS, Resolution No. 381 of 2021 authorized an agreement with the Queensbury Union Free School District, to provide law enforcement services by assigning a School Resource Officer to be shared amongst the four schools located in the Queensbury School District during normal school hours throughout the school calendar year and for such other events as may be requested by the School District, in an amount not to exceed Eighty-Seven Thousand Dollars (\$87,000), for a term commencing upon execution by both parties and terminating upon completion of the 2021-2022 school year, and

WHEREAS, the Public Safety Committee has approved a request to increase the not to exceed amount to Ninety-Eight Thousand Six Hundred Sixty-Seven Dollars and Seventy-Nine Cents (\$98,667.79), now, therefore be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to execute an amendment agreement with Queensbury Union Free School District, 429 Aviation Road, Queensbury, New York 12801, to increase the not to exceed amount to Ninety-Eight Thousand Six Hundred Sixty-Seven Dollars and Seventy-Nine Cents (\$98,667.79), 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. 381 of 2021 will remain the same.

Warren County Board of Supervisors

RESOLUTION NO. 483 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS DIAMOND, MAGOWAN, BRAYMER, FRASIER AND SHEPLER

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES TO ESTABLISH AN ESCROW ACCOUNT TO PAY FOR CRIMINAL HISTORY RECORD SEARCHES ASSOCIATED WITH CIVIL FINGERPRINT PROCESSING FOR PISTOL PERMIT APPLICATIONS, WHEN REQUESTED BY THE WARREN COUNTY SHERIFF'S OFFICE

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to enter into an agreement with the New York State Division of Criminal Justice Services, 80 South Swan Street, Albany, NY 12210, to establish an escrow account intended to pay for criminal history record searches performed by the New York State Division of Criminal Justice Services in association with civil fingerprint processing for pistol permit applications when requested by the Warren County Sheriff's Office, for a term commencing upon execution by both parties and terminating upon thirty (30) days written notice by either party, in a form approved by the County Attorney, and be it further

RESOLVED, that the Warren County Treasurer is hereby authorized to forward to the New York State Division of Criminal Justice Services the deposit required to establish such escrow account, which shall be in an amount to be determined by the Warren County Sheriff but must be a minimum of Three Hundred Dollars (\$300), as well as to submit any subsequent funding necessary to maintain the escrow account, when requested by the Sheriff, all to be funded from the Warren County Sheriff's budget, subject to the limitation of funding provided therein.

Warren County Board of Supervisors

RESOLUTION NO. 484 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS CONOVER, HOGAN, DICKINSON, THOMAS, BRUNO, GERAGHTY AND MERLINO

**ACCEPTING PROPOSAL AND AUTHORIZING AGREEMENT WITH
ATLANTIC TESTING LABORATORIES FOR PERIODIC
ASBESTOS AND LEAD CONSULTING SERVICES (WC 51-21)**

WHEREAS, the Purchasing Agent requested bids for Periodic Asbestos and Lead Consulting Services (WC 51-21), and

WHEREAS, the bids were opened on October 28, 2021 and the Superintendent of Public Works has recommended that Warren County award the agreement to Atlantic Testing Laboratories located at 22 Corporate Drive, Clifton Park, New York 12065, as the lowest responsible bidder, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Atlantic Testing Laboratories located at 22 Corporate Drive, Clifton Park, New York 12065 of the acceptance of its proposal, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to execute an agreement with Atlantic Testing Laboratories, for periodic asbestos and lead consulting services, pursuant to the terms and provisions of the bid documents and proposal (WC 51-21), for a term commencing January 1, 2022 and terminating December 31, 2022, with the option for two (2) additional one (1) year terms upon mutual agreement of the parties, 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. 485 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS CONOVER, HOGAN, DICKINSON, THOMAS, BRUNO, GERAGHTY AND MERLINO

AWARDING BID AND AUTHORIZING AGREEMENT WITH VARIOUS BIDDERS FOR COLD MILLING (WC 53-21)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Cold Milling (WC 53-21), and

WHEREAS, the bids were opened on October 21, 2021 and the Superintendent of Public Works has recommended the following awards:

Schedule #1 Cold Milling of Bituminous Concrete Pavement - Highways

Primary- New Castle Paving
Attn: Dale Swartwout
1 Madison Street
Suite 100
Troy, New York 12180

Secondary- Rifenburg Construction
Attn: Russell Huta
159 Brick Church Road
Troy, New York 12180

Schedule #2 Cold Milling of Bituminous Concrete Pavement - Parking Lots

Primary- Kubricky Construction
Attn: Thomas Garrett
269 Ballard Road
Wilton, New York 12831

Secondary- Rifenburg Construction
Attn: Russell Huta
159 Brick Church Road
Troy, New York 12180

now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify the aforementioned bidders of the acceptance of their bid, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to execute an agreement with the above listed bidders, for Cold Milling, in a form approved by the County Attorney, pursuant to the terms and provisions of the specifications (WC 53-21), for a term commencing January 1, 2022 and terminating December 31, 2022, with the option for two (2) additional one (1) year terms upon mutual agreement of the parties, at the prices defined in the attached Schedule "A," and be it further

RESOLVED, that the funds shall be expended from various Department of Public Works Projects.

WARREN COUNTY BID TABULATION SHEET

BID NO: WC 53-21 ITEM(S): COLD MILLING DATE: OCTOBER 21, 2021 TIME: 3:00 P.M. P = Primary S1 = Secondary 1 S2 = Secondary 2	NAME & ADDRESS OF BIDDER		NAME & ADDRESS OF BIDDER		NAME & ADDRESS OF BIDDER		NAME & ADDRESS OF BIDDER		NAME & ADDRESS OF BIDDER			
	Unit Price	Extended Cost	Unit Price	Extended Cost	Unit Price	Extended Cost	Unit Price	Extended Cost	Unit Price	Extended Cost		
DESCRIPTION OF ITEM	DEPTH OF CUT	ESTIMATED QUANTITY (Square Yards)	SCHEDULE #1 COLD MILLING OF BITUMINOUS CONCRETE PAVEMENT - HIGHWAYS									
COLD MILLING OF BITUMINOUS CONCRETE PAVEMENT	2" OR LESS	30000	\$1.95	\$58,500.00	\$1.40	\$42,000.00	\$1.94	\$58,200.00	\$1.89	\$56,700.00	\$2.15	\$64,500.00
	>2" TO 4"	25000	\$2.00	\$50,000.00	\$2.03	\$50,750.00	\$2.65	\$66,250.00	\$2.89	\$72,250.00	\$3.00	\$75,000.00
	>4" TO 6"	10000	\$2.50	\$25,000.00	\$3.30	\$33,000.00	\$3.65	\$36,500.00	\$4.40	\$44,000.00	\$4.75	\$47,500.00
TOTAL ESTIMATED COST OF SCHEDULE #1			\$133,500.00	\$125,750.00	\$160,950.00	\$172,950.00	\$187,000.00					
SCHEDULE #2 COLD MILLING OF BITUMINOUS CONCRETE PAVEMENT - PARKING LOTS												
COLD MILLING OF BITUMINOUS CONCRETE PAVEMENT	2" OR LESS	30000	\$2.50	\$12,500.00	\$3.35	\$16,750.00	\$1.64	\$8,200.00	\$4.19	\$20,950.00	\$2.50	\$12,500.00
	>2" TO 4"	25000	\$2.65	\$13,250.00	\$3.97	\$19,850.00	\$2.35	\$11,750.00	\$5.30	\$26,500.00	\$3.00	\$15,000.00
	>4" TO 6"	10000	\$2.80	\$8,400.00	\$6.40	\$19,200.00	\$3.35	\$10,050.00	\$8.55	\$25,650.00	\$5.75	\$17,250.00
TOTAL ESTIMATED COST OF SCHEDULE #2			\$34,150.00	\$55,800.00	\$30,000.00	\$73,100.00	\$44,750.00					
BID AWARDED TO:												
TERM OF BID: JANUARY 1, 2022 THROUGH DECEMBER 31, 2022												
RESOLUTION NO. xx OF 2021												
✓ JULIE A. BUTLER PURCHASING AGENT												

Warren County Board of Supervisors

RESOLUTION NO. 486 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS CONOVER, HOGAN, DICKINSON, THOMAS, BRUNO, GERAGHTY AND MERLINO

AWARDING BID AND AUTHORIZING AGREEMENT WITH TOWN & COUNTY BRIDGE AND RAIL, INC. FOR CONSTRUCTION, RECONSTRUCTION OF GUIDE RAILING, POSTS AND COMPONENT PARTS (WC 54-21)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Construction, Reconstruction of Guide Railing, Posts and Component Parts (WC 54-21), and

WHEREAS, the bids were opened on October 28, 2021 and the Superintendent of Public Works has recommended that the bid be awarded to Town & County Bridge and Rail, Inc. located at P.O. Box 16395, Albany, New York 12212, as the lowest responsible bidder, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Town & County Bridge and Rail, Inc. located at P.O. Box 16395, Albany, New York 12212, of the acceptance of their bid, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to execute an agreement with Town & County Bridge and Rail, Inc., for Construction, Reconstruction of Guide Railing, Posts and Component Parts, in a form approved by the County Attorney, pursuant to the terms and provisions of the specifications (WC 54-21), for a term commencing January 1, 2022 and terminating December 31, 2022, with the option for two (2) additional one (1) year terms, upon mutual agreement of the parties, at the prices defined in the attached Schedule "A," and be it further

RESOLVED, that the funds shall be expended from various Department of Public Works Projects.

**WARREN COUNTY
BID TABULATION SHEET**

BID NO: WC 54-21		NAME & ADDRESS OF BIDDER
<u>ITEM(S): CONSTRUCTION, RECONSTRUCTION OF GUIDE RAILING, POSTS AND COMPONENT PARTS</u>		Town & County Bridge and Rail, Inc. Attn: Christopher Hart PO Box 16395 Albany, NY 12212 Ph: 518-423-1223 Fax: 518-581-9739
<u>DATE: OCTOBER 28, 2021</u>		
<u>TIME: 3:00 P.M</u>		
BID AWARDED TO:		Resolution No. XXX of 2021
JULIE A. BUTLER, PURCHASING AGENT		
TERM OF BID: January 1, 2022 through December 31, 2022		
DESCRIPTION OF ITEM	QUANTITY	BID PRICE
SCHEDULE A - INSTALLATION WITH WARREN COUNTY SUPPLIED MATERIALS:		
BOX BEAM GUIDE RAILING	L.F.	\$10.75
BOX BEAM GUIDE RAILING (SHOP CURVED)	L.F.	\$11.75
BOX BEAM GUIDE RAILING END ASSEMBLY (TYPE I/IIA)	EACH	\$118.00
BOX BEAM GUIDE RAILING END ASSEMBLY (TYPE II)	EACH	\$127.00
W- BEAM GUIDE RAILING	L.F.	\$9.00
W- BEAM GUIDE RAILING (SHOP CURVED)	L.F.	\$10.00
END ASSEMBLY FOR W-BEAM GUIDE RAILING	EACH	\$1,100.00
CABLE GUIDE RAILING	L.F.	\$5.84
END ASSEMBLY FOR CABLE GUIDE RAILING	EACH	\$1,100.00
OTHER END TREATMENTS (DRIVEWAYS, WALKWAYS & OTHER OPENINGS)	EACH.	\$80.00
DRILLING & GROUTING ANCHORS	EACH	\$40.00
BRIDGE RAIL TRANSITIONS/KICKOUTS	EACH	\$1,100.00
BRIDGE RAIL	EACH	\$41.00 / Foot
SCHEDULE B - RESETTING/RETENSIONING/RELOCATING WITH WARREN COUNTY SUPPLIED MATERIALS:		
RESETTING BOX BEAM GUIDE RAILING	L.F.	\$9.25
RESETTING BOX BEAM GUIDE RAILING END ASSEMBLY	EACH	\$118.00
RESETTING W-BEAM GUIDE RAILING	L.F.	\$8.50
RESETTING W-BEAM GUIDE RAILING END ASSEMBLY	EACH	\$1,100.00

**WARREN COUNTY
BID TABULATION SHEET**

BID NO: WC 54-21		NAME & ADDRESS OF BIDDER
<u>ITEM(S): CONSTRUCTION, RECONSTRUCTION OF GUIDE RAILING, POSTS AND COMPONENT PARTS</u>		Town & County Bridge and Rail, Inc. Attn: Christopher Hart PO Box 16395 Albany, NY 12212 Ph: 518-423-1223 Fax: 518-581-9739
<u>DATE: OCTOBER 28, 2021</u>		
<u>TIME: 3:00 P.M</u>		
RESETTING CABLE GUIDE RAILING	L.F.	\$4.60
RESETTING CABLE GUIDE RAILING END ASSEMBLY	EACH	\$1,100.00
RESETTING OTHER END TREATMENTS (DRIVEWAYS, WALKWAYS & OTHER OPENINGS)	EACH	\$80.00
RETENSIONING CABLE GUIDE RAILING	L.F.	\$6.75
RELOCATING BOX BEAM GUIDE RAILING	L.F.	\$11.50
RELOCATING BOX BEAM GUIDE RAILING END ASSEMBLY	EACH	\$118.00
RELOCATING W-BEAM GUIDE RAILING	L.F.	\$9.00
RELOCATING W-BEAM GUIDE RAILING END ASSEMBLY	EACH	\$1,100.00
RELOCATING CABLE GUIDE RAILING	L.F.	\$6.75
RELOCATING CABLE GUIDE RAILING END ASSEMBLY	EACH	\$1,100.00
RELOCATING OTHER END TREATMENTS (DRIVEWAYS, WALKWAYS & OTHER OPENINGS)	EACH	\$80.00
SCHEDULE C - INSTALLATION WITH BIDDER SUPPLIED MATERIALS:		
BOX BEAM GUIDE RAILING	L.F.	\$67.00
BOX BEAM GUIDE RAILING (SHOP CURVED)	L.F.	\$73.00
BOX BEAM GUIDE RAILING END ASSEMBLY (TYPE I/IIA)	EACH	\$750.00
BOX BEAM GUIDE RAILING END ASSEMBLY (TYPE II)	EACH	\$1,797.00
W- BEAM GUIDE RAILING	L.F.	\$28.95
W- BEAM GUIDE RAILING (SHOP CURVED)	L.F.	\$31.00
END ASSEMBLY FOR W-BEAM GUIDE RAILING	EACH	\$2,250.00
CABLE GUIDE RAILING	L.F.	\$20.00
END ASSEMBLY FOR CABLE GUIDE RAILING	EACH	\$2,050.00
OTHER END TREATMENTS (DRIVEWAYS, WALKWAYS & OTHER OPENINGS)	EACH	\$130.00
W BEAM TO BOX BEAM TRANSITION	EACH	\$5,900.00

**WARREN COUNTY
BID TABULATION SHEET**

BID NO: WC 54-21		NAME & ADDRESS OF BIDDER
<u>ITEM(S): CONSTRUCTION, RECONSTRUCTION OF GUIDE RAILING, POSTS AND COMPONENT PARTS</u>		Town & County Bridge and Rail, Inc. Attn: Christopher Hart PO Box 16395 Albany, NY 12212 Ph: 518-423-1223 Fax: 518-581-9739
<u>DATE: OCTOBER 28, 2021</u>		
<u>TIME: 3:00 P.M</u>		
SCHEDULE D - RESETTING/RETENSIONING/RELOCATING WITH BIDDER SUPPLIED MATERIALS:		
RESETTING BOX BEAM GUIDE RAILING	L.F.	\$43.00
RESETTING BOX BEAM GUIDE RAILING END ASSEMBLY	EACH	\$713.00
RESETTING W-BEAM GUIDE RAILING	L.F.	\$27.00
RESETTING W-BEAM GUIDE RAILING END ASSEMBLY	EACH	\$1,400.00
RESETTING CABLE GUIDE RAILING	L.F.	\$11.15
RESETTING CABLE GUIDE RAILING END ASSEMBLY	EACH	\$1,400.00
RESETTING OTHER END TREATMENTS (DRIVEWAYS, WALKWAYS & OTHER OPENINGS)	EACH	\$130.00
RETENSIONING CABLE GUIDE RAILING	L.F.	\$14.45
RELOCATING BOX BEAM GUIDE RAILING	L.F.	\$27.00
RELOCATING BOX BEAM GUIDE RAILING END ASSEMBLY	EACH	\$513.00
RELOCATING W-BEAM GUIDE RAILING	L.F.	\$17.50
RELOCATING W-BEAM GUIDE RAILING END ASSEMBLY	EACH	\$1,400.00
RELOCATING CABLE GUIDE RAILING	L.F.	\$8.50
RELOCATING CABLE GUIDE RAILING END ASSEMBLY	EACH	\$1,200.00
RELOCATING OTHER END TREATMENTS (DRIVEWAYS, WALKWAYS & OTHER OPENINGS)	EACH	\$130.00
COMMENTS:		n/a

Warren County Board of Supervisors

RESOLUTION NO. 487 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS CONOVER, HOGAN, DICKINSON, THOMAS, BRUNO, GERAGHTY AND MERLINO

AWARDING BID AND AUTHORIZING AGREEMENT WITH ROZELL EAST, INC. TO PROVIDE CRANE SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS (WC 59-21)

WHEREAS, the Purchasing Agent has advertised for sealed bids for Crane Services (WC 59-21),
and

WHEREAS, the bids were opened on October 7, 2021 and the Superintendent of Public Works has recommended that the bid be awarded to Rozell East, Inc., located at 45 Casey Road, Queensbury, New York 12804, as the lowest responsible bidder, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Rozell East, Inc., located at 45 Casey Road, Queensbury, New York 12804, of the acceptance of their bid, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to execute an agreement with Rozell East, Inc. for Crane Services, in a form approved by the County Attorney, pursuant to the terms and provisions of the specifications (WC 59-21), for a term commencing January 1, 2022 and terminating December 31, 2022, with the option for two (2) additional one (1) year terms, upon mutual agreement of the parties, at the prices defined in the attached Schedule "A," and be it further

RESOLVED, that the funds shall be expended from various Department of Public Works Projects.

WARREN COUNTY BID TABULATION SHEET

BID NO: WC 59-21 ITEM(S): CRANE SERVICES DATE: OCTOBER 7, 2021 TIME: 3:00 PM	NAME & ADDRESS OF BIDDER					
	Rozell East, Inc. Attn: Kelly Sullivan 45 Casey Road Queensbury, NY 12804 Ph: 518-793-2634 Fax: 518-615-0162					
DESCRIPTION OF ITEM	BID PRICE					
SCHEDULE 1 - CRANE EQUIPMENT LIST & HOURLY COSTS:						
26T BOOM TRUCK (4 HR MIN)	\$60.00					
40T HYD TRUCK CRANE (4 HR MIN)	\$130.00					
40T HYD TRUCK CRANE (8 HRS)	\$115.00					
60T HYD TRUCK CRANE (4 HR MIN)	\$155.00					
60T HYD TRUCK CRANE (8 HRS)	\$130.00					
70/75T HYD TRUCK CRANE (4 HR MIN)	\$225.00					
70/75T HYD TRUCK CRANE (8 HRS)	\$195.00					
90/100T HYD TRUCK CRANE (4 HR MIN)	\$400.00					
90/100T HYD TRUCK CRANE (8 HRS)	\$300.00					
140T CRANE (8 HR MIN)	\$365.00					
SCHEDULE 2 - ADDITIONAL EQUIPMENT LIST & HOURLY COSTS						
200T AT TRUCK CRANE (8 HR MIN)	\$775.00 (Includes all counterweights needed)					
275T AT TRUCK CRANE (8 HR MIN)	\$1,070.00 (Includes all counterweights needed)					
450T AT TRUCK CRANE (8 HR MIN)	\$1,660.00 (Includes all counterweights needed)					
DESCRIPTION OF ITEM	REGULAR TIME		OVER TIME		DOUBLE TIME	
SCHEDULE 3 - HOURLY LABOR COSTS:						
	Regular	Heavy Highway	Regular	Heavy Highway	Regular	Heavy Highway
OPERATOR - CLASS A (1/1/22-6/30/22)	\$120.00	\$126.00	\$170.00	\$176.00	\$233.00	\$236.00
LABORER - GROUP A (1/1/22-6/30/22)	\$83.00	n/a	\$120.00	n/a	\$163.00	n/a
OPERATOR - CLASS A (7/1/22-12/31/22)	\$123.00	\$129.00	\$173.00	\$179.00	\$236.00	\$239.00
LABORER - GROUP A (7/1/22-12/31/22)	\$85.00	n/a	\$122.00	n/a	\$165.00	n/a
<input checked="" type="checkbox"/> JULIE A. BUTLER, PURCHASING AGENT	BID AWARDED TO:					
RESOLUTION NO.: XX of 2021	TERM: JANUARY 1, 2022 THROUGH DECEMBER 31, 2022					

Warren County Board of Supervisors

RESOLUTION NO. 488 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS CONOVER, HOGAN, DICKINSON, THOMAS, BRUNO, GERAGHTY AND MERLINO

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR JOHNSBURG BRIDGE (GLEN CREEK ROAD AND DIPPIKILL ROAD OVER GLEN CREEK) REPLACEMENTS, TOWN OF JOHNSBURG

WHEREAS, the Dippikill Road over Glen Creek (BIN 3305490) and Glen Creek Road over Glen Creek (BIN 3305500) Bridge Replacements, Town of Johnsburg, P.I.N 1761.43 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, the County of Warren desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design, Right-of-Way Incidentals and Right-of-Way Acquisitions, now, therefore, the County of Warren duly convened does hereby

RESOLVE, that the Warren County Board of Supervisors hereby approves the above-subject Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the County of Warren to pay in the first instance 100% of the federal and non-federal share of the cost of Design, Right-of-Way Incidentals and Right-of-Way Acquisitions work for the Project or portions thereof, and it is further

RESOLVED, that the sum of Four Hundred Four Thousand Nine Hundred Sixteen Dollars and no cents (\$404,916.00) has been appropriated from Capital Project H393.9550 280 Johnsburg Bridge Replacements and made available to cover the cost of participation in the above phases of the Project, and it is further

RESOLVED, that the additional sum of Six Thousand Seven Hundred Eight Dollars and no cents (\$6,708.00) is hereby appropriated from Capital Project H393.9550 280 Johnsburg Bridge Replacements and made available to cover the cost of participation in the above phases of the Project, and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Warren County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Chair of the Warren County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Warren with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local

RESOLUTION No. 488 OF 2021

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share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible in a form approved by the County Attorney, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

Warren County Board of Supervisors

RESOLUTION NO. 489 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS CONOVER, HOGAN, DICKINSON, THOMAS, BRUNO, GERAGHTY AND MERLINO

AMENDING AGREEMENT WITH CREIGHTON MANNING ENGINEERING FOR CONSULTANT SERVICES IN CONNECTION WITH CAPITAL PROJECT H393 JOHNSBURG BRIDGES (GLEN CREEK ROAD & DIPPIKILL ROAD OVER GLEN CREEK), TOWN OF JOHNSBURG, TO INCLUDE SUPPLEMENTAL AGREEMENT NO. 1 FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, Resolution No. 571 of 2019 authorized an agreement with Creighton Manning Engineering, to provide consultant services for Capital Project H393, Johnsbury Bridges (Glen Creek Road & Dippikill Road over Glen Creek), PIN 1761.43, in an amount not to exceed Four Hundred Four Thousand Nine Hundred Sixteen Dollars (\$404,916), for a term commencing upon execution by both parties and terminating upon completion of services, and

WHEREAS, the Public Works Committee approved a request to amend the agreement to authorize Supplemental Agreement No. 1 to include right-of-way acquisition services for an amount not to exceed Five Thousand Nine Hundred Eight Dollars (\$5,908), now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to execute an agreement with Creighton Manning Engineering, 2 Winners Circle, Suite 201, Albany, New York 12205, to include Supplemental Agreement No. 1 for right-of-way acquisition services, in an amount not to exceed Five Thousand Nine Hundred Eight Dollars (\$5,908), in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Capital Project H393.9550 280 Johnsbury Bridges (Glen Creek Road & Dippikill Road over Glen Creek), Capital Projects, Projects.

Warren County Board of Supervisors

RESOLUTION NO. 490 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS CONOVER, HOGAN, DICKINSON, THOMAS, BRUNO, GERAGHTY AND MERLINO

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE FOR THE MIDDLETON BRIDGE OVER SCHROON RIVER PROJECT, TOWNS OF BOLTON, CHESTER, HORICON & WARRENSBURG

WHEREAS, the Middleton Bridge over Schroon River Project, Towns of Bolton, Chester, Horicon & Warrensburg, P.I.N. 1755.27 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, the County of Warren desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design & Right-of-Way Incidentals, now, therefore, the County of Warren duly convened does hereby

RESOLVE, that the Warren County Board of Supervisors hereby approves the above-subject Project, and it is further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the County of Warren to pay in the first instance 100% of the federal and non-federal share of the cost of Design & Right-of-Way Incidentals work for the Project or portions thereof, and it is further

RESOLVED, that the sum of Five Hundred Fifty-Seven Thousand Five Hundred Forty-Seven Dollars and no cents (\$557,547) has been appropriated from Capital Project H278.9550 280 Middleton Bridge over Schroon River and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, that the additional sum of One Hundred Sixty-Four Thousand Seven Hundred Eighty-Nine Dollars and No Cents (\$164,789) is hereby appropriated from Capital Project H278.9550 280 Middleton Bridge over Schroon River and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Warren County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Chair of the Warren County Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Warren with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the

RESOLUTION No. 490 OF 2021

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Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible in a form approved by the County Attorney, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

Warren County Board of Supervisors

RESOLUTION No. 491 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS CONOVER, HOGAN, DICKINSON, THOMAS, BRUNO, GERAGHTY AND MERLINO

AMENDING AGREEMENT WITH FOIT-ALBERT ASSOCIATES, PC FOR ENGINEERING SERVICES AND RIGHT-OF-WAY INCIDENTALS IN CONNECTION WITH THE REPLACEMENT OF THE MIDDLETON BRIDGE OVER SCHROON RIVER PROJECT TO INCLUDE SUPPLEMENTAL AGREEMENT NO. 2 FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, pursuant to Resolution No. 810 of 2007, the Chairman of the Board of Supervisors was authorized to execute an agreement with Foit-Albert Associates, PC, Hanover Square, 435 New Karner Road, Albany, New York 12205-5831, to provide engineering services and right-of-way incidentals relative to replacement of the Middleton Bridge over Schroon River for a cost plus fixed fee not to exceed Three Hundred Twenty-Five Thousand Dollars (\$325,000) for a term commencing August 17, 2007 and terminating upon completion of the project, and

WHEREAS, pursuant to Resolution No. 428 of 2019 Warren County entered into a Supplemental Agreement No. 1 for additional preliminary engineering and right-of-way acquisition services, for an amount not to exceed Two Hundred Thirty-Two Thousand Five Hundred Forty-Seven Dollars (\$232,547), and

WHEREAS, the Public Works Committee has approved a request to amend the agreement to authorize Supplemental Agreement No. 2 for additional preliminary engineering services, for an amount not to exceed One Hundred Sixty-Four Thousand Seven Hundred Eighty-Nine Dollars (\$164,789), now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to execute an amendment agreement with Foit-Albert Associates, PC, Hanover Square, 435 New Karner Road, Albany, New York 12205-5831, to include Supplemental Agreement No. 2 for additional preliminary engineering services for the Middleton Bridge over Schroon River project, for an amount not to exceed One Hundred Sixty-Four Thousand Seven Hundred Eighty-Nine Dollars (\$164,789) for a term commencing upon execution of the agreement by both parties and terminating upon completion of the project, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Capital Project No. H278.9550 280 Middleton Bridge over Schroon River, Capital Projects, Projects.

Warren County Board of Supervisors

RESOLUTION NO. 492 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS GERAGHTY, MERLINO, BRAYMER, WILD, HOGAN, BEATY AND STROUGH

AUTHORIZING EXTENSION OF AGREEMENT WITH LAKE PLACID ADVERTISERS WORKSHOP, INC. TO PROVIDE BROADCAST AND DIGITAL MEDIA BUYING SERVICES FOR THE TOURISM DEPARTMENT (WC 45-20)

RESOLUTION AMENDED FROM THE FLOOR

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to execute an extension agreement (previous contract authorized by Resolution No. 426 of 2020) with Lake Placid Advertisers Workshop, Inc., 44 Hadjis Way, Lake Placid, New York 12946, to provide broadcast and digital media buying services for the Tourism Department (WC 45-20), for a term commencing January 1, 2022 and terminating December 31, 2022, in an amount not to exceed One Million Two Hundred Fifty Thousand Dollars (\$1,250,000), in a form approved by the County Attorney, and be it further

RESOLVED, that said agreement will include a requirement for Lake Placid Advertisers Workshop, Inc. to provide letters relative to the work program and outlining the related expenses, which must be authorized by the Tourism Committee before such work may proceed, and be it further

RESOLVED, that the funds for this agreement shall be expended from Budget Code A.6417.0001 481 Tourism/Occupancy, Tourism, Tourism Promotion.

Warren County Board of Supervisors

RESOLUTION NO. 493 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS GERAGHTY, MERLINO, BRAYMER, WILD, HOGAN, BEATY AND STROUGH

RESCINDING RESOLUTION NO. 389 OF 2021, WHICH AWARDED BID AND AUTHORIZED AN AGREEMENT WITH WALSWORTH PUBLISHING COMPANY, INC. FOR PRINTING OF THE 2022 WARREN COUNTY TRAVEL GUIDE (WC 45-21) FOR THE TOURISM DEPARTMENT, DUE TO SUPPLY CHAIN SHORTAGE

WHEREAS, pursuant to Resolution No. 389 of 2021, the Warren County Board of Supervisors awarded bid and authorized an agreement with Walsworth Publishing, Inc. for printing of the 2022 Warren County Travel Guide (WC 45-21) for the Tourism Department, for an amount not to exceed Seventy-Eight Thousand Three Hundred Seventy-Five Dollars (\$78,375), for a term commencing September 20, 2021 and terminating upon completion of services, and

WHEREAS, the Tourism Director has advised that Walsworth Publishing, Inc. is unable to obtain the needed paper in time for a December delivery due to supply chain shortage, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby rescinds Resolution No. 389 of 2021.

Warren County Board of Supervisors

RESOLUTION NO. 494 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS GERAGHTY, MERLINO, BRAYMER, WILD, HOGAN, BEATY AND STROUGH

AMENDING RESOLUTION NO. 229 OF 2021, AUTHORIZING AGREEMENTS WITH CERTAIN APPLICANTS FOR THE DISBURSEMENT OF 2021 OCCUPANCY TAX REVENUES, TO AUTHORIZE AGREEMENTS AND FUNDING TO THE LAKE GEORGE WINTERFEST AND THE ADIRONDACK CHRISTKINDLMARKT

WHEREAS, pursuant to Resolution No. 229 of 2021, and amended by Resolution Nos. 280 of 2021, 332 of 2021, 391 of 2021 and 442 of 2021, the Chair of the Board of Supervisors was authorized and directed to execute standard form Warren County Tourist and Convention Development Agreements for occupancy tax funding with certain applicants, and

WHEREAS, at the October 19, 2021 Tourism & Occupancy Tax Coordination meeting, the Committee considered and approved a request from the following applicants for occupancy tax funding:

<u>Applicant</u>	<u>Event</u>	<u>Dates</u>	<u>Amount of Award</u>
Christian Dutcher	Lake George Winterfest	12/1/21 - 3/31/22	\$50,000.00
The Glens Falls Collaborative and the City of Glens Falls	Adirondack Christkindlmarkt	12/3/21 - 12/5/21	\$20,000.00
Nancy Nichols	The Lake George Winter Carnival, Inc.	1/28/22 - 2/27/22	\$50,000.00 <i>to be funded from 2022 occupancy tax revenues by separate resolution</i>

now, therefore, be it

RESOLVED, that Resolution No. 229 of 2021, as subsequently amended by Resolution Nos. 280 of 2021, 332 of 2021, 391 of 2021 and 442 of 2021 be, and hereby is, amended to authorize the Chair of the Board of Supervisors to execute the standard form Warren County Tourist and Convention Development Agreement with the above referenced applicants, for 2021 funding in the amount of Seventy Thousand Dollars (\$70,000) and to increase the total amount of occupancy tax funding to Six Hundred Two Thousand Dollars (\$602,000), to be expended from Budget Code A.6417.0002 480 Tourism/Occupancy, Occupancy Tax, Tourism-Special Events, as listed on the revised attached Schedule "A" with said agreements to be in a form approved by the County Attorney, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 229 of 2021, as amended by Resolution Nos. 280 of 2021, 332 of 2021 and 391 of 2021, will remain the same.

SCHEDULE "A"
2021 Occupancy Tax Awards

	APPLICANT	EVENT	DATE	AMOUNT OF AWARD
1	Tim Cianciola (Craft Producers)	Lake George Arts & Crafts Festival	7/30/21 - 8/1/21	\$3,000.00
2	Tim Cianciola	Lake George BBQ Festival	8/13/21- 8/15/21	\$4,000.00
3	Lake George Music Festival	Classical Music Festival	8/18/21- 8/25/21	\$15,000.00
4	LGD/50 Concert Series	Five Different Concerts	5/27/21- 5/30/21; 6/11/21- 6/12/21; 7/2/21- 7/4/21; 7/8/21- 7/10/21; 8/5/21- 8/6/21	\$25,000.00
5	Adirondack Cycling Advocates, Inc.	Promotion of Bicycling	2021	\$20,000.00
6	Adirondack Hot Air Balloon Festival	Adirondack Hot Air Balloon Festival	9/23/21- 9/26/21	\$40,000.00
7	Adirondack Sports Complex	ADKSC Travel Team Softball Tournaments	1/1/21- 12/20/21	\$40,000.00
8	Albany Rods & Kustoms, Inc.	Adirondack Nationals	9/9/21- 9/12/21	\$25,000.00
9	Alpha Win formerly Adk. Race Mgmt	Lake George Triathlon Festival	9/3/21- 9/5/21	\$15,000.00
10	Americade, Inc.	Americade	9/20/21- 9/25/21	\$50,000.00
11	Hyde Collection	Marketing and Publications	5/1/21- 10/31/21	\$15,000.00
12	Improv Records, Inc.	Adirondack Independence Music Festival	9/3/21- 9/5/21	\$25,000.00

RESOLUTION No. 494 OF 2021

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13	Prime Time Lacrosse	Lake George National Invitational	7/24/21- 7/25/21	\$30,000.00
14	Warrensburg Chamber of Commerce	World's Largest Garage Sale	10/1/21- 10/3/21	\$28,000.00
15	Village of Lake George	Weekly Fireworks Shows	7/1/21- 12/31/21	\$25,000.00
16	Town of Horicon	Food Truck Friday's on the Pond	7/1/21- 8/31/21	\$12,000.00
17	Town of Johnsbury	Website Maint./Marketing Initiative	1/1/21- 12/31/21	\$15,000.00
18	Ice Castles, LLC	Ice Castles at Lake George	10/1/21 - 4/30/22	\$50,000.00
19	NY Ski Educational Foundation	2021/2022 Ski/Ride Season	12/18/21 - 3/27/22	\$15,000.00
20	Special Olympics NY Fall Games	2021/2022/2023 Fall Games	2021 - 2023	\$50,000.00 <i>2021 Award</i>
21	Events to a T	Festival of Lights	12/1/21 - 12/25/21	\$30,000.00
22	Christian Dutcher	Lake George Winterfest	12/1/21 - 3/31/22	\$50,000.00
23	The Glens Falls Collaborative and the City of Glens Falls	Adirondack Christkindlmarkt	12/3/21 - 12/5/21	\$20,000.00
	TOTAL			\$602,000.00

Warren County Board of Supervisors

RESOLUTION NO. 495 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, GERAGHTY, DRISCOLL, CONOVER AND MAGOWAN

AMENDING TABLES OF ORGANIZATION AND WARREN COUNTY SALARY AND COMPENSATION PLAN FOR 2021

RESOLVED, that the Tables of Organization and the Warren County Salary and Compensation Plan for 2021 are hereby amended as follows:

SOCIAL SERVICES

<u>Creating Position of:</u>	<u>EFFECTIVE DATE</u>	<u>BASE ANNUAL SALARY</u>
<u>A.6010 130</u>		
<u>TITLE:</u>	November 22, 2021	\$33,614
HEAP Examiner #4 - Part Time Temp.		Grade 6

<u>Creating Position of:</u>	<u>EFFECTIVE DATE</u>	<u>BASE ANNUAL SALARY</u>
<u>A.6010 130</u>		
<u>TITLE:</u>	November 22, 2021	\$33,614
HEAP Examiner #5 - Part Time Temp.		Grade 6

<u>SHERIFF</u>	<u>EFFECTIVE DATE</u>	<u>BASE ANNUAL SALARY</u>
<u>Creating Position of:</u>		
<u>A.3110 110</u>	November 22, 2021	\$82,495
<u>TITLE:</u>		
Investigative Sergeant #1		

<u>Deleting Position of:</u>	<u>EFFECTIVE DATE</u>	<u>BASE ANNUAL SALARY</u>
<u>A.3110 110</u>		
<u>TITLE:</u>	November 22, 2021	\$82,495
Investigative Sergeant		

<u>Creating Position of:</u>	<u>EFFECTIVE DATE</u>	<u>BASE ANNUAL SALARY</u>
<u>A.3110 110</u>		
<u>TITLE:</u>	November 22, 2021	\$82,495
Investigative Sergeant #2		

RESOLUTION No. 495 OF 2021

PAGE 2 OF 2

Deleting Position of:
A.3110 110
TITLE:
Investigator #3

EFFECTIVE DATE
November 22, 2021

BASE ANNUAL SALARY
\$81,495

Warren County Board of Supervisors

RESOLUTION No. 496 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, GERAGHTY, DRISCOLL, CONOVER AND MAGOWAN

RESOLUTION AUTHORIZING REIMBURSEMENTS FOR MILEAGE AND OUT-OF-POCKET EXPENSES TO COUNTY CORONERS

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the reimbursements for mileage and out-of-pocket expenses to County Coroners, subject to approval by the County Auditor, and be it further,

RESOLVED, that funding for said reimbursements shall be expended from the appropriate lines within Budget Code A.1185, Medical Examiners & Coroners.

Warren County Board of Supervisors

RESOLUTION No. 497 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, GERAGHTY, DRISCOLL, CONOVER AND MAGOWAN

AUTHORIZING AGREEMENT WITH STANDARD MEDICAL SERVICES, A DIVISION OF MOUNTAIN MEDICAL SERVICES, PLLC TO PROVIDE MEDICAL EXAMINATIONS FOR POLICE AND PATROL OFFICER CANDIDATES

RESOLVED, that Warren County enter into an agreement with Standard Medical Services, a division of Mountain Medical Services, PLLC, 597 Bay Road, Queensbury, New York 12804 to provide medical examinations for police and patrol officer candidates, as follows:

Services	Rate
Audiogram	\$25.00
Chest X Ray, 1 View	\$85.00
X Ray Interpretation	\$25.00
EKG	\$55.00
Physical Exam Complete, includes urine dip & Vision	\$100.00
PPD	\$35.00
Urine Drug Screens, 10 Panel	\$45.00
Observed urine collection	\$25.00
Post accident testing/reasonable suspicion - after hours, two hour minimum charge	\$120.00 per hour
Mileage fee	\$0.565
Shy bladder wait time	\$40.00 per hour after 5:00 pm
Split specimen re-testing of positive specimens (including shipping, lab fees and chain of custody)	\$250.00
Review of all positive drug screens	\$100.00

for a term commencing January 1, 2022 and terminating December 31, 2022, and the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to execute said agreement, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1430 435 Civil Service, Medical Fees.

Warren County Board of Supervisors

RESOLUTION No. 498 OF 2021

**RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, GERAGHTY, DRISCOLL, CONOVER AND
MAGOWAN**

ADOPTING AMENDED WARREN COUNTY INTERN POLICY

WHEREAS, the Warren County Board of Supervisors desires to amend the Warren County Intern Policy, previously enacted by Resolution No. 96 of 2014, and amended by Resolution No. 215 of 2016, now therefore, be it

RESOLVED, that the amended Warren County Intern Policy, attached hereto as “Schedule A”, is hereby adopted, and be it further

RESOLVED, that the attached Warren County Intern Policy shall supercede any and all prior versions.

SCHEDULE "A"

WARREN COUNTY INTERN POLICY

Student internships for the County of Warren are permitted under the following terms and conditions:

- (A) With prior County Administrator approval, any department within the County of Warren may establish a student intern position for students from BOCES, Warren County high schools, state agencies or any other public or private educational institutions, which also includes allowances for the New York State Education Department's Career & Technical Education Career Exploration Internship Program which is a school-business partnership initiative providing high school students, age 14 and above with internship opportunities;
- (B) Paid and unpaid intern positions are authorized, subject to appropriations;
- (C) Before a Department of the County may accept the services of an intern, the Department Head shall request and receive approval from the County Administrator;
- (D) In determining whether to approve a student intern position, the County Administrator shall consider, among other things, the impact of the intern upon the workload and functioning of the department and the effect on the County overall;
- (E) Student intern positions will only be established after an agreement and appropriate waivers have been executed by the affected student and/or college and/or university and/or school with said agreements to be in a form and covering the types of indemnities and insurance and waivers that are typically required when student intern positions are presently established in Warren County for colleges and/or universities and/or schools;
- (F) Internship career path program utilizing multiple departments to be coordinated with the Chair of Higher Education and County Administrator are permissible;
- (G) Warren County will ensure that there is a clear and accessible system to enable interns to claim out of pocket expenses that are pre-authorized by the County Department for which they intern. Reimbursement forms and instructions for claiming eligible expenses will be provided by the department as applicable;
- (H) All agreements shall be executed by the Chair of the Board of Supervisors and said agreements and waivers shall be in a form approved by the County Attorney;
- (I) The County Administrator shall provide a report of all student intern positions to the Chair of the Board of Supervisors and the Personnel, Administration & Higher Education Committee.

Warren County Board of Supervisors

RESOLUTION NO. 499 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, GERAGHTY, DRISCOLL, CONOVER AND MAGOWAN

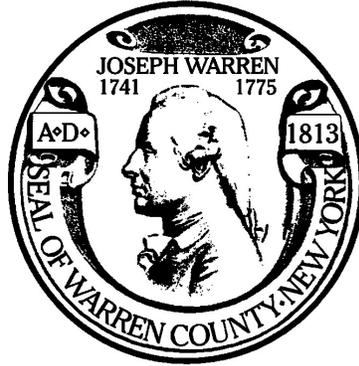
ADOPTING REVISED OUT-OF-UNIT EMPLOYEE BENEFITS POLICY FOR WARREN COUNTY

WHEREAS, the Board of Supervisors most recently updated and adopted the Out-of-Unit Employee Benefits Policy for Warren County by Resolution No. 398 of 2021, and

WHEREAS, the Personnel & Administration Committee has reviewed suggested changes to Section G of the Out-of-Unit Employee Benefits Policy relating to reimbursement for training, certification and credit-bearing work, to increase reimbursements to One Hundred Percent (100%) and has recommended that the same be advanced to the full Board of Supervisors for consideration, now, therefore, be it

RESOLVED, that the Out-of-Unit Employee Benefits Policy for Warren County annexed hereto, be and the same is hereby adopted as the official Policy for Warren County, and be it further

RESOLVED, that any and all prior Out-of-Unit Employee Benefits Policies, Resolutions or parts thereof inconsistent with the annexed Out-of-Unit Employee Benefits Policy for Warren County are hereby repealed effective November 19, 2021.



**WARREN COUNTY
OUT-OF-UNIT EMPLOYEE BENEFITS
POLICY**

SECTION 1. SALARY AND COMPENSATION PLAN

- A. All employees outside the bargaining units shall be compensated according to the Warren County Salary and Compensation Plan adopted by the Board of Supervisors and according to such further Resolutions as may be adopted by the Board from time to time. For the purposes of computing salaries and where applicable, overtime and other benefits, the annual salary of all employees outside the bargaining units (with the exception of the appointed and executive employees) shall be divided by 2,080 hours. The salaries of all appointed and executive employees outside the bargaining units shall be divided by 1,820 hours as set forth in Res. 439 of 2010.

SECTION 2. WORKDAY, WORKWEEK, OVERTIME

- A. **Regular Hours.** The regular hours of work in each day shall not exceed eight hours, except that the hours worked when attending an authorized out-of-town conference, training class, seminar or similar educational class may be more than eight hours but not more than 11 hours when the Department Head (or designee) and the employee agree that the time worked over eight hours (not more than 11), will be taken as authorized time off later in the same workweek. Agreement by the Department Head and employee must be in writing using a form provided by the County Attorney. If an agreement is not reached it is understood that the Department will either pay overtime or not authorize/require the employee to attend the conference, training class, seminar or similar education class for more than eight hours.
- B. **Overtime.** Overtime must first be authorized by the Department Head. When an employee who is required under law to receive overtime pay is authorized or required by the Department Head to work in excess of 40 hours per week, or more than eight hours in one day, he/she shall be entitled to receive compensation at the rate of time and one-half of his hourly rate of pay, except no overtime compensation shall be required under circumstances where an agreement is reached pursuant to division A. above.
- C. **Flex Time.** In addition to the foregoing, the regular hours in each day for all departments in which non-exempt employees outside the bargaining unit work shall not exceed eight (8) hours per day except where an employee and a Department Head agree that the employee may work in excess of eight (8), but not more than ten (10) and take authorized time off later in the same work week on an hour for hour basis. Hours worked under this provision must be tracked and marked as flex time on the employee timesheet. The employee shall not be entitled to overtime pay for the hours used as flex time.
- D. **Compensatory Time.** Notwithstanding the foregoing provisions of this section, non-exempt employees may elect to take time off duty in lieu of payment for overtime that they are requested or required to work. Compensatory time off shall be at the rate of one and one half hours off for each hour worked. The elections to accrue and take compensatory time off will be made in writing on forms prescribed by the County Administrator. In the absence of such election, the overtime work will be paid for at the regular overtime rate. Requests for compensatory time off shall be

granted in the order that they are received. In the event that more than one request is received at the same time, seniority shall govern. Requests for compensatory time off shall not be made more than thirty (30) days in advance. An employee may accumulate up to forty (40) hours of compensatory time off in lieu of overtime. All accumulated and unused compensatory time off shall be paid to the employee by separate check in the last payroll in each calendar year. The employee shall thereafter be allowed to once again start to accrue time for the following year. Any such payment that is in excess of \$50 will be made by separate check. Approval of requests for use of compensatory time shall be conditioned upon the needs of the employee's department as determined in the sole discretion of the Department Head or designee.

- E. **Call in Pay.** Beginning January 1, 2020 the County will provide a guarantee of 1 hour call-in time at the rate of time and one-half whenever an overtime eligible employee is required and authorized to perform necessary work outside of normal working hours and when the time worked does not immediately precede a normal work shift or immediately follow a normal work shift.

SECTION 3. DEFINITION OF EMPLOYEES

The following definitions shall apply:

Administrative Employee. Employees responsible for department activities in the absence of the Department Head or Deputy Department Head and who assist in the enforcement of departmental policies and regularly exercise discretion and independent judgment with authority to make important agency decisions.

Executive Employee. A Department Head or Deputy Department Head.

Full-time Employee. A person who is employed by the County for a 12-month period of time and who works 35 hours per week or more.

Less than Half-time Employee. A person who is employed by the County for a 12-month period and works less than 20 hours per week.

Part-time Employee. A person who is employed by the County for a 12-month period and who works less than 35 hours per week but more than 20 hours per week.

Professional Employee. Employees performing work which requires knowledge of an advanced type in a position where the employees invention, imagination, and talent in a specialized field is required for project completion. Employees perform work which is unique to a career field (i.e., Law, Medicine, Planning), as distinguished from clerical, manual, mechanical or physical duties.

Temporary Employee and Seasonal Employee. A person who is employed for a particular program or project for a period not exceeding six months.

SECTION 4. FRINGE BENEFITS

Part-time employees as herein defined shall receive fringe benefits in the same proportion as the ratio of the number of hours the employee works to the number of hours in the regular workweek. Less than part-time employees including less than half-time and temporary or seasonal employees shall receive no fringe benefits.

SECTION 5. HOLIDAYS.

A. **Paid Holidays.** All employees in County service shall be entitled to the following paid holidays:

1. New Year's Day;
2. Martin Luther King's Birthday;
3. President's Day;
4. Memorial Day;
5. Independence Day;
6. Labor Day;
7. Columbus Day;
8. Veteran's Day;
9. Thanksgiving Day;
10. Christmas Day.

B. **Holiday Pay.**

In order to be paid for a holiday, the employee must work the employee's last scheduled workday before and after the holiday, except with the approval of the applicable Department Head or designee. In the event an employee at a County facility operating seven days a week shall be denied holiday pay by reason of this provision, the employee shall have the right, within the same payroll period of the holiday or the payroll period immediately following said payroll period, to appeal the denial to the Human Resources Director who shall determine whether the employee shall be paid for the holiday. In making a decision, the Human Resources Director shall allow the employee, the employee's immediate supervisor or other designated representative and Administrator to be heard. The Human Resources Director shall render the decision in writing and shall include the basis or rationale for the decision. The decision shall be delivered to the employee, the employee's supervisor or designee and the Administrator.

C. **Working on Holidays.**

When a non-bargaining unit, Fair Labor Standards Act exempt employee is required, as part of the customary work schedule, to work on one of the officially-designated county holidays, or if such an employee is called to work on such a holiday, the employee shall be compensated at such employee's regular salary rate for the payroll period and receive leave credit for a full work day to be used within six months of the date of such accrual with the department head's prior approval (which approval shall not be unreasonably withheld). If such employee's normally scheduled day

off falls on the official holiday, the employee shall likewise accrue one full work days' leave to be used within six months upon prior approval of the department head (which such approval shall not be unreasonably withheld).

D. Weekend Holidays.

1. Full-time employees will be paid the regular weekly salary without deduction when one (1) of the above holidays is observed during the workweek.
2. Part-time employees will be paid at their regular wage for the day when a holiday falls or is observed within their respective workweek schedule.
3. Temporary and seasonal employees as defined herein will be paid their regular wage for the day where a holiday falls or is observed within their respective workweek schedule.
4. If a holiday falls on a Sunday, it will be observed on the next day thereafter. If it falls on a Saturday, it will be observed on the preceding Friday.
5. If a holiday falls on any other day, the General Construction Law and amendments then in effect will govern the day of its observance.
6. If a holiday falls during a vacation period, the day will not be charged against the employee's vacation credits. Vacation days are charged solely against working days.
7. Any employee not in an executive, administrative or professional position who is required to work on one(1) of the scheduled holidays shall be paid time and one-half (1/2) plus the holiday pay if the holiday falls during the employee's regular workweek schedule. Election Department employees shall be given an additional day off if required to work on Election Day.
8. Any employee not in an executive, administrative or professional position who is called into work on a contract holiday shall be paid time and one-half (1/2) plus the holiday pay.

For the purposes of this Section the day to be considered the holiday shall be the day observed by the County as the holiday irrespective of whether such day is the actual holiday. This regulation shall be waived for the following holidays: New Year's, Christmas and Independence Day. On such holidays, the day to be considered the holiday shall be the day on which the holiday actually falls.

E. Floating Holidays.

Subject to the provisions herein, full-time employees shall be entitled to two additional days of with pay at their usual daily rate. These days shall be known or referred to as "floating holidays" and shall be used within restricted periods of time. One floating holiday shall be taken between January 1st and June 30th of each year. The other shall be taken between July 1 and December 31 of each year. The days may be used in conjunction with vacation or personal days. Rules concerning scheduling and/or use shall be the same as those applicable to vacation days. The days must be taken. Days earned and not taken through no fault of the employee shall be treated in the same manner as vacation days not taken under the same circumstances. Part-time employees shall receive the benefit of the floating holidays in the same proportion as the ratio of the number of hours the employees work to the number of hours in the regular work week. In their first year, a new employee shall be entitled to the floating holidays provided that the new employee was on the payroll at the time of

the actual Lincoln’s Birthday holiday or Election Day.

SECTION 6. VACATION, SICK LEAVE, PERSONAL LEAVE, BEREAVEMENT LEAVE.

A. Vacation Leave.

Employees Hired after January 18, 2013. All full-time and part-time employees commencing work on or after January 18, 2013 shall accrue leave from the date of hire on a pro-rated bi-weekly basis. Vacation time will be earned in the amounts outlined in the table in item number 2. Any leave time accrued shall not be considered earned until the newly hired employees have completed six (6) months of continuous service. Once six (6) months continuous service has been completed, the employee may use any of the accrued time or continue to save the time for future use in accordance with other applicable provisions of this agreement. If a new employee shall not complete six (6) months continuous service, the accrued time shall not be considered earned and shall not be payable to the employee upon termination or otherwise leaving the County. Any employee beginning work with Warren County shall always accrue all vacation time provided for herein on a pro-rata bi-weekly basis and such vacation time must be used not later than eighteen (18) months from the time earned or the vacation time shall be forfeited or lost and no compensation shall be made to the employee.

Employees Hired Prior to January 18, 2013. All full-time County employees hired prior to January 18, 2013 shall be entitled to a vacation with pay after completing one (1) years of total continuous service as follows:

1 year of service	10 working days
3 years of service	11 working days
4 years of service	12 working days
5 years of service	13 working days
6 years of service	14 working days
7 years of service	15 working days

An additional day of vacation shall be added each year until a maximum of twenty (20) working days are attained.

Vacation credits shall be computed from the day of entry into County service and computed on January 1st of each year. For the purpose of determining the effective date of earned vacation the period of service shall be computed from the 1st day of January in the year the employee was first appointed.

Vacations shall be scheduled with the approval of the employee’s Department Head, which approval shall not be unreasonably withheld. All vacations shall be taken in the calendar year during which

the employee becomes entitled thereto. Vacation credits shall not be carried over from one (1) calendar year to another or used in whole or in part any year except the year in which it is due; provided, however, that the County will allow an employee: 1) to carry part of the vacation time earned in one calendar year over into the succeeding calendar year upon advance notice to the Department Head, and solely as a continuation of a planned trip commenced in the twelfth (12th) month of the calendar year; or 2) to carry over up to five (5) vacation days, not taken through any fault of the employee, into the succeeding calendar year, upon notice to the Department Head by December 1st of the current calendar year, to be taken no later than June 1st of the succeeding calendar year.

Vacation Provisions Applicable Regardless of Date of Hire:

1. Vacation leave may be taken in one hour increments. A vacation day taken the day before or day after a holiday must be approved in advance by the Department Head.
2. The period of employment referred to above shall be for a period of total service in Warren County employment. Vacation credits shall be computed from the day of entry into County service.
3. A day of vacation shall be a working day.
4. All vacation time must be taken with the time frames provided and any time not so taken shall be forfeited or lost and no compensation shall be made to any employee, except that vacation time earned and not taken shall be paid to the employee upon application to the Warren County Board of Supervisors and a finding by such Board that 1) in the case of an employee who is not a Department Head that the employee was requested to not take vacation time or was affirmatively denied the opportunity to take vacation time at any time during the time frames herein provided by the Department Head or 2) in the case of a Department Head, the Department Head was requested by the Board of Supervisors to not take vacation or was affirmatively denied the right to take vacation or 3) with regard to any employee injury or disability prevented the use of vacation time. The application provided for herein must be made within 6 months of the end of the year in which the use of vacation time was earned and payment, if awarded, will be at the rate earned. Failure to make such an application shall constitute forfeiture and/or waiver of right to be compensated for qualifying unused vacation time and the County shall have no continuing liability therefore.
5. Time earned and not otherwise taken through no fault of the employee as provided herein, shall be paid to an employee at the time of his/her termination of service.
6. Part-time employees and full-time employees who work less than forty (40) hours per week will be entitled to vacation credits based on their regular workday and regular workweek.
7. In order to be paid for a vacation day, the employee must work the employee's last scheduled work day before and after the vacation day, except with the employee's supervisor's approval.

B. Sick leave.

1. Absence from duty by an employee by reason of sickness or disability of himself or herself shall be considered "sick leave".
2. Employees shall be entitled to sick leave with pay on the basis of ten (10) working days in each year. The ten (10) working days per year allowed to an employee for sick leave will be earned at the rate of one (1) day of sick leave for each month of employment except for the sixth and twelfth months during the year of employment where no days will be earned. Such sick leave with pay shall be granted to the employee by the Department Head. The Human Resources Director may require a physician's statement for any absence of more than three (3) consecutive days.
3. Employees shall be allowed to take sick leave in no less than one (1) hour intervals.
4. Absence from duty by an employee by reason of sickness or disability of an immediate member of employee's family shall also be considered "sick leave", provided, however, 1) the sickness or disability of the immediate family member must require the physical presence and actual assistance of the employee; 2) a full-time employee may use no more than 10 or the maximum number of sick leave days the employee has available for use, whichever is less, in any calendar year for immediate family member sickness or disability and the number of days available for use by the part-time employee shall be that portion of 10 days which is in the same proportion to the number of hours worked when compared to full time employees and in no event shall exceed that the employee has accrued; 3) the use of sick leave for immediate family sickness or disability shall be subject to the same rules of use as are applicable to the employee's use of sick leave for employee's own sickness or disability including disciplinary action should the sick leave not be used in accordance with the rules specified herein; 4) the use of sick leave for immediate family member sickness or disability shall be subtracted from or charges to the employee's sick leave balance in the same manner as if used for the employee's own sickness or disability; and 5) immediate family member shall mean parent, spouse, sibling, child, grandparent, grandchild, parent-in-law, step-family relationships, and any relative or person residing in the immediate household of the employee.
5. No employee shall receive any part of his/her compensation while absent from duty because of sickness or disability except as herein provided.
6. The days allowed to an employee for such leave with pay may be accumulated to a maximum of one hundred sixty five (165) days, and may be kept to his or her credit for future sick leave with pay.
7. In the event that any employee utilizes the sick leave benefits provided by this Section while not actually sick, such employee will be subject to disciplinary proceedings.
8. Any employee hired prior of January 18, 2013 who is not represented by a union or collective bargaining agreement, with the exception of Sheriff's Office employees and elected officials, who has not used all of his/her accumulated sick leave at the time of his/her retirement, he/she shall be paid in cash at the hourly rate then in effect, for one-half (½) of the accumulated sick leave to his/her credit, with a maximum of seventy (70) days to be paid in cash.

9. Any employee hired after January 18, 2013 who is not represented by a union or collective bargaining agreement, with the exception of Sheriff's Office employees and elected officials, will receive no cash payout for unused sick time.
10. Part-time employees will earn sick leave credits based on their workday and workweek.
11. Less than half-time, temporary and seasonal employees shall not be entitled to receive sick leave credits.

C. Personal leave.

1. Personal leave is leave with pay for personal business, including religious observance, without charge against accumulated vacation credits.
2. Full-time employees in County service shall be entitled to personal leave not exceeding a total of three days in each year.
3. Part-time employees will earn personal leave credits based on their workday and workweek.
4. Less than half-time, temporary and seasonal employees shall not be entitled to personal leave credits.
5. Personal leave shall not be cumulative and no part thereof shall be carried over from one calendar year to another. Unused personal leave shall not be liquidated in cash at the time of separation, retirement or death.
6. Personal leave shall be granted only by prior approval of the Department Head and only at a time convenient to the Department, and may be taken in multiples of not less than one hour.
7. An employee shall not be entitled to personal leave time until after four months of continuous employment.
8. Each new full-time permanent employee shall be credited with one day of personal leave after four months of continuous employment and one additional day of personal leave after eight months of continuous employment and by an additional day of personal leave at the end of the tenth month of employment, except all new employees shall have three personal leave days credited as of January 1, whether they have completed ten months of service or not.

D. Leave of absence.

1. **Military leave.** County employees who are members of military reserve units and are required to go on active duty for training purposes shall be entitled to leave without loss of pay for such time as is necessary to fulfill such military training obligation, but not exceeding 30 workdays per calendar year. Payment shall not be made to such employee unless a copy of the military orders is submitted to the Department Head. Military leave may be taken intermittently.
2. **Medical leave, education leave and family leave.**
 - a. To request a leave of absence under the Family and Medical Leave Policy, please refer to

the Family and Medical Leave Policy for Warren County Employees found in Resolution 217 of 2015.

- b. Extension of authorized medical leave will be granted after an approval by the Department Head and the Personnel Committee of Warren County.
- c. Unpaid educational leave may be requested up to a period not to exceed 10 months.
- d. All requests for leave shall be approved by the Department Head and the County Director of Human Resources prior to the granting of leave. Employees shall receive a reason in writing for any denial of a request for leave.
- e. Upon termination of an authorized leave of absence, the employee will be reinstated without interruption of service, rights and benefits.
- f. In the event an employee is reinstated in his/her old position within two months from the date he/she has resigned or for any reason has left his/her position, he/she will be reinstated with all his/her accumulative rights and benefits as if no interruption in service has occurred.

E. Bereavement leave and funeral leave.

1. Employees may be absent from work without loss of pay by reason of death in the immediate family up to a maximum period of three (3) working days, commencing from the date of death of the family member or day before the funeral. Immediate family includes only parent, spouse, sibling, child, grandparent, grandchild, parent-in-law and any relative or person residing in the immediate household of the employee.
2. Employees may be absent from work without loss of pay for one day to attend the funeral of the employee's child-in-law, sibling-in-law, or grandparent-in-law.
3. When extreme weather conditions will not allow for a burial until spring, an employee may reserve and schedule a day of the bereavement leave discussed above for such reason.

F. **Employee approval.** The employer shall not have the right to charge any employee's leave credits without that employee's approval.

G. **No discrimination.** The County shall administer the policies set forth in this Resolution in a manner which will be fair and impartial to all employees and there shall be no discrimination against any employee because of age, race, creed, color sexual orientation, national origin military status, sex, disability, predisposing genetic characteristics, or marital status.

SECTION 8. HEALTH INSURANCE AND DENTAL INSURANCE PLANS.

A. Employee Eligibility.

Warren County employee shall be eligible for coverage under the Warren County Health Insurance Plan if any of the following conditions apply:

1. Said employee is employed at a rate of at least thirty (30) hours per week on a regularly scheduled basis, or

2. Is employed less than thirty (30) hours per week:
 - a. Is a paid elected official; or
 - b. Is a paid member of a public legislative board.
3. Health insurance benefits for full-time (30+ hours per week) non-bargaining unit employees who began work with Warren County prior to December 21, 2012 shall be as follows:
 - a. Effective December 1, 2021, the County shall offer health insurance to current full-time employees not part of any collective bargaining unit on an individual, two-person or family coverage basis (depending on the qualifications and election of the employee) provided that the employee contributes twenty percent (20%) of the health insurance premium. Commencing December 1, 2022, the amount of the aforesaid contribution shall be increased to twenty-one percent (21%). Commencing December 1, 2023, the amount of the aforesaid contribution shall be increased to twenty-two percent (22%).
 - b. All health insurance coverage shall be afforded with the maximum co-pay of 25/40 for office co-pays and 10/30/50 for drug plan co-pays.
 - c. The health insurance coverage option(s) afforded eligible retirees under 65 years of age shall be the same as that provided to eligible active employees. The Health Insurance coverage option(s) afforded eligible retirees 65 years of age and older shall be through Medicare Advantage Plans or similar plans offered to eligible Union employee retirees with the same status;
 - d. The County will offer coverage to full-time non-bargaining unit employees who retire, provided that said employee a) has at least ten (10) years of total service as a Warren County employee; b) has retired under the New York State Retirement System or is retired and is receiving or will receive Social Security Benefits and would have been eligible to retire and receive benefits under the New York State Retirement System if the employee had been a participant in said Retirement System; c) is enrolled in the Warren County Health Insurance Plan at the time of retirement; d) the contribution to be paid toward the health insurance premium by all eligible retirees under the age of sixty-five (65) shall be the amount equivalent to the amount paid by active eligible employees and may be increased or otherwise changed from time-to-time; e) the contribution to be paid by current active eligible employees who become retirees sixty-five (65) or older, after August 16, 2013 and who began employment with Warren County prior to December 21, 2012, shall be a percentage equal to that percentage being contributed by active full-time employees commencing work prior to December 21, 2012, as may be increased or otherwise changed from time-to-time.
 - e. Two members of the same family employed by the County may only be enrolled in one (1) health insurance plan. However, if two (2) members of the same family employed by the County are eligible to be enrolled in a two-person plan, each employee may enroll in their own individual plan but the County will contribute a maximum total amount equal to the County's contribution to a two person plan.

4. Health insurance benefits for new full-time (30+ hours per week) non-bargaining unit employees beginning work with Warren County on or after December 21, 2012 shall be as follows:
 - a. Effective December 1, 2021, the County shall offer health insurance to current full-time employees not part of any collective bargaining unit on an individual, two-person or family coverage basis (depending on the qualifications and election of the employee) provided that the employee contributes twenty-five percent (25%) of the health insurance premium.
 - b. All health insurance coverage shall be afforded with the maximum co-pay of 25/40 for office co-pays and 10/30/50 for drug plan co-pays.
 - c. The County will offer health insurance Medicare Advantage plans or similar plans to full-time non-bargaining unit employees who retire, provided that said employee a) retires from the New York State Retirement Plan; b) had insurance coverage in the previous ninety (90) day period; c) is sixty-five (65) years of age or older; d) has at least twenty (20) years total full-time county service; e) pays a percentage equal to that shared percentage being contributed by active full time employees commencing work on or after December 21, 2012, as may be increased or otherwise changed from time to time. If the employee leaves County service before reaching the age of sixty-five (65), the employee shall not be entitled to continue health insurance through Warren County. Once the employee who leaves the County reaches sixty-five (65) years, assuming all other eligibility criteria outlined above are met, the employee may then elect to receive benefits outlined above.
 - d. Two members of the same family employed by the County may only be enrolled in one (1) health insurance plan. However, if two (2) members of the same family employed by the County are eligible to be enrolled in a two-person plan, each employee may enroll in their own individual plan but the County will contribute a maximum total amount equal to the County's contribution to a two person plan.

B. Coverage in Retirement.

1. Eligibility in retirement is as set forth in Section 1. Employees with at least 10 years total service as a Warren County employee, vested status who leaves County employment prior to retirement under the New York State Retirement System may continue coverage in Warren County Health Insurance Plan by paying both the employer and employee shares of the health insurance premium. After retirement begins, said employee shall be liable for only the employee share of the premium.
2. An active employee who is eligible for coverage and has elected not to enroll in the County Plan during his active employment may enroll in the Plan at any time prior to retirement during an open enrollment period.
3. A covered employee or retired employee who fails to remit the required premiums shall be terminated from coverage.
4. An employee who is eligible for coverage at the time of retirement and who elects not to continue coverage or to not enroll for coverage as a retired person shall be eligible to enroll for coverage after retirement provided such employee has at least twenty (20) years of total service as a Warren County employee.

C. Death of an Employee While in Service.

The surviving spouse and minor children of a Warren County employee who dies while in service and prior to retirement shall be eligible for continued coverage under the Warren County Health Insurance Plan and shall pay only the employee share of the premium under the following conditions:

1. the deceased employee had at least ten (10) years of total service as a Warren County employee; and
2. the deceased employee was vested under the New York State Retirement System at the time of his/her death.

D. Death of Retiree

The surviving spouse and minor children of a retired Warren County employee shall be eligible for continued coverage under the Warren County Health Insurance Plan and shall pay only the employee share of the premium under the following conditions:

1. the deceased employee had at least ten (10) years of total service as a Warren County employee; and
2. the deceased employee had retired and was eligible for or receiving benefits under the New York State Retirement System at the time of his/her death.

“Continued coverage” as used in this in this Resolution shall mean the coverage available to all Warren County employees and members of the employee’s family.

SECTION 9. RETIREMENT PLANS AND DEATH BENEFITS.

A. Retirement - generally.

Retirement benefits and death benefits, to the extent available, are provided through the New York State and Local Employees’ Retirement System. Information concerning the nature and extent of the retirement benefits may be obtained through the Human Resources Department and/or from the New York State and Local Employees’ Retirement System.

B. Career retirement plan.

The County has adopted a Resolution providing for a Career Retirement Plan for County-employees pursuant to N.Y. Retire. & Soc. Sec. Law § 75-i. The foregoing shall be amended to the extent necessary to reflect changes in the N.Y. Retire. & Soc. Sec. Law as it applies to so-called “Tier Three” category employees. Such plan shall become effective upon compliance with applicable New York State laws and implementation by the New York State Retirement and Social Security System.

C. Guaranteed ordinary death benefit.

The County has adopted a Resolution providing for a guaranteed ordinary death benefit under N.Y. Retire. & Soc. Sec. Law § 60-b as amended by the Laws of 1970 which provides, for County

employees who qualify, a guaranteed minimum death benefit of three times the annual rate of pay but limited to \$20,000.

SECTION 10. MISCELLANEOUS PROVISIONS.

A. Coffee breaks.

All employees shall be allowed one coffee break during each four hours of his/her regular day and each Department Head shall establish such rules and regulations as may be necessary to implement these employee rest periods.

B. Annual statement of accrued time.

Each employee will view his/her time and accruals electronically unless there is no computer access available in the employee's workplace. Each employee who does not have computer access in the employee's workplace will receive a paper copy of his/her time or leave through the Human Resources Department.

C. Submission of time records.

For the purpose of maintaining leave balances, all employees are to submit weekly time records using Novatime. Overtime payment for those non-exempt employees not deemed executive, administrative or professional shall be listed on weekly time records. Hours reported in excess of 40 hours weekly for those employees designated executive, administrative or professional are NOT eligible for overtime compensation.

D. Medicare premiums.

Upon the exclusion from the coverage of the County's health insurance plan of the supplemental medical insurance benefits under Medicare, the amount of such Medicare premium will be deducted from contributions payable by the employee and the employer contributions to the Health Insurance Fund shall be adjusted as necessary to provide such payments.

E. Workers' compensation and disability insurance.

Warren County Workers' Compensation and Disability Insurance is through self-insurance and benefits and use or credit of sick leave will be in accordance with the rules established thereunder.

F. Jury duty compensation.

The County will pay an employee for the first three (3) days of jury service. Commencing with the fourth day of jury service, the County will pay an employee who serves on a jury the difference between the jury pay and 40 hours pay at straight time. Volunteers will not be paid and provisions must be made for reporting for work on short court sessions or days when the County is working although the Court may not be in session. No payment will be made to any employee who is exempt by law and waives the exemption by failing to claim the exemption or by volunteering to serve.

G. Reimbursement to Employees for training, certification and credit-bearing course work.

County employees who are not represented by a union or collective bargaining agreement, with the exception of elected officials, shall be allowed to take employment related training, certification (including non-credit bearing certification programs) and credit-bearing courses (collectively referred to as “course work”) that benefit Warren County pursuant to the application and approval procedures adopted by the County Board of Supervisors. Upon satisfactory completion of the course with a “C” grade or better, the County shall reimburse the employee for 100% of the cost for tuition, books and fees related to taking the course work, subject to lifetime limits of \$10,000 for Full time employees, \$5,000 for Part time employees, \$2,500 for less than Part time employees and \$1,000 for Per Diem employees. If an employee does not work for at least 12 consecutive months after completing the course work for which the County has reimbursed the employee, the employee will refund the County the total amount paid by the County to the employee.

H. Employee indemnification.

The indemnification benefits of N.Y. Pub. Off. Law § 18 has been conferred upon all County employees, provided such employee complies with all of the requirements of N.Y. Pub. Off. Law § 18.

I. Americans with Disabilities Act.

The County shall comply with the applicable provisions of the Americans with Disabilities Act.

Warren County Board of Supervisors

RESOLUTION NO. 500 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, GERAGHTY, DRISCOLL, CONOVER AND MAGOWAN

ESTABLISHING THE PROCEDURE FOR REIMBURSEMENT OF COSTS OF ASSOCIATED WITH EMPLOYMENT RELATED EDUCATIONAL/PROFESSIONAL TRAINING, CERTIFICATION (INCLUDING NON-CREDIT BEARING CERTIFICATIONS) AND CREDIT-BEARING COURSE WORK, THAT PROVIDES BENEFIT TO WARREN COUNTY

WHEREAS, the Warren County Board of Supervisors desires to formally adopt a procedure for reimbursement of costs associated with Employment Related Educational/Professional Training, Certification (including non-credit bearing certification programs) and Credit-bearing course work (collectively referred to as “course work”) that provides benefit to Warren County, now, therefore, be it

RESOLVED, that the Employment Related Educational/Professional course work reimbursement procedure is created to include the following terms and conditions:

- (1) Employees apply for reimbursement after successful completion of course work, with proof of payment and successful completion with “C” grade or better;
- (2) Reimbursement is net of financial assistance received by and reported by the individual (excluding loans) and subject to approval by County Auditor;
- (3) Applications shall be submitted to Department Head, Human Resources Director, Personnel Chair and County Administrator who will forward for inclusion on Personnel Agenda upon determination that the Course work is employment related and benefits Warren County;
- (4) The Personnel Chair plus at least one of the following: Department Head, Human Resource Director or County Administrator must sign off for the request to be considered approved for reimbursement. Failure to meet this criteria will be communicated back to the employee who shall have the right to appeal the decision to the Personnel Committee;
- (5) As needed, the Personnel Committee will forward a resolution to the Finance Committee for identification and appropriation of funding for all of the outstanding requests that have been approved pursuant to this procedure in accordance with County policies; and
- (6) This procedure applies to course work that is completed after January 1, 2020.

Warren County Board of Supervisors

RESOLUTION No. 501 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, GERAGHTY, DRISCOLL, CONOVER AND MAGOWAN

AUTHORIZING AGREEMENT WITH SPECTRUM ENTERPRISE FOR POINT-TO-POINT CONNECTION FOR THE DEPARTMENT OF PUBLIC WORKS ADMINISTRATION BUILDING AND THE OFFICE OF EMPLOYMENT AND TRAINING ADMINISTRATION FOR THE INFORMATION TECHNOLOGY DEPARTMENT

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to enter into an agreement with Spectrum Enterprise, 4782 Lakeshore Drive, 12405 Powerscourt Drive, St. Louis, Missouri 63131, for point-to-point connection for the Department of Public Works Administration and the Office of Employment and Training Administration for the Information Technology Department, for a term commencing upon execution by both parties and terminating upon thirty (30) days written notice by either party, for an amount not to exceed Two Hundred Fifty-Five Dollars (\$255) per month, plus taxes for the Department of Public Works Administration and Two Hundred Fifty-Five Dollars (\$255) per month, plus taxes for the Office of Employment and Training Administration, for a total amount not to exceed Five Hundred Ten Dollars (\$510) per month, plus taxes, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1680 428 Information Technology, Data Processing & Internet Fees and Budget Code A.1490 428 Public Works Admin-DPW, Data Processing & Internet Fees.

Warren County Board of Supervisors

RESOLUTION NO. 502 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BEATY, THOMAS, MCDEVITT, MERLINO, BRAYMER, DIAMOND AND BRUNO

ESTABLISHING CAPITAL PROJECT NO. H406, COUNTRYSIDE ADULT HOME 2021 CAPITAL IMPROVEMENTS; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING WARREN COUNTY BUDGET FOR 2021

RESOLVED, that the Warren County Board of Supervisors does hereby establish Capital Project No. H406, Countryside Adult Home 2021 Capital Improvements, as follows:

1. Capital Project No. H406, Countryside Adult Home 2021 Capital Improvements, is hereby established.
2. The estimated cost of such Capital Project is the amount of One Million Two Hundred Fifty Thousand Dollars (\$1,250,000.00).
3. The proposed method of financing such Capital Project consists of the following:
 - a. Serial Bonds in the amount of One Million Dollars (\$1,000,000.00);
 - b. Transfer of funds in the amount of Two Hundred Fifty Thousand Dollars (\$250,000.00) from Budget Code A.861.00 Reserve, Countryside Rehabilitation,

and be it further

RESOLVED, that the Warren County Treasurer be, and hereby is, authorized and directed to transfer funds in the amount of One Million Two Hundred Fifty Thousand Dollars (\$1,250,000.00) to Capital Project H406, Countryside Adult Home 2021 Capital Improvements, and be it further

RESOLVED, that the Warren County Budget for 2021 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>
H406 - Countryside Adult Home 2021 Capital Improvements	\$1,250,000.00

Warren County Board of Supervisors

RESOLUTION NO. 503 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BEATY, THOMAS, MCDEVITT, MERLINO, BRAYMER, DIAMOND AND BRUNO

ACCEPTING PROPOSAL AND AUTHORIZING AGREEMENT WITH DRESCHER & MALECKI, LLP FOR 2021, 2022 AND 2023 ANNUAL SINGLE AUDITS FOR THE WARREN COUNTY TREASURER'S OFFICE (WC 58-21)

WHEREAS, the Purchasing Agent requested bids for 2021, 2022 and 2023 Annual Single Audits for the Warren County Treasurer's Office (WC 58-21), and

WHEREAS, the bids were opened on October 14, 2021 and the County Treasurer has recommended that Warren County award the agreement to Drescher & Malecki, LLP located at 3083 William Street, Suite 5, Buffalo, New York 14227, now, therefore, be it

RESOLVED, that the Warren County Purchasing Agent be, and hereby is, authorized and directed to notify Drescher & Malecki, LLP located at 3083 William Street, Suite 5, Buffalo, New York 14227 of the acceptance of its proposal, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes the Chair of the Board of Supervisors to execute an agreement with Drescher & Malecki, LLP, for 2021, 2022 and 2023 Annual Single Audits for the Warren County Treasurer's Office, pursuant to the terms and provisions of the bid documents and proposal (WC 58-21), for a term commencing January 1, 2022 and terminating December 31, 2024, with the option for one (1) additional three (3) year term upon mutual agreement of the parties, in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.1325 470 County Treasurer, Contract.

Warren County Board of Supervisors

RESOLUTION NO. 504 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BEATY, THOMAS, MCDEVITT, MERLINO, BRAYMER, DIAMOND AND BRUNO

AUTHORIZING THE COUNTY TREASURER TO COMPLETE A PROPERTY TAX SETTLEMENT FOR ELEVEN (11) PARCELS OWNED BY NORTHWEST BAY PARTNERS, LTD, TOWN OF BOLTON, WARREN COUNTY

RESOLUTION WITHDRAWN

WHEREAS, Northwest Bay Partners, LTD has eleven (11) parcels that are delinquent in property taxes, and

WHEREAS, a court ordered property tax settlement has been executed for Northwest Bay Partners, LTD to pay Warren County the amount of delinquent taxes on all eleven (11) parcels as set forth in Schedule "A" annexed hereto, in the sum of Sixty-One Thousand Three Hundred Six Dollars and Eighty-Five Cents (\$61,306.85), now, therefore, be it

RESOLVED, that the following eleven (11) parcels as set forth in Schedule "A" annexed hereto, are hereby approved, and be it further

RESOLVED, that the County Treasurer be, and hereby is, authorized and directed to perform all acts necessary to effectuate the terms set forth herein.

SCHEDULE "A"

NORTHWEST BAY PARTNERS, LTD PROPERTY TAX SETTLEMENT

Town	Year	Tax Map No.	Location	Breakdown	Reason
Bolton	2018	156.16-1-1.10	Norwood Drive	County \$ 981.70 Town 131.47 School Return 1,485.04 Fire 76.90 Return Penalty <u>133.76</u> \$2,808.87	COURT ORDER
	2019			County \$ 202.71 Town 26.46 School Return 302.05 Fire 15.63 Return Penalty <u>27.34</u> \$574.19	
Bolton	2018	156.16-1-1.11	Norwood Drive	County \$994.08 Town 133.13 School Return 1,503.77 Fire 77.87 Return Penalty <u>135.44</u> \$2,844.29	COURT ORDER
	2019			County \$202.71 Town 26.46 School Return 302.05 Fire 15.63 Return Policy <u>27.34</u> \$574.19	
Bolton	2018	156.16-1-1.12	Norwood Drive	County \$1,014.19 Town 135.82 School Return 1,534.20 Fire 79.45 Return Policy <u>138.18</u> \$2,901.84	COURT ORDER
	2019			County \$ 202.71 Town 26.46 School Return 302.05 Fire 15.63 Return Policy <u>27.34</u> \$ 574.19	

Bolton	2018	156.16-1-1.16	Norwood Drive	County	\$ 580.20	COURT ORDER
				Town	77.70	
				School Return	877.69	
				Fire	45.45	
				Return Policy	<u>79.05</u>	
					\$1,660.09	
	2019			County	\$ 202.71	COURT ORDER
				Town	26.46	
				School Return	302.05	
				Fire	15.63	
				Return Policy	<u>27.35</u>	
					\$ 574.20	
Bolton	2018	156.16-1-1.17	Norwood Drive	County	\$ 580.20	COURT ORDER
				Town	77.70	
				School Return	877.69	
				Fire	45.45	
				Return Policy	<u>79.05</u>	
					\$1,660.09	
	2019			County	\$ 202.71	COURT ORDER
				Town	26.46	
				School Return	302.05	
				Fire	15.63	
				Return Policy	<u>27.35</u>	
					\$ 574.20	
Bolton	2018	156.16-1-1.18	Norwood Drive	County	\$ 541.52	COURT ORDER
				Town	72.52	
				School Return	819.18	
				Fire	42.42	
				Return Policy	<u>73.78</u>	
					\$1,549.42	
	2019			County	\$ 202.72	COURT ORDER
				Town	26.46	
				School Return	302.05	
				Fire	15.63	
				Return Policy	<u>27.35</u>	
					\$ 574.20	
Bolton	2018	156.16-1-1.1.4	Norwood Drive	County	\$ 535.72	COURT ORDER
				Town	71.74	
				School Return	810.40	
				Fire	41.97	
				Return Penalty	<u>72.99</u>	
					\$1,532.82	
	2019			County	\$ 202.71	COURT ORDER
				Town	26.46	
				School Return	302.05	
				Fire	15.63	
				Return Policy	<u>27.35</u>	
					\$ 574.20	

Bolton	2018	156.16-1-1.1.5	Norwood Drive	County	\$ 978.60	COURT ORDER
				Town	131.05	
				School Return	1,480.38	
				Fire	76.66	
				Return Policy	<u>133.33</u>	
					\$2,800.02	
	2019			County	\$ 202.71	COURT ORDER
				Town	26.46	
				School Return	302.06	
				Fire	15.63	
				Return Policy	<u>27.34</u>	
					\$ 574.20	
Bolton	2018	156.16-1-1.1.6	Norwood Drive	County	\$ 972.80	COURT ORDER
				Town	130.28	
				School Return	1,471.59	
				Fire	76.20	
				Return Policy	<u>132.54</u>	
					\$2,783.41	
	2019			County	\$ 202.71	COURT ORDER
				Town	26.47	
				School Return	302.05	
				Fire	15.63	
				Return Policy	<u>27.34</u>	
					\$ 574.20	
Bolton	2018	156.16-1-1.1.8	Norwood Drive	County	\$ 978.60	COURT ORDER
				Town	131.05	
				School Return	1,480.38	
				Fire	76.66	
				Return Policy	<u>133.33</u>	
					\$2,800.02	
	2019			County	\$ 202.71	COURT ORDER
				Town	26.46	
				School Return	302.06	
				Fire	15.63	
				Return Policy	<u>27.34</u>	
					\$ 574.20	
Bolton	2018	156.16-1-1.1.4	Norwood Drive	County	\$ 580.20	COURT ORDER
				Town	77.70	
				School Return	877.69	
				Fire	45.45	
				Return Policy	<u>79.05</u>	
					\$1,660.09	
	2019			County	\$ 202.71	COURT ORDER
				Town	26.46	
				School Return	302.05	
				Fire	15.63	
				Return Policy	<u>27.35</u>	
					\$ 574.20	

Warren County Board of Supervisors

RESOLUTION NO. 505 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BEATY, THOMAS, MCDEVITT, MERLINO, BRAYMER, DIAMOND AND BRUNO

INCREASING CAPITAL PROJECT NO. H278, MIDDLETON BRIDGE OVER SCHROON RIVER; AUTHORIZING TRANSFER OF FUNDS; AND AMENDING 2021 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors does hereby increase Capital Project No. H278, Middleton Bridge over Schroon River, as follows:

1. Capital Project No. H278, Middleton Bridge over Schroon River is hereby increased in the amount of One Hundred Fifty-Six Thousand Five Hundred Forty-Nine Dollars (\$156,549.00).
2. The estimated total cost of Capital Project No. H278, Middleton Bridge over Schroon River is now Seven Hundred Thirty-Six Thousand Two Hundred Nineteen Dollars (\$736,219.00).
3. The proposed method of financing the increase in such Capital Project consists of the following:
 - a. Federal grant funding in the amount of One Hundred Thirty-One Thousand Eight Hundred Thirty-One Dollars (\$131,831.00);
 - b. State Marchiselli grant funding in the amount of Twenty-Four Thousand Seven Hundred Eighteen Dollars (\$24,718.00);
 - c. Local share funding in the amount of Zero Dollars and Zero Cents (\$0.00) *no additional funds needed at this time,*

and be it further

RESOLVED, that the Warren County budget for 2021 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

<u>TRANSFER TO</u>	<u>AMOUNT</u>
H278 - Middleton Bridge over Schroon River	\$156,549.00

Warren County Board of Supervisors

RESOLUTION NO. 506 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BEATY, THOMAS, MCDEVITT, MERLINO, BRAYMER, DIAMOND AND BRUNO

INCREASING CAPITAL PROJECT NO. H393, JOHNSBURG BRIDGES (GLEN CREEK ROAD & DIPPICKILL ROAD OVER GLEN CREEK); AUTHORIZING TRANSFER OF FUNDS; AND AMENDING 2021 WARREN COUNTY BUDGET

RESOLVED, that the Warren County Board of Supervisors does hereby increase Capital Project No. H393, Johnsbury Bridges (Glen Creek Road & Dippikill Road over Glen Creek), as follows:

1. Capital Project No. H393, Johnsbury Bridges (Glen Creek Road & Dippikill Road over Glen Creek) is hereby increased in the amount of Six Thousand Five Hundred One Dollars (\$6,501.00).
2. The estimated total cost of Capital Project No. H393, Johnsbury Bridges (Glen Creek Road & Dippikill Road over Glen Creek) is now Four Hundred Eleven Thousand Six Hundred Forty-Two Dollars (\$411,642.00).
3. The proposed method of financing the increase in such Capital Project consists of the following:
 - a. Federal grant funding in the amount of Five Thousand Three Hundred Sixty-Six Dollars (\$5,366.00);
 - b. State Marchiselli grant funding in the amount of One Thousand Six Dollars (\$1,006.00);
 - c. Local share funding in the amount of One Hundred Twenty-Nine Dollars (\$129.00), to be transferred from Budget Code D.9950 910, County Road, Transfers-Capital Projects, Interfund Transfers,

and be it further

RESOLVED, that the Warren County budget for 2021 be, and hereby is, amended accordingly, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby authorizes and approves the County Treasurer to transfer the funds in the amount indicated below:

<u>TRANSFER TO</u>	<u>AMOUNT</u>
H393 - Johnsbury Bridges (Glen Creek Road & Dippikill Road over Glen Creek)	\$6,501.00

Warren County Board of Supervisors

RESOLUTION NO. 507 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BEATY, THOMAS, MCDEVITT, MERLINO, BRAYMER, DIAMOND AND BRUNO

**AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE
COMPUTER RESERVE FUND TO VARIOUS DEPARTMENTAL BUDGETS;
AMENDING 2021 WARREN COUNTY BUDGET**

RESOLVED, that the Warren County Board of Supervisors hereby approves the appropriation of funds in an amount not to exceed Four Thousand Ninety-One Dollars and Eighty-One Cents (\$4,091.81) from the Computer Reserve Fund Budget Code A.895.00 to the following Departmental budgets:

PROJECT	TITLE	AMOUNT
A.1680 220.1	Information Technology, Office Equipment-Reserve	\$1,368.07
A.3110 220.1	Sheriff's Law Enforcement, Office Equipment-Reserve	\$2,723.74

and be it further,

RESOLVED, that the Warren County Budget for 2021 be, and hereby is, amended accordingly.

Warren County Board of Supervisors

RESOLUTION NO. 508 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BEATY, THOMAS, MCDEVITT, MERLINO, BRAYMER, DIAMOND AND BRUNO

**AUTHORIZING THE APPROPRIATION OF FUNDS FROM
THE OCCUPANCY TAX RESERVE TO THE TOURISM BUDGET;
AMENDING 2021 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 Seventy Thousand Dollars (\$70,000) from the Occupancy Tax Reserve (A.881.00) to the following budget code:

CODE	DEPARTMENT	AMOUNT
A.6417.0002 480	Tourism/Occupancy, Tourism, Tourism-Special Events	\$70,000.00

and be it further

RESOLVED, that the Warren County Budget for 2021 be, and hereby is, amended accordingly.

Warren County Board of Supervisors

RESOLUTION NO. 509 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, MAGOWAN, FRASIER, BRUNO, LEGGETT, SMITH AND THOMAS

ENACTING LOCAL LAW NO. 7 OF 2021, ENTITLED “SEPTIC INSPECTION UPON TRANSFER”

RESOLUTION WITHDRAWN

WHEREAS, a proposed Local Law was duly presented to the Board of Supervisors and considered by them, said proposed Local Law entitled “Septic Inspection Upon Transfer,” and

WHEREAS, the Board of Supervisors adopted Resolution No. 430 of 2021 on October 15, 2021, authorizing two (2) public hearings to be held by the Board of Supervisors on the 17th day of November, 2021, at 7:00 p.m. and on the 19th day of November, 2021, at 10:00 a.m. on the matter of the proposed Local Law, and notice of such public hearings having been duly published and posted as required by law, and said public hearings having been held and all persons appearing at said public hearings to be heard, having been heard, now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Warren, New York, on this 19th day of November, 2021, does hereby enact and adopt Local Law No. 7 of 2021 as annexed hereto, and be it further

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

**COUNTY OF WARREN
LOCAL LAW NO. 7 OF 2021**

SEPTIC INSPECTION UPON TRANSFER

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 known as “Septic Inspection Upon Transfer” Law.

SECTION 2. Statutory Authority. Enactment of this County Law is pursuant to powers vested in the Warren County Board of Supervisors pursuant to the provisions of New York State County Law, New York State General Municipal Law, New York State Home Rule Law, and New York State Public Health Law.

SECTION 3. Intent and Findings. The intent of this County Law is to protect groundwater, surface water bodies and soils from contaminating exposure to excess nutrients and pollutants. Warren County finds that due to inadequate design, maintenance or operation, all septic systems have the potential to contribute pollution and harmful nutrients to the waters of Warren County. In addition, such septic systems pose a threat to public health with particularly acute impacts upon the general public through contaminated drinking water and can create widespread negative environmental impacts impairing recreational opportunities and contaminating precious ecological resources within Warren County.

SECTION 4. Applicability. This County Law shall apply to all developed real property that is located within two hundred fifty feet (250) of the mean high water mark of the water bodies specified in Appendix A and services by an Onsite Wastewater Treatment System (“OWTS”), regardless of the distance of the OWTS from the water body, unless exempted by section H of this County Law. This County Law shall not apply in the City of Glens Falls, which has its own sanitary code enforcement office and few, if any, properties without sewer service. This County Law shall not apply in the Towns of Bolton, Queensbury, and any other municipality that maintain and enforce local laws regarding septic inspections upon transfer of real properties by the time of the effective date of this County Law. The County Law shall not apply to any municipality whose governing body passes a resolution to opt-out and not be subject to the provisions of this County Law prior to its effective date.

SECTION 5. Compliance Required. Except where specifically exempted by the provisions hereof, or otherwise exempted by the application of a Federal or State law, this County Law shall apply to all conveyances of real property title by deed or testamentary instrument transferring ownership of a developed real property serviced by a septic system where those premises are not exclusively serviced by a municipal

sewer line and the septic system servicing the developed real property is located wholly or partially within Warren County, New York.

SECTION 6. Definitions. The following meaning shall be ascribed to the words or phrases specific to this County Law:

1. **Conveyance.** The transfer of ownership of real property by a deed instrument or by a testamentary instrument.
2. **Developed property.** Real property which has been altered from its natural state by the creation or addition of any buildings, structures, pavement, excavation, or other improvements.
3. **Qualified Inspector.** A natural person, corporation or similar business entity who:
 - a) by authority, certification or license “in good standing” granted by the State of New York is a professional engineer, or septic system engineer/designer, or
 - b) by current certification, training or licensing in the discipline(s) of septic system design, septic installation and/or septic inspection such inspector has been trained by the New York Onsite Wastewater Treatment Training Network, Inc. (OTN), or equivalent training recognized by the New York State Department of Health of the New York State Department of Environmental Conservation, or
 - c) by current certification, training or licensing such inspector is qualified in the discipline of home inspections encompassing training in septic system inspections issued by the New York State Department of State, Division of Licensing Services, or
 - d) by current certification, training or licensing in the discipline of septic system design or septic system inspections such inspector is approved or authorized by the New York State Department of Health or the New York State Department of Environmental Conservation.
4. **OWTS Inspection.** A professional assessment of an onsite waste water treatment system, occurring in advance of the transfer of ownership to real property by deed or testamentary instrument to a new owner being conducted by a Qualified Inspector for the purposes of determining a septic system’s substantial satisfactory performance in compliance with the applicable New York State Department of Health Appendix 75-A and any local municipal requirements then in effect at the time of the permitted installation of the septic system.
5. **Septic system.** Any self-contained, underground, onsite wastewater devices or processes designed or installed for the collection and treatment of household, commercial or industrial effluents and/or sewage and where a municipal sewer service connection is not utilized at the developed real property. Also referred to in this Local Law as an OWTS.
6. **Wastewater.** Any water discharged through a plumbing fixture to include, but not limited to, sewage and any water or waste from a device (e.g. water softener brine) which is produced in the house or property.

SECTION 7. Inspection Prior to Conveyance of Real Property:

1. Prior to any conveyance of developed real property where the property utilizes an On-site Wastewater Treatment System (“OWTS”), the OWTS shall be inspected by a Qualified Inspector who shall certify in a written inspection report to the Warren County Fire Prevention and Building Code Enforcement Department (referred to hereafter as the “Code Enforcement Department”), the pre-conveyance condition(s) of the inspected OWTS. The form for the written inspection report shall be available from the Code Enforcement Department. The Cost of the inspection shall be paid by the property owner.

2. The inspection report shall be on a form provided by the Code Enforcement Department shall include the following items:
 - a) The Location of the wastewater treatment system, including street address and tax map number of the developed real property.
 - b) A general description of the wastewater treatment system.
 - c) The dates of system construction and subsequent repairs or alterations to the system.
 - d) A list of the wastewater generating fixtures which discharge into the system, and the number of bedrooms on the property that are served by the OWTS.
 - e) A list of the distances from the property's seepage pits, leaching facilities from adjacent wells, and water bodies, if known.
 - f) For a system with a valid State Pollution Discharge Elimination System (SPDES) permit, a copy of the current permit.
 - g) Other information as may be necessary for the Code Enforcement Department to evaluate the written inspection report.
3. The OWTS inspection shall include a septic tank pump out by a New York State Department of Environmental Conservation registered septic hauler and all seepage pits and septic drain field distribution boxes accepting effluent from a septic tank must be uncovered and opened by the property owner or his or her agent prior to the inspection. The septic tank pump out and OWTS inspection shall be arranged by the property owner as early in the real property conveyance process as possible in order to secure an accurate and timely inspection of the OWTS.
4. The OWTS inspection shall utilize and conform to the rules, regulations, and standards promulgated by the New York State Department of Environmental Conservation and the New York State Department of Health, and the training materials for the New York On-site Wastewater Treatment Training Network, and where applicable the Adirondack Park Agency, pertaining to the construction, operation, maintenance, and inspection of residential and commercial on-site wastewater treatment systems. The following minimum standards shall apply to each OWTS inspection:
 - a) A residential OWTS shall be in substantial compliance with the APPENDIX 75A of the New York State Department of Health Waste Water Treatment Standards for Residential onsite wastewater treatment systems and any local municipal requirements then in effect at the time of the permitted installation of the septic system.
 - b) Where required by law, an OWTS shall be in compliance with any New York State Pollutant discharge Elimination System (SPDES) Permit or permit issued by New York State Department of Health issued for the real property.
 - c) Where an OWTS has been determined after an inspection to be failing or inadequate, the Qualified Inspector shall notify the Code Enforcement Department the Code Enforcement Department shall issue a written notice of violation and order to remedy to the real property owner, a copy of said written notice of violation and order to remedy shall also be sent to the Town where the OWTS is located. A compliance agreement between the Code Enforcement Department and the record owner, demonstrating a plan to correct each OWTS failure or deficiency shall be required prior to the conveyance of real property. The remediation plan shall be prepared by the record owner of real property or the owner's designee, vendee or consultant. Implementation of the remediation plan may require state and/or local approval, including approval from the local Board of Health where the OWTS is located. In addition, implementation of the remediation plan may require a septic system that is designed by a licensed engineer per state and/or local requirements. Warren County Building Codes Department may engage an engineering consultant to review the remediation plan. The cost

- of an engineer's review and report, in the furtherance of resolving a notice of violation and order to remedy shall be at the expense of the record owner of the property unless otherwise allocated between the parties to the real property conveyance. The County shall be entitled to reimbursement for the engineer's review and report in resolving a notice of violation and order to remedy prior to the issuance of any Certificate of Satisfactory Septic Inspection.
5. No transfer of title of any developed real property subject to this County Law shall be considered complete and in compliance with the requirements of this County Law, until and unless:
 - a) the owner/seller/transferor has obtained, from the Code Enforcement Department a Certificate of Satisfactory Septic Inspection demonstrating satisfactory compliance with this County Law, or
 - b) the owner/seller/transferor has obtained a variance from any requirement imposed hereunder issued by the County in accordance with the provisions of this County Law, or
 - c) the owner/seller/transferor has obtained a written approval for a deferral issued by the Code Enforcement Department in accordance with the provisions of this County Law, or
 - d) the conveyance is exempt from the pre-closing real property conveyance inspection requirements and the owner/seller/transferor qualifies within all applicable provisions for exemption as set forth in this County Law.
 6. It shall be a violation of this County Law not to substantially conform to the OWTS inspection requirements specified herein. After the fact compliance in conformity with the requirements of this County Law shall be the obligation of the new owner of record of the real property whereby in good faith and under circumstances of oversight, lack of notice or other legitimate reason a pre-closing OWTS inspection and satisfactory result did not occur prior to a real estate closing and transfer of title. Under such circumstances the new owner of the real property shall comply within one hundred twenty (120) days after notification from the County specifying all compliance requirements. Failure to comply with the requirements of this County Law shall constitute a violation.
 7. Upon receiving proof of a satisfactory OWTS inspection, Code Enforcement Department shall issue in the name of the current property owner a written Certificate of Satisfactory Septic Inspection confirming that the OWTS has been inspected and the results of such inspection are in substantial conformity with the requirements of this County Law. A copy of said Certificate of Satisfactory Septic Inspection shall also be sent to the Town where the OWTS is located. Issuance of such a written certification dated within three years prior to the actual conveyance of the developed real property shall constitute presumptive proof of compliance with this County Law.

SECTION 8. Exemption and/or Deferrals. Conveyances of developed real property may be eligible exempt of eligible for a deferral from the provisions of this County Law in the following situations identified below:

1. When the real property to be conveyed is not intended to be inhabited, and the owner plans to demolish each structure served by an existing OWTS, the property owner may receive an exemption from this Law. To qualify for an exemption under these circumstances the property owner (or purchaser) shall provide a signed, notarized affidavit to the Code Enforcement Department certifying that:

- a) any existing structure on the real property will not be inhabited and each dwelling shall be demolished with no plans to rebuild, or
 - b) the structure(s) on the real property will not be inhabited, will be demolished and rebuilt in conformity with current OWTS requirements. A copy of the building permit application providing adequate detail sufficient to demonstrate a proposed compliant OWTS must accompany the affidavit.
2. A temporary deferral of the time requirements for an OWTS inspection or post inspection, repair or replacement may be authorized in writing by the Code Enforcement Department due to winter weather conditions or other constraints. To obtain a temporary deferral, the new owner/transferee must submit an affidavit to the Code Enforcement Department a notarized affidavit promising to obtain a complete and satisfactory OWTS inspection within six (6) months after the date of the conveyance of the real property.
 3. Where the real property with an OWTS system is being conveyed from the County of Warren, a trustee in bankruptcy, a court appointed receiver, a court appointed referee, or upon execution by a judgment creditor in a Sheriff's sale, the new owner, purchaser or transferee, shall assume the obligations imposed by this County Law and compliance shall be required within six (6) months after the recording of the instrument of conveyance.
 4. An OWTS inspection shall not be required as a pre-requisite to any conveyance when the Code Enforcement Department records contain an existing Certificate of Satisfactory Septic Inspection, or other OWTS inspection record of the developed real property's OWTS system having satisfied all of the requirements of this County Law, or a septic permit issued and approved and on file with the applicable local municipality evidencing satisfactory inspection or new installation, within a period of three (3) years prior to the date of the proposed conveyance of the same property.
 5. Where there is an existing OWTS on developed real property and the existing OWTS will be terminated, and the developed real property is to be connected to an existing and available municipal sewer service, and the municipal sewer service connection shall occur prior to or simultaneously with the conveyance of the real property, no OWTS Inspection shall be required and the property owner shall undertake a prompt removal of all existing OWTS components, and prompt remediation of the real property and structures so that the OWTS cannot be used in the future.
 6. Where there is an existing OWTS on developed real property that is located within two hundred fifty feet (250') of the mean high water mark of the water bodies specified in Appendix A, but the OWTS itself is located more than 250' from the mean high water mark of the waterbody, then an OWTS Inspection shall not be required provided that the property owner submits to the Code Enforcement Department a letter from a licensed engineer certifying that the OWTS is more than 250' from the mean high water mark of any waterbody specified in Appendix A.

Upon a failure to complete any required OWTS inspection; or any failure to complete all OWTS repairs/installation requirements identified by the OWTS inspection within the time specified or any subsequent deadline extended in writing by the Code Enforcement Department, the County may pursue all enforcement opportunities available to the County, including all remedies available in law or equity.

SECTION 9. Failure of OWTS. The inspected OWTS shall be deemed to be failing or be a substantial failure and/or the OWTS shall be considered a substantially non-compliant OWTS if the OWTS fails to meet the New York State Department of Health and/or New York State Department of Environmental Conservation standards for an OWTS of the kind inspected. A non-compliant or substantially unsatisfactory OWTS includes the following examples:

1. Lack of a pre-treatment vessel (e.g. no septic tank, no aerobic treatment unit, no ETU, etc.) prior to effluent discharge to any subsurface treatment (soil treatment area or absorption field);
2. Where there is a discharge of effluent directly or indirectly to the ground's surface, with surface breakouts, ponding or saturated soil areas;
3. Where there is a direct pipe surface discharge of grey water (into a drywell, over an embankment, into a roadside ditch or stream/tributary, etc.);
4. Where a dye test results in the presence of dye on the ground surface or found in an adjacent/downstream water body;
5. Where there is a backup of sewage into the dwelling, building, septic tank or facility as a result of a system overload or malfunction, or a clogged soil treatment area;
6. Where the existing septic tank requires pumping more than four times per year and/or sewage, septage of effluent is observed upon inspection flowing back into the septic tank from the secondary treatment area during pump out;
7. The presence of a metal septic tank;
8. The presence of a cesspool, defined as a covered hole or pit used to receive untreated sewage from any occupied structure being utilized as a primary source of wastewater disposal;
9. The presence of a holding tank that discharges effluent to surrounding sub-surface areas;
10. Where a septic tank, seepage pit, enhanced treatment unit (ETU) or soil treatment area (STA) upon inspection is found to be discharging to any outlet;
11. Every substantial failure or substantial non-conformity with the requirements of New York State Department of Health Appendix 75A or local municipal regulations, such as if the size of the septic tank is less than 75% of the required capacity, or if a setback from the OWTS to surface waters, wells or buildings is less than 75% of the required distances;
12. Every substantial failure or substantial non-conformity with the requirement of a validly issued and current SPDES permit or New York State Department of Health approval permit.

SECTION 10. Access to Parcel for Inspection. The Code Enforcement Department, upon reasonable notice and during regular business hours, unless required by emergency circumstances, shall be presumed to be authorized by the real property owner to enter the premises in order to determine compliance with this County Law.

SECTION 11. Administrative Review. Appeals of any written determination of any County official or their agents and/or requests for a variance from the strict application of the requirements of this County Law shall be considered by the County Facilities Committee ("Committee") or, if said committee does not exist, then the committee responsible for oversight of the Code Enforcement Department shall consider appeals and requests for a variance from the strict application of this County Law.

1. An administrative appeal shall be presented within sixty (60) days after the determination to be appealed is issued. The written appeal or request for a variance shall state the grounds for the relief sought (note that this County Law is not intended to authorize the Committee to grant variances from the requirements of New York State Department of Health Appendix 75A or local municipal regulations). Each appeal and variance request submitted to the Committee shall be served upon the Code Enforcement Department by mail to: Administrator, Warren County Fire Prevention and Building Code Enforcement Department, Warren County Human Services Building, 1340 Route 9, Lake George, New York 12845. There is no fee for submitting an appeal or a request for a variance.
2. The Committee shall conduct a public hearing, upon ten (10) days public notice to all owners of record owning real property within five hundred feet of the subject property. Such notice shall be by first class mail and may include a notice sent by email.
3. The Committee shall consider all relevant information, submitted by the applicant, all relevant environmental impacts, any relevant information obtained from the Code Enforcement Department, and any comments from the public. The Committee may take into consideration the age of the existing OWTS, whether the system appears to be satisfactorily functioning, its proximity to any water body, watercourse or stream, the circumstances concerning the appeal, the effect, if any, upon nearby real properties, the practical difficulties in strictly complying with the requirements of the County Law, any undue hardship to the property owner and all other matters relevant to the issue as determined by the Committee.
4. In evaluating appeals or requests for variances, the applicant shall be required to demonstrate by a preponderance of the evidence that the enforcement of any specific provision of this County Law imposes a practical difficulty or undue hardship upon the applicant's developed real property.
5. If additional information is required, the Committee may direct a subsequent inspection of the OWTS at issue.
6. The Committee's decision shall be considered a final determination subject to further appeal pursuant to an Article 78 proceeding in any court of competent jurisdiction.
7. Duties imposed upon owners of real property by the application of this County Law shall not be considered delegable or transferable to any third party unless expressly provided for herein or consented to by a resolution of the Committee.

SECTION 12. Notice of Violation and Penalties.

1. The Code Enforcement Department is authorized to administer and enforce this County Law. If an OWTS fails an inspection, the Code Enforcement Department shall issue in writing to the developed real property owner of record, a notice of violation and order to remedy the failing condition. Such notice and order shall specify the violation and grant such time as may be reasonably necessary to achieve compliance before a proceeding to compel compliance shall be commenced.
2. In the event that any developed real property owner or occupant of the developed real property is issued a notice of violation and order to remedy, or a subsequent real property owner is deemed to be in violation of this County Law, in either case, each specific allegation of a failure to comply shall constitute a separate violation.
3. Each violation of any provision of this County Law shall constitute a separate violation, punishable by a fine not to exceed Five Hundred Dollars (\$500.00). Each month any violation continues after service of a notice of violation and order to remedy upon the responsible

person(s) such offense shall constitute a separate violation when separately charged. The civil penalties provided by this subdivision shall be recoverable in an action or proceeding commenced in the name of Warren County on its own initiative or at the request of the Administrator of the Department of Fire Prevention and Building Code Enforcement.

4. An action or proceeding in the name of Warren County may be commenced in any court of competent jurisdiction to compel compliance with or restrain by injunction the violation of this local law. Such remedy shall be in addition to penalties otherwise prescribed by law.

SECTION 13. Severability. Where any clause, sentence, paragraph subdivision, section, or part of this County Law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, and such adjudication shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this County 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.

SECTION 14. Effective Date. This County Law shall take effect on June 1, 2022.

APPENDIX A
LIST OF WATER BODIES

1. Lake George
2. Schroon Lake
3. Schroon River
4. Brant Lake
5. Loon Lake
6. Lake Luzerne
7. Hudson River
8. Friends Lake

Warren County Board of Supervisors

RESOLUTION NO. 510 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS DIAMOND, MAGOWAN, BRAYMER, FRASIER AND SHEPLER

**ENACTING LOCAL LAW NO. 8 OF 2021, ENTITLED
“A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 2021, ESTABLISHING THE
OFFICE OF EMERGENCY SERVICES FOR WARREN COUNTY”**

WHEREAS, a proposed Local Law was duly presented to the Board of Supervisors and considered by them, said proposed Local Law entitled “A Local Law Amending Local Law No. 2 of 2021, Establishing the Office of Emergency Services for Warren County,” and

WHEREAS, the Board of Supervisors adopted Resolution No. 431 of 2021 on October 15, 2021, authorizing a public hearing to be held by the Board of Supervisors on the 19th day of November, 2021, at 10:00 a.m. on the matter of the proposed Local Law, and notice of such public hearing having been duly published and posted as required by law, and said public hearing having been held and all persons appearing at said public hearing to be heard, having been heard, now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Warren, New York, on this 19th day of November, 2021, does hereby enact and adopt Local Law No. 8 of 2021 as annexed hereto, and be it further

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

**COUNTY OF WARREN
LOCAL LAW NO. 8 OF 2021**

**A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 2021,
ESTABLISHING THE OFFICE OF EMERGENCY SERVICES FOR 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 known as “A Local Law Amending Local Law No. 2 of 2021, Establishing the Office of Emergency Services for Warren County.”

SECTION 2. Legislative Intent and Purpose. The Warren County Board of Supervisors desires to amend Local Law No. 2 of 2021, to remove language requiring Warren County Board of Supervisors approval of certain personnel appointments, including the appointment of the Hazardous Materials/WMD Coordinator, which is created through this law, and removing the Fire Coordinator oversight of the Warren County Cause and Origin Team.

SECTION 3. Enactment Authority. This Local Law is enacted under the authority of Section 10 of the Municipal Home Rule of New York State.

SECTION 4. Establishment of the Office of Emergency Services. There is hereby created in Warren County the Office of Emergency Services, which shall contain the following County functions: Natural Disaster and Civic Defense; Fire Coordination; and Emergency Medical Services Coordination.

SECTION 5. Director. There is hereby established the position of Director of the Office of Emergency Services (hereinafter referred to as “Director”), as the administrative head of the Office of Emergency Services. The Director shall be appointed by the Board of Supervisors in accordance with any requirement of the Civil Service Law or rule or any other State or Federal Laws or rules that may apply. The Director shall be appointed by a majority of all members of the Warren County Board of Supervisors and shall serve at the pleasure of the Board of Supervisors.”

SECTION 6. Section 6 of Local Law No. 2 of 2021 is hereby amended to read as follows:

“SECTION 6. Director’s Duties/Powers. The Director shall:

- a) be responsible for the administration and provision of services for all functions of the Office of Emergency Services, and
- b) have all the powers and perform the duties conferred or imposed by law upon a head of Natural Disaster and Civic Defense, except that nothing contained herein shall prevent or limit the right of the Director to delegate and/or assign such duties and responsibilities as herein provided or contemplated unless prohibited

- by federal or state law, rule or regulation.
- c) may act as Chairperson of the Local Emergency Planning Council [LEPC].
 - d) have the power of appointment for the positions created by the Board of Supervisors.
 - e) have such other duties as the Warren County Board of Supervisors may prescribe.”

SECTION 7. Section 7 of Local Law No. 2 of 2021 is hereby amended to read as follows:

“**SECTION 7. Emergency Services Coordinator.** There is hereby established a position of Emergency Services Coordinator, who shall be appointed by the Director and shall be acting administrative head of the Office of Emergency Services in the event of the absence of the Director or the inability of the Director to perform and exercise the powers and duties of the office. The Emergency Services Coordinator shall have such duties and powers as the Director may assign and/or delegate.”

SECTION 8. Section 8 of Local Law No. 2 of 2021 is hereby amended to read as follows:

“**SECTION 8. Office Personnel.** Personnel assigned to the Office of Emergency Services shall include: Fire Coordinator; Deputy Fire Coordinators; EMS Coordinator; Deputy EMS Coordinators; Hazardous Materials W.M.D. Coordinator; and an Office Specialist. The Director shall have such additional staff and personnel as the Board of Supervisors shall, from time to time determine. The Fire Coordinator shall have all the powers and perform the duties conferred or imposed by law upon a Fire Coordinator pursuant to County Law section 225-a.”

SECTION 9. Severability. If any provision of this Local Law or the application of such provision to any person, body, or circumstances shall be held invalid, the remainder of this Local Law or the application of such provision to persons, bodies or circumstances other than those concerning which it shall have been held invalid shall not be affected thereby.”

SECTION 10. Effective Date. This Law shall be effective immediately upon filing with the Secretary of State as provided by the law.

SECTION 11. Prior Local Laws Amended and/or Superseded. This Local Law amends and supersedes Warren County Local Law No. 2 of 2021 “A Local Law Amending Local Law No. 5 of 2009, Establishing the Office of Emergency Services for Warren County”.

Warren County Board of Supervisors

RESOLUTION NO. 511 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, GERAGHTY, DRISCOLL, CONOVER AND MAGOWAN

**ENACTING LOCAL LAW NO. 9 OF 2021, ENTITLED
“A LOCAL LAW REAPPORTIONING THE WEIGHTED VOTE OF THE
WARREN COUNTY BOARD OF SUPERVISORS AMONGST TWENTY (20) MEMBERS”**

WHEREAS, a proposed Local Law was duly presented to the Board of Supervisors and considered by them, said proposed Local Law entitled “A Local Law Reapportioning the Weighted Vote of the Warren County Board of Supervisors Amongst Twenty (20) Members,” and

WHEREAS, the Board of Supervisors adopted Resolution No. 448 of 2021 on October 15, 2021, authorizing a public hearing to be held by the Board of Supervisors on the 19th day of November, 2021 at 10:00 a.m. on the matter of the proposed Local Law, and notice of such public hearing having been duly published and posted as required by law, and said public hearing having been held and all persons appearing at said public hearing to be heard, having been heard, now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Warren, New York, on this 19th day of November, 2021, does hereby enact and adopt Local Law No. 9 of 2021 as annexed hereto, and be it further

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

**COUNTY OF WARREN
LOCAL LAW NO. 9 OF 2021**

**A LOCAL LAW REAPPORTIONING THE WEIGHTED VOTE OF THE
WARREN COUNTY BOARD OF SUPERVISORS AMONGST TWENTY (20) MEMBERS**

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

SECTION 1. On and after the fourth day of January, 2022, the local legislative body of the County of Warren shall continue to be known and designated as the Board of Supervisors, but the election of the members thereof and their respective votes as such members thereof shall, on and after the fourth day of January, 2022, be determined and fixed in accordance with the provisions of this Local Law to accomplish the reapportionment of the local legislative body of the County of Warren in accordance with the 2020 Federal Census and the members thereof shall be designated as County Supervisors.

SECTION 2. The number and apportionment of the members of the Board of Supervisors shall be determined by the 2020 Federal Census. Until the 2030 Federal Decennial Census, unless an official County census is made before 2030, each town and city ward in the County of Warren shall be entitled to at least one (1) County Supervisor. Each town and city ward shall be entitled to one (1) additional County Supervisor for each 5,835 population as determined by the 2020 Federal Census.

SECTION 3. Based on the 2020 Federal Census of the County of Warren, on and after the fourth day of January, 2022, there shall be twenty (20) members of the Board of Supervisors of the County of Warren apportioned as follows:

Town of Bolton	1
Town of Chester	1
Town of Hague	1
Town of Horicon	1
Town of Johnsburg	1
Town of Lake George	1
Town of Lake Luzerne	1
Town of Queensbury	5
Town of Stony Creek	1
Town of Thurman	1
Town of Warrensburg	1
City of Glens Falls:	
First Ward	1
Second Ward	1
Third Ward	1
Fourth Ward	1
Fifth Ward	1

RESOLUTION NO. 511 OF 2021

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Such Supervisors shall be elected at the general election of 2021 and shall hold office for terms of two (2) years commencing on the first day of January following such election unless a municipality shall have elected as provided under State Law for its supervisor to hold a four (4) year term in which case the county supervisor shall hold office for a four (4) year term. In all towns having one (1) County Supervisor, the County Supervisor shall be the Town Supervisor. In towns having more than one (1) County Supervisor, the Town Supervisor shall be one (1) County Supervisor and the remaining County Supervisors shall be elected at large in the town. A vacancy in the Office of County Supervisor in a town, other than the Town Supervisor, shall be filled by a majority of the votes of the members of the town board. In a city ward having more than one (1) County Supervisor, all County Supervisors shall be elected at large in the ward. A vacancy in the Office of the County Supervisor in a city ward shall be filled by a majority vote of the common council of the city.

SECTION 4. On and after the fourth day of January, 2022, and continuing until the next Decennial Federal Census, unless an official County census shall be made sooner, each town and ward shall be entitled to the following number of votes on any resolution, local law, motion or proposal to be voted on by the Board of Supervisors, to wit:

Town of Bolton	31
Town of Chester	47
Town of Hague	10
Town of Horicon	22
Town of Johnsburg	33
Town of Lake George	53
Town of Lake Luzerne	47
Town of Queensbury:	
Town Supervisor	89
County Supervisor	89
County Supervisor	89
County Supervisor	89
County Supervisor	89
Town of Stony Creek	12
Town of Thurman	17
Town of Warrensburg	60
City of Glens Falls:	
First Ward	39
Second Ward	59
Third Ward	57
Fourth Ward	28
Fifth Ward	42

A total of 502 affirmative votes shall be required for the adoption of any resolution, local law,

RESOLUTION NO. 511 OF 2021

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motion or proposal requiring a majority vote and a total of 668 affirmative votes shall be required for the adoption of any resolution requiring a two-thirds vote. On any committee of the Board of Supervisors, each County Supervisor shall have one (1) vote.

SECTION 5. This Local Law shall repeal Local Law No. 12 of 2011.

SECTION 6. If any section, subdivision, paragraph, subparagraph, clause, term, or part thereof is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion and such shall not affect the validity of the remaining portion thereof.

SECTION 7. This Local Law is adopted pursuant to Section 10, Subdivision 1, paragraph a(13) of the Municipal Home Rule Law and is subject to permissive referendum and shall become effective upon filing with the Secretary of State as provided by Section 27 of the Municipal Home Rule Law of the State of New York and publication in the official newspapers of the County of Warren.

Warren County Board of Supervisors

RESOLUTION NO. 512 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS DICKINSON, BRAYMER, MCDEVITT, SMITH AND SHEPLER

APPROVING AND ADOPTING THE WARREN COUNTY SEWER DISTRICT (INDUSTRIAL PARK) ASSESSMENT ROLL FOR 2022

RESOLVED, that due notice of public hearing and mailing of the Notice of Public Hearing having been accomplished, the Warren County Board of Supervisors hereby approves and adopts the Warren County Sewer District (Industrial Park) Assessment Roll for 2022 as originally proposed at the time when the public hearing was authorized, copy of said benefit tax roll presented at this meeting, and, be it further

RESOLVED, that the Warren County Board of Supervisors shall levy the sum apportioned to and assessed upon each such lot or parcel of land in the aforementioned benefit tax roll at the time and in the manner provided by law for the levy of State, County and Town taxes with sums so levied to be collected by the local tax collectors or receivers of taxes and assessments and paid over to the Warren County Treasurer in the same manner at the same time as taxes levied for general County purposes.

Warren County Board of Supervisors

RESOLUTION NO. 513 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS THOMAS, GERAGHTY, DIAMOND, BRUNO, BEATY, MAGOWAN AND FRASIER

ADOPTING BUDGET FOR FISCAL YEAR 2022

WHEREAS, the Budget Officer has duly filed with the Clerk of the Board of Supervisors a tentative budget for the County of Warren for the fiscal year beginning January 1, 2022, which tentative budget was considered by the Board of Supervisors and accepted as the tentative budget for fiscal year 2022 by the Board of Supervisors on November 5, 2021, and a notice of public hearing on said tentative budget having been duly published according to law, and such public hearing having been duly held on the 19th day of November, 2021, now, therefore be it

RESOLVED, that said tentative budget, which provides for gross appropriations of \$173,338,735, less estimated revenues of \$126,506,774, which includes interfund revenues and surplus appropriated but does not include sales tax credit, leaving a balance of \$46,831,961 to be raised by taxation, that has been filed with the Clerk of the Board of Supervisors, be, and the same hereby is, approved and adopted as the budget of Warren County for the fiscal year beginning January 1, 2022.

Warren County Board of Supervisors

RESOLUTION NO. 514 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS THOMAS, GERAGHTY, DIAMOND, BRUNO, BEATY, MAGOWAN AND FRASIER

MAKING APPROPRIATIONS FOR THE CONDUCT OF COUNTY GOVERNMENT FOR THE FISCAL YEAR 2022

WHEREAS, the Board of Supervisors by Resolution No. 513 adopted on the 19th day of November, 2021, a budget for the County of Warren for the fiscal year 2022, now, therefore, be it

RESOLVED, that the several amounts specified in said budget, in the right hand column entitled "approved" opposite the several items of expenditures, be, and the same hereby are, appropriated for such items for the fiscal year beginning January 1, 2022.

Warren County Board of Supervisors

RESOLUTION NO. 515 OF 2021

**RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, GERAGHTY, DRISCOLL, CONOVER AND
MAGOWAN**

ADOPTING SALARY AND COMPENSATION PLAN FOR 2022

RESOLVED, that effective January 1, 2022, the Salary and Compensation Plan for Warren County shall be the base salaries as set forth in the 2022 Salary Schedule attached to the Warren County Budget for 2022 as adopted, and reference to said schedule is hereby made as though fully set forth herein, together with such additional amounts of longevity compensation as the employee may be entitled to receive.

Warren County Board of Supervisors

RESOLUTION NO. 516 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS THOMAS, GERAGHTY, DIAMOND, BRUNO, BEATY, MAGOWAN AND FRASIER

LEVYING TAX - CITY OF GLENS FALLS - 2022

RESOLVED, that this Board, in accordance with Section 144 of Chapter 29 of the Laws of 1908, and amendments thereof, does hereby ascertain that the amount of tax to be levied on the City of Glens Falls is as follows:

To proportion of County Tax - \$4,098,869.04

and be it further

RESOLVED, that the Clerk of the Board of Supervisors, be, and she hereby is, authorized and directed to immediately file certified copies of this resolution with the City Clerk of the City of Glens Falls and the Office of the City Assessor.

Warren County Board of Supervisors

RESOLUTION NO. 517 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, GERAGHTY, DRISCOLL, CONOVER AND MAGOWAN

INTRODUCING PROPOSED LOCAL LAW NO. 1 OF 2022, ENTITLED “A LOCAL LAW FIXING THE SALARIES OF CERTAIN COUNTY OFFICERS AND EMPLOYEES OF WARREN COUNTY”, AND AUTHORIZING PUBLIC HEARING THEREON

RESOLVED, that proposed Local Law No. 1 of 2022 entitled "A Local Law Fixing the Salaries of Certain County Officers and Employees of Warren County", attached hereto and made a part hereof, be, and the same hereby is, introduced before the Warren County Board of Supervisors, and in order to give interested members of the public the opportunity to be heard thereon, the Board of Supervisors shall hold a public hearing at the Supervisors' Rooms in the Warren County Municipal Center on the 17th day of December, 2021, at 10:00 a.m., on the matter of the adoption of said proposed Local Law No. 1 of 2022, and be it further

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

**COUNTY OF WARREN
PROPOSED LOCAL LAW NO. 1 OF 2022**

**A LOCAL LAW FIXING THE SALARIES OF CERTAIN COUNTY OFFICERS AND
EMPLOYEES OF WARREN COUNTY**

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

SECTION 1. Effective January 1, 2022 the salaries, including longevity increments, if any, of the following county officers and employees are hereby fixed and established as follows:

TITLE	AMOUNT
Clerk, Board of Supervisors	\$90,552.00
Commissioner of Elections(VanNess)	76,048.00
Commissioner of Elections(McLaughlin)	76,048.00
Commissioner of Social Services	107,206.00
County Coroner (4)	10,109.00
Coroners Physician	15,875.00
County Attorney	148,783.00
County Auditor	71,726.00
County Clerk	85,420.00
County Treasurer	106,436.00
Director, Real Property Tax Services Agency	78,310.00
Personnel Officer	90,629.00
Purchasing Agent	90,706.00
Sheriff	114,778.00
Public Defender	136,273.00
Superintendent of Public Works/Sewer Administrator	121,179.00

SECTION 2. The salaries established for the county officers and employees named in Section 1 hereof include longevity payments, if any, added to the base salary of the county officer or employee in accordance with a schedule providing such longevity increments based on the number of years of county service as may be adopted by the Board of Supervisors by resolution.

SECTION 3. Any and all prior schedules of compensation for the aforesaid county officers and employees are hereby superseded.

SECTION 4. All Local Laws heretofore adopted by Warren County affecting the aforementioned county officers' salaries are hereby amended accordingly.

SECTION 5. This Local Law is subject to referendum on petition as provided by subdivision 2(h) of Section 24 of the Municipal Home Rule Law. This Local Law shall become effective 45 days after its adoption and upon filing in the Office of the Secretary of State, except that this Local Law shall not be effective until approved by affirmative vote of qualified electors, if a petition requesting a referendum is filed as provided under the Municipal Home Rule Law.

Warren County Board of Supervisors

RESOLUTION NO. 518 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS McDEVITT AND DRISCOLL

WAIVING THE RULES OF THE BOARD REQUIRING THAT ALL RESOLUTIONS BE APPROVED THROUGH THE ESTABLISHED COMMITTEE STRUCTURE IN ADVANCE OF A BOARD MEETING REGARDING AMENDING RESOLUTION NO. 367 OF 2021, AUTHORIZING AGREEMENT WITH QUADRANT BIOSCIENCES, INC. TO PROVIDE LABORATORY SERVICES TO FACILITATE COVID TESTING TO SUPPORT SCHOOLS AND HELP TO MAINTAIN IN PERSON INSTRUCTION, TO CHANGE CERTAIN TERMS AND CONDITIONS

WHEREAS, by Resolution No. 69 of 2021 the Board of Supervisors adopted the Rules of the Board, Section A(5) of which indicates that all resolutions must be approved through the established Committee structure in advance of a Board Meeting, and

WHEREAS, the Board has agreed to consider a resolution amending Resolution No. 367 of 2021, Authorizing Agreement with Quadrant Biosciences, Inc. to Provide Laboratory Services to Facilitate COVID Testing to Support Schools and Help to Maintain in Person Instruction, to change certain terms and conditions, now, therefore be it

RESOLVED, that the Board of Supervisors does hereby waive the Standing Rule of the Board relating to the requirement that all resolutions be approved through the established Committee structure in advance of a Board meeting in order to entertain the aforementioned resolution.

Warren County Board of Supervisors

RESOLUTION NO. 519 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS MCDEVITT AND HOGAN

AMENDING RESOLUTION NO. 367 OF 2021, AUTHORIZING AGREEMENT WITH QUADRANT BIOSCIENCES, INC. TO PROVIDE LABORATORY SERVICES TO FACILITATE COVID TESTING TO SUPPORT SCHOOLS AND HELP TO MAINTAIN IN PERSON INSTRUCTION, TO CHANGE CERTAIN TERMS AND CONDITIONS

WHEREAS, by Resolution No. 367 of 2021, the Board of Supervisors authorized an agreement with Quadrant Biosciences, Inc., 505 Irving Avenue, Suite 3100 A-B, Syracuse, New York 13210, to provide laboratory services to facilitate COVID testing to support schools and help to maintain in person instruction, in an amount not to exceed Twenty Dollars (\$20) per test and Two Hundred Dollars (\$200) for wastewater specimens for a total amount not to exceed One Million Seven Hundred Thirty Thousand Twelve Dollars (\$1,730,012), for a term commencing July 1, 2021 and terminating July 31, 2022 or upon ninety (90) days written notice by either party, with the option for one (1) additional one (1) year term dependent upon grant funding availability and less than a five percent (5%) increase in rate, and

WHEREAS, the Director of Public Health/Patient Services has advised of the need to amend said resolution to:

- 1) Remove the “not to exceed” amount for COVID testing and indicate that the cost shall be Twenty Dollars (\$20) per Clarifi COVID-19 Test Kit, plus any shipping charges incurred; and
- 2) Remove the language authorizing an expenditure of Two Hundred Dollars (\$200) for wastewater specimens,

and

WHEREAS, the County Attorney has presented the request of the Director of Public Health/Patient Services to the Board of Supervisors and the Board has approved of same, now, therefore, be it

RESOLVED, that Resolution No. 367 of 2021, be, and hereby is, amended as described above, and be it further

RESOLVED, that all other portions of Resolution No. 367 of 2021 shall remain in full force and effect.

Warren County Board of Supervisors

RESOLUTION No. 520 OF 2021

RESOLUTION INTRODUCED BY SUPERVISORS HOGAN AND DICKINSON

WAIVING THE RULES OF THE BOARD REQUIRING THAT ALL RESOLUTIONS BE APPROVED THROUGH THE ESTABLISHED COMMITTEE STRUCTURE IN ADVANCE OF A BOARD MEETING REGARDING AUTHORIZING THE COUNTY TREASURER TO REFUND THE DEPOSIT SUBMITTED FOR A PARCEL OFFERED AT PUBLIC AUCTION

WHEREAS, by Resolution No. 69 of 2021 the Board of Supervisors adopted the Rules of the Board, Section A(5) of which indicates that all resolutions must be approved through the established Committee structure in advance of a Board Meeting, and

WHEREAS, the Board has agreed to consider a resolution authorizing to refund the deposit submitted for a parcel offered at public auction, now, therefore be it

RESOLVED, that the Board of Supervisors does hereby waive the Standing Rule of the Board relating to the requirement that all resolutions be approved through the established Committee structure in advance of a Board meeting in order to entertain the aforementioned resolution.

Warren County Board of Supervisors

RESOLUTION NO. 521 OF 2021

**RESOLUTION INTRODUCED BY SUPERVISORS DICKINSON AND HOGAN
AUTHORIZING THE COUNTY TREASURER TO REFUND THE DEPOSIT SUBMITTED
FOR A PARCEL OFFERED AT PUBLIC AUCTION**

WHEREAS, at the November 19, 2021 Board meeting, the County Attorney advised the Board of Supervisors of a circumstance which prevented Town of Warrensburg Tax Map Parcel No. 211.13-1-43 (49 Elm Street) from being included in the Real Property Tax Foreclosure Action, and

WHEREAS, the Board took action to amend Resolution No. 473 of 2021, *Authorizing Conveyances of Lands Offered at Public Auction Held on October 16, 2021, Disposing of Certain Lands Acquired by Warren County Pursuant to the Real Property Tax Foreclosure Action*, to remove Town of Warrensburg Tax Map Parcel No. 211.13-1-43 (49 Elm Street), and

WHEREAS, it was determined that because a bid was submitted and accepted for Town of Warrensburg Tax Map Parcel No. 211.13-1-43 (49 Elm Street), a refunding of the deposit received was necessary, now, therefore be it

RESOLVED, that the Board of Supervisors does hereby authorize the County Treasurer to refund the deposit received for the purchase of Town of Warrensburg Tax Map Parcel No. 211.13-1-43 (49 Elm Street) at public auction, and be it further

RESOLVED, that the Board of Supervisors extends to the County Treasurer, County Administrator and County Attorney the administrative authority to determine how the buyer's premium paid to the auctioneer should be addressed.

**REPORT OF CHAIRMAN OF THE BOARD ON ESTIMATE OF SALES TAX
TO BE RECEIVED CALENDAR YEAR - 2022**

To the Members of the Board:

Under the provisions of Local Law No. 1 of 1968, paragraph (L), it is my duty to report to you on the estimate of sales tax and the amount to be allocated in Warren County for the calendar year 2022. The breakdown is as follows:

Estimate of tax to be collected by the State of New York and credited to Warren County during the calendar year 2022:

Estimate of amount of sales tax to be allocated in Warren County:	\$56,621,485.00
Estimate of amount to be paid directly to City of Glens Falls by Warren County:	\$601,512.00
Estimate of amount to be allocated to towns:	\$26,545,894.00
Estimate of amount to be credited in county budget to reduce county tax:	\$29,474,079.00
Sales Tax Credit taken by towns as credit to county taxes:	\$950,000.00
Estimate of amount of sales tax to be received by towns which opted to take in cash rather than as a credit on county taxes:	\$25,504,894.00

All figures are based strictly on estimates and any excesses are credited directly to the various units on basis of full valuation.

Estimate of amount to be paid to Lake George:

Amount estimated to be credited to town of Lake George:	\$2,714,506.00
Amount estimated to be credited to village of Lake George:	<u>\$642,540.00</u>

Total: \$3,357,046.00

Dated: November 19, 2020

Respectfully submitted,



Rachel E. Seeber, Chairwoman
Warren County Board of Supervisors