

Warren County Board of Supervisors

**AGENDA
FRIDAY JANUARY 20, 2023
BOARD MEETING**



10:00 a.m. Call Meeting to Order

Pledge of Allegiance - Supervisor Diamond

Roll Call

Privilege of the floor and public comment

Motion to approve minutes of the December 16, 2022 Board Meeting and the January 4, 2023 Organization Meeting, subject to correction by the Clerk

Presentation of Employee of the Month Award

Graduates of County's Leadership Training Program recognized

Report of County Administrator

Report of County Attorney

Reading of Communications

Reading of Resolutions

Discussion and Public Comment on Proposed Resolutions

Vote on Resolutions

Privilege of the Floor

Announcements

Motion to Adjourn

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
PROC 01		PROCLAMATION - MENTAL WELLNESS MONTH
PROC 02		PROCLAMATION - BLOOD DONOR MONTH
9	ROLL CALL	CHAIRMAN GERAGHTY - DESIGNATING BUDGET OFFICER
10	ROLL CALL	CHAIRMAN GERAGHTY - DESIGNATING MEMBER OF COUNTY JURY BOARD
11	ROLL CALL	CHAIRMAN GERAGHTY - APPOINTING REPRESENTATIVE TO ADIRONDACK BALLOON FESTIVAL COMMITTEE
12	ROLL CALL	CHAIRMAN GERAGHTY - APPOINTING MEMBERS OF BOARD OF DIRECTORS OF WARREN-HAMILTON COUNTIES ACTION COMMITTEE FOR ECONOMIC OPPORTUNITY, INC.
13	ROLL CALL	CHAIRMAN GERAGHTY - APPOINTING REPRESENTATIVES TO ADIRONDACK PARK LOCAL GOVERNMENT REVIEW BOARD
14	ROLL CALL	CHAIRMAN GERAGHTY - APPOINTING REPRESENTATIVES OF INTERCOUNTY LEGISLATIVE COMMITTEE OF THE ADIRONDACKS
15	ROLL CALL	CHAIRMAN GERAGHTY - APPOINTING MEMBERS TO THE LAKE CHAMPLAIN-LAKE GEORGE REGIONAL PLANNING BOARD OF DIRECTORS
16	ROLL CALL	CHAIRMAN GERAGHTY - APPOINTING COORDINATOR OF THE FIRST WILDERNESS HERITAGE CORRIDOR PROJECT
17	ROLL CALL	CHAIRMAN GERAGHTY - APPOINTING MEMBERS TO REPRESENT WARREN COUNTY ON THE POLICY COMMITTEE OF THE ADIRONDACK - GLENS FALLS TRANSPORTATION COUNCIL
18	ROLL CALL	CHAIRMAN GERAGHTY - APPOINTING MEMBERS TO REPRESENT THE RURAL AREAS OF WARREN COUNTY ON THE POLICY COMMITTEE OF THE ADIRONDACK - GLENS FALLS TRANSPORTATION COUNCIL
19	ROLL CALL	CHAIRMAN GERAGHTY - APPOINTING MEMBERS TO SERVE ON THE PLANNING COMMITTEE (FORMERLY KNOWN AS THE TECHNICAL ADVISORY COMMITTEE) OF THE ADIRONDACK - GLENS FALLS TRANSPORTATION COUNCIL

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
20	ROLL CALL	CHAIRMAN GERAGHTY - APPOINTING MEMBER AND ALTERNATE MEMBER TO REPRESENT WARREN COUNTY ON THE REGION 5 OPEN SPACE CONSERVATION ADVISORY COMMITTEE
21	ROLL CALL	CHAIRMAN GERAGHTY - APPOINTING MEMBERS OF THE BOARD OF DIRECTORS OF THE WARREN COUNTY SOIL AND WATER CONSERVATION DISTRICT
22	ROLL CALL	CHAIRMAN GERAGHTY - APPOINTING MEMBERS TO THE WARREN-WASHINGTON COUNTIES INDUSTRIAL DEVELOPMENT AGENCY AND CIVIC DEVELOPMENT CORPORATION
23	ROLL CALL	CHAIRMAN GERAGHTY - APPOINTING MEMBERS OF TRAFFIC SAFETY BOARD
24	ROLL CALL	ARPA ADVISORY - AUTHORIZING ARPA FUNDS DISBURSEMENT TO SERVANTS OF THE WORD, INC. D/B/A THE OPEN DOOR; AND AMENDING WARREN COUNTY BUDGET FOR 2023
25	ROLL CALL	ARPA ADVISORY - AUTHORIZING ARPA FUNDS DISBURSEMENT TO BAY RIDGE RESCUE SQUAD, INC. FOR THE PURCHASE OF PROTECTIVE JACKETS; AND AMENDING WARREN COUNTY BUDGET FOR 2023
26	ROLL CALL	ARPA ADVISORY - AUTHORIZING ARPA FUNDS DISBURSEMENT TO BAY RIDGE RESCUE SQUAD, INC. FOR THE PURCHASE OF AN ISIMULATE MONITOR; AND AMENDING WARREN COUNTY BUDGET FOR 2023
27	ROLL CALL	ARPA ADVISORY - AUTHORIZING ARPA FUNDS DISBURSEMENT TO BOLTON EMERGENCY MEDICAL SERVICES, INCORPORATED; AND AMENDING WARREN COUNTY BUDGET FOR 2023
28	ROLL CALL	ARPA ADVISORY - AUTHORIZING ARPA FUNDS DISBURSEMENT TO THE CITY OF GLENS FALLS FIRE DEPARTMENT; AND AMENDING WARREN COUNTY BUDGET FOR 2023
29	ROLL CALL	ARPA ADVISORY - AUTHORIZING ARPA FUNDS DISBURSEMENT TO JOHNSBURG EMERGENCY SQUAD, INC.; AND AMENDING WARREN COUNTY BUDGET FOR 2023

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
30	ROLL CALL	ARPA ADVISORY - AUTHORIZING ARPA FUNDS DISBURSEMENT TO THE TOWN OF LAKE GEORGE EMERGENCY SQUAD; AND AMENDING WARREN COUNTY BUDGET FOR 2023
31	ROLL CALL	ARPA ADVISORY - AUTHORIZING ARPA FUNDS DISBURSEMENT TO NORTH QUEENSBURY RESCUE SQUAD, INC.; AND AMENDING WARREN COUNTY BUDGET FOR 2023
32	ROLL CALL	ARPA ADVISORY - AUTHORIZING ARPA FUNDS DISBURSEMENT TO ROCKWELL FALLS AMBULANCE SERVICE, INC.; AND AMENDING WARREN COUNTY BUDGET FOR 2023
33	ROLL CALL	ARPA ADVISORY - AUTHORIZING ARPA FUNDS DISBURSEMENT TO STONY CREEK VOLUNTEER FIRE COMPANY, INC.; AND AMENDING WARREN COUNTY BUDGET FOR 2023
34	ROLL CALL	ARPA ADVISORY - AUTHORIZING ARPA FUNDS DISBURSEMENT TO VAN R. RHODES VOLUNTEER FIRE COMPANY, INC. D/B/A LUZERNE-HADLEY FIRE DEPARTMENT; AND AMENDING WARREN COUNTY BUDGET FOR 2023
35	ROLL CALL	ARPA ADVISORY - AUTHORIZING ARPA FUNDS DISBURSEMENT TO WEST GLENS FALLS EMERGENCY SQUAD, INC.; AND AMENDING WARREN COUNTY BUDGET FOR 2023
36	ROLL CALL	OCCUPANCY TAX COORDINATION - AMENDING RESOLUTION NO 570 OF 2021 AND AGREEMENT WITH ADIRONDACK CYCLING ADVOCATES, INC. TO INCLUDE EXCAVATOR WORK AT THE DYNAMITE HILL RECREATION AREA
37	ROLL CALL	OCCUPANCY TAX COORDINATION - AUTHORIZING AGREEMENTS WITH CERTAIN APPLICANTS FOR THE DISBURSEMENT OF 2023 OCCUPANCY TAX REVENUES
38	ROLL CALL	SUPERVISORS DICKINSON AND MERLINO - WAIVING 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 A RESOLUTION REQUIRING ASD SPARTAN NY2 SOLAR, LLC TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF TAXES UPON CERTAIN PROPERTY LOCATED AT 1096 STATE ROUTE 149, TOWN OF QUEENSBURY

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
39	ROLL CALL	SUPERVISORS RUNYON AND WILD - RESOLUTION REQUIRING ASD SPARTAN NY2 SOLAR, LLC TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF TAXES UPON CERTAIN PROPERTY LOCATED AT 1096 STATE ROUTE 149, TOWN OF QUEENSBURY
40	ROLL CALL	SUPERVISORS THOMAS AND RUNYON - WAIVING 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 A RESOLUTION INTRODUCING PROPOSED LOCAL LAW NO. 2 OF 2023, ENTITLED "A LOCAL LAW AMENDING AND UPDATING SECTION 4 OF LOCAL LAW NO. 9 OF 2021, 'A LOCAL LAW REAPPORTIONING THE WEIGHTED VOTE OF THE WARREN COUNTY BOARD OF SUPERVISORS AMONGST TWENTY (20) MEMBERS'"
41	ROLL CALL	SUPERVISORS BRAYMER AND RUNYON - INTRODUCING PROPOSED LOCAL LAW NO. 2 OF 2023, ENTITLED "A LOCAL LAW AMENDING AND UPDATING SECTION 4 OF LOCAL LAW NO. 9 OF 2021, 'A LOCAL LAW REAPPORTIONING THE WEIGHTED VOTE OF THE WARREN COUNTY BOARD OF SUPERVISORS AMONGST TWENTY (20) MEMBERS'"
42	ROLL CALL	SUPERVISORS RUNYON AND BRAYMER - WAIVING 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 A RESOLUTION APPROVING A SETTLEMENT AGREEMENT WITH REGARD TO THE OPIOID CRISIS AND AUTHORIZING ACCEPTANCE OF THE TEVA/NEW YORK STATEWIDE OPIOID SETTLEMENT AGREEMENT
43	ROLL CALL	SUPERVISORS DRISCOLL AND BRAYMER - APPROVING A SETTLEMENT AGREEMENT WITH REGARD TO THE OPIOID CRISIS AND AUTHORIZING ACCEPTANCE OF THE TEVA/NEW YORK STATEWIDE OPIOID SETTLEMENT AGREEMENT

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
44	ROLL CALL	SUPERVISORS RUNYON AND THOMAS - WAIVING 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 A RESOLUTION AUTHORIZING A HOME RULE REQUEST BY WARREN COUNTY FOR AN EXTENSION TO THE LAW AUTHORIZING AND EMPOWERING THE COUNTY OF WARREN TO IMPOSE AN ADDITIONAL MORTGAGE RECORDING TAX
45	ROLL CALL	SUPERVISORS RUNYON AND WILD - HOME RULE REQUEST BY WARREN COUNTY FOR AN EXTENSION TO THE LAW AUTHORIZING AND EMPOWERING THE COUNTY OF WARREN TO IMPOSE AN ADDITIONAL MORTGAGE RECORDING TAX
46	ROLL CALL	SUPERVISORS RUNYON AND DICKINSON - WAIVING 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 A RESOLUTION APPOINTING WAYNE LAMOTHE AS DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT
47	ROLL CALL	SUPERVISORS RUNYON AND LEGGETT - APPOINTING WAYNE LAMOTHE AS DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT
48	ROLL CALL	SUPERVISORS MAGOWAN AND DIAMOND - WAIVING 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 A RESOLUTION AUTHORIZING THE ASSISTANT TOURISM COORDINATOR TO BE PAID THE RATE OF PAY FOR THE DIRECTOR OF TOURISM POSITION SO LONG AS THE DIRECTOR OF TOURISM POSITION REMAINS VACANT
49	ROLL CALL	SUPERVISORS BRAYMER AND SEEBER - AUTHORIZING THE ASSISTANT TOURISM COORDINATOR TO BE PAID THE RATE OF PAY FOR THE DIRECTOR OF TOURISM POSITION SO LONG AS THE DIRECTOR OF TOURISM POSITION REMAINS VACANT
CA01		CERTIFICATE OF APPOINTMENT - APPOINTING MEMBERS TO THE WARREN COUNTY LABOR/MANAGEMENT COMMITTEE

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<u>RES. NO.</u>	<u>VOTE</u>	<u>DESCRIPTION</u>
CA02		CERTIFICATE OF APPOINTMENT - APPOINTING MEMBER OF THE BOARD OF TRUSTEES OF THE SUPREME COURT LIBRARY
CA03		CERTIFICATE OF APPOINTMENT - APPOINTING MEMBERS TO THE WARREN COUNTY YOUTH BOARD
FLOOR RESO NO. 5		WAIVING 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 A RESOLUTION INTRODUCING PROPOSED LOCAL LAW NO. 3 OF 2023, ENTITLED "A LOCAL LAW PROVIDING THAT NO EXEMPTION UNDER REAL PROPERTY TAX LAW SECTION 487 BE APPLICABLE WITHIN THE JURISDICTION OF THE COUNTY OF WARREN WITH RESPECT TO ANY SOLAR OR WIND ENERGY SYSTEM OR FARM WASTE ENERGY SYSTEM," AND AUTHORIZING A PUBLIC HEARING THEREON <i>NO WAIVING OF THE RULES REQUIRED - FLOOR RESOLUTION NO. 6 TABLED TO COMMITTEE FOR REVIEW</i>
FLOOR RESO NO. 6		INTRODUCING PROPOSED LOCAL LAW NO. 3 OF 2023, ENTITLED "A LOCAL LAW PROVIDING THAT NO EXEMPTION UNDER REAL PROPERTY TAX LAW SECTION 487 BE APPLICABLE WITHIN THE JURISDICTION OF THE COUNTY OF WARREN WITH RESPECT TO ANY SOLAR OR WIND ENERGY SYSTEM OR FARM WASTE ENERGY SYSTEM," AND AUTHORIZING A PUBLIC HEARING THEREON <i>RESOLUTION TABLED TO THE ECONOMIC GROWTH & DEVELOPMENT COMMITTEE FOR REVIEW</i>
<i>PROCLAMATIONS 1-2; RESOLUTION NOS. 9-37, FLOOR RESOLUTION NOS. 1-10 (LATER RESOLUTION NOS. 38-47); AND CERTIFICATES OF APPOINTMENT 1-3 WERE DISTRIBUTED TO THE MEMBERS OF THE BOARD OF SUPERVISORS AND POSTED TO THE WARREN COUNTY WEBSITE ON TUESDAY JANUARY 17, 2023; FLOOR RESOLUTION NOS. 11-12 WERE DISTRIBUTED ON THURSDAY JANUARY 19, 2023</i>		

Warren County Board of Supervisors

**BOARD MEETING
FRIDAY, JANUARY 20, 2023**



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 10:04 a.m.

Mr. Kevin B. Geraghty presiding.

Salute to the flag was led by Supervisor Diamond.

Roll called, the following members present:

Supervisors Conover, Leggett, Diamond, Bruno, Driscoll, Frasier, Geraci, Dickinson, Merlino, Strough, Wild, Magowan, Seeber, Beaty, Thomas, Runyon and Geraghty -17; Absent -3 Supervisors Braymer, McDevitt and Hogan.

Chairman Geraghty called for privilege of the floor/public comment, but there was no one wishing to speak.

Motion was made by Supervisor Geraci, seconded by Supervisor Bruno and carried by a unanimous vote of those present (*Supervisors Braymer, McDevitt and Hogan absent*) to approve the minutes of the December 16, 2022 Board Meeting and January 4, 2023 Organization Meeting, subject to correction by the Clerk of the Board.

Presentation of the Employee of the Month Award was made to Carolyn Darcy, *Case Manager, Countryside Adult Home*.

Supervisor Braymer entered the meeting at 10:06 a.m.

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: Jennifer Smith, *Self-Insurance Department*, and Julie Pearl, *Department of Social Services*.

Chairman Geraghty apprised prior to commencing with the agenda review an executive session was required and he called for the necessary motion. Motion was made by Supervisor Leggett and seconded by Supervisor Strough to enter into an executive session. Larry Elmen, *County Attorney*, noted the purpose of the executive session related to Section 105 1(f) of the Public Officer's Law regarding the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. He added Earl Redding, *Special Counsel to the County*, would be participating remotely due to the weather conditions and Jackie Figueroa, *County Human Resources Director*, would also be participating in the executive session. Mr. Elmen noted he would not be participating in the executive session as County Attorney and would be stepping out.

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Supervisor Beaty advised an individual from the public entered the meeting immediately following the privilege of the floor/public comment portion of the meeting and he asked Chairman Geraghty if this individual could speak prior to the Board entering into the executive session and Chairman Geraghty replied in the negative, noting there were time restraints relating to the executive session.

Chairman Geraghty called the question and the motion to enter into an executive session pursuant to Section 105 1(f) of the Public Officer's Law as outlined above carried by majority vote of those present (*Supervisors McDevitt and Hogan absent*), with Supervisor Beaty voting in opposition.

Executive session was held from 10:11 a.m. until 11:08 a.m.; Chairman Geraghty exited the meeting during the executive session and turned the Chair over to Supervisor Leggett.

Chairman Geraghty re-entered the meeting and asked Supervisor Leggett to report on the executive session. Supervisor Leggett announced no action was taken during the executive session.

The agenda review resumed with the Report by the County Administrator.

Report by the County Attorney was given.

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

Reports from:

1. Capital District Regional Off-Track Betting Corp. - Financial Report dated October 31, 2022

Letters/emails from:

1. FitzGerald, Morris, Baker, Firth - Notice of Public Hearing - CVE US E18 Quaker LLC Project
2. Hodgson Russ - PILOT Agreement for CHPE LLC Project

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

Resolution Nos. 9-37 were distributed to the Board and posted to the Warren County website on Tuesday, January 17th, as well as three Certificates of Appointment and two Proclamations, which met the distribution deadline specified in the Rules of the Board. The two Proclamations were:

Proclamation No. 1- Mental Wellness Month

Proclamation No. 2 -Blood Donor Month

Floor Resolution Nos. 1-12, included in the Board packets, were outlined individually and motions were requested to bring each to the floor.

Motion was made by Supervisor Dickinson and seconded by Supervisor Merlino to bring proposed Floor Resolution No. 1, *Waiving 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 a Resolution Requiring ASD Spartan NY2 Solar, LLC to Enter into an Agreement for Payments in Lieu of Taxes upon Certain Property Located at 1096 State Route 149, Town of Queensbury*, to the floor. Supervisor Beaty requested a roll call vote. Chairman Geraghty called the question and the motion to bring proposed Floor Resolution No. 1 to the floor carried by majority vote of those present, with 586 voting in favor (*Supervisors Diamond, Bruno, Driscoll, Frasier, Geraci, Dickinson, Merlino, Strough, Wild, Thomas, Runyon, Conover, Leggett and Geraghty*), 57 against (*Supervisor Braymer*), 178 abstaining (*Supervisor Magowan, Seeber and Beaty*) and 92 absent (*Supervisors McDevitt and Hogan*).

Amanda Allen, *Clerk of the Board*, announced Floor Resolution No. 1 would now be proposed Resolution No. 38.

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Motion was made by Supervisor Runyon and seconded by Supervisor Wild to bring proposed Floor Resolution No. 2, *Resolution Requiring ASD Spartan NY2 Solar, LLC to Enter into an Agreement for Payments in Lieu of Taxes upon Certain Property Located at 1096 State Route 149, Town of Queensbury*, to the floor. Supervisor Magowan requested roll call votes on all of the proposed Floor Resolutions before the Board today. Chairman Geraghty called the question and the motion to bring proposed Floor Resolution No. 2 as outlined above to the floor carried by majority vote of those present, with 586 voting in favor (*Supervisors Diamond, Bruno, Driscoll, Frasier, Geraci, Dickinson, Merlino, Strough, Wild, Thomas, Runyon, Conover, Leggett and Geraghty*), 57 against (*Supervisor Braymer*), 178 abstaining (*Supervisor Magowan, Seeber and Beaty*) and 92 absent (*Supervisors McDevitt and Hogan*).

Mrs. Allen announced Floor Resolution No. 2 would now be proposed Resolution No. 39.

Motion was made by Supervisor Thomas and seconded by Supervisor Runyon to bring proposed Floor Resolution No. 3, *Waiving 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 a Resolution Introducing Proposed Local Law No. 2 of 2023, Entitled "A Local Law Amending and Updating Section 4 of Local Law No. 9 of 2021, 'A Local Law Reapportioning the Weighted Vote of the Warren County Board of Supervisors Amongst Twenty (20) Members'"*, to the floor. Chairman Geraghty called the question and the motion to bring proposed Floor Resolution No. 2 to the floor as outlined above carried by majority vote of those present, with 643 voting in favor (*Supervisors Diamond, Braymer, Bruno, Driscoll, Frasier, Geraci, Dickinson, Merlino, Strough, Wild, Thomas, Runyon, Conover, Leggett and Geraghty*), no one voting in opposition, 178 abstaining (*Supervisor Magowan, Seeber and Beaty*) and 92 absent (*Supervisors McDevitt and Hogan*).

Mrs. Allen announced Floor Resolution No. 3 would now be proposed Resolution No. 40. Passed to bring to the floor

Motion was made by Supervisor Braymer and seconded by Supervisor Runyon to bring proposed Floor Resolution No. 4, *Introducing Proposed Local Law No. 2 of 2023, Entitled "A Local Law Amending and Updating Section 4 of Local Law No. 9 of 2021, 'A Local Law Reapportioning the Weighted Vote of the Warren County Board of Supervisors Amongst Twenty (20) Members'"*, to the floor. Chairman Geraghty called the question and the motion to bring proposed Floor Resolution No. 4 as outlined above to the floor carried by majority vote of those present, with 643 voting in favor (*Supervisors Diamond, Braymer, Bruno, Driscoll, Frasier, Geraci, Dickinson, Merlino, Strough, Wild, Thomas, Runyon, Conover, Leggett and Geraghty*), no one voting in opposition, 178 abstaining (*Supervisor Magowan, Seeber and Beaty*) and 92 absent (*Supervisors McDevitt and Hogan*).

Mrs. Allen announced Floor Resolution No. 4 would now be proposed Resolution No. 41.

Motion was made by Supervisor Runyon and seconded by Supervisor Thomas to bring proposed Floor Resolution No. 5, *Waiving 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 a Resolution Introducing Proposed Local Law No. 3 of 2023, Entitled "A Local Law Providing That No Exemption under Real Property Tax Law Section 487 Be Applicable Within the Jurisdiction of the County of Warren with Respect to Any Solar or Wind Energy System or Farm Waste Energy System," and Authorizing a Public Hearing Thereon*, to the floor.

Supervisor Seeber exited the meeting at 11:56 p.m.; Supervisor Dickinson exited the meeting at 11:58 p.m.

A lengthy discussion ensued following which a motion was made by Supervisor Thomas and seconded

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by Supervisor Braymer to table proposed Floor Resolution Nos. 5, *Waiving 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 a Resolution Introducing Proposed Local Law No. 3 of 2023, Entitled "A Local Law Providing That No Exemption under Real Property Tax Law Section 487 Be Applicable Within the Jurisdiction of the County of Warren with Respect to Any Solar or Wind Energy System or Farm Waste Energy System," and Authorizing a Public Hearing Thereon*, and 6, *Introducing Proposed Local Law No. 3 of 2023, Entitled "A Local Law Providing That No Exemption under Real Property Tax Law Section 487 Be Applicable Within the Jurisdiction of the County of Warren with Respect to Any Solar or Wind Energy System or Farm Waste Energy System," and Authorizing a Public Hearing Thereon*, and refer them to a joint meeting of the Economic Growth & Development and Environmental Concerns & Real Property Tax Services Committee for further discussion. Chairman Geraghty requested a roll call vote on the motion to table proposed Floor Resolution Nos. 5 and 6; he called the question and the motion to table proposed Floor Resolution Nos. 5 and 6 as outlined above carried by majority vote of those present, with 679 voting in favor (*Supervisors Diamond, Braymer, Bruno, Driscoll, Frasier, Geraci, Merlino, Strough, Wild., Magowan, Thomas, Runyon, Conover, Leggett and Geraghty*), no one voting against, 89 abstaining (*Supervisor Beaty*) and 234 absent (*Supervisors McDevitt, Hogan, Dickinson and Seeber*).

Motion was made by Supervisor Runyon and seconded by Supervisor Braymer to bring proposed Floor Resolution No. 7, *Waiving 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 a Resolution Approving a Settlement Agreement with Regard to the Opioid Crisis and Authorizing Acceptance of the TEVA/New York Statewide Opioid Settlement Agreement*, to the floor. Chairman Geraghty called the question and the motion to bring proposed Floor Resolution No. 7 to the floor as outlined above carried by majority vote of those present, with 590 voting in favor (*Supervisors Diamond, Braymer, Bruno, Driscoll, Frasier, Geraci, Merlino, Strough, Wild, Thomas, Runyon, Conover, Leggett and Geraghty*), no one opposed, 178 abstaining (*Supervisors Magowan and Beaty*) and 234 absent (*Supervisors McDevitt, Hogan, Dickinson and Seeber*).

Supervisor Dickinson re-entered the meeting at 12:06 p.m. and Supervisor Leggett exited the meeting.

Mrs. Allen announced Floor Resolution No. 7 would now be proposed Resolution No. 42.

Motion was made by Supervisor Driscoll and seconded by Supervisor Braymer to bring proposed Floor Resolution No. 8, *Approving a Settlement Agreement with Regard to the Opioid Crisis and Authorizing Acceptance of the Teva/New York Statewide Opioid Settlement Agreement*, to the floor. Chairman Geraghty called the question and the motion to bring proposed Floor Resolution No. 8 as outlined above carried by majority vote of those present, with 596 voting in favor (*Supervisors Diamond, Braymer, Bruno, Driscoll, Frasier, Geraci, Dickinson, Merlino, Strough, Wild, Thomas, Runyon, Conover and Geraghty*), no one opposed, 178 abstaining (*Supervisors Magowan and Beaty*) and 228 absent (*Supervisors McDevitt, Hogan, Seeber and Leggett*).

Mrs. Allen advised proposed Floor Resolution No. 8 would now be known as proposed Resolution No. 43.

Supervisor Seeber re-entered the meeting at 12:07 p.m.

Motion was made by Supervisor Runyon and seconded by Supervisor Thomas and to bring proposed Floor Resolution No. 9, *Waiving 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 a Resolution Authorizing a Home Rule Request by Warren County for an Extension*

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to the Law Authorizing and Empowering the County of Warren to Impose an Additional Mortgage Recording Tax, to the floor. Chairman Geraghty called the question and the motion to bring proposed Floor Resolution No. 9 as outlined above to the floor carried by majority vote of those present, with 596 voting in favor (*Supervisors Diamond, Braymer, Bruno, Driscoll, Frasier, Geraci, Dickinson, Merlino, Strough, Wild, Thomas, Runyon, Conover and Geraghty*), no one opposed, 267 abstaining (*Supervisors Magowan. Seeber and Beaty*) and 139 absent (*Supervisors McDevitt, Hogan and Leggett*).

Mrs. Allen announced Floor Resolution No. 9 would now be proposed Resolution No. 44.

Motion was made by Supervisor Runyon and seconded by Supervisor Wild to bring proposed Floor Resolution No. 10, *Authorizing a Home Rule Request by Warren County for an Extension to the Law Authorizing and Empowering the County of Warren to Impose an Additional Mortgage Recording Tax*, to the floor. A brief discussion ensued during which Supervisor Wild exited the meeting at 12:09 p.m. Chairman Geraghty called the question and the motion to bring proposed Floor Resolution No. 10 to the floor as outlined above carried by majority vote of those present, with 507 votes in favor (*Supervisors Diamond, Braymer, Bruno, Driscoll, Frasier, Geraci, Dickinson, Merlino, Strough, Thomas, Runyon, Conover and Geraghty*), no one opposed, 267 abstaining (*Supervisors Magowan. Seeber and Beaty*) and 228 absent (*Supervisors McDevitt, Hogan, Wild and Leggett*).

Mrs. Allen stated proposed Floor Resolution No. 10 would now be referred to as proposed Resolution No. 45.

Motion was made by Supervisor Runyon and seconded by Supervisor Dickinson to bring proposed Floor Resolution No. 11, *Waiving 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 a Resolution Appointing Wayne Lamothe as Director of Planning and Community Development*, to the floor.

Supervisor Leggett re-entered the meeting at 12:11 p.m. and Supervisor Wild re-entered at 12:12 p.m.

A discussion ensued regarding the salary for the position during which Supervisor Thomas called for point of order, noting the discussion regarding the salary was not relevant to the motion on the floor. Chairman Geraghty noted the matter could be discussed further during the discussion and public comment on proposed resolutions portion of the meeting. Chairman Geraghty called the question and the motion to bring proposed Floor Resolution No. 11 to the floor as outlined above carried by majority vote of those present, with 586 voting in favor (*Supervisors Diamond, Bruno, Driscoll, Frasier, Geraci, Dickinson, Merlino, Strough, Thomas, Runyon, Conover and Geraghty*), 57 opposed (*Supervisor Braymer*), 267 abstaining (*Supervisors Magowan. Seeber and Beaty*) and 92 absent (*Supervisors McDevitt and Hogan*).

Mrs. Allen announced proposed Resolution No. 11 would now be known as proposed Resolution No. 46.

Motion was made by Supervisor Runyon and seconded by Supervisor Leggett to bring proposed Floor Resolution No. 12, *Appointing Wayne Lamothe as Director of Planning and Community Development*, to the floor. Supervisor Leggett advised this action was required as part of the re-organization of the Planning & Community Development Department. Supervisor Seeber called for point of order, apprising as per the Rules of the Board the only matter that should be debated was why the proposed Resolution should not be brought to the floor. Supervisor Leggett indicated he would hold off on his comments until the appropriate time. Chairman Geraghty called the question and the motion to bring proposed Floor Resolution No. 12 to the floor was outlined above carried by majority vote of those present, with

WARREN COUNTY BOARD OF SUPERVISORS

BOARD MEETING

FRIDAY JANUARY 20, 2023

643 voting in favor (*Supervisors Diamond, Braymer, Bruno, Driscoll, Frasier, Geraci, Dickinson, Merlino, Strough, Wild, Thomas, Runyon, Conover, Leggett and Geraghty*), no one voting in opposition, 267 abstaining (*Supervisors Magowan. Seeber and Beaty*) and 92 absent (*Supervisors McDevitt and Hogan*).

Mrs. Allen indicated proposed Floor Resolution No. 12 would now be referred to as proposed Resolution No. 47. She advised roll call votes had been requested on every resolution and she inquired whether there was any objection to combining the roll call vote for proposed Resolution Nos. 9-23 together and Supervisor Beaty voiced his objection.

Supervisor Wild inquired whether the fact that the new weighted votes involving the representatives for the City of Glens Falls were not in place resulted in an illegal vote that could be challenged and Mr. Elmen replied in the negative. Mr. Elmen apprised there was no legal reason that any member of the Board of Supervisors could not vote on any matter that was going before the Board today, went before the Board at the January 4th Organizational Meeting or comes before the Board at any future meeting prior to the proposed Local Law restructuring the weighted votes for the City of Glens Falls was adopted. Supervisor Seeber questioned whether it was permissible for a Supervisor to abstain from voting on any actions and Mr. Elmen replied affirmatively. A discussion ensued.

Discussion and public comment on proposed resolutions was called for.

Travis Whitehead, *Town of Queensbury Resident*, spoke regarding New York State Real Property Tax Serviced Law 487. Supervisor Leggett called for point of order, questioning whether the comments made by Mr. Whitehead pertained to the resolutions they would be voting on. Chairman Geraghty ruled in favor of allowing Mr. Whitehead to speak, apprising he believed the comments were relevant. Mr. Whitehead continued with his comments regarding New York State Real Property Tax Services Law 487 which if the County opted out of would allow them to negotiate with the solar companies seeking exemptions. He then proceeded to speak regarding how these solar companies could bypass the local municipalities by going through the local Industrial Development Agency and he suggested the County and School Districts consider opting out of Appendix N of the Warren-Washington County Industrial Development Agency & Civic Development corporation. Mr. Whitehead proceeded to read aloud a statement regarding proposed Resolution No. 22, *Appointing Members to the Warren-Washington Counties Industrial Development Agency and Civic Development Corporation*, relating to the County's appointments to that particular organization.

A lengthy discussion occurred regarding proposed Resolution No. 47, *Appointing Wayne Lamothe as Director of Planning and Community Development*, during which several Supervisors voiced their concerns with the proposed Resolution and the fact that this individual would be retiring at the end of the month and then returning to this full-time position while others voiced their support. During the discussion Chairman Geraghty asked whether the Board would like to enter into an executive session since they were talking about a particular employee, but no one responded.

Further discussion ensued regarding proposed Resolution No. 47, *Appointing Wayne Lamothe as Director of Planning and Community Development*, during which point of order was called for by Supervisor Magowan, indicating the discussion should not be directed toward any specific personnel in the Planning & Community Development Department. Chairman Geraghty ruled in favor of allowing Supervisor Thomas to continue with his comments. Supervisor Thomas spoke in favor of the appointment noted in proposed Resolution No. 47, pointing out the extensive knowledge and experience this individual had. Supervisor Seeber called for point of order, apprising this was not a personal attack on an employee, but rather an issue with the process and she asked that the dialogue remain specific to that topic. Chairman Geraghty ruled in favor of the discussion remaining on topic.

WARREN COUNTY BOARD OF SUPERVISORS

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Motion was made by Supervisor Braymer and seconded by Supervisor Seeber to authorize the Assistant Tourism Coordinator to be paid the rate of pay for the Director of Tourism position so long as the Director of Tourism position remains vacant. Chairman Geraghty interjected they would hold off on dealing with this motion until discussion on resolutions concluded.

A discussion ensued on proposed Resolution No. 39, *Resolution Requiring ASD Spartan NY2 Solar, LLC to Enter into an Agreement for Payments in Lieu of Taxes upon Certain Property Located at 1096 State Route 149, Town of Queensbury*, during which Supervisor Braymer suggested an amendment which would direct the members appointing by Warren County to the Warren-Washington County Industrial Development Agency & Civic Development Corporation to not vote for opting into a PILOT agreement without the direction of the County. Mr. Elmen interjected he was unsure this was legal since they would be binding members future actions who were appointed to that independent position.

Supervisor Seeber advised she would like to circle back to the motion to authorize the Assistant Tourism Coordinator to be paid the rate for the Director of Tourism position retroactive to when the Director position became vacant so as long as the Director of Tourism position remains vacant, noting the Assistant Tourism Coordinator had been handling the duties of the Director since the position had been vacated with no additional compensation which she believed was improper. C

Chairman Geraghty stated a motion was required to Waive the Standing Rule of the Board relating to the requirements that all resolutions be approved through the established Committee structure in advance of a Board meeting in order to entertain a resolution authorizing the Assistant Tourism Coordinator to be paid the rate of pay for the Director of Tourism position so long as the Director of Tourism position remains vacant. The necessary motion was made by Supervisor Magowan and seconded by Supervisor Diamond; a roll call vote on the motion was requested by Supervisor Leggett. Chairman Geraghty called the question and the motion to Waive the Standing Rules of the Board as outlined above carried by majority vote of those present, with 673 voting in favor (*Supervisors Diamond, Braymer, Bruno, Driscoll, Frasier, Geraci, Dickinson, Merlino, Strough, Wild, Magowan, Runyon, Conover and Geraghty*), 59 voting in opposition (*Supervisors Thomas and Leggett*), 178 abstaining (*Supervisors Seeber and Beaty*) and 92 absent (*Supervisors McDevitt and Hogan*).

Supervisor Frasier exited the meeting at 1:36 p.m.

Returning to the motion made by Supervisor Braymer and seconded by Supervisor Seeber to authorize the Assistant Tourism Coordinator to be paid the rate of pay for the Director of Tourism position retroactive to when the Director position became vacant so long as the Director of Tourism position remains vacant, Mr. Elmen apprised there could be a legal issue with regard to returning to 2022 to pay for work that was already performed which he discuss and clarify with the Treasurer following the meeting regardless of what action the Board decided to take on this matter. Supervisors Braymer and Seeber amended their motions to change the effective date for the salary change to January 1, 2023. A discussion ensued following which Supervisors Braymer and Seeber amended the motion once again to change the effective date to January 20, 2023. A roll call vote was called for; Chairman Geraghty called the question and the motion as amended to authorize the Assistant Tourism Coordinator to be paid the rate of pay for the Director of Tourism effective today so long as the Director of Tourism position remains vacant was carried by majority vote with 710 votes in favor favor (*Supervisors Diamond, Braymer, Bruno, Driscoll, Geraci, Dickinson, Merlino, Strough, Wild, Magowan, Runyon, Conover, Leggett and Geraghty*), and 10 opposed (*Supervisor Thomas*), and 178 abstaining (*Supervisors Seeber and Beaty*) and 92 absent (*Supervisors McDevitt, Fraiser and Hogan*).

WARREN COUNTY BOARD OF SUPERVISORS

BOARD MEETING

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Voting on resolutions occurred; Resolution Nos. 9-49 were approved as presented.

Chairman Geraghty offered privilege of the floor and the following spoke:

Linda Clark, *retired School Teacher*, voiced her displeasure regarding a retired employee returning to work full-time while also collecting their retirement benefits.

Supervisor Driscoll spoke regarding the redistricting in the City of Glens Falls, apprising a map was available on the City Clerk's website for review.

Supervisor Merlino exited the meeting at 1:41 p.m.

Supervisor Geraci notified the Clerk of the Board had emailed all of the Board members requesting that they provide their preferences for Committee meeting assignments.

Supervisor Magowan inquired when the Standing Committee List would be distributed to the Supervisors and Chairman Geraghty apprised during announcements he had planned to ask the Board members to stop by the Clerk of the Board's Office to pick up the List.

Supervisor Dickinson exited the meeting at 1:43 p.m.

Supervisor Seeber spoke regarding her displeasure that the Chairman of the Board had not contacted her regarding the Standing Committee List, adding when she served as Chair she had distributed the List prior to the first regular Board Meeting of the year. She asked Mr. Elmen if the Board was in an executive session and one of the Board members recused themselves were the other Board members permitted to provide an update on what occurred in executive session to the member that recused themselves and Mr. Elmen replied he was unsure off the top of his head, but he was unaware of any circumstance that prevented them from being informed regarding what occurred during the executive session. He continued, noting, he would research the matter further and report back to Supervisor Seeber. Supervisor Seeber then questioned whether the member who recused themselves was then permitted to ask questions or to inquire about what occurred whether it pertained to what occurred during an executive session or why a Board member voted in a certain manner and Mr. Elmen responded while he was unaware of any restrictions outside of the restrictions that were created by not participating, he would have to research the matter further. Supervisor Seeber advised given this was her last Board Meeting and she would be submitting her letter of resignation from the Board on or before January 23rd she would respectfully request that Mr. Elmen still provide her with answers to her questions, only as a member of the public rather than a sitting Supervisor.

Supervisor Seeber thanked the Town of Queensbury residents for allowing her to serve them as an At-Large Supervisor on the Board since 2014, as well as the Warren County citizens for trusting her since 1999 into 2000 when she worked as a Crime Victim Advocate, as she had been blessed to serve in this role and as a County employee.

Supervisor Beaty advised Supervisor Seeber had been one of the outstanding Chair of the Board's for Warren County, noting her stellar work ethic. He added the loss of Supervisors Seeber and Hogan from the Board were significant. He stated Supervisor Seeber worked harder than any other representative on the Board from the Town of Queensbury and he thanked her personally for all she had done during her tenure.

Supervisor Diamond indicated he had enjoyed working with Supervisor Seeber on the Board and he wished her luck with her future endeavors.

WARREN COUNTY BOARD OF SUPERVISORS

BOARD MEETING

FRIDAY JANUARY 20, 2023

Supervisor Braymer thanked Supervisor Seeber for her many years of service to the residents of Warren County, as well as her dedication as an At-Large Supervisor from the Town of Queensbury on this Board and she wished her well in her future endeavors.

Supervisor Leggett wished the best for Supervisor Seeber in her future endeavors, indicating her admired her ability to multi-task.

Supervisor Magowan spoke regarding Supervisor Seeber's drive for representing her constituents, apprising he had enjoyed working closely with her. He than spoke regarding how saddened he was to learn Supervisor Hogan would also be resigning from the Board, as she had contributed significantly to the Board.

Chairman Geraghty wished Supervisor Seeber well in her next endeavor, apprising although they had their differences over the years, they also had some good times.

Supervisor Conover exited the meeting at 1:56 p.m.

There being no further business to come before the Board of Supervisors, Chairman Geraghty adjourned the Board Meeting at 2:08 p.m.

Warren County Board of Supervisors

CERTIFICATE OF APPOINTMENT

I, KEVIN B. GERAGHTY, Chairman of the Warren County Board of Supervisors, pursuant to the power vested in me, DO HEREBY APPOINT, the following named persons as members of the Warren County Labor/Management Committee, for a term to expire December 31, 2023:

Supervisors Kevin B. Geraghty, Craig Leggett, Frank Thomas and Eugene J. Merlino, as well as John Taflan, County Administrator.

Dated: January 20, 2023


KEVIN B. GERAGHTY, CHAIRMAN
Warren County Board of Supervisors

Warren County Board of Supervisors

CERTIFICATE OF APPOINTMENT

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

APPOINTED:

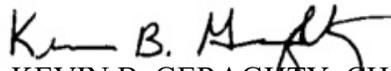
NAME

TERM

Dennis Dickinson

01/01/23 -12/31/23

Dated: January 20, 2023



KEVIN B. GERAGHTY, CHAIRMAN
Warren County Board of Supervisors

Warren County Board of Supervisors

CERTIFICATE OF APPOINTMENT

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

<u>NAME/ADDRESS</u>	<u>TERM</u>
Bennet Driscoll (City of Glens Falls - Ward 5)	1/1/2023 - 12/31/2023
Edna A. Frasier (Town of Hague)	1/1/2023 - 12/31/2023
Michael N. Geraci (Town of Horicon)	1/1/2023 - 12/31/2023
Debra Runyon (Town of Thurman)	1/1/2023 - 12/31/2023

Dated: January 20, 2023


KEVIN B. GERAGHTY, CHAIRMAN
Warren County Board of Supervisors

Warren County Board of Supervisors

Proclamation

WHEREAS, January has been designated as Mental Wellness Month, a time to recognize the importance of attending to our mental health, and

WHEREAS, Warren-Washington Counties Office of Community Services oversees mental health and wellness resources offered in the bi-county region, and

WHEREAS, there is a proven connection between good mental health and overall personal health, and

WHEREAS, in the wake of the COVID-19 pandemic, with barriers to treatment emerging for months or longer, mental wellness has suffered for many individuals around the world, and

WHEREAS, people with mental illnesses recover if given the necessary services and supports in their communities, and make important contributions to our families and our communities, and

WHEREAS, only one out of two people with a serious form of mental illness seeks treatment to improve their mental wellness, and

WHEREAS, stigma and fear of discrimination keep many who would benefit from mental health services from seeking help, and

WHEREAS, greater public awareness about mental wellness can change negative attitudes and behaviors toward people with mental illnesses, now, therefore, be it

RESOLVED, that I, Kevin B. Geraghty, Chairman, upon a majority vote of the Warren County Board of Supervisors, do hereby proclaim January 2023 as

MENTAL WELLNESS MONTH

in Warren County, and ask that citizens, government agencies, public and private institutions, businesses, and schools recommit our community to increasing awareness and understanding of mental wellness.

DATED: JANUARY 20, 2023

**KEVIN B. GERAGHTY, CHAIRMAN
WARREN COUNTY BOARD OF SUPERVISORS**

Warren County Board of Supervisors

Proclamation

WHEREAS, January is National Blood Donor month, which highlights the need for blood and plasma donors, and highlights the lives they save, and

WHEREAS, One in seven people admitted to a hospital will need a blood donation, and

WHEREAS, Blood donations are imperative for treatment of cancer patients, those with illnesses such as sickle cell anemia and those suffering from traumatic injuries, and

WHEREAS, 50% of the nation's blood supply comes from blood drives, and residents can learn more about hosting a blood drive at www.bloodcenter.org, and

WHEREAS, Blood donations declined 10 percent annually between 2020 and 2022, at a time where there was as great a need as ever, and

WHEREAS, The American Red Cross declared a blood supply crisis in January 2022, and

WHEREAS, Warren County Health Services organizes three public blood drives annually at Warren County Municipal Center, resulting in 1,248 donors giving blood over the past 10 years, now, therefore, be it

RESOLVED, that I, Kevin B. Geraghty, Chairman, on a majority vote of the Warren County Board of Supervisors, do hereby proclaim January 2023 as

NATIONAL BLOOD DONOR MONTH

in Warren County, and ask that everyone who is able to donate blood or plasma do so to save lives and help our fellow citizens.

DATED: JANUARY 20, 2023

**KEVIN B. GERAGHTY, CHAIRMAN
WARREN COUNTY BOARD OF SUPERVISORS**

Warren County Board of Supervisors

RESOLUTION NO. 9 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

DESIGNATING BUDGET OFFICER

RESOLVED, that Frank E. Thomas, be, and hereby is, appointed and designated as the Budget Officer of the County of Warren to serve at the pleasure of the Board of Supervisors at the annual salary rate of Nine Thousand Dollars (\$9,000).

Warren County Board of Supervisors

RESOLUTION NO. 10 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

DESIGNATING MEMBER OF COUNTY JURY BOARD

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

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

RESOLVED, that this resolution shall take effect immediately.

Warren County Board of Supervisors

RESOLUTION No. 11 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

APPOINTING REPRESENTATIVE TO ADIRONDACK BALLOON FESTIVAL COMMITTEE

RESOLVED, that Brad Magowan be, and hereby is, appointed as the representative of Warren County to serve upon the Adirondack Balloon Festival Committee, for a term to expire on December 31, 2023.

Warren County Board of Supervisors

RESOLUTION No. 12 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

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

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

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

RESOLVED, that the following individuals be, and hereby are, appointed to serve as members of the Action Committee for Economic Opportunity, Inc. representing the public sector for a term to expire on December 31, 2023:

APPOINTMENTS

Edna Frasier

Andrea Hogan

Peter V. McDevitt

John Strough

TOWN/CITY

Hague

Johnsburg

City of Glens Falls - Ward 2

Queensbury

Warren County Board of Supervisors

RESOLUTION No. 13 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

APPOINTING REPRESENTATIVES TO ADIRONDACK PARK LOCAL GOVERNMENT REVIEW BOARD

RESOLVED, that Kevin B. Geraghty, be, and hereby is, appointed as the representative of Warren County to serve upon the Adirondack Park Local Government Review Board, for a term to expire on December 31, 2023, and be it further

RESOLVED, that Frank E. Thomas, be, and hereby is, appointed as 1st alternate representative of Warren County to serve upon the Adirondack Park Local Government Review Board, for a term to expire on December 31, 2023.

Warren County Board of Supervisors

RESOLUTION No. 14 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

APPOINTING REPRESENTATIVES OF INTERCOUNTY LEGISLATIVE COMMITTEE OF THE ADIRONDACKS

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

RESOLVED, that Kevin B. Geraghty, Chairman of the Board of Supervisors; Supervisors Claudia Braymer, Dennis L. Dickinson, Edna Frasier, Michael N. Geraci, Craig Leggett, Brad Magowan, Frank E. Thomas; and Amanda Allen, Clerk of the Board of Supervisors, be, and hereby are, designated as representatives of the County of Warren on the Intercounty Legislative Committee of the Adirondacks during 2023.

Warren County Board of Supervisors

RESOLUTION No. 15 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

APPOINTING MEMBERS TO THE LAKE CHAMPLAIN - LAKE GEORGE REGIONAL PLANNING BOARD OF DIRECTORS

WHEREAS, by Resolution No. 344 of 2018, the Board of Supervisors accepted and approved the bylaws of the Lake Champlain-Lake George Regional Planning Board, Section IV(3) of which indicates that each member county shall appoint three representatives to serve on its Board of Directors, each to serve a three-year term which shall be staggered so that one director term shall expire each year, now, therefore, be it

RESOLVED, that the following member of the Board of Supervisors be, and hereby, is appointed to the Lake Champlain-Lake George Regional Planning Board of Directors for the term shown opposite their name:

APPOINTEE:

TERM:

John Strough, Town of Queensbury

01/01/2023 - 12/31/2025

(by Resolution No. 13 of 2021 Dennis Dickinson, Town of Lake George, was appointed for a term of 01/01/2021 - 12/31/2023; by Resolution No. 24 of 2022 Edna Frasier, Town of Hague, was appointed for the term of 01/01/2022 - 12/31/2024)

and be it further

RESOLVED, it is acknowledged that the following are named as ex-officio members of the Board of Directors by virtue of their positions, in keeping with Article IV, Section 1, of the bylaws of the Lake Champlain-Lake George Regional Planning Board:

Kevin B. Geraghty, Chairman of the Board

01/01/2023 - 12/31/2023

Michael R. Swan, County Treasurer

01/01/2023 - 12/31/2023

Kevin Hajos, Superintendent of Public Works

01/01/2023 - 12/31/2023

Warren County Board of Supervisors

RESOLUTION No. 16 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

APPOINTING COORDINATOR OF THE FIRST WILDERNESS HERITAGE CORRIDOR PROJECT

RESOLVED, that Wayne E. LaMothe, Director of Planning and Community Development, be, and hereby is, appointed to serve as Coordinator of the First Wilderness Heritage Corridor Project, for a term commencing January 1, 2023 and terminating December 31, 2023.

Warren County Board of Supervisors

RESOLUTION NO. 17 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

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

RESOLVED, that Kevin B. Geraghty, Chairman of the Warren County Board of Supervisors be, and hereby is, appointed to represent Warren County on the Policy Committee of the Adirondack - Glens Falls Transportation Council for a term to expire on December 31, 2023, and be it further

RESOLVED, that Kevin Hajos, Superintendent of the Department of Public Works, be, and hereby is, appointed as Designated Alternate to represent Warren County on the Policy Committee of the Adirondack - Glens Falls Transportation Council in the absence of Kevin B. Geraghty when he is unable to attend, for a term to expire on December 31, 2023.

Warren County Board of Supervisors

RESOLUTION NO. 18 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

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

RESOLVED, that Michael Geraci, Supervisor of the Town of Horicon, be, and hereby is, appointed to represent the rural areas of Warren County on the Policy Committee of the Adirondack - Glens Falls Transportation Council for a term to expire on December 31, 2023 and be it further

RESOLVED, that Wayne E. LaMothe, Director of Planning and Community Development, be, and hereby is, appointed as Designated Alternate to represent the rural areas of Warren County on the Policy Committee of the Adirondack - Glens Falls Transportation Council in the absence of Michael Geraci when he is unable to attend, for a term to expire on December 31, 2023.

Warren County Board of Supervisors

RESOLUTION No. 19 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

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

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

APPOINT

Wayne E. LaMothe, Director
Planning & Community Development Department

Kevin Hajos, Superintendent
Department of Public Works

for the term to expire on December 31, 2023.

Warren County Board of Supervisors

RESOLUTION NO. 20 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

**APPOINTING MEMBER AND ALTERNATE MEMBER TO
REPRESENT WARREN COUNTY ON THE REGION 5 OPEN SPACE
CONSERVATION ADVISORY COMMITTEE**

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

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

Warren County Board of Supervisors

RESOLUTION No. 21 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

APPOINTING MEMBERS OF THE BOARD OF DIRECTORS OF THE WARREN COUNTY SOIL AND WATER CONSERVATION DISTRICT

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

RESOLVED, that the following appointments are made:

<u>NAME:</u>	<u>TERM:</u>
Frank E. Thomas Supervisor - Town of Stony Creek	1/1/2023 - 12/31/2023
Daniel Bruno Supervisor - City of Glens Falls Ward #4	1/1/2023 - 12/31/2023
Michael Greenslade New York State Park Manager	1/1/2023 - 12/31/2025

Note: The three-year appointments of Mark Brown, Town of Warrensburg Resident; George Ryan, Town of Lake George Resident; and Timothy Thomas, Town of Chester Resident, were made by previous Resolution No. 19 of 2021 for the term of 1/1/21 - 12/31/23. The three-year appointment of Susan Wilson, Town of Bolton Deputy Supervisor, was made by Resolution No. 30 of 2022 for the term of 1/1/22 - 12/31/24.

Warren County Board of Supervisors

RESOLUTION No. 22 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

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

RESOLVED, that the following individuals be, and hereby are, appointed as members of the Warren-Washington Counties Industrial Development Agency and Civic Development Corporation, to serve at the pleasure of the appointing authority for the year 2023, upon the adoption of a similar resolution by the County of Washington:

Representatives Appointed by Warren County:

Daniel Bruno

Nicholas Caimano

Craig Leggett

Tim Robinson

Michael Wild

Representatives Appointed by Washington County:

Brian Campbell

Juan Gonzalez

Mary King

David K. O'Brien

Virginia Sullivan

Warren County Board of Supervisors

RESOLUTION NO. 23 OF 2023

RESOLUTION INTRODUCED BY CHAIRMAN GERAGHTY

APPOINTING MEMBERS OF TRAFFIC SAFETY BOARD

RESOLVED, that the following individual be, and hereby is, appointed as a member of the Warren County Traffic Safety Board for the term set opposite their name:

<u>NAME & ADDRESS</u>	<u>TERM</u>
<u>APPOINTING:</u> Kevin B. Geraghty, Chairman Warren County Board of Supervisors	01/01/23 - 12/31/23
Matthew Burin, First Assistant District Attorney Warren County District Attorney's Office	01/01/23 - 12/31/23
Don Lehman, Director of Public Affairs Warren County Administrator's Office	01/01/23 - 12/31/23
Adam Stephenson, Probation Supervisor Warren County Probation Department	01/01/23 - 12/31/23

Warren County Board of Supervisors

RESOLUTION NO. 24 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, DICKINSON, SEEBER, THOMAS, BEATY, WILD, LEGGETT; AND COMMITTEE MEMBERS LAMOTHE, AGNEW, GILLES, AND GADDY

**AUTHORIZING ARPA FUNDS DISBURSEMENT TO
SERVANTS OF THE WORD, INC. D/B/A THE OPEN DOOR;
AND AMENDING WARREN COUNTY BUDGET FOR 2023**

WHEREAS, the United States Department of the Treasury adopted Final Rule, 31 CFR Part 35, Subpart A, sections 35.1 through 35.12, entitled Coronavirus State and Federal Fiscal Recovery Funds, effective April 1, 2022, (hereafter, “Final Rule”) implementing the Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, under section 9901 of the American Rescue Plan Act (hereafter “ARPA”), which amended Title VI of the Social Security Act, (42 U.S.C. Sec. 801, et seq.) by adding sections 602 and 603 to establish the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, and

WHEREAS, the County entered into an agreement with the United States Department of Treasury, dated May 18, 2021 (hereafter, “Treasury Agreement”) that awarded Twelve Million Four Hundred Twenty Thousand Three Hundred Seventy-Two Dollars (\$12,420,372) to the County in ARPA funds to be allocated to cover costs incurred from March 3, 2021 through December 31, 2024, for the enumerated purposes set forth in sections 602(c)(1) and 603(c)(2) of the Social Security Act, as implemented by the Final Rule, and the Treasury Agreement, and subject to the restrictions set forth by sections 602(c)(2) and 603(c)(2) of the Social Security Act; and

WHEREAS, Part 35.6 of the Final Rule authorizes the County to use ARPA funds to respond to the public health emergency or its negative economic impacts when the County identifies an eligible response, applies ARPA funds to an identified harm, or authorizes funding for an eligible use for a beneficiary or class of beneficiaries; and

WHEREAS, the ARPA Committee determined that the use of ARPA funds is required to respond to the negative economic impacts of the public health emergency and the enumerated eligible use of 31 C.F.R. 35.6(b)(3)(ii)(C), assistance to non-profits including programs, services, or capital expenditures, including grants to mitigate financial hardship such as declines in revenue or increased costs, or technical assistance; and

WHEREAS, section 603(c)(3) of the Social Security Act authorizes the County to transfer ARPA funds to a private nonprofit organization, the ARPA Committee has considered and approved a request to distribute funds in an amount not to exceed One Hundred Thousand Dollars (\$100,000), beginning January 20, 2023 and ending December 31, 2024, to the Servants of the Word, Inc. d/b/a The Open Door, a nonprofit organization, for use as grant money to fund a Life Path Program, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the allocation of ARPA funds in an amount not to exceed One Hundred Thousand Dollars (\$100,000), from January 20, 2023 through December 31, 2024, to Servants of the Word, Inc. d/b/a The Open Door for use as grant money to fund a Life Path Program, and that such use is an eligible use; and

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RESOLVED, that as a condition of the ARPA funding, Servants of the Word, Inc. d/b/a The Open Door shall comply with all reporting requirements set forth in the ARPA Recipient’s Agreement (hereafter, “ARPA Agreement”), and in a form approved by the County Attorney for this award, and shall comply with any modifications to the reporting requirements enacted by the Federal Government to include the Department of Treasury, as a condition of funding, after the effective date for the ARPA Agreement, and be it further

RESOLVED, that the Board of Supervisors does hereby authorize the following budget amendment for 2023 in accordance with the aforementioned allocation of ARPA funding:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT: LEGISLATIVE BOARD		
<u>ESTIMATED REVENUE</u>		
A.1010.4999 4090	Legislative Board, American Rescue Plan Act (ARPA), Coronavirus Local Fiscal Recovery Funds (CLFRF)	\$100,000
<u>APPROPRIATIONS</u>		
A.1010.4999 470	Legislative Board, American Rescue Plan Act (ARPA), Contract	\$100,000

Warren County Board of Supervisors

RESOLUTION No. 25 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, DICKINSON, SEEBER, THOMAS, BEATY, WILD, LEGGETT; AND COMMITTEE MEMBERS LAMOTHE, AGNEW, GILLES, AND GADDY

**AUTHORIZING ARPA FUNDS DISBURSEMENT TO
BAY RIDGE RESCUE SQUAD, INC. FOR THE PURCHASE OF PROTECTIVE JACKETS;
AND AMENDING WARREN COUNTY BUDGET FOR 2023**

WHEREAS, the United States Department of the Treasury adopted Final Rule, 31 CFR Part 35, Subpart A, sections 35.1 through 35.12, entitled Coronavirus State and Federal Fiscal Recovery Funds, effective April 1, 2022, (hereafter, “Final Rule”) implementing the Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, under section 9901 of the American Rescue Plan Act (hereafter “ARPA”), which amended Title VI of the Social Security Act, (42 U.S.C. Sec. 801, et seq.) by adding sections 602 and 603 to establish the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, and

WHEREAS, the County entered into an agreement with the United States Department of Treasury, dated May 18, 2021 (hereafter, “Treasury Agreement”) that awarded Twelve Million Four Hundred Twenty Thousand Three Hundred Seventy-Two Dollars (\$12,420,372) to the County in ARPA funds to be allocated to cover costs incurred from March 3, 2021 through December 31, 2024, for the enumerated purposes set forth in sections 602(c)(1) and 603(c)(2) of the Social Security Act, as implemented by the Final Rule, and the Treasury Agreement, and subject to the restrictions set forth by sections 602(c)(2) and 603(c)(2) of the Social Security Act; and

WHEREAS, Part 35.6 of the Final Rule authorizes the County to use ARPA funds to respond to the public health emergency or its negative economic impacts when the County identifies an eligible response, applies ARPA funds to an identified harm, or authorizes funding for an eligible use for a beneficiary or class of beneficiaries; and

WHEREAS, the ARPA Committee determined that the use of ARPA funds is required to respond to the negative economic impacts of the public health emergency and the enumerated eligible use of 31 C.F.R. 35.6(b)(3)(ii)(C), assistance to non-profits including programs, services, or capital expenditures, including grants to mitigate financial hardship such as declines in revenue or increased costs, or technical assistance; and

WHEREAS, section 603(c)(3) of the Social Security Act authorizes the County to transfer ARPA funds to a private nonprofit organization, the ARPA Committee has considered and approved a request to distribute funds in an amount not to exceed Nine Thousand Two Hundred Sixty Dollars and Fifty Cents (\$9,260.50), beginning January 20, 2023 and ending December 31, 2024, to the Bay Ridge Rescue Squad, Inc., a nonprofit organization, for use as grant money to fund EMS protective jackets, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the allocation of ARPA funds in an amount not to exceed Nine Thousand Two Hundred Sixty Dollars and Fifty Cents (\$9,260.50), from January 20, 2023 through December 31, 2024, to Bay Ridge Rescue Squad, Inc. for use as grant money to fund EMS protective jackets, and that such use is an eligible use; and

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RESOLVED, that as a condition of the ARPA funding, Bay Ridge Rescue Squad, Inc. shall comply with all reporting requirements set forth in the ARPA Recipient’s Agreement (hereafter, “ARPA Agreement”), and in a form approved by the County Attorney for this award, and shall comply with any modifications to the reporting requirements enacted by the Federal Government to include the Department of Treasury, as a condition of funding, after the effective date for the ARPA Agreement, and be it further

RESOLVED, that the Board of Supervisors does hereby authorize the following budget amendment for 2023 in accordance with the aforementioned allocation of ARPA funding:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT: LEGISLATIVE BOARD		
<u>ESTIMATED REVENUE</u>		
A.1010.4999 4090	Legislative Board, American Rescue Plan Act (ARPA), Coronavirus Local Fiscal Recovery Funds (CLFRF)	\$9,260.50
<u>APPROPRIATIONS</u>		
A.1010.4999 470	Legislative Board, American Rescue Plan Act (ARPA), Contract	\$9,260.50

Warren County Board of Supervisors

RESOLUTION NO. 26 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, DICKINSON, SEEBER, THOMAS, BEATY, WILD, LEGGETT; AND COMMITTEE MEMBERS LAMOTHE, AGNEW, GILLES, AND GADDY

**AUTHORIZING ARPA FUNDS DISBURSEMENT TO BAY RIDGE RESCUE SQUAD, INC.
FOR THE PURCHASE OF AN ISIMULATE MONITOR;
AND AMENDING WARREN COUNTY BUDGET FOR 2023**

WHEREAS, the United States Department of the Treasury adopted Final Rule, 31 CFR Part 35, Subpart A, sections 35.1 through 35.12, entitled Coronavirus State and Federal Fiscal Recovery Funds, effective April 1, 2022, (hereafter, “Final Rule”) implementing the Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, under section 9901 of the American Rescue Plan Act (hereafter “ARPA”), which amended Title VI of the Social Security Act, (42 U.S.C. Sec. 801, et seq.) by adding sections 602 and 603 to establish the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, and

WHEREAS, the County entered into an agreement with the United States Department of Treasury, dated May 18, 2021 (hereafter, “Treasury Agreement”) that awarded Twelve Million Four Hundred Twenty Thousand Three Hundred Seventy-Two Dollars (\$12,420,372) to the County in ARPA funds to be allocated to cover costs incurred from March 3, 2021 through December 31, 2024, for the enumerated purposes set forth in sections 602(c)(1) and 603(c)(2) of the Social Security Act, as implemented by the Final Rule, and the Treasury Agreement, and subject to the restrictions set forth by sections 602(c)(2) and 603(c)(2) of the Social Security Act; and

WHEREAS, Part 35.6 of the Final Rule authorizes the County to use ARPA funds to respond to the public health emergency or its negative economic impacts when the County identifies an eligible response, applies ARPA funds to an identified harm, or authorizes funding for an eligible use for a beneficiary or class of beneficiaries; and

WHEREAS, the ARPA Committee determined that the use of ARPA funds is required to respond to the negative economic impacts of the public health emergency and the enumerated eligible use of 31 C.F.R. 35.6(b)(3)(ii)(C), assistance to non-profits including programs, services, or capital expenditures, including grants to mitigate financial hardship such as declines in revenue or increased costs, or technical assistance; and

WHEREAS, section 603(c)(3) of the Social Security Act authorizes the County to transfer ARPA funds to a private nonprofit organization, the ARPA Committee has considered and approved a request to distribute funds in an amount not to exceed Fourteen Thousand Five Hundred Seventy-Five Dollars (\$14,575), beginning January 20, 2023 and ending December 31, 2024, to the Bay Ridge Rescue Squad, Inc., a nonprofit organization, for use as grant money to fund an iSimulate Monitor, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the allocation of ARPA funds in an amount not to exceed Fourteen Thousand Five Hundred Seventy-Five Dollars (\$14,575), from January 20, 2023 through December 31, 2024, to Bay Ridge Rescue Squad, Inc. for use as grant money to fund an iSimulate Monitor, and that such use is an eligible use; and

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RESOLVED, that as a condition of the ARPA funding, Bay Ridge Rescue Squad, Inc. shall comply with all reporting requirements set forth in the ARPA Recipient’s Agreement (hereafter, “ARPA Agreement”), and in a form approved by the County Attorney for this award, and shall comply with any modifications to the reporting requirements enacted by the Federal Government to include the Department of Treasury, as a condition of funding, after the effective date for the ARPA Agreement, and be it further

RESOLVED, that the Board of Supervisors does hereby authorize the following budget amendment for 2023 in accordance with the aforementioned allocation of ARPA funding:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT: LEGISLATIVE BOARD		
<u>ESTIMATED REVENUE</u>		
A.1010.4999 4090	Legislative Board, American Rescue Plan Act (ARPA), Coronavirus Local Fiscal Recovery Funds (CLFRF)	\$14,575
<u>APPROPRIATIONS</u>		
A.1010.4999 470	Legislative Board, American Rescue Plan Act (ARPA), Contract	\$14,575

Warren County Board of Supervisors

RESOLUTION NO. 27 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, DICKINSON, SEEBER, THOMAS, BEATY, WILD, LEGGETT; AND COMMITTEE MEMBERS LAMOTHE, AGNEW, GILLES, AND GADDY

AUTHORIZING ARPA FUNDS DISBURSEMENT TO BOLTON EMERGENCY MEDICAL SERVICES, INCORPORATED; AND AMENDING WARREN COUNTY BUDGET FOR 2023

WHEREAS, the United States Department of the Treasury adopted Final Rule, 31 CFR Part 35, Subpart A, sections 35.1 through 35.12, entitled Coronavirus State and Federal Fiscal Recovery Funds, effective April 1, 2022, (hereafter, “Final Rule”) implementing the Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, under section 9901 of the American Rescue Plan Act (hereafter “ARPA”), which amended Title VI of the Social Security Act, (42 U.S.C. Sec. 801, et seq.) by adding sections 602 and 603 to establish the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, and

WHEREAS, the County entered into an agreement with the United States Department of Treasury, dated May 18, 2021 (hereafter, “Treasury Agreement”) that awarded Twelve Million Four Hundred Twenty Thousand Three Hundred Seventy-Two Dollars (\$12,420,372) to the County in ARPA funds to be allocated to cover costs incurred from March 3, 2021 through December 31, 2024, for the enumerated purposes set forth in sections 602(c)(1) and 603(c)(2) of the Social Security Act, as implemented by the Final Rule, and the Treasury Agreement, and subject to the restrictions set forth by sections 602(c)(2) and 603(c)(2) of the Social Security Act; and

WHEREAS, Part 35.6 of the Final Rule authorizes the County to use ARPA funds to respond to the public health emergency or its negative economic impacts when the County identifies an eligible response, applies ARPA funds to an identified harm, or authorizes funding for an eligible use for a beneficiary or class of beneficiaries; and

WHEREAS, the ARPA Committee determined that the use of ARPA funds is required to respond to the negative economic impacts of the public health emergency and the enumerated eligible use of 31 C.F.R. 35.6(b)(3)(ii)(C), assistance to non-profits including programs, services, or capital expenditures, including grants to mitigate financial hardship such as declines in revenue or increased costs, or technical assistance; and

WHEREAS, section 603(c)(3) of the Social Security Act authorizes the County to transfer ARPA funds to a private nonprofit organization, the ARPA Committee has considered and approved a request to distribute funds in an amount not to exceed Seventy-Five Thousand Dollars (\$75,000), beginning January 20, 2023 and ending December 31, 2024, to the Bolton Emergency Medical Services, Incorporated, a nonprofit organization, for use as grant money to fund an ambulance, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the allocation of ARPA funds in an amount not to exceed Seventy-Five Thousand Dollars (\$75,000), from January 20, 2023 through December 31, 2024, to Bolton Emergency Medical Services, Incorporated for use as grant money to fund an ambulance, and that such use is an eligible use; and

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RESOLVED, that as a condition of the ARPA funding, Bolton Emergency Medical Services, Incorporated shall comply with all reporting requirements set forth in the ARPA Recipient’s Agreement (hereafter, “ARPA Agreement”), and in a form approved by the County Attorney for this award, and shall comply with any modifications to the reporting requirements enacted by the Federal Government to include the Department of Treasury, as a condition of funding, after the effective date for the ARPA Agreement, and be it further

RESOLVED, that the Board of Supervisors does hereby authorize the following budget amendment for 2023 in accordance with the aforementioned allocation of ARPA funding:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT: LEGISLATIVE BOARD		
<u>ESTIMATED REVENUE</u>		
A.1010.4999 4090	Legislative Board, American Rescue Plan Act (ARPA), Coronavirus Local Fiscal Recovery Funds (CLFRF)	\$75,000
<u>APPROPRIATIONS</u>		
A.1010.4999 470	Legislative Board, American Rescue Plan Act (ARPA), Contract	\$75,000

Warren County Board of Supervisors

RESOLUTION No. 28 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, DICKINSON, SEEBER, THOMAS, BEATY, WILD, LEGGETT; AND COMMITTEE MEMBERS LAMOTHE, AGNEW, GILLES, AND GADDY

AUTHORIZING ARPA FUNDS DISBURSEMENT TO THE CITY OF GLENS FALLS FIRE DEPARTMENT; AND AMENDING WARREN COUNTY BUDGET FOR 2023

WHEREAS, the United States Department of the Treasury adopted Final Rule, 31 CFR Part 35, Subpart A, sections 35.1 through 35.12, entitled Coronavirus State and Federal Fiscal Recovery Funds, effective April 1, 2022, (hereafter, "Final Rule") implementing the Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, under section 9901 of the American Rescue Plan Act (hereafter "ARPA"), which amended Title VI of the Social Security Act, (42 U.S.C. Sec. 801, et seq.) by adding sections 602 and 603 to establish the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, and

WHEREAS, the County entered into an agreement with the United States Department of Treasury, dated May 18, 2021 (hereafter, "Treasury Agreement") that awarded Twelve Million Four Hundred Twenty Thousand Three Hundred Seventy-Two Dollars (\$12,420,372) to the County in ARPA funds to be allocated to cover costs incurred from March 3, 2021 through December 31, 2024, for the enumerated purposes set forth in sections 602(c)(1) and 603(c)(2) of the Social Security Act, as implemented by the Final Rule, and the Treasury Agreement, and subject to the restrictions set forth by sections 602(c)(2) and 603(c)(2) of the Social Security Act, and

WHEREAS, Part 35.6 of the Final Rule authorizes the County to use ARPA funds to respond to the public health emergency or its negative economic impacts when the County identifies an eligible response, applies ARPA funds to an identified harm, or authorizes funding for an eligible use for a beneficiary or class of beneficiaries, and

WHEREAS, the ARPA Committee determined that the use of ARPA funds is required to respond to the negative economic impacts of the public health emergency and the enumerated eligible uses under 31 C.F.R. 35.6(b)(3)(ii)(A)(11)(vi), assistance to households and individuals, including a program, service, capital expenditure, or other assistance that is provided to a disproportionately impacted population or community, including facilities and equipment related to providing these services, and

WHEREAS, the ARPA Committee further considered and determined that the City of Glens Falls maintains a Fire Department, which the Final Rule presumes were disproportionately impacted by the public health emergency or the negative economic impacts, as each population or community is located in a qualified census tract, and

WHEREAS, section 603(c)(3) of the Social Security Act authorizes the County to transfer ARPA funds to a recipient, the ARPA Committee has considered and approved a request to distribute funds in an amount not to exceed Seventy-Five Thousand Dollars (\$75,000), beginning January 20, 2023 and ending December 31, 2024, to the City of Glens Falls, a non-entitlement unit of local government as defined by the Final Rule, for use as grant money to fund an ambulance, now, therefore, be it

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RESOLVED, that the Warren County Board of Supervisors hereby finds that the Fire Department in the City of Glens Falls was disproportionately impacted communities as defined by the Final Rule and that the allocation of ARPA funds in an amount not to exceed Seventy-Five Thousand Dollars (\$75,000) is proportional to the harm caused or exacerbated by the public health emergency or its negative impacts upon each disproportionately impacted population and community, and be it further

RESOLVED, that the Warren County Board of Supervisors hereby awards an allocation of ARPA funds in an amount not to exceed Seventy-Five Thousand Dollars (\$75,000), from January 20, 2023 through December 31, 2024, to City of Glens Falls for use as grant money to fund an ambulance, as and for an eligible use under the Final Rule, and be it further

RESOLVED, that as a condition of the ARPA funding, City of Glens Falls shall comply with all reporting requirements set forth in the ARPA Recipient’s Agreement (hereafter, “ARPA Agreement”), and in a form approved by the County Attorney for this award, and shall comply with any modifications to the reporting requirements enacted by the Federal Government to include the Department of Treasury, as a condition of funding, after the effective date for the ARPA Agreement, and be it further

RESOLVED, that the Board of Supervisors does hereby authorize the following budget amendment for 2023 in accordance with the aforementioned allocation of ARPA funding:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT: LEGISLATIVE BOARD		
<u>ESTIMATED REVENUE</u>		
A.1010.4999 4090	Legislative Board, American Rescue Plan Act (ARPA), Coronavirus Local Fiscal Recovery Funds (CLFRF)	\$75,000
<u>APPROPRIATIONS</u>		
A.1010.4999 470	Legislative Board, American Rescue Plan Act (ARPA), Contract	\$75,000

Warren County Board of Supervisors

RESOLUTION No. 29 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, DICKINSON, SEEBER, THOMAS, BEATY, WILD, LEGGETT; AND COMMITTEE MEMBERS LAMOTHE, AGNEW, GILLES, AND GADDY

**AUTHORIZING ARPA FUNDS DISBURSEMENT TO
JOHNSBURG EMERGENCY SQUAD, INC.;
AND AMENDING WARREN COUNTY BUDGET FOR 2023**

WHEREAS, the United States Department of the Treasury adopted Final Rule, 31 CFR Part 35, Subpart A, sections 35.1 through 35.12, entitled Coronavirus State and Federal Fiscal Recovery Funds, effective April 1, 2022, (hereafter, “Final Rule”) implementing the Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, under section 9901 of the American Rescue Plan Act (hereafter “ARPA”), which amended Title VI of the Social Security Act, (42 U.S.C. Sec. 801, et seq.) by adding sections 602 and 603 to establish the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, and

WHEREAS, the County entered into an agreement with the United States Department of Treasury, dated May 18, 2021 (hereafter, “Treasury Agreement”) that awarded Twelve Million Four Hundred Twenty Thousand Three Hundred Seventy-Two Dollars (\$12,420,372) to the County in ARPA funds to be allocated to cover costs incurred from March 3, 2021 through December 31, 2024, for the enumerated purposes set forth in sections 602(c)(1) and 603(c)(2) of the Social Security Act, as implemented by the Final Rule, and the Treasury Agreement, and subject to the restrictions set forth by sections 602(c)(2) and 603(c)(2) of the Social Security Act; and

WHEREAS, Part 35.6 of the Final Rule authorizes the County to use ARPA funds to respond to the public health emergency or its negative economic impacts when the County identifies an eligible response, applies ARPA funds to an identified harm, or authorizes funding for an eligible use for a beneficiary or class of beneficiaries; and

WHEREAS, the ARPA Committee determined that the use of ARPA funds is required to respond to the negative economic impacts of the public health emergency and the enumerated eligible use of 31 C.F.R. 35.6(b)(3)(ii)(C), assistance to non-profits including programs, services, or capital expenditures, including grants to mitigate financial hardship such as declines in revenue or increased costs, or technical assistance; and

WHEREAS, section 603(c)(3) of the Social Security Act authorizes the County to transfer ARPA funds to a private nonprofit organization, the ARPA Committee has considered and approved a request to distribute funds in an amount not to exceed Seventy-Three Thousand Dollars (\$73,000), beginning January 20, 2023 and ending December 31, 2024, to the Johnsborg Emergency Squad, Inc., a nonprofit organization, for use as grant money to fund an ambulance, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the allocation of ARPA funds in an amount not to exceed Seventy-Three Thousand Dollars (\$73,000), from January 20, 2023 through December 31, 2024, to Johnsborg Emergency Squad, Inc. for use as grant money to fund an ambulance, and that such use is an eligible use; and

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RESOLVED, that as a condition of the ARPA funding, Johnsbury Emergency Squad, Inc. shall comply with all reporting requirements set forth in the ARPA Recipient’s Agreement (hereafter, “ARPA Agreement”), and in a form approved by the County Attorney for this award, and shall comply with any modifications to the reporting requirements enacted by the Federal Government to include the Department of Treasury, as a condition of funding, after the effective date for the ARPA Agreement, and be it further

RESOLVED, that the Board of Supervisors does hereby authorize the following budget amendment for 2023 in accordance with the aforementioned allocation of ARPA funding:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT: LEGISLATIVE BOARD		
<u>ESTIMATED REVENUE</u>		
A.1010.4999 4090	Legislative Board, American Rescue Plan Act (ARPA), Coronavirus Local Fiscal Recovery Funds (CLFRF)	\$73,000
<u>APPROPRIATIONS</u>		
A.1010.4999 470	Legislative Board, American Rescue Plan Act (ARPA), Contract	\$73,000

Warren County Board of Supervisors

RESOLUTION NO. 30 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, DICKINSON, SEEBER, THOMAS, BEATY, WILD, LEGGETT; AND COMMITTEE MEMBERS LAMOTHE, AGNEW, GILLES, AND GADDY

**AUTHORIZING ARPA FUNDS DISBURSEMENT TO
THE TOWN OF LAKE GEORGE EMERGENCY SQUAD;
AND AMENDING WARREN COUNTY BUDGET FOR 2023**

WHEREAS, the United States Department of the Treasury adopted Final Rule, 31 CFR Part 35, Subpart A, sections 35.1 through 35.12, entitled Coronavirus State and Federal Fiscal Recovery Funds, effective April 1, 2022, (hereafter, “Final Rule”) implementing the Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, under section 9901 of the American Rescue Plan Act (hereafter “ARPA”), which amended Title VI of the Social Security Act, (42 U.S.C. Sec. 801, et seq.) by adding sections 602 and 603 to establish the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, and

WHEREAS, the County entered into an agreement with the United States Department of Treasury, dated May 18, 2021 (hereafter, “Treasury Agreement”) that awarded Twelve Million Four Hundred Twenty Thousand Three Hundred Seventy-Two Dollars (\$12,420,372) to the County in ARPA funds to be allocated to cover costs incurred from March 3, 2021 through December 31, 2024, for the enumerated purposes set forth in sections 602(c)(1) and 603(c)(2) of the Social Security Act, as implemented by the Final Rule, and the Treasury Agreement, and subject to the restrictions set forth by sections 602(c)(2) and 603(c)(2) of the Social Security Act; and

WHEREAS, Part 35.6 of the Final Rule authorizes the County to use ARPA funds to respond to the public health emergency or its negative economic impacts when the County identifies an eligible response, applies ARPA funds to an identified harm, or authorizes funding for an eligible use for a beneficiary or class of beneficiaries; and

WHEREAS, the ARPA Committee determined that the use of ARPA funds is required to respond to the negative economic impacts of the public health emergency and the enumerated eligible use of 31 C.F.R. 35.6(b)(3)(i)(a), COVID-19 mitigation and prevention, to include acquisition and distribution of medical equipment for prevention and treatment of COVID-19; and

WHEREAS, section 603(c)(3) of the Social Security Act authorizes the County to transfer ARPA funds to a private nonprofit organization, the ARPA Committee has considered and approved a request to distribute funds in an amount not to exceed Forty Thousand Dollars (\$40,000), beginning January 20, 2023 and ending December 31, 2024, to the Town of Lake George Emergency Squad, a municipal government, for use as grant money to fund acquisition and distribution of emergency medical supplies in the County, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the allocation of ARPA funds in an amount not to exceed Forty Thousand Dollars (\$40,000), from January 20, 2023 through December 31, 2024, to the Town of Lake George Emergency Squad for use as grant money to fund acquisition and distribution of emergency medical supplies in the County, and that such use is an eligible

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use; and

RESOLVED, that as a condition of the ARPA funding, the Town of Lake George Emergency Squad shall comply with all reporting requirements set forth in the ARPA Recipient’s Agreement (hereafter, “ARPA Agreement”), and in a form approved by the County Attorney for this award, and shall comply with any modifications to the reporting requirements enacted by the Federal Government to include the Department of Treasury, as a condition of funding, after the effective date for the ARPA Agreement, and be it further

RESOLVED, that the Board of Supervisors does hereby authorize the following budget amendment for 2023 in accordance with the aforementioned allocation of ARPA funding:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT: LEGISLATIVE BOARD		
<u>ESTIMATED REVENUE</u>		
A.1010.4999 4090	Legislative Board, American Rescue Plan Act (ARPA), Coronavirus Local Fiscal Recovery Funds (CLFRF)	\$40,000
<u>APPROPRIATIONS</u>		
A.1010.4999 470	Legislative Board, American Rescue Plan Act (ARPA), Contract	\$40,000

Warren County Board of Supervisors

RESOLUTION NO. 31 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, DICKINSON, SEEBER, THOMAS, BEATY, WILD, LEGGETT; AND COMMITTEE MEMBERS LAMOTHE, AGNEW, GILLES, AND GADDY

AUTHORIZING ARPA FUNDS DISBURSEMENT TO NORTH QUEENSBURY RESCUE SQUAD, INC.; AND AMENDING WARREN COUNTY BUDGET FOR 2023

WHEREAS, the United States Department of the Treasury adopted Final Rule, 31 CFR Part 35, Subpart A, sections 35.1 through 35.12, entitled Coronavirus State and Federal Fiscal Recovery Funds, effective April 1, 2022, (hereafter, "Final Rule") implementing the Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, under section 9901 of the American Rescue Plan Act (hereafter "ARPA"), which amended Title VI of the Social Security Act, (42 U.S.C. Sec. 801, et seq.) by adding sections 602 and 603 to establish the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, and

WHEREAS, the County entered into an agreement with the United States Department of Treasury, dated May 18, 2021 (hereafter, "Treasury Agreement") that awarded Twelve Million Four Hundred Twenty Thousand Three Hundred Seventy-Two Dollars (\$12,420,372) to the County in ARPA funds to be allocated to cover costs incurred from March 3, 2021 through December 31, 2024, for the enumerated purposes set forth in sections 602(c)(1) and 603(c)(2) of the Social Security Act, as implemented by the Final Rule, and the Treasury Agreement, and subject to the restrictions set forth by sections 602(c)(2) and 603(c)(2) of the Social Security Act; and

WHEREAS, Part 35.6 of the Final Rule authorizes the County to use ARPA funds to respond to the public health emergency or its negative economic impacts when the County identifies an eligible response, applies ARPA funds to an identified harm, or authorizes funding for an eligible use for a beneficiary or class of beneficiaries; and

WHEREAS, the ARPA Committee determined that the use of ARPA funds is required to respond to the negative economic impacts of the public health emergency and the enumerated eligible use of 31 C.F.R. 35.6(b)(3)(ii)(C), assistance to non-profits including programs, services, or capital expenditures, including grants to mitigate financial hardship such as declines in revenue or increased costs, or technical assistance; and

WHEREAS, section 603(c)(3) of the Social Security Act authorizes the County to transfer ARPA funds to a private nonprofit organization, the ARPA Committee has considered and approved a request to distribute funds in an amount not to exceed Fifty-Two Thousand Three Hundred Dollars (\$52,300), beginning January 20, 2023 and ending December 31, 2024, to the North Queensbury Rescue Squad, Inc., a nonprofit organization, for use as grant money to fund an Advanced Life Support First Response Vehicle Replacement, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the allocation of ARPA funds in an amount not to exceed Fifty-Two Thousand Three Hundred Dollars (\$52,300), from January 20, 2023 through December 31, 2024, to North Queensbury Rescue Squad, Inc. for use as grant money to fund an Advanced Life Support First Response Vehicle Replacement, and that such use is an eligible use; and

RESOLUTION No. 31 OF 2023

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RESOLVED, that as a condition of the ARPA funding, North Queensbury Rescue Squad, Inc. shall comply with all reporting requirements set forth in the ARPA Recipient’s Agreement (hereafter, “ARPA Agreement”), and in a form approved by the County Attorney for this award, and shall comply with any modifications to the reporting requirements enacted by the Federal Government to include the Department of Treasury, as a condition of funding, after the effective date for the ARPA Agreement, and be it further

RESOLVED, that the Board of Supervisors does hereby authorize the following budget amendment for 2023 in accordance with the aforementioned allocation of ARPA funding:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT: LEGISLATIVE BOARD		
<u>ESTIMATED REVENUE</u>		
A.1010.4999 4090	Legislative Board, American Rescue Plan Act (ARPA), Coronavirus Local Fiscal Recovery Funds (CLFRF)	\$52,300
<u>APPROPRIATIONS</u>		
A.1010.4999 470	Legislative Board, American Rescue Plan Act (ARPA), Contract	\$52,300

Warren County Board of Supervisors

RESOLUTION No. 32 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, DICKINSON, SEEBER, THOMAS, BEATY, WILD, LEGGETT; AND COMMITTEE MEMBERS LAMOTHE, AGNEW, GILLES, AND GADDY

**AUTHORIZING ARPA FUNDS DISBURSEMENT TO
ROCKWELL FALLS AMBULANCE SERVICE, INC.;
AND AMENDING WARREN COUNTY BUDGET FOR 2023**

WHEREAS, the United States Department of the Treasury adopted Final Rule, 31 CFR Part 35, Subpart A, sections 35.1 through 35.12, entitled Coronavirus State and Federal Fiscal Recovery Funds, effective April 1, 2022, (hereafter, “Final Rule”) implementing the Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, under section 9901 of the American Rescue Plan Act (hereafter “ARPA”), which amended Title VI of the Social Security Act, (42 U.S.C. Sec. 801, et seq.) by adding sections 602 and 603 to establish the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, and

WHEREAS, the County entered into an agreement with the United States Department of Treasury, dated May 18, 2021 (hereafter, “Treasury Agreement”) that awarded Twelve Million Four Hundred Twenty Thousand Three Hundred Seventy-Two Dollars (\$12,420,372) to the County in ARPA funds to be allocated to cover costs incurred from March 3, 2021 through December 31, 2024, for the enumerated purposes set forth in sections 602(c)(1) and 603(c)(2) of the Social Security Act, as implemented by the Final Rule, and the Treasury Agreement, and subject to the restrictions set forth by sections 602(c)(2) and 603(c)(2) of the Social Security Act, and

WHEREAS, Part 35.6 of the Final Rule authorizes the County to use ARPA funds to respond to the public health emergency or its negative economic impacts when the County identifies an eligible response, applies ARPA funds to an identified harm, or authorizes funding for an eligible use for a beneficiary or class of beneficiaries, and

WHEREAS, the ARPA Committee determined that the use of ARPA funds is required to respond to the negative economic impacts of the public health emergency and the enumerated eligible use of 31 C.F.R. 35.6(b)(3)(ii)(C), assistance to non-profits including programs, services, or capital expenditures, including grants to mitigate financial hardship such as declines in revenue or increased costs, or technical assistance, and

WHEREAS, section 603(c)(3) of the Social Security Act authorizes the County to transfer ARPA funds to a private nonprofit organization, the ARPA Committee has considered and approved a request to distribute funds in an amount not to exceed Forty Thousand Dollars (\$40,000), beginning January 20, 2023 and ending December 31, 2024, to Rockwell Falls Ambulance Service, Inc., a nonprofit organization, for use as grant money to fund ambulance equipment to support safe patient handling and reduce risk of employee injury, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the allocation of ARPA funds in an amount not to exceed Forty Thousand Dollars (\$40,000), from January 20, 2023 through December 31, 2024, to Rockwell Falls Ambulance Service, Inc. for use as grant money to fund ambulance

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equipment to support safe patient handling and reduce risk of employee injury, and that such use is an eligible use, and be it further

RESOLVED, that as a condition of the ARPA funding, Rockwell Falls Ambulance Service, Inc. shall comply with all reporting requirements set forth in the ARPA Recipient’s Agreement (hereafter, “ARPA Agreement”), and in a form approved by the County Attorney for this award, and shall comply with any modifications to the reporting requirements enacted by the Federal Government to include the Department of Treasury, as a condition of funding, after the effective date for the ARPA Agreement, and be it further

RESOLVED, that the Board of Supervisors does hereby authorize the following budget amendment for 2023 in accordance with the aforementioned allocation of ARPA funding:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT: LEGISLATIVE BOARD		
<u>ESTIMATED REVENUE</u>		
A.1010.4999 4090	Legislative Board, American Rescue Plan Act (ARPA), Coronavirus Local Fiscal Recovery Funds (CLFRF)	\$40,000
<u>APPROPRIATIONS</u>		
A.1010.4999 470	Legislative Board, American Rescue Plan Act (ARPA), Contract	\$40,000

Warren County Board of Supervisors

RESOLUTION NO. 33 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, DICKINSON, SEEBER, THOMAS, BEATY, WILD, LEGGETT; AND COMMITTEE MEMBERS LAMOTHE, AGNEW, GILLES, AND GADDY

**AUTHORIZING ARPA FUNDS DISBURSEMENT TO
STONY CREEK VOLUNTEER FIRE COMPANY, INC.;
AND AMENDING WARREN COUNTY BUDGET FOR 2023**

WHEREAS, the United States Department of the Treasury adopted Final Rule, 31 CFR Part 35, Subpart A, sections 35.1 through 35.12, entitled Coronavirus State and Federal Fiscal Recovery Funds, effective April 1, 2022, (hereafter, “Final Rule”) implementing the Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, under section 9901 of the American Rescue Plan Act (hereafter “ARPA”), which amended Title VI of the Social Security Act, (42 U.S.C. Sec. 801, et seq.) by adding sections 602 and 603 to establish the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, and

WHEREAS, the County entered into an agreement with the United States Department of Treasury, dated May 18, 2021 (hereafter, “Treasury Agreement”) that awarded Twelve Million Four Hundred Twenty Thousand Three Hundred Seventy-Two Dollars (\$12,420,372) to the County in ARPA funds to be allocated to cover costs incurred from March 3, 2021 through December 31, 2024, for the enumerated purposes set forth in sections 602(c)(1) and 603(c)(2) of the Social Security Act, as implemented by the Final Rule, and the Treasury Agreement, and subject to the restrictions set forth by sections 602(c)(2) and 603(c)(2) of the Social Security Act; and

WHEREAS, Part 35.6 of the Final Rule authorizes the County to use ARPA funds to respond to the public health emergency or its negative economic impacts when the County identifies an eligible response, applies ARPA funds to an identified harm, or authorizes funding for an eligible use for a beneficiary or class of beneficiaries; and

WHEREAS, the ARPA Committee determined that the use of ARPA funds is required to respond to the negative economic impacts of the public health emergency and the enumerated eligible use of 31 C.F.R. 35.6(b)(3)(ii)(C), assistance to non-profits including programs, services, or capital expenditures, including grants to mitigate financial hardship such as declines in revenue or increased costs, or technical assistance; and

WHEREAS, section 603(c)(3) of the Social Security Act authorizes the County to transfer ARPA funds to a private nonprofit organization, the ARPA Committee has considered and approved a request to distribute funds in an amount not to exceed Seventy-Two Thousand Two Hundred Forty Dollars (\$72,240), beginning January 20, 2023 and ending December 31, 2024, to the Stony Creek Volunteer Fire Company, Inc., a nonprofit organization, for use as grant money to fund equipment replacement, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the allocation of ARPA funds in an amount not to exceed Seventy-Two Thousand Two Hundred Forty Dollars (\$72,240), from January 20, 2023 through December 31, 2024, to Stony Creek Volunteer Fire Company, Inc. for use as grant money to fund equipment replacement, and that such use is an eligible use; and

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RESOLVED, that as a condition of the ARPA funding, Stony Creek Volunteer Fire Company, Inc. shall comply with all reporting requirements set forth in the ARPA Recipient’s Agreement (hereafter, “ARPA Agreement”), and in a form approved by the County Attorney for this award, and shall comply with any modifications to the reporting requirements enacted by the Federal Government to include the Department of Treasury, as a condition of funding, after the effective date for the ARPA Agreement, and be it further

RESOLVED, that the Board of Supervisors does hereby authorize the following budget amendment for 2023 in accordance with the aforementioned allocation of ARPA funding:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT: LEGISLATIVE BOARD		
<u>ESTIMATED REVENUE</u>		
A.1010.4999 4090	Legislative Board, American Rescue Plan Act (ARPA), Coronavirus Local Fiscal Recovery Funds (CLFRF)	\$72,240
<u>APPROPRIATIONS</u>		
A.1010.4999 470	Legislative Board, American Rescue Plan Act (ARPA), Contract	\$72,240

Warren County Board of Supervisors

RESOLUTION NO. 34 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, DICKINSON, SEEBER, THOMAS, BEATY, WILD, LEGGETT; AND COMMITTEE MEMBERS LAMOTHE, AGNEW, GILLES, AND GADDY

**AUTHORIZING ARPA FUNDS DISBURSEMENT TO
VAN R. RHODES VOLUNTEER FIRE COMPANY, INC. D/B/A LUZERNE-HADLEY FIRE
DEPARTMENT; AND AMENDING WARREN COUNTY BUDGET FOR 2023**

WHEREAS, the United States Department of the Treasury adopted Final Rule, 31 CFR Part 35, Subpart A, sections 35.1 through 35.12, entitled Coronavirus State and Federal Fiscal Recovery Funds, effective April 1, 2022, (hereafter, “Final Rule”) implementing the Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, under section 9901 of the American Rescue Plan Act (hereafter “ARPA”), which amended Title VI of the Social Security Act, (42 U.S.C. Sec. 801, et seq.) by adding sections 602 and 603 to establish the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, and

WHEREAS, the County entered into an agreement with the United States Department of Treasury, dated May 18, 2021 (hereafter, “Treasury Agreement”) that awarded Twelve Million Four Hundred Twenty Thousand Three Hundred Seventy-Two Dollars (\$12,420,372) to the County in ARPA funds to be allocated to cover costs incurred from March 3, 2021 through December 31, 2024, for the enumerated purposes set forth in sections 602(c)(1) and 603(c)(2) of the Social Security Act, as implemented by the Final Rule, and the Treasury Agreement, and subject to the restrictions set forth by sections 602(c)(2) and 603(c)(2) of the Social Security Act, and

WHEREAS, Part 35.6 of the Final Rule authorizes the County to use ARPA funds to respond to the public health emergency or its negative economic impacts when the County identifies an eligible response, applies ARPA funds to an identified harm, or authorizes funding for an eligible use for a beneficiary or class of beneficiaries, and

WHEREAS, the ARPA Committee determined that the use of ARPA funds is required to respond to the negative economic impacts of the public health emergency and the enumerated eligible use of 31 C.F.R. 35.6(b)(3)(ii)(C), assistance to non-profits including programs, services, or capital expenditures, including grants to mitigate financial hardship such as declines in revenue or increased costs, or technical assistance, and

WHEREAS, section 603(c)(3) of the Social Security Act authorizes the County to transfer ARPA funds to a private nonprofit organization, the ARPA Committee has considered and approved a request to distribute funds in an amount not to exceed Thirty-Six Thousand Nine Hundred Ninety Dollars (\$36,990), beginning January 20, 2023 and ending December 31, 2024, to Van R. Rhodes Volunteer Fire Company, Inc. d/b/a Luzerne-Hadley Fire Department, a nonprofit organization, for use as grant money to fund radio upgrades, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the allocation of ARPA funds in an amount not to exceed Thirty-Six Thousand Nine Hundred Ninety Dollars (\$36,990), from January 20, 2023 through December 31, 2024, to Van R. Rhodes Volunteer Fire Company, Inc. d/b/a

RESOLUTION No. 34 OF 2023

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Luzerne-Hadley Fire Department for use as grant money to fund radio upgrades, and that such use is an eligible use, and be it further

RESOLVED, that as a condition of the ARPA funding, Van R. Rhodes Volunteer Fire Company, Inc. d/b/a Luzerne-Hadley Fire Department shall comply with all reporting requirements set forth in the ARPA Recipient’s Agreement (hereafter, “ARPA Agreement”), and in a form approved by the County Attorney for this award, and shall comply with any modifications to the reporting requirements enacted by the Federal Government to include the Department of Treasury, as a condition of funding, after the effective date for the ARPA Agreement, and be it further

RESOLVED, that the Board of Supervisors does hereby authorize the following budget amendment for 2023 in accordance with the aforementioned allocation of ARPA funding:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT: LEGISLATIVE BOARD		
<u>ESTIMATED REVENUE</u>		
A.1010.4999 4090	Legislative Board, American Rescue Plan Act (ARPA), Coronavirus Local Fiscal Recovery Funds (CLFRF)	\$36,990
<u>APPROPRIATIONS</u>		
A.1010.4999 470	Legislative Board, American Rescue Plan Act (ARPA), Contract	\$36,990

Warren County Board of Supervisors

RESOLUTION NO. 35 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER, DICKINSON, SEEBER, THOMAS, BEATY, WILD, LEGGETT; AND COMMITTEE MEMBERS LAMOTHE, AGNEW, GILLES, AND GADDY

**AUTHORIZING ARPA FUNDS DISBURSEMENT TO
WEST GLENS FALLS EMERGENCY SQUAD, INC.;
AND AMENDING WARREN COUNTY BUDGET FOR 2023**

WHEREAS, the United States Department of the Treasury adopted Final Rule, 31 CFR Part 35, Subpart A, sections 35.1 through 35.12, entitled Coronavirus State and Federal Fiscal Recovery Funds, effective April 1, 2022, (hereafter, “Final Rule”) implementing the Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, under section 9901 of the American Rescue Plan Act (hereafter “ARPA”), which amended Title VI of the Social Security Act, (42 U.S.C. Sec. 801, et seq.) by adding sections 602 and 603 to establish the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund, and

WHEREAS, the County entered into an agreement with the United States Department of Treasury, dated May 18, 2021 (hereafter, “Treasury Agreement”) that awarded Twelve Million Four Hundred Twenty Thousand Three Hundred Seventy-Two Dollars (\$12,420,372) to the County in ARPA funds to be allocated to cover costs incurred from March 3, 2021 through December 31, 2024, for the enumerated purposes set forth in sections 602(c)(1) and 603(c)(2) of the Social Security Act, as implemented by the Final Rule, and the Treasury Agreement, and subject to the restrictions set forth by sections 602(c)(2) and 603(c)(2) of the Social Security Act, and

WHEREAS, Part 35.6 of the Final Rule authorizes the County to use ARPA funds to respond to the public health emergency or its negative economic impacts when the County identifies an eligible response, applies ARPA funds to an identified harm, or authorizes funding for an eligible use for a beneficiary or class of beneficiaries, and

WHEREAS, the ARPA Committee determined that the use of ARPA funds is required to respond to the negative economic impacts of the public health emergency and the enumerated eligible use of 31 C.F.R. 35.6(b)(3)(ii)(C), assistance to non-profits including programs, services, or capital expenditures, including grants to mitigate financial hardship such as declines in revenue or increased costs, or technical assistance, and

WHEREAS, section 603(c)(3) of the Social Security Act authorizes the County to transfer ARPA funds to a private nonprofit organization, the ARPA Committee has considered and approved a request to distribute funds in an amount not to exceed Sixteen Thousand Four Hundred Fifty Dollars (\$16,450), beginning January 20, 2023 and ending December 31, 2024, to West Glens Falls Emergency Squad, Inc., a nonprofit organization, for use as grant money to fund office equipment replacement, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby approves the allocation of ARPA funds in an amount not to exceed Sixteen Thousand Four Hundred Fifty Dollars (\$16,450), from January 20, 2023 through December 31, 2024, to West Glens Falls Emergency Squad, Inc. for use as grant money

RESOLUTION No. 35 OF 2023

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to fund office equipment replacement, and that such use is an eligible use, and be it further

RESOLVED, that as a condition of the ARPA funding, Rockwell Falls Ambulance Service, Inc. shall comply with all reporting requirements set forth in the ARPA Recipient’s Agreement (hereafter, “ARPA Agreement”), and in a form approved by the County Attorney for this award, and shall comply with any modifications to the reporting requirements enacted by the Federal Government to include the Department of Treasury, as a condition of funding, after the effective date for the ARPA Agreement, and be it further

RESOLVED, that the Board of Supervisors does hereby authorize the following budget amendment for 2023 in accordance with the aforementioned allocation of ARPA funding:

<u>CODE</u>	<u>TITLE</u>	<u>AMOUNT</u>
DEPARTMENT: LEGISLATIVE BOARD		
<u>ESTIMATED REVENUE</u>		
A.1010.4999 4090	Legislative Board, American Rescue Plan Act (ARPA), Coronavirus Local Fiscal Recovery Funds (CLFRF)	\$16,450
<u>APPROPRIATIONS</u>		
A.1010.4999 470	Legislative Board, American Rescue Plan Act (ARPA), Contract	\$16,450

Warren County Board of Supervisors

RESOLUTION NO. 36 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS DICKINSON, MERLINO, WILD, MAGOWAN, RUNYON, STROUGH AND GERACI (2022 OCCUPANCY TAX COORDINATION COMMITTEE)

AMENDING RESOLUTION NO 570 OF 2021 AND AGREEMENT WITH ADIRONDACK CYCLING ADVOCATES, INC. TO INCLUDE EXCAVATOR WORK AT THE DYNAMITE HILL RECREATION AREA

WHEREAS, pursuant to Resolution No. 570 of 2021, the Warren County Board of Supervisors authorized the Chair of the Board of Supervisors to execute a Tourist and Convention Development Agreement (“Agreement”) with Adirondack Cycling Advocates, Inc., P.O. Box 64, Glens Falls, New York 12801, wherein the County would provide funding for specified tourism-related expenses in a total amount not to exceed Twenty Thousand Dollars (\$20,000) for the year 2022, and

WHEREAS, the Adirondack Cycling Advocates, Inc. now seek to amend the 2022 Agreement to include excavator work at the Dynamite Hill Recreation Area as an expense in the amount of Eight Thousand Five Hundred Dollars (\$8,500), and

WHEREAS, during a joint meeting of the Tourism and Occupancy Tax Coordination Committees, the Occupancy Tax Coordination Committee approved a request to amend the 2022 Agreement with Adirondack Cycling Advocates, Inc., to include excavator work at the Dynamite Hill Recreation Area as an expense, 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 to the 2022 Agreement with Adirondack Cycling Advocates, Inc., P.O. Box 64, Glens Falls, New York 12801 to include excavator work at the Dynamite Hill Recreation Area as an expense in the amount of Eight Thousand Five Hundred Dollars (\$8,500), in a form approved by the County Attorney, and be it further

RESOLVED, that the funds shall be expended from Budget Code A.6417.0002 480 Tourism/Occupancy, Occupancy Tax, Tourism-Special Events, and be it further

RESOLVED, that other than the changes outlined herein, all other terms and conditions of Resolution No. 570 of 2021, as amended by Resolution No. 136 of 2022, 185 of 2022 and 235 of 2022 and 635 of 2022 will remain the same.

Warren County Board of Supervisors

RESOLUTION NO. 37 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS DICKINSON, MERLINO, WILD, MAGOWAN, RUNYON, STROUGH AND GERACI (2022 OCCUPANCY TAX COORDINATION COMMITTEE)

AUTHORIZING AGREEMENTS WITH CERTAIN APPLICANTS FOR THE DISBURSEMENT OF 2023 OCCUPANCY TAX REVENUES

RESOLVED, that Warren County enter into the standard form Warren County Tourist and Convention Development Agreement with certain applicants as listed on the attached "Schedule A" with each agreement to be in a form approved by the County Attorney, and be it further

RESOLVED, that the Chair of the Warren County Board of Supervisors be, and hereby is, authorized and directed to execute the agreements identified herein and that the funds will be expended from Budget Code A.6417.0002 480, Tourism/Occupancy, Occupancy Tax, Tourism-Special Events - \$97,100.

RESOLUTION No. 37 OF 2023

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SCHEDULE "A"

2023 Occupancy Tax Awards

	APPLICANT	EVENT	DATE	AMOUNT OF AWARD
1	Lake George Winter Carnival, Inc.	Lake George Winter Carnival	11/16/22 - 1/26/23	\$50,000.00
2	Greater Glens Falls Amateur Athletic Championship Association	NYSPHSAA Boys Basketball Championships	3/17/23- 3/19/23	\$47,100.00
TOTAL				\$97,100.00
<i>to be paid from A.6417.0002 480, Special Event Funding</i>				

Warren County Board of Supervisors

RESOLUTION No. 38 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS DICKINSON AND MERLINO

WAIVING 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 A RESOLUTION REQUIRING ASD SPARTAN NY2 SOLAR, LLC TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF TAXES UPON CERTAIN PROPERTY LOCATED AT 1096 STATE ROUTE 149, TOWN OF QUEENSBURY

WHEREAS, by Resolution No. 1 of 2023, the Board of Supervisors adopted the Rules of the Board, Section B(3) 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 requiring ASD Spartan NY2 Solar, LLC to enter into an agreement for payments in lieu of taxes upon certain property located at 1096 State Route 149, Town of Queensbury, now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby waive the Standing Rule of the Board relating to the requirements 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. 39 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS RUNYON AND WILD

RESOLUTION REQUIRING ASD SPARTAN NY2 SOLAR, LLC TO ENTER INTO AN AGREEMENT FOR PAYMENTS IN LIEU OF TAXES UPON CERTAIN PROPERTY LOCATED AT 1096 STATE ROUTE 149, TOWN OF QUEENSBURY

WHEREAS, the County of Warren received written notification on December 13, 2022 that ASD Spartan NY2 Solar, LLC intends to construct a solar energy system on certain property located at 1096 State Route 149, Town of Queensbury (Tax Map Parcel Nos. 279.-1-6.1 and 279.-1-6.2) pursuant to Section 487 of the Real Property Tax Law, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors hereby authorizes Warren County to enter into a PILOT agreement with ASD Spartan NY2 Solar, LLC up to the fifteen (15) year statutory period, as provided by Section 487 of the Real Property Tax Law, for the real property set forth above, and that no exemption from County taxation shall apply for the real property located at 1096 State Route 149, Town of Queensbury.

Warren County Board of Supervisors

RESOLUTION No. 40 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS THOMAS AND RUNYON

WAIVING 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 A RESOLUTION INTRODUCING PROPOSED LOCAL LAW NO. 2 OF 2023, ENTITLED “A LOCAL LAW AMENDING AND UPDATING SECTION 4 OF LOCAL LAW NO. 9 OF 2021, ‘A LOCAL LAW REAPPORTIONING THE WEIGHTED VOTE OF THE WARREN COUNTY BOARD OF SUPERVISORS AMONGST TWENTY (20) MEMBERS’”

WHEREAS, by Resolution No. 1 of 2023, the Board of Supervisors adopted the Rules of the Board, Section B(3) 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 introducing proposed Local Law No. 2 of 2023, entitled “A Local Law Amending and Updating Section 4 of Local Law No. 9 of 2021, ‘*A Local Law Reapportioning the Weighted Vote of the Warren County Board of Supervisors Amongst Twenty (20) Members*’”, and authorizing a public hearing thereon, now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby waive the Standing Rule of the Board relating to the requirements 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. 41 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER AND RUNYON

**INTRODUCING PROPOSED LOCAL LAW NO. 2 OF 2023, ENTITLED
“A LOCAL LAW AMENDING AND UPDATING SECTION 4 OF LOCAL LAW NO. 9 OF
2021, ‘A LOCAL LAW REAPPORTIONING THE WEIGHTED VOTE OF THE
WARREN COUNTY BOARD OF SUPERVISORS AMONGST TWENTY (20) MEMBERS’”**

WHEREAS, the City of Glens Falls enacted Local Law 5 of 2022 to schedule the public referendum for election day, November 8, 2022 to obtain public approval for an amendment to the City Charter to re-draw the five boundary divisions of the City of Glens Falls, and

WHEREAS, the public referendum held November 8, 2022 approved the amendment to the City of Glens Falls Charter, and Local Law 5 of 2022, which was filed with the New York State Department of State on November 16, 2022, and published on January 12, 2023, with a effective date of January 1, 2023, now, therefore, be it

RESOLVED, that proposed Local Law No. 2 of 2023 entitled “A Local Law Amending and Updating Section 4 of Local Law No. 9 of 2021, ‘*A Local Law Reapportioning the Weighted Vote of the Warren County Board of Supervisors Amongst Twenty (20) Members,*’” 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 in the Supervisors’ Room in the Warren County Municipal Center on the 3rd day of February, 2023, at 11:00 a.m., on the matter of the adoption of said proposed Local Law No. 3 of 2023, and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and the same 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. 2 OF 2023

“A LOCAL LAW AMENDING AND UPDATING SECTION 4 OF 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 first 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 first 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 first 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

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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 first day of March, 2023, 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	45
Second Ward	45
Third Ward	45
Fourth Ward	45
Fifth Ward	45

A total of 502 affirmative votes shall be required for the adoption of any resolution, local law, motion or proposal requiring a majority vote and a total of 668 affirmative votes shall be required for the adoption

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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 not repeal Local Law No. 9 of 2021 and only amends that portion of Section 4, as noted.

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. 42 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS RUNYON AND BRAYMER

WAIVING 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 A RESOLUTION APPROVING A SETTLEMENT AGREEMENT WITH REGARD TO THE OPIOID CRISIS AND AUTHORIZING ACCEPTANCE OF THE TEVA/NEW YORK STATEWIDE OPIOID SETTLEMENT AGREEMENT

WHEREAS, by Resolution No. 1 of 2023, the Board of Supervisors adopted the Rules of the Board, Section B(3) 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 approving a settlement agreement with regard to the opioid crisis and authorizing acceptance of the TEVA/New York Statewide opioid settlement agreement, now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby waive the Standing Rule of the Board relating to the requirements 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. 43 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS DRISCOLL AND BRAYMER

**APPROVING A SETTLEMENT AGREEMENT WITH REGARD TO THE OPIOID CRISIS
AND AUTHORIZING ACCEPTANCE OF THE TEVA/NEW YORK STATEWIDE
OPIOID SETTLEMENT AGREEMENT**

WHEREAS, on November 3, 2022, Teva and approximately 245 Related Entities (hereafter collectively, “TEVA”), entered into a written settlement agreement called the “TEVA New York Statewide Opioid Settlement Agreement” (hereafter, “TEVA Agreement”) with the New York Attorney’s General Office, the County of Suffolk, the County of Nassau, and all New York Participating Subdivisions, to resolve opioid-related claims against TEVA in New York State, and

WHEREAS, the TEVA Agreement incorporates additional sub-agreements, to include the New York Subdivision Settlement Participation Form; the TEVA New York Global Payment Opioid Settlement Sharing Agreement; and the TEVA New York Premium Payment Opioid Settlement Sharing Agreement (hereafter collectively, “TEVA Sub-Agreements”), which require TEVA to pay as much as Five Hundred Fifty Million Dollars (\$550,000,000.00) (hereafter, “Settlement Proceeds”) as a total payment which shall be allocated, distributed, and the proceeds used as required by the TEVA Agreement, and

WHEREAS, upon signing the TEVA Agreement and TEVA Sub-Agreements, Warren County will qualify as a Participating Subdivision under the TEVA Agreement and will receive a portion of the Settlement Proceeds to be distributed by the New York State Attorney General’s Office, in compliance with the terms and conditions of the TEVA Agreement, and

WHEREAS, the allocation to Warren County as a Participating Subdivision will include Abatement Amounts, which are restricted use funds, and Unrestricted Amounts, which will not be restricted in use, and

WHEREAS, payment for legal services rendered by Warren County’s retained counsel, Napoli & Shkolnik, PLLC, are set forth by the TEVA Agreement, now, therefore, be it

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RESOLVED, that the TEVA Agreement, to include the TEVA Sub-Agreements are approved and accepted by the County, and it is further

RESOLVED, that the County is authorized to accept the County's share of Settlement Proceeds distributed, as either Abatement Amounts or Unrestricted Amounts, as a Participating Subdivision under the TEVA Agreement and the TEVA Sub-Agreements; and it is further

RESOLVED, that the Chair of the Board of Supervisors, the County Attorney, and Napoli & Shkolnik, PLLC, be, and hereby are, authorized to execute the TEVA Agreement and the TEVA Sub-Agreements with regard to the settlement of this opioid litigation.

Warren County Board of Supervisors

RESOLUTION No. 44 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS RUNYON AND THOMAS

WAIVING 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 A RESOLUTION AUTHORIZING A HOME RULE REQUEST BY WARREN COUNTY FOR AN EXTENSION TO THE LAW AUTHORIZING AND EMPOWERING THE COUNTY OF WARREN TO IMPOSE AN ADDITIONAL MORTGAGE RECORDING TAX

WHEREAS, by Resolution No. 1 of 2023, the Board of Supervisors adopted the Rules of the Board, Section B(3) 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 a Home Rule request by Warren County for an extension to the law authorizing and empowering the County of Warren to impose an additional mortgage recording tax, now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby waive the Standing Rule of the Board relating to the requirements 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. 45 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS RUNYON AND WILD

HOME RULE REQUEST BY WARREN COUNTY FOR AN EXTENSION TO THE LAW AUTHORIZING AND EMPOWERING THE COUNTY OF WARREN TO IMPOSE AN ADDITIONAL MORTGAGE RECORDING TAX

WHEREAS, the Warren County Board of Supervisors, on behalf of the County of Warren, desires to request enactment of an extension to section 253-w of the Tax Law authorizing and empowering the County of Warren to continue to impose an additional mortgage recording tax on and after December 1, 2023, and

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

RESOLVED, that the Warren County Board of Supervisors, on behalf of the County of Warren, pursuant to Article 11 of the Constitution, hereby requests the Legislature to enact a bill extending section 253-w of the Tax Law from December 1, 2023 through an additional period of three years to authorize the County of Warren to continue to impose the additional mortgage recording tax provided therein, and be it further

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

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

Warren County Board of Supervisors

RESOLUTION No. 46 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS RUNYON AND DICKINSON

WAIVING 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 A RESOLUTION APPOINTING WAYNE LAMOTHE AS DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT

WHEREAS, by Resolution No. 1 of 2023, the Board of Supervisors adopted the Rules of the Board, Section B(3) 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 Appointing Wayne LaMothe as Director of Planning and Community Development, now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby waive the Standing Rule of the Board relating to the requirements 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. 47 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS RUNYON AND LEGGETT

**APPOINTING WAYNE LAMOTHE AS
DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT**

RESOLVED, that Wayne LaMothe be, and hereby is, appointed as the Director of Planning and Community Development at an annual salary of One Hundred Seven Thousand Six Hundred Thirty-Seven Dollars (\$107,637) effective January 1, 2023, and to serve at the pleasure of the Warren County Board of Supervisors.

Warren County Board of Supervisors

RESOLUTION No. 48 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS RUNYON AND DICKINSON

WAIVING 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 A RESOLUTION AUTHORIZING THE ASSISTANT TOURISM COORDINATOR TO BE PAID THE RATE OF PAY FOR THE DIRECTOR OF TOURISM POSITION SO LONG AS THE DIRECTOR OF TOURISM POSITION REMAINS VACANT

WHEREAS, by Resolution No. 1 of 2023, the Board of Supervisors adopted the Rules of the Board, Section B(3) 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 the Assistant Tourism Coordinator to be paid the rate of pay for the Director of Tourism position so long as the Director of Tourism position remains vacant, now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby waive the Standing Rule of the Board relating to the requirements 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. 49 OF 2023

RESOLUTION INTRODUCED BY SUPERVISORS BRAYMER AND SEEBER

AUTHORIZING THE ASSISTANT TOURISM COORDINATOR TO BE PAID THE RATE OF PAY FOR THE DIRECTOR OF TOURISM POSITION SO LONG AS THE DIRECTOR OF TOURISM POSITION REMAINS VACANT

WHEREAS, due to a vacancy in the position of Director of Tourism, and the need for the duties and responsibilities of the Director of Tourism to be performed until the appointment of a new Director of Tourism can be completed, and

WHEREAS, the Assistant Tourism Coordinator shall assume and complete the additional duties and responsibilities of the Director of Tourism position until the future appointment of a Director, and

WHEREAS, during the January 20, 2023 meeting of the Board of Supervisors, the vacancy in the position of Director of Tourism was discussed, and upon a motion from the floor, a majority voted in support of the Assistant Tourism Coordinator receiving compensation commensurate with the additional duties and responsibilities which shall be assumed during the vacancy of the position of Director of Tourism, now, therefore, be it

RESOLVED, that the County Treasurer be, and hereby is, directed to pay the Assistant Tourism Coordinator the budgeted salary of the Director of Tourism position, Ninety Thousand Seven Hundred Eighty-Three Dollars (\$90,783), effective January 20, 2023 and continuing until such time that the Director of Tourism position is filled.