

# Warren County Board of Supervisors

**SPECIAL BOARD MEETING  
FRIDAY JUNE 30, 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>*

## NOTICE OF SPECIAL MEETING

### TO THE MEMBERS OF THE BOARD OF SUPERVISORS OF WARREN COUNTY:

You are hereby notified that I, KEVIN B. GERAGHTY, Chairman of the Board of Supervisors of the County of Warren, pursuant to the power vested in me by Section (B) of the Rules of the Board of Supervisors, hereby call and convene a special meeting of the Board of Supervisors of Warren County to be held in the Supervisors' Room in the Warren County Municipal Center, Town of Queensbury, New York, on **June 30, 2023 AT 1:00 p.m.** for the purpose of:

1. Considering a resolution "Approving Tentative Operating Budget for Fiscal Year 2023-2024 for Adirondack Community College and Providing for Public Hearing";
2. Considering a resolution "Amending Resolution No. 37 of 2023, which Authorized Agreements with Certain Applicants for the Disbursement of 2023 Occupancy Tax Revenues, to Authorize Agreements and Funding to Warren County Winter Coalition, a Not-for-Profit Corporation";
3. Considering a resolution "Authorizing the Appropriation of Funds from the Occupancy Tax Reserve to the Tourism Budget to make an Award to the Warren County Winter Coalition; and Amending 2023 Warren County Budget";
4. Executive session to discuss the matter of County of Warren v. The Continental Insurance Company and Michael Easterbrooks, NDNY Federal District Course Case #1:22-cv-328;
5. Executive session to discuss the matter of County of Warren v. The Continental Insurance Company and John David Smith, NDNY Federal District Court Case #1:22-cv-431; and
6. Any other such business which may appropriately be brought before the Board of Supervisors.

*Please note that Item 1 will be included on the June 30<sup>th</sup> Personnel, Administration & Higher Education Committee meeting agenda and Items 1-3 will be included on the June 30<sup>th</sup> Finance Committee meeting agenda for review and approval prior to the Special Board Meeting. Should approval not be granted by Standing Committees for any of the items listed above, the Board may still choose to review the items; however a waiving of the Rules of the Board will be required to bring any of the unapproved resolutions to the Floor for consideration.*

The Clerk of the Board of Supervisors is hereby directed to call for the meeting and give written notice to all members of the Board of Supervisors of such meeting.

Dated: June 22, 2023

**WARREN COUNTY BOARD OF SUPERVISORS**  
**SPECIAL BOARD MEETING**  
**FRIDAY, JUNE 30, 2023**

---

KEVIN B. GERAGHTY, CHAIRMAN  
Warren County Board of Supervisors

To the Members of the Board of Supervisors: At the direction of the Chairman of the Board, I am notifying you of the Special Meeting called for the time, place and purposes set forth above.



AMANDA ALLEN, CLERK  
Warren County Board of Supervisors

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 1:29 p.m.

Mr. Kevin B. Geraghty presiding. Salute to the flag was led by Supervisor Merlino.

Roll was called; the following members were present:

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

Chairman Geraghty called for public comment:

Dr. Kristine Duffy, *President, SUNY Adirondack*, apprised upon her request the following business professionals from the community were present to speak in favor of SUNY Adirondack:

Ray Agnew, *Vice President, Hospital and Community Engagement, Glens Falls Hospital*; and Bill Hart, *Vice President, United States Business Operations, Irving Tissue, Inc.*

Travis Whitehead, *Town of Queensbury Resident*, cautioned the Board members about the negative impacts of making decisions with little to no notice due to time restraints, reminding them about the sale of the County Nursing Home to Centers Healthcare which he believed had resulted in a decline in the care provided to the residents as supported by the 1 Star rating of the facility.

Amy Collins, *Tourism & Downtown Business Coordinator, City of Glens Falls*, spoke on behalf of the Mayor of the City of Glens Falls who was fully supportive of awarding occupancy tax funding to the Warren County Winter Coalition for the Warren County Winter Event.

Supervisor Magowan recognized Warren County Patrol Sergeant Pasquale "Rocky" Girard and Saratoga County Deputy Nikklas Milligan for their efforts to rescue two struggling swimmers in the Hudson River in Corinth, New York while they were off duty on the evening of June 28<sup>th</sup>.

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

Amanda Allen, *Clerk of the Board*, apprised proposed Resolution Nos. 326-328 were distributed to the Board and posted to the Warren County website on June 27, 2023. She noted the resolutions were introduced by the Finance Committee this morning, with copies included in the

Board packets.

Chairman Geraghty called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

Mr. Whitehead voiced his opposition to awarding an excessive amount of occupancy tax funding to the Warren County Winter Coalition.

Sam Luciano, *Representing Warren County Winter Coalition*, spoke regarding the Warren County Winter Event which he believed would assist with making Warren County a year round destination during which Catherine Villeneuve and Catherine Lachance, *Representing Moment Factory*, provided an overview of the Warren County Winter Event.

Nicholas Caimano, *Town of Queensbury Resident and former At-Large Town of Queensbury Supervisor*, spoke regarding his efforts with William Kenny, *former 5<sup>th</sup> Ward City of Glens Falls Supervisor*, to establish the occupancy tax fund to assist businesses with promoting their business and events, adding he believed the use of occupancy tax to fund the Warren County Winter Event was appropriate.

Supervisor Diamond questioned Mr. Luciano regarding the Warren County Winter Coalition and the Warren County Winter Event and whether they would be interested in signing an agreement to reimburse the County for the entire amount awarded to them if the event was not profitable.

A discussion ensued.

Supervisor Magowan apprised when the Warren County Winter Coalition first presented their request for funding the Winter Event he had been concerned, however, he noted, following his research regarding similar events offered across the Country he believed this event was worthwhile.

Further discussion ensued regarding the Warren County Winter Event and the occupancy tax funding being requested to move this event forward.

Supervisor McDevitt requested roll call votes on proposed Resolutions Nos. 326, *Approving Tentative Operating Budget for Fiscal Year 2023-2024 for Adirondack Community College and Providing for Public Hearing*, 327, *Amending Resolution No. 37 of 2023, Which Authorized Agreements with Certain Applicants for the Disbursement of 2023 Occupancy Tax Revenues, to Authorize Agreements and Funding to Warren County Winter Coalition, a Not-for-profit Corporation*, and 328, *Authorizing the Appropriation of Funds from the Occupancy Tax Reserve to the Tourism Budget to Make an Award to the Warren County Winter Coalition; and Amending 2023 Warren County Budget*,

Chairman Geraghty called for voting on resolutions, following which Resolution Nos. 326-328 were approved as presented.

Proceeding with the agenda review, an executive session was requested by the County Attorney to discuss the following: County of Warren v. The Continental Insurance Company and Michael Easterbrooks, NDNY Federal District Course Case #1:22-cv-328; and County of Warren v. The Continental Insurance Company and John David Smith, NDNY Federal District Court Case #1:22-cv-431.

Motion was made by Supervisor Geraci, seconded by Supervisor Bruno and carried by a unanimous vote

**WARREN COUNTY BOARD OF SUPERVISORS**  
**SPECIAL BOARD MEETING**  
**FRIDAY, JUNE 30, 2023**

---

---

of those present (*Supervisors Wild, Stec and Braymer absent*) to enter into an executive session pursuant to Section 105 (1)(d) of the Public Officer's Law to discuss the current, pending or potential litigation as outlined above.

Executive session was held from 2:32 p.m. until 3:29 p.m.; Supervisors Dickinson and Merlino exited the meeting during the executive session.

Upon reconvening, Chairman Geraghty noted no action was taken during the executive session.

Chairman Geraghty offered privilege of the floor, but no one wished to speak.

Chairman Geraghty called for announcements, but there were none.

Chairman Geraghty wished everyone a happy and safe fourth of July.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Frasier, seconded by Supervisor Strough and carried unanimously by a unanimous vote of those present (*Supervisors Wild, Stec and Braymer absent*), Chairman Geraghty adjourned the meeting at 3:30 p.m.