

WARREN COUNTY BOARD OF SUPERVISORS

COMMITTEE: PERSONNEL, ADMINISTRATION & HIGHER EDUCATION

DATE: NOVEMBER 2, 2023

COMMITTEE MEMBERS

PRESENT:

SUPERVISORS WILD
THOMAS
RUNYON
MCDEVITT
ETU

OTHERS PRESENT:

AMANDA ALLEN, CLERK OF THE BOARD
LARRY ELMEN, COUNTY ATTORNEY
JACKIE FIGUEROA, COUNTY HUMAN RESOURCES DIRECTOR
KEVIN B. GERAGHTY, CHAIRMAN OF THE BOARD
JOHN TAFLAN, COUNTY ADMINISTRATOR
SUPERVISORS BRUNO
GERACI
LEGGETT
TAMMIE DeLORENZO, ASSISTANT TO THE COUNTY ADMINISTRATOR
MIKE SWAN, COUNTY TREASURER
REPRESENTING THE CLEMENTS FIRM:
THOMAS CLEMENT, ATTORNEY
DINA CLEMENT, ATTORNEY

COMMITTEE MEMBERS

ABSENT:

SUPERVISORS FRASIER
BEATY

Please note, the following contains a summarization of the November 2, 2023 meeting of the Personnel, Administration & Higher Education Committee; the meeting in its entirety can be viewed using the following links:

Warren County website - <https://warrencountyny.gov/mma>

Warren County's YouTube Channel - Part 1 - <https://www.youtube.com/watch?v=J7P-uMP25p8>

Part 2 - <https://www.youtube.com/watch?v=a32t-msJ9jU>

Mr. Wild called the meeting of the Personnel, Administration & Higher Education Committee to order at 10:00 a.m.

Copies of the meeting agenda were distributed; a copy of the agenda is on file with the meeting minutes.

Privilege of the Floor/Public Comment was called for, but there was no one wishing to speak.

Motion was made by Ms. Runyon, seconded by Mr. Thomas and carried by a unanimous vote of those present (*Mrs. Frasier and Mr. Beaty absent*) to approve the minutes of the previous Committee meeting, subject to correction by the Clerk of the Board.

Review of the Action Agenda Items proceeded, as follows:

- 1) SUNY Adirondack representatives to provide an update on the College - no SUNY representatives were present to speak.
- 2A) Report on tracking of vacancies filled - included for informational purposes.
- 2B) Request to extend the contract for service with Ascentis (*formerly Novatime Technology Inc.*) for the term commencing January 1, 2024 and terminating December 31, 2024.

Motion was made by Mr. Thomas, seconded by Ms. Runyon and carried by a unanimous vote of those present (*Mrs. Frasier and Mr. Beaty absent*) to approve the request as presented and the necessary resolution was authorized for the November 17th Board Meeting.

County Attorney advised that the requests listed in Items 3A-C related to matters outlined in Item 3D. He requested the Committee enter into an executive session to discuss the matters listed in Item 3D, and that the following individuals be permitted to remain in the executive session for certain matters: Attorneys Thomas and Dina Clement for the discussions related to the matter of Warren County v. Estate of Garry et al; and Human Resources Director, Jackie Figueroa, and Sheriff Jim LaFarr, if he was able to attend, for discussions related to the matter of Julia Barton &

McKenna Frank v. Warren County.

Motion was made by Ms. Runyon, seconded by Mr. Etu and carried unanimously to enter into executive session to discuss several litigation matters, as outlined in Agenda Item 3D, pursuant to Section 105(1)(D) of the Public Officer's Law, as well as to allow those aforementioned individuals to attend.

Executive session was held from 10:03 a.m. until 11:40 a.m.

Upon reconvening, Mr. Wild announced that no action had been taken during the executive session.

Committee continued with a review of the Action Agenda Items, as follows:

- 3A) Request to approve settlement agreement for debt collection lawsuit related to services rendered by Westmount Health Facility in the gross settlement amount of \$160,000.00.

Motion was made by Ms. Runyon, seconded by Mr. Etu and carried by a unanimous vote of those present (*Mrs. Frasier and Mr. Beaty absent*) to approve the request as presented and the necessary resolution was authorized for the November 17th Board Meeting.

- 3B) Request to provide the County Attorney with authority to tender County's insurance deductible of \$50,000 as partial payment towards the full settlement of all claims in the lawsuit of *Barton & Frank v. County of Warren*, a federal lawsuit filed in 2019, and authorizing the Chairman of the Board to execute any necessary settlement documents.

Motion was made by Ms. Runyon, seconded by Mr. McDevitt and carried by a unanimous vote of those present (*Mrs. Frasier and Mr. Beaty absent*) to approve the request as presented and the necessary resolution was authorized for the November 17th Board Meeting.

- 3C) Request to appropriate \$50,000 from Budget Code A.909.00, *General Fund Unappropriated Surplus*, to the County Attorney's Budget to cover the cost of the County's \$50,000 insurance deductible in the matter of Julia Barton (*aka Julia Benson*) and McKenna S. Frank (*aka McKenna S. Brodie*) v. County of Warren, NDNY, Case No. 1:19-cv-1061.

Motion was made by Mr. Thomas, seconded by Ms. Runyon and carried by a unanimous vote of those present (*Mrs. Frasier and Mr. Beaty absent*) to approve the request as presented and refer same to the Finance Committee.

County Attorney requested authority to negotiate and tender a settlement in an amount up to the County's \$50,000 deductible in the matter of the Notice of Claim submitted on behalf of Timothy McIntyre and Brenna Michalak, as well as to authorize the Chair of the Board to execute any necessary settlement documents.

Following a brief discussion, motion was made by Mr. McDevitt, seconded by Ms. Runyon and carried by a unanimous vote of those present (*Mrs. Frasier and Mr. Beaty absent*) to approve the request and the necessary resolution was authorized for the November 17th Board Meeting.

Privilege of the Floor/Public Comment was called for, but there was no one wishing to speak.

There being no further business to come before the Personnel, Administration & Higher Education Committee, on motion made by Mr. Etu and seconded by Ms. Runyon, Mr. Wild declared the meeting adjourned at 11:47 a.m.

Respectfully submitted,
Amanda Allen, Clerk of the Board