

A G E N D A

March 14, 2007 5:00 p.m.

Vice-Chairman Hargrave called the meeting to order.

Roll call was taken. PRESENT – Alan Grattidge, Philip C. Barrett, Anita Daly, Richard Lucia, Mary Ann Johnson, George J. Hargrave, Albert Janik, Jeffrey Trottier, Mindy Wormuth, Paul Sausville, Thomas Richardson, Harry G. Gutheil, Jr., Richard C. Hunter, Sr., Thomas N. Wood, III, Joanne Dittes Yepsen, J. Gregory Connors, Arthur J. Johnson - 17. ABSENT - Raymond F. Callanan, Cheryl Keyrouze, John Lawler, Willard H. Peck, Jean Raymond, Frank Thompson – 6.

On a motion by Mr. Connors, seconded by Mr. Lucia, the minutes of the meeting of February 15, 2007 were approved unanimously.

Mr. Wickerham, County Administrator, reviewed the following Agenda items:

ECONOMIC DEVELOPMENT

Approving IDA bonds to finance the construction of a new building facility for General Schuyler Emergency Squad, Inc. (Jason Kemper, Planning Director)

Mr. Wickerham said we have to approve them in order for them to receive tax-exempt status at no cost to the County.

PUBLIC HEALTH

Authorizing the Chairman to enter into an amended agreement with NYS Department of Public Health to accept an additional \$490 for the Childhood Lead Poisoning Program and amending the 2007 budget. (Helen Endres, Public Health Nursing Director)

Mr. Wickerham said the funds will be used to purchase refrigerator magnets.

BUILDINGS AND GROUNDS

Authorizing the Chairman to enter into agreements with the State to accept a NYS Business Development Grant of \$2,530,000 for the design and construction to rehabilitate the itinerant apron, taxiways and replace a hangar. (Joe Ritchey, Public Works Commissioner)

Mr. Wickerham said there will be a 10% County cost.

Authorizing the Chairman to enter into agreements with the State to accept a grant of \$270,000 for the construction of a water main at the County Airport. (Joe Ritchey, Public Works Commissioner)

Mr. Wickerham stated there will be a 10% County cost.

Authorizing the Chairman to enter into agreements with Butler, Rowland, Mays Architects to perform a conceptual design for a new animal shelter at a cost not to exceed \$26,500. (Dan Butler, Animal Shelter Supervisor)

Mr. Wickerham said we did get proposals on this, and these architects were accepted by the Committee.

Authorizing the Chairman to accept acquisition of .9 acres of County land and also authorizing temporary acquisition of two parcels of County lands of 1.58 acres and 1.03 acres for the continuance of the Round Lake Bypass with additional revenue to the County in the amount of \$11,500. (Joe Ritchey, Public Works Commissioner)

Authorizing the Chairman to enter into agreements with J. Thomas Roohan for a renewal of the office lease for Supreme Court Justice Williams at a cost not to exceed \$3,054.18 per month. (Joe Ritchey, Public Works Commissioner)

Mr. Wickerham said this is a 3% increase for this one-year lease.

EQUALIZATION AND ASSESSMENT

Canceling taxes on two exempt parcels in the Town of Halfmoon in the amount of \$3,070.34. (Mark Rider, County Attorney)

Mr. Wickerham stated these suffixed parcels are camps on State land.

Accepting tender offers in the Towns of Charlton, Day and Wilton totaling \$8,342.80. (Sam Pitcherale, County Treasurer)

Mr. Wickerham stated we can expect more to come in by next Tuesday's auction.

PUBLIC SAFETY

Introducing a proposed local law directing all wireless phone service providers operating in Saratoga County to send all wireless 911 calls to the Saratoga County Sheriff's Dispatch Center and setting a public hearing for April 11, 2007 at 4:45 p.m. in the Board Rooms. (Jim Bowen, Sheriff)

Introducing a proposed local law to establish a surcharge to cover costs of providing enhanced wireless 911 service and scheduling a public hearing for April 11, 2007 at 4:50 p.m. in the Board Rooms. (Jim Bowen, Sheriff)

Mr. Wickerham said this will be \$.30 per line.

Authorizing the Chairman to enter into a contract with Admit Computer Services, Inc. to provide installation and maintenance of Wireless 911 Dispatch software & hardware at a cost of \$140,710. (Jim Bowen, Sheriff)

Approving the 2007 Pre-Trial Services and Community Work Order Service Plans and accepting \$37,500 in State grants. (Wes Carr, Youth Bureau Director)

Authorizing the STOP-DWI Plan for 2007 and authorizing the Chairman to enter into agreements with agencies necessary to implement the Plan. (Bob Murphy, STOP-DWI Coordinator)

Mr. Wickerham stated this is essentially unchanged from the 2006 plan.

CHAIRMAN'S ITEM

Appointing Jake Losaw of the Town of Moreau to the Saratoga County Fire Advisory Board for a term expiring on 12/31/07. (Chairman Phil Barrett)

LAW AND FINANCE

Amending the Saratoga County Policy and Procedures manual to add a new policy on workplace violence and to amend the chapter on managerial benefits. (Bill Baker, Personnel Director)

Authorizing an advancement of \$250,000 for the start up costs of the Saratoga County Water Authority in accordance with the approved Business Plan and amending the budget in relation thereto. (Sam Pitcherale, County Treasurer)

Mr. Wickerham said this will be paid back at 4% interest.

Appointing Janet Glenn as acting Director of Public Health Nursing. (Bill Baker, Personnel Director)

Mr. Wickerham stated that Helen Endres is retiring, and Janet will be offered a stipend of \$1,500.

On a motion by Mr. Lucia, seconded by Mr. Wood, the meeting was adjourned.

Respectfully submitted,
Elaine M. Sodemann

REGULAR SESSION
TUESDAY, MARCH 20, 2007
AT 4:00 P.M., D.S.T.

Board called to order by Chairman Barrett.

Roll call was taken. PRESENT – Raymond F. Callanan, Alan Grattidge, Philip C. Barrett, Anita Daly, Richard Lucia, Mary Ann Johnson, Jean Raymond, George J. Hargrave, Albert Janik, Jeffrey Trottier, Mindy Wormuth, Paul Sausville, Thomas Richardson, Frank Thompson, Harry G. Gutheil, Jr., Willard H. Peck, Richard C. Hunter, Sr., Thomas N. Wood, III, Cheryl Keyrouze, Joanne Dittes Yepsen, J. Gregory Connors, John Lawler, Arthur J. Johnson 23. ABSENT – 0.

PRESENTATION OF RES. 54:

Chairman Barrett and Supervisors Grattidge, Callanan, and Daly presented a copy of Res. 54 to Coach Shaun Zepf and each member of the 2006 Burnt Hills-Ballston Lake Girls' Varsity Cross Country Team. Chairman Barrett congratulated them on behalf of Saratoga County. He said this is an incredible accomplishment both athletically and academically.

PRESENTATION TO HELEN A. ENDRES:

Chairman Barrett presented Helen Endres with flowers and a proclamation honoring her on her retirement from the Saratoga County Public Health Department for over 34 years. Helen said now she can travel, rest, relax and enjoy her family. Chairman Barrett thanked her on behalf of the entire County. Your forward thinking and initiatives have brought a lot to this County and certainly added to the wide array of program we have to offer to preserve the health of our County's residents, he said. Helen thanked the Board members and said she is proud and appreciative to have worked for Saratoga County for all of these years, and she thanked Dave Wickerham for his guidance and support, and she recognized her fellow department heads.

PUBLIC INPUT

Frank Berlin, Town of Clifton Park, said he hopes the Supervisors looked at the information he distributed last month on nano pollution and how it affects our quality of life. He said he is very concerned that this is not a clean industry. We should be concerned about safety of the residents and the effects of the whole Hudson Valley area, he said. He said he has another article to give to the Board from the March 2nd Daily Gazette on a symposium held at the Albany Law School on nano technology. He said the public needs to know what will happen to our air and water quality. He said the tech park will need a lot of water, and someone on the Board said they can guarantee a limited supply. I do not think you can say that because the Hudson River is a finite source, and Glens Falls and Hudson Falls may use more water, and that would reduce the level of the water that flows down the Hudson River, he stated. He said the chips to be made are thin, metallic objects and who knows what they are made of and what they will be cleaned with. We should know the answers to those things, he said. Please look into this and make sure we don't commit millions of dollars trying to clean up a mess and look into health issues that could affect our residents, he added. This could be a disaster if we don't have an answer to these questions, he stated.

Andie Zajaceskowski, of Experience Works, said they are a community-based charitable organization, which helps people 55 years old and older get jobs. He introduced his boss, Larry Finkle.

Mr. Finkle said they are champions of older workers. They help older workers who are on a limited income get back into the workforce, he said. They are more employer driven. They take a look at that the employers' needs are in the community and train those mature workers coming back into the workforce to get employed by those employers, he said. He shared a few success scenarios with the Board regarding people who they helped employ.

Kyle York, Saratoga Springs, urged the Board to stop funding the County water system until they find competent guidance. Your project already squandered too much money on the blunders made by Malcolm Pirnie under the direction of Dan Loewenstein, he said. He displayed an aerial map of the plan from 2006,

which includes only the final position of the intake. He said to this he has added the toxic PCB sites that what the DEC calls the Queensbury Niagara Mohawk site. He said Dan Loewenstein knew little about the PCB's when he presented the first location of the intake in March 2002, he said. He stated it took Malcolm Pirnie 2 ½ years to realize that Site A was no good. In December 2004, Dan Loewenstein announced the intake would be moved 1,000 feet upstream, he said. He stated since Malcolm Pirnie could not locate the PCB's, Niagara Mohawk did the work for them. NiMo sent a letter to Malcolm Pirnie with a warning not to disturb the sediments, and the warning helped moved the intake to Site C. A member of the Water Committee stated that Dan Loewenstein said the land on Site B was too steep. The final EIS lists all three intake sites as "alternates", but he said Sites A and B were mistakes. He said the Water Committee meetings moved fast with few questions asked. When Veolia did a presentation on February 27th, Supervisors showed remarkable expertise when they interrupted with highly technical questions, he said. No such heat was ever turned on Dan Loewenstein until Supervisor Keyrouze asked Dan Loewenstein about the PAC filter units in the plan. He displayed the image she had shown Dan Loewenstein of one of the largest commercial units and asked the capacity of the units. He said Dan Loewenstein stated the image was a storage silo not a filtration unit. He displayed that image and said that is not a storage silo. It is a 200-gallon per minute PAC filtration unit manufactured by the TIGG Corporation. When your number one engineer can't tell a silo from a filter, you're in waters so deep that not even \$67 million can bail you out, he said.

On a motion by Mr. Connors, seconded by Mr. Wood, the minutes of the meetings of January 3 and January 22, 2007 were approved unanimously.

The Clerk presented the following:

Correspondence from Helen Endres, Public Health Director/Director of Patient Services/Early Intervention Official, announcing her retirement effective close of business on March 30, 2007.

Received and filed.

Copies of resolutions adopted by the Stillwater and Charlton Town Boards "Petitioning the State of New York to Adopt Legislation to provide for Property Tax Reform."

Referred to Supervisor Grattidge and the County Administrator.

Copy of a Notice of Public Hearing and a copy of the proposed local law amending Chapter 108 of the Code of the Town of Fort Edward to allow for Planned Unit Developments.

Received and filed.

REPORTS:

2006 Annual Report received from the Department of Social Services.

Received and filed.

2006 Stocking Report received from the Great Sacandaga Lake Fisheries Federation Inc.

Received and filed.

Mr. Grattidge said on March 2nd, the Legislative & Research Committee held a meet and greet with Congresswoman Gillibrand. A number of Supervisors and staff communicated some of the needs of the towns and County to the Congresswoman. He said on March 7th, a group of Supervisors and staff traveled to Albany and met with a number of our State representatives and staff to present the County's 2007 Legislative Program.

Mr. Grattidge stated all Supervisors received a packet on the Saratoga Horse Symposium to be held March 24 and 25 at the 4-H Training Center. He mentioned Cooperative Extension will be holding their 33rd Walk-a-thon on April 28th. This is a fundraiser for the 4-H Training Center on Middleline Road. He requested the

Supervisors to join him in this event, and if not, he will contact them for a generous pledge to support the Training Center.

On a motion by Mr. Hargrave, seconded by Mr. Callanan, all resolutions were adopted by a unanimous vote with the exception of Resolutions 61 and 70.

RESOLUTION 54 - 07

Introduced by Supervisors Grattidge, Callanan, Daly and Barrett

CONGRATULATING THE BURNT HILLS-BALLSTON LAKE GIRLS VARSITY CROSS COUNTRY TEAM

WHEREAS, the Saratoga County Board of Supervisors wishes to recognize the outstanding accomplishments of residents of Saratoga County; and

WHEREAS, the 2006 Burnt Hills-Ballston Lake Girls Varsity Cross Country Team established an exceptional record during the 2006 season; and

WHEREAS, the Team won the Guilderland Invitational, Manchester, New Hampshire Invitational, McQuaid Invitational, Burnt Hills Invitational, Suburban Council White Division with a best ever varsity Suburban Council record of 9-2 and the New York State Section 2 Championship; and

WHEREAS, the Team went on to win the New York State Class A Championship and finished fourth in the New York State Federation Championship; and

WHEREAS, the Team was ranked number six in the Northeast Nike Team National Ratings; and

WHEREAS, in addition to its athletic achievements, the Team achieved an impressive grade point average of 96%; and

WHEREAS, the athletic and academic achievements of these young people is a credit to their dedication and long hours of work, and to the leadership and hard work of their coach, Shaun Zepf, and to the support of their parents, families and friends; now, therefore, be it

RESOLVED, that the Saratoga County Board of Supervisors hereby recognizes and congratulates the 2006 Burnt Hills-Ballston Lake Girls Varsity Cross Country Team on their successful season and particularly on their New York State Class A Championship and their extraordinary academic accomplishments; and be it further

RESOLVED, that the Board of Supervisors commends each member of the Girls Varsity Cross Country Team; Martha Brown, Larene Cameron, Rachael Cyrus, Alyssa Drapeau, Meaghan Gregory, Carolyn Herkenham, Lauren Mullins, Lizzy Olsen, Molly Pezzulo, Lauren Rabideau, Samantha Roecker, Rachel Stalker, Emily Wexler and their coach Shaun Zepf, for the dedication and hard work that has led to their remarkable athletic and academic success; and be it further

RESOLVED, that the Board of Supervisors deliver a certified copy of this Resolution to each member of the 2006 Burnt Hills-Ballston Lake Girls Varsity Cross Country Team.

RESOLUTION 55 - 07

Introduced by Supervisors Hargrave, Gutheil, A. Johnson, M. Johnson, Peck, Thompson and Wood

APPOINTING JANET GLENN AS ACTING DIRECTOR OF PUBLIC HEALTH/PATIENT SERVICES WITH A MONTHLY STIPEND OF \$1,500 FOR PERFORMING THE ADDITIONAL DUTIES

WHEREAS, our Director of Public Health/Patient Services has submitted her retirement effective 3/31/07; and

WHEREAS, maintaining continuity in our Public Health Department necessitates appointing an Acting Director of Public Health/Patient Services during the time required to select a new Director; now, therefore, be it

RESOLVED, that Janet Glenn is appointed Acting Director of Public Health/Patient Services until a new Director is appointed; and be it further

RESOLVED, that Ms. Glenn receive a stipend of \$1,500 per month in addition to her current compensation as Assistant Director of Patient Services; and be it further

RESOLVED, this appointment shall be effective April 2, 2007.

BUDGET IMPACT STATEMENT: Stipend will be covered by surplus in Director’s salary account.

RESOLUTION 56 - 07

Introduced by Supervisors Barrett

APPOINTING MEMBERS OF COUNTY FIRE ADVISORY BOARD

WHEREAS, pursuant to County Law §225-a, the Board of Supervisors created the County Fire Advisory Board; and

WHEREAS, there is an opening on the Fire Advisory Board due to a resignation; now, therefore, be it

RESOLVED, that the following person is appointed as a member of the County Fire Advisory Board for term expiring December 31, 2007:

MUNICIPALITY

Moreau

NAME

Jake Losaw, 499 Gansevoort Road, Ft. Edward, NY 12828

RESOLUTION 57 - 07

Introduced by Supervisors A. Johnson, Daly, Gutheil, Janik, Peck, Richardson and Sausville

APPROVING IDA BONDS TO FINANCE A PROJECT FOR THE GENERAL SCHUYLER EMERGENCY SQUAD, INC.

WHEREAS, Resolutions 8-07, 175-06 and 74-06 appointed the current members of the County of Saratoga Industrial Development Agency (the “IDA”); and

WHEREAS, to accomplish its stated purposes, the IDA is authorized and empowered under the Act to issue its civic facility revenue bonds to finance the cost of acquisition, construction and installation of one or more “projects” (as defined in the Act), to acquire, construct and install said projects or to cause said projects to be acquired, constructed and installed, and to convey or lease said projects with the obligation to purchase; and

WHEREAS, General Schuyler Emergency Squad, Inc., A New York not-for-profit corporation having an address of Ferry Street, Schuylerville, New York (the “Company”), has presented an application (the “Application”) to the IDA, a copy of which has been filed with the IDA, requesting that the IDA consider undertaking: (A) to issue its civic facility revenue bonds in the principal amount not exceeding \$2,100,000.00 (the “Bonds”) to finance all, or a portion of, the project described in the following paragraph (the “Project”); and (B) to lease (with an obligation to purchase) or sell the Project Facility (as defined below) to the Company or such other person as may be designated by the Company and agreed upon by the IDA; and

WHEREAS, said Project consists of the following: (A) (1) the acquisition of an interest in a certain parcel or parcels of land comprising approximately 3.3 acres located at 901 New York State Route 29 in the Town of Saratoga, Saratoga County, New York (the “Land”), (2) the construction on the land of an approximately 8,000 square foot building for use as an ambulance facility (the “Facility”) and (3) the acquisition and installation in the Facility of certain machinery and equipment (collectively, the “Equipment” and together with the Land and the Facility, collectively the “Project Facility”) and (B) the financing of all or a portion of the costs of the foregoing by the issuance of its tax-exempt civic facility revenue bonds in one or more issues or series in an aggregate principal amount sufficient to pay the cost of undertaking the Project; and

WHEREAS, this Board has been advised by the IDA that it proposes to issue, subsequent to the adoption of this resolution, its civic facility revenue bonds from time to time in a principal amount sufficient to fund all, or a portion of, the cost of the Project, together with incidental costs in connection therewith, which principal amount is presently estimated to be approximately \$2,100,000.00; and

WHEREAS, the Company has requested that interest on the Bonds be treated by the Federal government as excludable from gross income for federal income tax purposes pursuant to Sections 103 and 145 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, pursuant to Section 147(f) of the Code, said interest will not be excludable from gross income for federal income tax purposes unless the issuance of the Bonds shall be approved by this Board of Supervisors after the IDA has conducted a public hearing thereon following reasonable public notice; and

WHEREAS, on February 14, 2007, the IDA held a public hearing to consider both the issuance of the proposed Bonds and the nature and location of the proposed Project, and a report of said public hearing has been made available to each member of this Board prior to this meeting; and

WHEREAS, pursuant to Section 147(f) of the Code, this Board desires to allow the interest on the Bonds to be treated as excludable from gross income for federal income tax purposes; and

RESOLVED, that, for the sole purpose of qualifying the interest payable on the Bonds for exclusion from gross income for federal income tax purposes pursuant to Section 147(f) of the Code, this Board of Supervisors, as the elected legislative body of Saratoga County, New York, hereby approves the issuance of the Bonds by the IDA, provided that the Bonds, and the premium (if any) and interest thereon, shall be special obligations of the County of Saratoga Industrial Development Agency, shall never be a debt of the State of New York, the County of Saratoga, or any political subdivision thereof (other than the County of Saratoga Industrial Development Agency), and that neither the State of New York, the County of Saratoga nor any political subdivision thereof (other than the County of Saratoga Industrial Development Agency) shall be liable thereon.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 58 - 07

Introduced by Supervisors Sausville, Callanan, Connors, Daly, Hunter, Janik and Yepsen

AUTHORIZING AN AMENDMENT TO THE MULTI-YEAR DOH CHILDHOOD LEAD SCREENING GRANT AGREEMENTS AND AMENDING THE BUDGET THERETO

WHEREAS, the State-funded Childhood Lead Screening Program is conducted by our Public Health Nursing Service; and

WHEREAS, Resolution 73-05 authorized acceptance of State funds and the program's continuation from April 1, 2005 through March 31, 2010; and

WHEREAS, additional funding in the amount of \$490 is now available from the New York State Department of Health; and

WHEREAS, this program is a useful and desirable service for our residents; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to execute an amendment to the Lead Screening Grant with the Department of Health to accept an additional \$490, the form and substance of said contract is subject to the approval of the County Attorney; and be it further

RESOLVED, that the County Budget is amended as follows:

PUBLIC HEALTH:

Appropriation:

Increase Acct.: #1-40-406-8200 Departmental Supplies \$490

Revenue:

Increase Acct.: 1-40-4407 Lead Screening-FA \$490

BUDGET IMPACT STATEMENT: The additional program supplies will be covered by this funding.

RESOLUTION 59 - 07

Introduced by Supervisors Thompson, Grattidge, Hargrave, Janik, Lucia, Raymond and Yepsen

AUTHORIZING ACCEPTANCE OF A BUSINESS AIRPORT DEVELOPMENT GRANT OFFER FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) FOR WORK AT THE SARATOGA COUNTY AIRPORT DESCRIBED AS TAXIWAY AND APRON REHABILITATION; TRANSIENT AIRCRAFT STORAGE HANGER REPLACEMENT (AIR '99), PIN 1902.11

WHEREAS, the County of Saratoga desires to advance the Project by committing funds for the local match, the funding shares being State \$2,550,000; Local \$283,333; and Total \$2,833,333; and

NOW, THEREFORE, the Saratoga County Board of Supervisors does hereby

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

RESOLVED, that the Chair of the Board of Supervisors be and is hereby authorized to execute all necessary Agreements on behalf of the County of Saratoga with NYSDOT in connection with the Project, and it is further

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

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: The County share of this project is \$283,333, which is already included in the 2007 Capital Plan.

RESOLUTION 60 - 07

Introduced by Supervisors Thompson, Grattidge, Hargrave, Janik, Lucia, Raymond and Yepsen

AUTHORIZING ACCEPTANCE OF AN AIRPORT IMPROVEMENT AND REVITALIZATION GRANT (AIR '99) OFFER FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) FOR WORK AT THE SARATOGA COUNTY AIRPORT DESCRIBED AS INSTALL WATER MAIN AND HYDRANTS, PIN 1902.90

WHEREAS, the County of Saratoga desires to advance the Project by committing funds for the local match, the funding shares being State \$270,000; Local \$30,000; and Total \$300,000; and

NOW, THEREFORE, the Saratoga County Board of Supervisors does hereby

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

RESOLVED, that the Chair of the Board of Supervisors be and is hereby authorized to execute all necessary Agreements on behalf of the County of Saratoga with NYSDOT in connection with the Project, and it is further

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

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: The County share of this project is \$30,000, which is already included in the 2007 Capital Plan.

On a motion by Mr. Hargrave, seconded by Mr. Callanan, Res. 61 was adopted by the following vote: AYES - Mr. Barrett 16,555; Mr. Callanan 8,729; Mr. Connors 7,522; Ms. Daly 16,555; Mr. Grattidge 3,954; Mr. Hargrave 3,589; Mr. Hunter 1,841; Mr. Janik 7,362; Mr. Johnson 12,541; Mrs. Johnson 920; Ms. Keyrouze 13,093; Mr. Lawler 8,515; Mr. Lucia 6,259; Mr. Peck 4,603; Ms. Raymond 1,384; Mr. Richardson 5,019; Mr. Sausville 13,005; Mr. Thompson 17,103; Mr. Trottier 1,971; Mr. Wood 5,114; Ms. Wormuth 18,359; Ms. Yepsen 13,093. NOES - Mr. Gutheil 13,549.

Mr. Gutheil stated he would rather see the money put directly towards the design rather than conceptual pictures.

RESOLUTION 61 - 07

Introduced by Supervisors M. Johnson, Connors, Gutheil, Hunter, Lucia, Raymond and Trottier

AUTHORIZING AN AGREEMENT WITH BUTLER, ROWLAND, MAYS ARCHITECTS, LLP TO PERFORM A CONCEPTUAL DESIGN FOR A NEW ANIMAL SHELTER

WHEREAS, due to the age of the Saratoga County Animal Shelter and to advances in animal shelter technology, it is deemed advisable to construct a new and modern facility; and

WHEREAS, prior to having a final design prepared for the new animal shelter, it is advisable to determine the needs and requirements for such a facility; and

WHEREAS, proposals were solicited for consulting architect services in preparing the conceptual design; and

WHEREAS, the Director of our Animal Shelter and the Buildings and Grounds Committee recommend that the proposal of Butler, Rowland, Mays Architects, LLP for the study and conceptual design of a new animal shelter be accepted; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an agreement with Butler, Rowland, Mays Architects, LLP of Mechanicville, New York for architectural consultant services in the study and conceptual design of a new animal shelter for a sum not to exceed \$26,500, the form and substance of such agreement subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: Funds for this project are included in the 2007 budget.

RESOLUTION 62 - 07

Introduced by Supervisors M. Johnson, Connors, Gutheil, Hunter, Lucia, Raymond and Trottier

AUTHORIZING AN AGREEMENT WITH N.Y.S.D.O.T. ACCEPTING \$11,500 AS COMPENSATION FOR A LAND ACQUISITION AND EASEMENTS IN THE TOWN OF MALTA

WHEREAS, the New York State Department of Transportation has exercised its eminent domain power to take title to a parcel of land owned by Saratoga County and located in the Town of Malta, for the purpose of the construction of the Round Lake By-Pass at Northway (I-87) Exit 12; and

WHEREAS, NYSDOT has offered the sum of \$11,500 as compensation for said parcel, and for temporary construction easements based on its full market appraisal; and

WHEREAS, said sum is fair and adequate compensation for the parcel taken by the State and for the temporary easements; and

WHEREAS, it is necessary to execute an Agreement of Adjustment with N.Y.S.D.O.T. to accept this offer; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an Agreement of Adjustment, accepting the sum of \$11,500 as compensation for a 38,729± square foot parcel of land in the Town of Malta and for temporary construction easements, the form and substance of such agreement subject to the approval of the County Attorney.

BUDGET IMPACT STATEMENT: The County will receive an additional \$11,500 in revenue from the State of New York.

RESOLUTION 63 - 07

Introduced by Supervisors M. Johnson, Connors, Gutheil, Hunter, Lucia, Raymond and Trottier

AUTHORIZING A ONE YEAR LEASE WITH J. THOMAS ROOHAN FOR SUPREME COURT CHAMBERS

WHEREAS, office space allocation difficulties continue for the County of Saratoga; and

WHEREAS, these difficulties necessitate the County's lease of chambers for Supreme Court Justice Frank Williams; and

WHEREAS, J. Thomas Roohan has offered to lease suitable space in the City of Saratoga Springs; and

WHEREAS, our Buildings and Grounds Committee recommends acceptance of this offer; now, therefore, be it

RESOLVED, that the Chairman of this Board of Supervisors is authorized to execute a lease agreement with J. Thomas Roohan for the provision of approximately 1666 square feet of space in its building in the City of Saratoga Springs, New York, for the period of one year to commence on the date of occupancy, at a rental of \$2,869.69 per month, plus \$184.49 per month for cleaning services; and, be it further

RESOLVED, that said lease agreement shall provide that the County of Saratoga shall have the right to terminate the lease agreement, subject to its provision of prior notice of at least six months before such termination.

BUDGET IMPACT STATEMENT: Funds are already included in the 2007 budget.

RESOLUTION 64 - 07

Introduced by Supervisors Trottier, Callanan, Connors, Grattidge, A. Johnson, M. Johnson and Lawler

INTRODUCING LOCAL LAW IDENTIFIED AS INTRODUCTORY NO. 1, PRINT NO. 1 OF 2007 DIRECTING ALL WIRELESS PHONE SERVICE PROVIDERS OPERATING IN SARATOGA COUNTY TO SEND ALL WIRELESS 911 CALLS TO THE SARATOGA COUNTY SHERIFF'S DISPATCH CENTER

WHEREAS, Saratoga County is about to complete implementation of a Wireless 911 Dispatch System, with the Dispatch Center located at the Saratoga County Sheriff's Office; and

WHEREAS, our Public Safety Committee recommends enactment of a Local Law directing all wireless phone service providers operating in Saratoga County to send all wireless 911 calls to the Saratoga County Sheriff's Dispatch Center; now, therefore, be it

RESOLVED, that a proposed Local Law, identified as Introductory No. 1, Print No. 1, of 2007, entitled "A LOCAL LAW DIRECTING ALL WIRELESS PHONE SERVICE PROVIDERS OPERATING IN SARATOGA COUNTY TO SEND ALL WIRELESS 911 CALLS TO THE SARATOGA COUNTY SHERIFF'S DISPATCH CENTER", is hereby introduced before the Saratoga County Board of Supervisors, and the Board of Supervisors shall hold a Public Hearing on April 11, 2007 at 4:45 p.m. in the Meeting Room of the Saratoga County Board of Supervisors at 40 McMaster Street, Ballston Spa, New York 12020, on the matter of the adoption of such proposed Local Law, and the Clerk of this Board of Supervisors be and she hereby is directed to give notice of such Public Hearing in the manner prescribed by law, and be it further

RESOLVED, that the Clerk of this Board give notice of such public hearing in the manner prescribed by law.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 65 - 07

Introduced by Supervisors Trottier, Callanan, Connors, Grattidge, A. Johnson, M. Johnson and Lawler

REQUESTING HOME RULE LEGISLATION AUTHORIZING SARATOGA COUNTY TO IMPOSE A WIRELESS 911 SURCHARGE

WHEREAS, Saratoga County is about to implement a Wireless 911 Dispatch System, with the Dispatch Center located at the Saratoga County Sheriff's Office; and

WHEREAS, the cost of construction, implementation and maintenance of such wireless 911 system should not be a burden on the general population of Saratoga County, but should be borne by those

individuals who use wireless telephone service within the County, in the form of a wireless 911 surcharge; and

WHEREAS, State legislation is required to authorize the Saratoga County Board of Supervisors to impose a wireless 911 surcharge; now, therefore, be it

RESOLVED, that the Board of Supervisors of Saratoga County requests enactment of state legislation authorizing Saratoga County to impose a surcharge not to exceed 30 cents per month on wireless communications service in Saratoga County, and be it further

RESOLVED, that the Clerk of the Board forward certified copies hereof to Assemblyman Roy J. McDonald, Assemblywoman Teresa Sayward, Assemblyman James N. Tedisco, Assemblyman Robert Reilly, Assemblyman Ronald Canastrari, Senator Joseph Bruno and Senator Hugh Farley.

BUDGET IMPACT STATEMENT: The proceeds of this surcharge will cover ongoing maintenance costs of the system.

RESOLUTION 66 - 07

Introduced by Supervisors Trottier, Callanan, Connors, Grattidge, A. Johnson, M. Johnson and Lawler

AUTHORIZING A CONTRACT WITH ADMIT COMPUTER SERVICES, INC. TO PROVIDE INSTALLATION AND MAINTENANCE OF A WIRELESS 911 DISPATCH SOFTWARE AND HARDWARE SYSTEM

WHEREAS, by Resolution 116-05, this Board of Supervisors accepted a grant to implement a wireless 911 system; and

WHEREAS, Admit Computer Services, Inc., the County’s current provider of 911 hardware and software, can provide an upgrade of its current system to allow it to function as a wireless 911 system, and will continue to provide maintenance for the upgraded system; now, therefore, be it

RESOLVED, that the Chair of the Board is authorized to execute an agreement with Admit Computer Services, Inc. of Farmingdale, New York for the installation and maintenance of upgraded software and hardware equipment for a wireless E-911 Dispatch System at a cost not to exceed \$140,710, the form and substance of said agreements subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: The cost of this contract will be covered within the current project costs.

RESOLUTION 67 - 07

Introduced by Supervisors Trottier, Callanan, Connors, Grattidge, A. Johnson, M. Johnson and Lawler

AUTHORIZING ACCEPTANCE OF STATE GRANTS FOR COMMUNITY WORK ORDER AND PRE-TRIAL SERVICES PROGRAMS

WHEREAS, By Resolution 207-06, this Board authorized the approval of our Alternatives to Incarceration (AIC) program, and the acceptance of five year funding from the State Division of Probation and Correctional Alternatives; and

WHEREAS, it is necessary to approve the AIC program for the current year, and to authorize acceptance of the second year of the said five year funding; now, therefore, be it

RESOLVED, that the Board of Supervisors approves the County’s 2007 Alternatives to Incarceration (AIC) Program, and, be it further

RESOLVED, that the Chairman of the Board execute all necessary documents with the State Division of Probation and Correctional Alternatives for application and acceptance of the following grants:

<u>FUND</u>	<u>PROGRAM</u>	<u>PERIOD</u>	<u>AMOUNT</u>
AIC	Community Work Order	1/1/06 - 12/31/10	\$14,062 per year
AIC	Pre-Trial Services	1/1/06 - 12/31/10	\$23,438 per year

BUDGET IMPACT STATEMENT: These funds have already been included in the 2007 budget.

RESOLUTION 68 - 07

Introduced by Supervisors Trottier, Callanan, Connors, Grattidge, A. Johnson, M. Johnson and Lawler

AUTHORIZING PARTICIPATION IN 2007 STATE STOP-DWI PROGRAM AND CONTRACTS WITH LOCAL AGENCY PARTICIPANTS

WHEREAS, Vehicle and Traffic Law §1197 authorizes establishment of county special traffic options programs for driving while intoxicated (STOP-DWI) to reduce drug-related and alcohol-related traffic injuries and fatalities; and

WHEREAS, Resolution 107-06 authorized renewal and implementation of our local STOP-DWI program and its participation in the 2006 State program; and

WHEREAS, 2006 County participants wish to continue their services in 2007; and

WHEREAS, the participation and cooperation of these local agencies and of the County are essential for effective action against this continuing menace to our residents; now, therefore, be it

RESOLVED, that the County of Saratoga renew its annual application to participate in the New York State STOP-DWI program for 2007; and, be it further

RESOLVED, that this Board of Supervisors approves the following 2007 STOP-DWI program for Saratoga County:

<u>ADMINISTRATION:</u>	<u>\$ 21,090</u>
Personnel	\$ 12,403
Contractual	\$ 6,131
Dept. Expenses	\$ 2,556
<u>ENFORCEMENT AGENCIES:</u>	<u>\$ 136,489</u>
Saratoga County Sheriff	\$ 46,100
City of Saratoga Springs	\$ 36,000
Village of South Glens Falls	\$ 7,750
Town of Waterford	\$ 6,300
City of Mechanicville	\$ 4,800
Village of Ballston Spa	\$ 5,900
Village of Corinth	\$ 6,300
Town of Stillwater	\$ 3,500
Additional funding	\$ 19,839
<u>COUNTY DEPARTMENTS:</u>	<u>\$ 157,900</u>
District Attorney	\$ 37,650
Probation	\$ 57,700
Mental Health	\$ 60,750
Office of Emergency Services	\$ 1,800
<u>INFORMATIONAL AGENCIES:</u>	<u>\$ 79,050</u>
ASAPP	\$ 73,050
School SADD Programs	\$ 5,600
CAPTAIN	\$ 400
Total 2007 Grants:	<u>\$394,529;</u>

and, be it further

RESOLVED, that, when necessary, the Chairman of the Board execute any agreements and documents to implement the above 2007 STOP-DWI program, their form and content being subject to the approval of the County Attorney and the Contract Administrator.

BUDGET IMPACT STATEMENT: None. Funds are already included in the 2007 budget.

RESOLUTION 69 - 07

Introduced by Supervisors Hargrave, Gutheil, A. Johnson, M. Johnson, Peck, Thompson and Wood

AMENDING POLICIES AND PROCEDURES MANUAL

WHEREAS, Resolution 330-82 adopted a manual of Policies and Procedures for the conduct of County government; and

WHEREAS, since adoption, Boards of Supervisors have enacted several amendments to the Manual; and

WHEREAS, the annual review of the Manual, mandated by §104-b of the General Municipal Law, has disclosed the appropriateness of a revision proposed by the County Attorney; and

WHEREAS, a copy of this proposal was provided to each member of this Board; and

WHEREAS, implementation of any legislature revisions to the Manual requires the approval of the Board; now, therefore, be it

RESOLVED, that the following sections of the Saratoga County Policies and Procedures Manual are amended as more particularly described in the County Attorney’s proposal:

<u>CHAP/SECTION</u>	<u>PARAGRAPH</u>	<u>TITLE</u>	<u>LAST AMENDED RES. NO.</u>
1 0		Workplace Violence	New Section
4 T	E.	Managerial Benefits	275 of 1984

and be it further

RESOLVED, that the Personnel Department distribute copies of these amendments to all County departments and agencies.

BUDGET IMPACT STATEMENT: No budget impact.

Discussion on Res. 70:

Mr. Callanan moved to adopt Res. 70. Mr. Hargrave seconded.

Chairman Barrett said as a point of clarification, this is part of the funds that have already been committed by this Board through the Business Plan.

Ms. Keyrouze said she asked one of the Supervisors if this amount of money could have come out of the \$10 million grant that we voted on last month, and she was told that it couldn’t because that money wouldn’t be coming to us in another year or so. Is that why it’s being taken out against the loan, she asked.

Mr. Lawler said the \$10 million grant is on a reimbursable basis whereby the County incurs costs and submits documentation to the State, and the State then reimburses us from the \$10 million grant money. The \$250,000 is to hire a director and an attorney, and we cannot incur those costs. The attorney for the Authority cannot work for the County because there would be a conflict of interest there, he said. The Water Authority also needs to open an office somewhere close by, and those are expenses we have to incur, but we don’t have the money to pay for them and then get the money back from the State, he said. You can’t incur costs until you pay for it, and the Water Authority has no money to pay for anything, he said. We need money to actually start the business of the Water Authority, he added.

Res. 70 was adopted by the following vote: AYES - Mr. Barrett 16,555; Mr. Callanan 8,729; Mr. Connors 7,522; Ms. Daly 16,555; Mr. Grattidge 3,954; Mr. Gutheil 13,549; Mr. Hargrave 3,589; Mr. Hunter 1,841; Mr. Janik 7,362; Mr. Johnson 12,541; Mrs. Johnson 920; Mr. Lawler 8,515; Mr. Lucia 6,259; Mr. Peck 4,603; Ms. Raymond 1,384; Mr. Richardson 5,019; Mr. Sausville 13,005; Mr. Thompson 17,103; Mr. Trotter 1,971; Mr. Wood 5,114; Ms. Wormuth 18,359. NOES - Ms. Keyrouze 13,093; Ms. Yepsen 13,093.

RESOLUTION 70 - 07

Introduced by Supervisors Hargrave, Gutheil, A. Johnson, M. Johnson, Peck, Thompson and Wood

AUTHORIZING AN ADVANCE OF \$250,000 TO THE SARATOGA COUNTY WATER AUTHORITY FOR START UP COSTS

WHEREAS, by Resolution 30 of 2007, this Board of Supervisors approved the business plan of the Saratoga County Water Authority for the construction of a county wide water system, and committed itself to participation in the Service Agreement which is part of the said Business Plan and by which the County will guarantee the expenses of the Authority in constructing and operating the water system until such time as revenues of the Authority are sufficient to cover said expense; and

WHEREAS, the Saratoga County Water Authority is in need of funds to cover start up expenses for this project until such time as the funding set forth in the Business Plan is forthcoming; and

WHEREAS, the Business Plan and Service Agreement require that sums advanced by the County to the Authority be repaid by the Authority at 4% interest and prior to any reduction in the price of water; now, therefore, be it

RESOLVED, that the Saratoga County Treasurer is authorized and directed to advance funds in the amount of \$250,000.00 payable to the Saratoga County Water Authority and to establish an accounts receivable of \$250,000 due to the County from the Saratoga County Water Authority.

BUDGET IMPACT STATEMENT: These funds are available within the Water Project Capital Fund.

RESOLUTION 71 - 07

Introduced by Supervisors Hargrave, Gutheil, A. Johnson, M. Johnson, Peck, Thompson and Wood

APPROVING 2005-2009 CONTRACT WITH SARATOGA COUNTY DEPUTY SHERIFF'S POLICE BENEVOLENT ASSOCIATION AND AMENDING THE BUDGET THERETO

WHEREAS, Resolution 197-02 approved the current contract with the Saratoga County Deputy Sheriff's Police Benevolent Association which expired on December 31, 2004; and

WHEREAS, our Negotiating Committee has engaged in collective bargaining contract negotiations with the Association and a Memorandum of Agreement was accepted on December 13, 2006; and

WHEREAS, that tentative agreement for a five-year contract through December 31, 2009 was approved by the Association's membership on March 16, 2007; and

WHEREAS, approval of this tentative agreement by this Board is necessary for its implementation; now, therefore, be it

RESOLVED, that this Board of Supervisors hereby approves the tentative 2005-2009 Agreement with the Saratoga County Deputy Sheriff's Police Benevolent Association; and, be it further

RESOLVED, that the Chair of this Board of Supervisors execute the 2005-2009 contract with the Saratoga County Deputy Sheriff's Police Benevolent Association subject only to final agreement on, the approval of, its language in final form by this Board's Negotiating Committee and its special counsel; and, be it further

RESOLVED, that the Saratoga County Budget is amended as follows:

SHERIFF'S DEPARTMENT:

Appropriations:

Increase Acct. #1-30-000-6890 Salary Provision \$2,053,842

Revenues:

Increase Acct. #1-0599.M App Fund Balance

\$2,053,842

BUDGET IMPACT STATEMENT: This resolution is part of the implementation of the labor contracts and will require the appropriation of Fund Balance in the amount of \$2,053,842.

RESOLUTION 72 - 07

Introduced by Supervisors Hunter, Hargrave, M. Johnson, Keyrouze, Trottier, Wormuth and Wood

CANCELLING DELINQUENT TAX LIENS IN THE TOWN OF HALFMOON

WHEREAS, delinquent taxes for the year 2005 and 2006 are outstanding in the amount of \$1,206.17 on tax parcel 289.-1-23.-2 and in the amount of \$1,864.17 on tax parcel 289.-1-23.-1, both in the Town of Halfmoon, and

WHEREAS, these parcels are both seasonal camps located on lands owned by the New York State Canal Corporation, both of which were previously rented to individuals and therefore subject to real property taxation; and

WHEREAS, the Canal Corporation ceased renting the parcels in 2005, and the aforesaid delinquent tax liens are not enforceable; and

WHEREAS, the Tax Enforcing Officer has determined that there is no longer any practical method to enforce the collection of the delinquent tax liens on said properties and a supplementary proceeding to collect the tax would not be effective; now, therefore, be it

RESOLVED, that the delinquent tax lien in the amount of \$1,206.17 on tax parcel number 289.-1-23.-2 and the delinquent tax lien of \$1,864.17 on tax parcel number 289.-1-23.-1, both in the Town of Halfmoon, are hereby cancelled, and the amount of any credit given to any municipal corporation on account of said delinquent taxes shall be charged back to said municipal corporation, pursuant to §1138(6)(d) of the Real Property Tax Law.

BUDGET IMPACT STATEMENT: No budget impact.

RESOLUTION 73 - 07

Introduced by Supervisors Hunter, Hargrave, M. Johnson, Keyrouze, Trottier, Wood and Wormuth

AUTHORIZING CONVEYANCE OF TAX-ACQUIRED LANDS

WHEREAS, unpaid taxes resulted in the County's acquisition of certain lands in various towns, and

WHEREAS, the former owners or their successors in interest have requested the pre-auction conveyance of one of the said parcels in consideration of their payment of an amount equal to the unpaid taxes, penalties, interests and charges, and

WHEREAS, our Equalization and Assessment Committee recommends approval of this request; now, therefore, be it

RESOLVED, that the Chair of the Board of Supervisors convey by quitclaim deed to the following parties or their designee, the lands set opposite their names, upon payment of the indicated amounts, which include penalties, interest and charges,

CONVEY TO:	YEAR	TOWN	S/B/L	AMOUNT
James C. Holbrook 4296 Jockey Street Charlton, NY 12019	2004 & 2005	Charlton	225.-1-9	\$ 487.84
James C. Holbrook Mary E. Holbrook 2107 Route 67 Ballston Lake, NY 12019	2004 & 2005	Charlton	225.-1-10	\$ 3,531.45

Jason S. Ellenbogen 18 Gramecy Court Clifton Park, NY 12065	2004 & 2005	Clifton Park	265.20-2-25	\$11,858.02
Norman H. Allen, Jr. 108 Min Allen Road Hadley, NY 12835	2004	Day	24.-2-8.1	\$ 991.56
William Nicol 213 Ash Street Corinth, NY 12822	2004, 2005 & 2006	Edinburg	54.17-1-73	\$ 792.35
Harriet O. Bishop 27 Barney Road Middle Grove, NY 12850	2004 & 2006	Greenfield	149.-1-6.1	\$ 6,077.48
Sidney & Rickena Lobdell 2168 Barrett Road Ballston Spa, NY 12020	2004 & 2005	Milton	189.-3-66	\$ 5,467.22
Nationstar Mortgage 350 Highland Drive Lewisville, TX 75067	2004, 2005 & 2006	Wilton	153.-2-23.2	\$ 3,331.95

BUDGET IMPACT STATEMENT: This amount includes all appropriate penalties and interest.

Chairman Barrett announced the following appointments:

EQUALIZATION & ASSESSMENT COMMITTEE
INSURANCE & RISK MANAGEMENT COMMITTEE
LEGISLATIVE & RESEARCH COMMITTEE
SOCIAL PROGRAMS COMMITTEE
PCB DREDGING COMMITTEE

Supervisor Mindy Wormuth, Tn. of Halfmoon
(replacing Ken DeCerce)

LOCAL EARLY INTERVENTION COORDINATING COUNCIL

Cynthia Redshaw, OMRDD
15 Hyde Blvd.
Ballston Spa, NY 12020
(Term Exp. 12/31/07)

Ms. Keyrouze said after last month's meeting, we went into executive session, and she felt very uncomfortable with that. The next day she called the Committee on Open Government, and she was told that act was actually illegal, and if she wanted to, she could file an Article 78.

Ms. Keyrouze said the last business plan contract that we voted on has different numbers today, and she wondered if that contract was null and void now and will the Water Authority come up with a different business plan.

Mr. Lawler asked how the numbers are different. Ms. Keyrouze said because SEDC is going to be taking a different amount. Mr. Lawler said the contract part is the total cost, and the County has agreed to guarantee both the bonded debt which has not changed and the operating expenses. If anything, the business plan is in

better shape than it was when we voted a month ago, he stated. He said it wasn't a contract. The Board agreed to endorse and guarantee the business plan, he said. He said the business plan is better and therefore, the County's guarantee of an operating shortfall is projected to be less. He said he was disappointed in the way she and Ms. Yepsen voted today. He said their primary concern, which is a valid one, has been the lack of contracts with water purchasers. We have two contracts, and we will have the third contract by the end of the month and 3.2 million gallons per day in contracts, and those are written, legally binding documents, he stated.

Ms. Keyrouze said after the last meeting when we voted on this business plan, there were changes made by some of the towns. She said there will be changes made and it will probably happen again. Mr. Lawler said the total amount of water purchased has increased, whether Ballston or Wilton buys more or less, so long as the total amount of water under contract increases, the business plan becomes stronger, he stated. Ms. Keyrouze said AMD's stock is dropping on a daily basis, and she still has real concerns with them increasing the amount they are promising to buy, and we don't know what businesses are going in there. Mr. Lawler said SEDC knows what businesses they are talking to and what AMD's projected water demands are, and the business plan has gotten stronger in the last month.

Ms. Yepsen said if the business plan is going to be fluid, why don't we have a new version of it for every Board meeting so that we can see the changes in writing which would be helpful.

Mr. Gutheil said he doesn't think the image of the County Water Plan is being properly portrayed to the general public. There have been a lot of inaccuracies, and numbers and figures have been printed wrong in the press. I don't think people are looking at the long-term benefits, he said. He stated he is part of a regional system by contract. Once the debt is paid off, all of the users will be paying 90 cents per thousand gallons, he said. He stated the people who don't know whether or where they are going to buy water should take a hard look at where their community is going to be 30, 40 or 50 years from now. He said right now, his town is paying less than \$1 per thousand gallons. He stated people need to have confidence in this plan. The Veolia plan isn't going all the way up the Northway corridor, and that won't solve the problems between Luther Forest and Moreau, he said. He said there has been too much politics in the debate on this issue. It's time to start looking at the facts to see what they can do for their constituents, he said. He said he has spoken to some Clifton Park residents about their water, and they have told him they are on treatment systems, and a lot of them have to change their fixtures because of the water. He said he is not an expert on Clifton Park's quality of water, but as more and more people come on, and you start selling more water, the project will look better and better. We should all be working together, and people should be looking at the facts, he said.

Mr. Gutheil said his other concern is the accusation of this Board holding an illegal meeting. He said he would like to hear from the County Attorney on that. He said he wouldn't have made a motion to go into a meeting that was illegal. He said he doesn't think the second to that motion thought it was illegal. He said in the discussion, it involved a County employee who receives a salary for the position that is held. He stated in his mind, that represents a personnel issue, but he would be anxious to hear from counsel.

Mark Rider, County Attorney, said the Chairman of the Board is a salaried employee of the County, but he said he wasn't present during the discussion in that meeting. He said it was thought there would be possible action in that meeting, whether it be corrective or punitive, and that is certainly appropriate under executive session under the Public Officers' Law.

Mr. Lawler requested Chairman Barrett to direct the County Attorney to contact the appropriate State authority to determine whether that meeting was appropriate because we should know for sure if that meeting was inappropriate so that we don't make that mistake again, and if the meeting was appropriate, the integrity of the Board has been called into question, and he would like to get that issue resolved.

Mr. Lawler said he spent a year and a half asking serious questions about the water contracts and the business plan. He has asked more questions about the Water Authority than the rest of this Board combined, he stated. Last month he said he promised the Water Authority would move forward incrementally before the County actually began construction. That's exactly what we are doing, he said. What I'm sensing here from some of the people opposed to the water plan is almost a disappointment that the plan appears to be coming together, he said. We've answered the more serious questions, and the Water Authority and Water

Committee want to make this a collaborative process, he said. At some point when it is documented that this project pays for itself, that it has legally binding contracts in place, that we have verified that the remainder of the funds necessary to finance this project are available to us, I would be mystified why anyone would oppose the opportunity for some of our communities to gain access to affordable plentiful supply of water, especially in an area that promises so much return and so much promise to our community as the Luther Forest Technology Park, he stated. He said this argument is starting to generate into a political issue. This project is too important to Saratoga County to see that happen, he said. He stated he is not a scientist or an environmental expert, but he relies on the various State agencies that have reviewed this. If they give their seal of approval and do not find issues with it, is it reasonable for us to overrule the experts who are charged with protecting our environment, he asked. Is it reasonable for us to overrule them with our limited experience and knowledge; I don't think so, he said. Either we will have the contracts and the funding guarantee or we won't, he said. If we have the pieces to make the pie, we have to make the pie as the right thing to do, he stated. I realize it's not the best solution for everybody in this room, but when you look at it from a Countywide basis, I believe it's the best solution for the County, he said. I think it will become more and more difficult to find legitimate issues to say why this shouldn't go forward, he said. We are on the verge of addressing the contract issue, which I heard repeatedly why people had problems supporting this, he stated. By the end of the month, I expect we will have 3.2 million gallons per day in contracts, he added.

Chairman Barrett reminded everyone of the County auction today at 5:30 p.m.

Chairman Barrett thanked those who joined him on the Negotiating Committee, Mrs. Johnson, Mr. Gutheil, Jack Kalinkewicz and Bill Baker and Jay Girvin, for working diligently. We have been a couple of years without a Sheriff's contract, and that issue has been resolved. This is a very fair contract and makes a strong commitment to our law enforcement personnel, he stated.

Mr. Gutheil mentioned that some of the people who criticized the water project are the same people who said this project would be well over \$100 million. The bid opening has proven them wrong, he said.

Ms. Keyrouze said the reasons she is concerned with the County Water Plan is stated in the FEIS. She mentioned she let the Open Government Office know what happened with last month's meeting. She said she was told because the Chairman is an elected official, it was illegal. Chairman Barrett said the County Attorney will be checking on that.

Ms. Yepsen said she would like an update of what we are doing to implement the County's Green Infrastructure Plan. Mr. Peck stated the Land Preservation Committee will be meeting on April 2, and Supervisor Yepsen is welcomed to attend. We will be discussing the current grant structure, and everyone is welcomed to attend, he stated.

On a motion by Mr. Connors, seconded by Mr. Lawler, the meeting was adjourned.

Barbara J. Plummer, Clerk