

Amended 03/20/15

Resolution No. 57 March 20, 2015
By Supervisors Idleman, Brown, Haff, Dumas, Armstrong

TITLE: To Support the Siting of a Medical Marijuana Cultivation Center in Washington County Pursuant to the Compassionate Care Act

WHEREAS, New York State has passed the Compassionate Care Act (the Act) allowing for the use of medical marijuana in certain forms for certain medical conditions, and

WHEREAS, the Act provides for the siting of a total of five cultivation centers statewide, operating under registered organizations with regulatory oversight by the State Health Department, and

WHEREAS, Washington County's location and agricultural history make it a logical choice for a cultivation center, and

WHEREAS, a cultivation center would also provide much needed jobs to Washington County residents, and

WHEREAS, much needed revenue would also be received in the form of excise tax on the operation, and

WHEREAS, in 2014 Washington County ranked 57th out of the 57 New York Counties in the collection of Sales Tax Dollars per Capita, and

WHEREAS, the Agriculture, Planning, Tourism and Community Development Committee has voted to support such siting and recommend the same to the full Board of Supervisors; now therefore be it

RESOLVED, that the Washington County Board of Supervisors hereby supports and requests the siting of a cultivation center in Washington County pursuant to the Compassionate Care Act; and be it further

RESOLVED, that a copy of this resolution be sent to Members of Assembly Stec, Woerner and McLaughlin, Senators Little and Marchione and the relevant New York State Agencies.

BUDGET IMPACT STATEMENT: None for this resolution except for postage. There is the potential for additional tax revenue if a facility is located within the County.

Resolution No. 58 March 20, 2015
By Supervisors Idleman, Brown, Haff, Dumas, Armstrong

TITLE: To Support the Siting of a Medical Marijuana Cultivation Center in Washington County by Compassionate Relief Centers of New York, Inc. Pursuant to the Compassionate Care Act

WHEREAS, the Compassionate Relief Centers of New York, Inc. (The Center) has proposed siting a cultivation center within the Town of Jackson, Washington County, and

WHEREAS, the Center will be submitting an application to the State of New York for the siting of a cultivation center pursuant to the Compassionate Care Act, and

WHEREAS, redevelopment of this large site in the southern section of Washington County would have a large economic impact in both employment and revenue, and

WHEREAS, the Compassionate Relief Centers of New York, Inc. made a presentation to the Agriculture, Planning, Tourism and Community Development Committee that was favorably received, and

WHEREAS, the Board of Supervisors has endorsed the concept of a cultivation center within Washington County; now therefore be it

RESOLVED, that the Board of Supervisors hereby indicates its support for the Compassionate Relief Centers of New York, Inc. in its application for a cultivation center; and be it further

RESOLVED, that a copy of this resolution be sent to Members of Assembly Stec, Woerner and McLaughlin, Senators Little and Marchione and the relevant New York State Agencies.

BUDGET IMPACT STATEMENT: None for this resolution except for postage. There is the potential for additional tax revenue if a facility is located within the County.

Resolution No. 59 March 20, 2015
By Supervisor Lindsay

TITLE: Appoint Member to the Counties of Warren and Washington Industrial Development Agency and Civic Development Corporation

WHEREAS, Warren County representative Matthew Montesi has resigned from the Warren and Washington Counties Industrial Development Agency and Civic Development Corporation, and

WHEREAS, Warren County is recommending appointment of Matt Simpson to fill the unexpired term; now therefore be it

RESOLVED, that Matt Simpson is hereby appointed to the Warren and Washington Industrial Development Agency and Civic Development Corporation to fill the unexpired term; and be it further

RESOLVED, that this resolution is contingent upon the adoption of a similar resolution by the County of Warren.

BUDGET IMPACT STATEMENT: None.

Resolution No. 60 March 20, 2015
By Supervisors Brown, Pitts, Suprenant, Campbell, Haff, Hicks, O'Brien, Gang

TITLE: To Appoint Commissioner to the Washington County Sewer District

WHEREAS, John Newell of the Village of Fort Edward has resigned from the Washington County Sewer District Board of Commissioners, and

WHEREAS, Howard Miles of the Village of Fort Edward has been recommended to fill the unexpired term and the Public Works Committee has approved the appointment; now therefore be it

RESOLVED, that Howard Miles of the Village of Fort Edward is hereby appointed as a Commissioner of the Washington County Sewer District to fill the unexpired term expiring April, 2016.

BUDGET IMPACT STATEMENT: None.

Resolution No. 61 March 20, 2015
By Supervisors Suprenant, Henke, Shay, Haff, Pitts, O'Brien, Armstrong

TITLE: To Make Appointments to the Washington County Fire Advisory Board

WHEREAS, the Fire Advisory Board has recommended appointments to said Board, and

WHEREAS, the Public Safety Committee has recommended the same; now therefore be it

RESOLVED, that the following appointments be made to the Washington County Fire Advisory Board with the terms expiring as indicated:

Name	Fire Department	Term Expires
Joseph Wever	Salem Fire Department	12/31/2017
Gary St. Mary	Greenwich Fire Department	12/31/2017
Thomas Cassidy	Shushan Fire Department	12/31/2017
Dennis Johnson	Putnam Fire Department	12/31/2017
Nelson W. Chase, Jr.	Kingsbury Fire Department	12/31/2017
Craig Hansen	Easton Fire Department	12/31/2017
George Flint	Hebron Fire Department	12/31/2017
Mitchell Beck	West Fort Ann Fire Department	12/31/2016

BUDGET IMPACT STATEMENT: None.

Resolution No. 62 March 20, 2015
By Supervisors Hicks, Shay, Henke, Campbell, Dumas

TITLE: To Designate Real Property Tax Director to Approve Corrections to the Tax Roll and Tax Bill and to Authorize Payment of Refunds Less Than \$1,500 for Correction of Errors Appearing on Assessment and Tax Rolls

WHEREAS, Chapter 515, Laws of 1997, Sections 554 and 556, New York State Real Property Tax Law, have been amended to permit a tax levying body to authorize designated officials to approve correcting the tax roll and tax bill, and to authorize the payment of refunds less than \$1,500 (one thousand five hundred dollars) for correction of errors appearing on assessment and tax rolls, and

WHEREAS, Washington County processes correction of errors resolutions causing related administrative effort and legislative action which can be minimized, resulting in the time and cost savings, and

WHEREAS, the County Treasurer and the Director of Real Property Tax Services recommend that this amendment be adopted in order to make these corrections and/or refunds to the taxpayer erroneously assessed in a more timely and efficient fashion, and

WHEREAS, in all instances where denial is recommended by the Real Property Tax Director, the Board of Supervisors retains authority to determine what action shall occur on the Erroneous Assessment; now therefore be it

RESOLVED, that the Real Property Tax Service Director is hereby designated pursuant to the provisions of Chapter 515, New York State Real Property Tax Law for the period beginning March 20, 2015; and be it further

RESOLVED, also pursuant to Chapter 515, that on or before the 2nd Thursday of each month, the County Real Property Tax Service Director shall submit a report to the County Finance Committee of the corrections and refunds processed by him/her during the preceding month indicating the name of each recipient, the location/tax map number of the property, and the amount of the correction or refund; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the NYS Real Property Tax Services Agency, the Washington County Treasurer and the Washington County Attorney.

BUDGET IMPACT STATEMENT: None.

Resolution No. 63 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Idleman, Pitts, Hicks, O'Brien, Haff, Shay

TITLE: Resolution of the Washington County Board of Supervisors Petitioning Governor Cuomo and the State Legislature to Delay Proposed Legislation Which Would Move the STAR Exemption from a Real Property Tax Exemption to a Personal Income Tax Credit

WHEREAS, included in the 2015/2016 New York State Budget is a proposal to convert the STAR real property tax exemption to a Personal Income Tax (PIT) credit, and

WHEREAS, this transition is supported by both the New York State Assessors Association and the New York State Association of County Directors of Real Property Tax Services as New York State is better equipped to ensure the accuracy of this exemption, and

WHEREAS, this transition to a PIT credit would start with any STAR exemption that was granted for property owners that were not eligible as of March 3, 2014, and

WHEREAS, this transition would result in much confusion to the local property owner who has been under the assumption that they would be eligible for the exemption since they applied with their local Assessor, and

WHEREAS, this transition will require the Assessors' offices in Washington County to send out denial letters for this exemption. Washington County will also be processing RPTL520 notices for the STAR exemptions, which will increase the amount of phone calls, letters and foot traffic to both local and county offices, to explain why the denial/chargeback has to occur, and

WHEREAS, this transition will result in either a shortage in their escrow account which would then have to be made up in double for the next escrow payment year or their anticipated tax bill will be approximately \$400 more with the Basic STAR and \$900 more with Enhanced STAR than they budgeted on their own, and

WHEREAS, the timing of the passing of the State Executive Budget, will be after the assessor has completed the work on the tentative assessment roll, and the roll file will possibly be in the hands of the county. The County Real Property Office will need to coordinate the removal of these exemptions; now therefore be it

RESOLVED, that the Washington County Board of Supervisors on recommendation of the Finance Committee petitions New York State to delay this transition to any STAR exemption that was granted after the 2015 Assessment Roll to more adequately inform the public of this important change in their taxes; and be it further

RESOLVED, that the Clerk of the Board shall forward copies of this resolution to Governor Cuomo, Senators Little and Marchione, Assemblypersons Stec, Woerner and McLaughlin, New York State Association of Counties and all other deemed necessary and proper.

BUDGET IMPACT STATEMENT: None.

Resolution No. 64 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Idleman, Pitts, Hicks, O'Brien, Haff, Shay

TITLE: Amend Budget - Farmland Protection Grant - Purchase of Development Rights

WHEREAS, per Resolution No. 214 dated June 16, 2006, the County has a Memorandum of Agreement with Agricultural Stewardship Association (ASA) for the purchase of development rights grant program, and

WHEREAS, the County was successful in receiving a \$627,502 grant to purchase development rights for the Hand Melon Farm in the Town of Easton, and

WHEREAS, the County's only financial obligation is as a pass through funding agency for these funds; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized to make the following budget amendment:

Increase Appropriation:

A8020.4620	Planning – Grants	627,502
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Increase Revenue:

A3780	Ag & Farmland Protection Grant	627,502
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;and be it further

RESOLVED, that the County Treasurer is authorized to pay out of audit vouchers relating to this grant up to \$627,502.

BUDGET IMPACT STATEMENT: Grant is to purchase development rights for the Hand Melon Farm in the Town of Easton. The local match of these funds, in the amount of \$15,000 is raised by the Agricultural Stewardship Association (ASA).

Resolution No. 65 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Idleman, Pitts, Hicks, O'Brien, Haff, Shay

TITLE: Amend 2014 Budget – Sewer District No. 2 for Truck Repair

WHEREAS, in December 2014 a Sewer District truck was involved in an accident and incurred damages, and

WHEREAS, the faulty driver's insurance company issued repair checks and the truck was repaired, and

WHEREAS, the 2014 budget needs to be amended to allocate funds for the repairs and insurance funds received; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized to make the following budget amendment:

Increase Appropriation:

GB8120.4240	SD #2 – San. Sewers – Auto Repair	13,833
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Increase Revenue:

GB2680	Insurance Recoveries	13,833
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BUDGET IMPACT STATEMENT: Insurance recovery paid for repairs to truck.

Resolution No. 66 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Idleman, Pitts, Hicks, O'Brien, Haff, Shay

TITLE: Amend 2015 Budget – Sewer District No. 2 to Purchase Gas Detection Meter

WHEREAS, the Executive Director of the Sewer District has requested to transfer funds from contractual to equipment to purchase a gas detection meter for the anaerobic digester building for safety reasons; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized to make the following budget amendment:

Increase Appropriation:

GB8130.2090	SD#2 – San. O&M – Equip. – Other	4,500
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Decrease Appropriation:

GB8130.4280	SD#2 – San. O&M – Supplies	4,500
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BUDGET IMPACT STATEMENT: Transfer funds from contractual to equipment to purchase gas detection meters.

Resolution No. 67 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Idleman, Pitts, Hicks, O'Brien, Haff, Shay

TITLE: Amend 2014 Budget – County Road Fund for Purchase of Fax Machine

WHEREAS, the Superintendent of Public Works has requested a 2014 budget amendment transferring funds from contractual to equipment to properly reflect the purchase of a fax machine; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized to make the following budget amendment:

Increase Appropriation:

D5110.2010	Co. Road Fund – Office Equip.	132
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Decrease Appropriation:

D5110.4280	Co. Road Fund – Supplies	132
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BUDGET IMPACT STATEMENT: Transfer funds between line items within 2014 budget.

Resolution No. 68 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Idleman, Pitts, Hicks, O'Brien, Shay

TITLE: To Adopt Crime Forfeiture Plan and Amend District Attorney 2015 Budget

WHEREAS, the District Attorney has provided the committee with his spending plan, and

WHEREAS, the Public Safety Committee recommends the adoption of the spending plan as recommended by the District Attorney; now therefore be it

RESOLVED, that Washington County hereby adopts the 2015 District Attorney's crime forfeiture spending plan; and be it further

RESOLVED, that the County Treasurer is hereby authorized to make the following budget amendment to the District Attorney's 2015 budget:

Increase Appropriation:

A1165.103	Overtime 1.5 – DA	15,000
A1165.2900F	Equipment-Forfeiture-DA	59,406
A1165.4900F	Contractual-Crime Proceeds Federal – DA	<u>5,000</u>
		79,406

Increase Appropriated Fund Balance:

A599	Appropriated Fund Balance-Forfeiture Reserve	79,406
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BUDGET IMPACT STATEMENT: Transfers \$79,406 of previously reserved crime forfeiture monies to the District Attorney's 2015 budget.

Resolution No. 69 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Idleman, Pitts, Hicks, O'Brien, Haff, Shay

TITLE: To Authorize Payment of Stale Vouchers – DWI Crackdown Grant

WHEREAS, vouchers have been submitted for services provided by Village Police Departments as part of the DWI Crackdown grant, and

WHEREAS, the vouchers are summarized as follows:

Police Department	Service Date(s)	Amount
Cambridge/Greenwich Police	3/15/13, 3/17/13, 7/4/13	\$612.41
Fort Edward Village Police	11/1/13	\$610.20
Granville Village Police	1/31/14	\$887.58
Hudson Falls Village Police	8/30/13, 5/25/14, 11/2/14, 11/30/14	\$3,149.70
Whitehall Village Police	10/26/12, 7/3/14, 8/30/14	\$871.37

,and

WHEREAS, due to the stale date of these vouchers, the Finance Committee has reviewed these claims and recommend payment be made; now therefore be it

RESOLVED, that the Washington County Board of Supervisors authorizes payment of these vouchers.

BUDGET IMPACT STATEMENT: None.

Resolution No. 70 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Idleman, Pitts, Hicks, O'Brien, Haff, Shay

TITLE: Amend 2015 Mental Health Budget and Contracts to Provide Direct Care and Clinical Employees 2% COLA

WHEREAS, the Director of the Office of Community Services has requested an amendment to the 2015 budget and contracts to allow a pass through of 100% state aid of \$11,057, and

WHEREAS, these funds will be passed through to Glens Falls Hospital (\$6,014) and 820 River Street, Inc. (\$5,043) to provide direct care and clinical employees a 2% COLA; now therefore be it

RESOLVED, that the Washington County Board of Supervisors approves the contract amendments and authorizes the County Treasurer to make the following budget amendment:

Increase Appropriation:

A4320.404002	OASAS 100%	11,057
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Increase Revenue:

A3490	State Aid – Mental Hlth.	11,057
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BUDGET IMPACT STATEMENT: Allows pass through of 100% state aid to provide direct care and clinical employees a 2% COLA.

Resolution No. 71 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Idleman, Pitts, Hicks, O'Brien, Haff, Shay

TITLE: Amend 2014 Mental Health Budget and Contract for 820 River Street, Inc.

WHEREAS, the Director of the Office of Community Services has requested an amendment to the 2014 budget and contract for 820 River Street, Inc. to allow pass through of \$14,311 of additional 100% state aid received; now therefore be it

RESOLVED, that the Washington County Board of Supervisors approves the contract amendment and authorizes the County Treasurer to make the following budget amendment:

Increase Appropriation:

A4320.404002	OASAS 100%	14,311
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Increase Revenue:

A3490	State Aid – Mental Hlth.	14,311
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BUDGET IMPACT STATEMENT: Allows pass through of 100% state aid to 820 River Street, Inc.

Resolution No. 72 March 20, 2015

By Supervisors Campbell, LaPointe, Henke, Suprenant, Idleman, Hicks, O'Brien, Shay

TITLE: To Request the Legislature of the State of New York to Pass A5316/S3355 Pertaining to Instituting Additional Mortgage Recording Tax

WHEREAS, pursuant to New York State Tax Law sections 253 and 261, Washington County imposes a tax on mortgages recorded within the County at the rate of 1.0%, and

WHEREAS, the current division of the mortgage tax is .25 to the State, .50 to the towns and .25 to the County which the County uses to pay for community college expenses, and

WHEREAS, Washington County chose to impose the additional .25% mortgage tax as allowed by Tax Law §253 to be used to pay for any and all expenses incurred by such counties for the support of community colleges pursuant to article one hundred twenty-six of the education law, and

WHEREAS, by Resolution No. 323 of 2014 the Board of Supervisors requested introduction of State legislation to allow for imposition of an additional .25% mortgage tax to be used for support of the community college, and

WHEREAS, A5316/S3355 entitled "An Act to Amend the Tax Law in Relation to Authorizing the County of Washington to Impose an Additional Mortgage Recording Tax" was introduced in the State legislature pursuant to that request; now therefore be it

RESOLVED, that the Washington County Board of Supervisors hereby requests passage of A5316/S3355 entitled "An Act to Amend the Tax Law in Relation to Authorizing the County of Washington to Impose an Additional Mortgage Recording Tax"; and be it further

RESOLVED, that the Clerk of the Board of Supervisors and Chairman of the Board are hereby authorized to execute the Municipal Home Rule Request form, necessary to effectuate this resolution and passage of A5316/S3355, and certify the same and cause the same to be transmitted together with a copy of this resolution to the Senate and Assembly of the State of New York.

BUDGET IMPACT STATEMENT: None. This is necessary Home Rule Message needed for passage of the bill.

Defeated 03/20/15

Resolution No. 73 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Pitts, Haff

TITLE: Resolution Supporting the Adoption of a New York State Law that Would Amend the Education Law, In Relation to the Common Core State Standards Initiative, the Race to the Top Program and the Partnership for Assessment of Readiness for College and Careers Consortium

WHEREAS, **Article VI, Paragraph 2** of the U.S. Constitution reads, “*This Constitution, and the Laws of the United States which shall be made in Pursuance thereof; and all Treaties made, or which shall be made, under the Authority of the United States, shall be the supreme Law of the Land; and the Judges in every State shall be bound thereby, any Thing in the Constitution or Laws of any State to the Contrary notwithstanding*”, and

WHEREAS, **Article VI, Paragraph 2**, commonly referred to as the Supremacy Clause, establishes that the federal Constitution, and federal law take precedence over state laws, and even state constitutions, and

WHEREAS, the action of the NYS government agreeing to accept approximately \$800 million in federal taxpayer funds to implement the Common Core education system is contrary to various provisions of the U.S. Constitution and is therefore null and void, *ab initio*, and

WHEREAS, **the Tenth Amendment** of the U.S. Constitution reads, “*The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people*”, and

WHEREAS, **the Tenth Amendment** expresses the principle of federalism, which undergirds the entire plan of the Constitution, by stating that the federal government possesses only those powers delegated to it by the States or the People, and

WHEREAS, **Article I, Section 8** of the U.S. Constitution enumerates the powers of Congress – that is, the authoritative capacity of Congress, and

WHEREAS, **Article I, Section 8** does not mention education, meaning matters regarding education, such as the Common Core educational system, are the purview of the States or the People, not the federal government, and

WHEREAS, **Article I, Section 10, Clause 3** of the U.S. Constitution reads, “No State shall, without the Consent of Congress.....enter into any Agreement or Compact with another State.....”, and

WHEREAS, **Article I, Section 10, Clause 3**, which is known as the Compact Clause, prohibited New York State from entering into the Common Core related Smarter Balanced Assessment Consortia (SBAC) and the Partnership for Assessment of Readiness for College and Careers Consortia (PARCC), which are interstate compacts to which Congress has never consented and are thus unconstitutional, and

WHEREAS, **Article IV, Section 4** of the U.S. Constitution reads, *“The United States shall guarantee to every State in this Union a Republican Form of Government....”*, and

WHEREAS, **Article IV, Section 4**, which is known as the Guarantee Clause, guarantees the people of New York State will forever enjoy republicanism, including popular rule, no monarch and the rule of law, and

WHEREAS, the **Rule of Law**, from our State and Federal Constitutions on down, is to be defended at all costs by all those entrusted with the reins of political power, according to their oaths of office, no matter the level of practical difficulties; the Rule of Law must stand against the folly of political expediency and the Rule of Man and his whims, and

WHEREAS, the **Fourth Amendment** of the U.S. Constitution reads, *“The right of the people to be secure in their persons, houses, papers and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.”*, and

WHEREAS, the **Fourth Amendment** protects citizens from unreasonable harassment by the government; the government has no right to search through their personal property without first receiving a warrant (a court order approving the search or seizure upon probable cause of wrongdoing), and

WHEREAS, the Race to the Top (RTTT), Common Core State Standards (CCSS), Smarter Balanced Assessment Consortia (SBAC), and Partnership for Assessment of Readiness for College and Careers Consortia (PARCC) developed assessments include and facilitate the collection of confidential personal and non-educational student, family, and teacher data, and the SBAC and PARCC Cooperative Agreements allow for access to that data by the federal government and third party organizations without parent, student, or teacher notification or prior written consent, and

WHEREAS, in violation of the Constitution, in 2009 and 2010, New York State was offered the chance to compete for education funding through the unconstitutional “Race to the Top” program created by the U.S. Department of Education (“ED”), and

WHEREAS, in violation of the Constitution, the only way to achieve a score in the “Race to the Top” competition sufficient to qualify for funding was to agree to “participation in a consortium of States that is working toward jointly developing and adopting a common set of K-12 standards”, and

WHEREAS, the only such “common set of K-12 standards” existent at that time, or since, is known as the Common Core State Standards Initiative (“CCSSI”), which was developed, in violation of the Constitution, without a grant of authority from any state, and

WHEREAS, in violation of the Constitution, New York State submitted its Race to the Top Application for Phase 1 in January 2010 and for Phase 2 in May 2010 (the CCSSI were not released until June of 2010 meaning that New York State committed to the CCSSI before they were written), and

WHEREAS, in violation of the Constitution, local education officials, school leaders, teachers, and parents were not included in the discussion, evaluation and preparation of the CCSSI standards that would affect students in this State, and

WHEREAS, the National Assessment of Educational Progress national test already exists and allows comparisons of academic achievement to be made across the states, without the necessity of imposing national standards, curricula, or assessments, and

WHEREAS, in violation of the Constitution, the imposition of a set of national standards could lead to the imposition of a national curriculum and national assessment upon the various states; now therefore be it

RESOLVED, that the Washington County Board of Supervisors emphatically urges the New York State Legislature and the Governor to adopt a law that would bring New York State into compliance with the U.S. Constitution by discontinuing the Common Core State Standards and ending New York State's involvement with the Race to the Top Program and the Partnership for Assessment of Readiness for College and Careers Consortium; and be it further

RESOLVED, that the Washington County Board of Supervisors urges the New York State Legislature to call for and fund an independent state-based approach and PLAN to improve the education system in New York; and be it further

RESOLVED, that the Clerk of the Washington County Board of Supervisors shall forward copies of this resolution to Governor Cuomo, Assembly and Senate Majority and Minority Leaders, Assembly and Senate Education Committee Chairmen, and the State Assemblypersons and Senators serving the County.

BUDGET IMPACT STATEMENT: None.

Defeated 03/20/15

Resolution No. 74 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Pitts, Haff

TITLE: Resolution Supporting an Amendment to New York State's Social Studies Learning Standard No. 5, Civics, Citizenship and Government

WHEREAS, the People are entitled, by Right, to a constitutionally valid system of education, which prepares each citizen to meet the obligations of citizenship in America, to understand America's constitutional form of governance and each one's own unalienable Rights and the responsibility to preserve and protect the blessings of individual liberty for future generations, and

WHEREAS, Section 801 of the New York State Education Law reads, in relevant part, with emphasis added:

§ 801. Courses of instruction in patriotism and citizenship and in certain historic documents.

1. In order to promote a spirit of patriotic and civic service and obligation and to foster in the children of the state moral and intellectual qualities which are essential in preparing to meet the obligations of citizenship in peace or in war, the regents of The University of the State of New York **shall** prescribe courses of instruction in **patriotism, citizenship, and human rights issues....**
2. The regents **shall** prescribe courses of instruction in the **history, meaning, significance and effect of the provisions of the constitution of the United States, the amendments thereto, the declaration of independence, the constitution of the state of New York and the amendments thereto**, to be maintained and followed in **all** of the schools of the state. The boards of education and trustees of the several cities and school districts of the state **shall** require instruction to be given in such courses, by the teachers employed in the schools therein. All pupils attending such schools, in the **eighth and higher grades, shall** attend upon such instruction.

Similar courses of instruction **shall** be prescribed and maintained in private schools in the state, and all pupils in such schools in grades or classes corresponding to the instruction in the eighth and higher grades of the public schools **shall** attend upon such courses, and

WHEREAS, Section 802 of the New York State Education Law reads, in relevant part, with emphasis added:

§ 802. Instruction relating to the flag; holidays.

1. It **shall** be the duty of the commissioner to prepare, for the use of the public schools of the state, a program providing for a salute to the flag and a daily pledge of allegiance to the flag, **and instruction in its correct use and display which shall include, as a minimum, specific instruction regarding respect for the flag of the United States of America, its display and use as provided by federal statute and regulation** and such other patriotic exercises as may be deemed by him to be expedient, under such regulations and instructions as may best meet the varied requirements of the different grades in such

schools. However, **such instruction shall include, as a minimum, the provisions of sections one hundred seventy through one hundred seventy-seven of title thirty-six of the United States Code**, and

WHEREAS, the learning standard for *Civics, Citizenship and Government*, which is the fifth learning standard for Social Studies in New York State, currently reads in its entirety:

“Students will use a variety of intellectual skills to demonstrate their understanding of the necessity for establishing governments; the governmental systems of the United States and other nations; the United States Constitution; the basic civic values of American constitutional democracy; and the roles, rights, and responsibilities of citizenship, including avenues of participation.”, and

WHEREAS, the current New York State learning standard for *Civics, Citizenship and Government* fails to Comply with Sections 801 and 802 of the New York State Education Law, and

WHEREAS, the current system of public education violates the principle of the “frequent recurrence to fundamental principles” that emerges from our State Constitution and from the Declaration of Independence and Constitution for the United States of America; now therefore be it

RESOLVED, that the Washington County Board of Supervisors does hereby emphatically urge the Board of Regents to amend the learning standards for *Civics, Citizenship and Government* to comply with Sections 801 and 802, to read as follows:

Social Studies Standard 5: *Civics, Citizenship, and Government*.

“Students will use a variety of intellectual skills to demonstrate their understanding of the necessity for establishing governments, with particular attention to the need to secure the individual’s Creator-endowed, unalienable Rights; the history, meaning, significance and effect of the provisions of the United States Declaration of Independence, the Constitution for the State of New York, as amended, and the Constitution for the United States of America, as amended; the basic civic values of the American democratic Republic; the roles, rights, and responsibilities of citizenship, including avenues of participation and respect for the flag of the United States of America, its display and use as provided by sections one hundred seventy through one hundred seventy-seven of title thirty-six of the United States Code; and the governmental system of the United States and other nations; and be it further

RESOLVED, that the Clerk of the Washington County Board of Supervisors shall forward copies of this resolution to Governor Cuomo, Assembly and Senate Majority and Minority Leaders, the State Board of Regents, Assembly and Senate Education Committee Chairmen, and the State Assemblypersons and Senators serving the County.

BUDGET IMPACT STATEMENT: None.

Resolution No. 75 March 20, 2015
By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Pitts, Haff

TITLE: To Adopt Introductory Local Law "A" of 2015

WHEREAS, Introductory Local Law "A" of 2015 allows for common, safe items to be excluded from the dangerous fireworks definition as permitted by New York State Penal Law Section 405(b), and

WHEREAS, pursuant to Resolution No. 38 adopted February 20, 2015, the Board of Supervisors scheduled and conducted a public hearing on Introductory Local Law "A" of 2015 in the Supervisors' Chambers, County Office Building B, Fort Edward, New York on the 20th day of March, 2015 at which time all interested parties were given the opportunity to speak; now therefore be it

RESOLVED, that the Board of Supervisors of the County of Washington, New York does hereby enact Introductory Local Law "A" of 2015 effective immediately upon filing in the Office of the Secretary of State.

BUDGET IMPACT STATEMENT: None.

Resolution No. 76 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Idleman, Pitts, Hicks, O'Brien, Haff, Shay

TITLE: Create a Capital Project - ACC - C01096 – Capital Plan & Health/Safety Capital Project

WHEREAS, per Resolution No. 280 November 15, 2013, the County supported the various capital projects for Adirondack Community College totaling \$1,831,105, subject to the approval of 50% funding by the NYS University Construction fund, and

WHEREAS, as of January 15, 2015, the state approved the ACC capital improvement plan totaling \$1,831,105, of which 50% will be funded by the state and the balance by the funds held from capital chargebacks; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized to establish the following capital project:

ACC CAPITAL PLAN & HEALTH/SAFETY

Increase Appropriation:

(No. to be assigned by Treas.)	Health/Safety	854,355
(No. to be assigned by Treas.)	Critical Deferred Maintenance	267,300
(No. to be assigned by Treas.)	Upgrade	475,450
(No. to be assigned by Treas.)	Energy	<u>234,000</u>
		1,831,105

Increase Revenue:

(No. to be assigned by Treas.)	State Aid	915,552
(No. to be assigned by Treas.)	Local Chargeback Fund	<u>915,553</u>
		1,831,105

BUDGET IMPACT STATEMENT: 50% of this project is funded by state funding. 50% will be funded by capital chargebacks received from outside of sponsor county area.

Resolution No. 77 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Idleman, Pitts, Hicks, O'Brien, Haff, Shay

TITLE: Create a Capital Project - ACC - C01097 – Critical/Deferred Maintenance Capital Project

WHEREAS, per Resolution No. 253 October 17, 2014, the County supported the various capital projects for Adirondack Community College totaling \$1,629,676, subject to the approval of 50% funding by the NYS University Construction fund, and

WHEREAS, as of March 2015 the project has begun upgrades to the child care center as allowed by the State, pending approval, and

WHEREAS, the college has received a commitment from the Faculty Student Association to fund the state share of the project in the event the State 50% is not approved and the balance by the funds held from capital chargebacks; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized to establish the following capital project:

ACC CRITICAL/DEFERRED MAINTENANCE

Increase Appropriation:

(No. to be assigned by Treas.)	Improvements	47,385
(No. to be assigned by Treas.)	Upgrades	50,625
(No. to be assigned by Treas.)	Site Work Improvements	378,000
(No. to be assigned by Treas.)	Lighting Project	472,500
(No. to be assigned by Treas.)	Health/Safety Projects	31,136
(No. to be assigned by Treas.)	Landscaping Rehabilitation	30,898
(No. to be assigned by Treas.)	Child Care Center	468,807
(No. to be assigned by Treas.)	Student Center Bathroom	<u>150,000</u>
		1,629,351

Increase Revenue:

(No. to be assigned by Treas.)	State Aid	814,675
(No. to be assigned by Treas.)	Local Chargeback Fund	<u>814,676</u>
		1,629,351

BUDGET IMPACT STATEMENT: 50% of this project is funded by state funding. 50% will be funded by capital chargebacks received from outside of sponsor county area.

Resolution No. 78 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Idleman, Pitts, Hicks, O'Brien, Haff, Shay

TITLE: Public Health Nursing Adjustment for 2012 and 2013

WHEREAS, the Public Health Service has proposed the following annual write-offs for the years 2012 and 2013 representing uncollectible amounts from self pay patients, free care patients (based on a sliding fee scale) and third party payers:

	<u>2012</u>	<u>2013</u>
CHHA	\$39,805.19	\$75,266.74
Long Term	\$15,559.99	\$10,432.31
Hospice	<u>\$22,488.55</u>	<u>\$ 14.00</u>
	\$77,853.73	\$85,713.05

; now therefore be it

RESOLVED, that the County Treasurer and the Public Health Service be and they hereby are authorized to cancel the amounts herein stated in the accounts of the Public Health Department.

BUDGET IMPACT STATEMENT: The 2014 allowance account prior to this write off is \$250,000. The allowance will be reduced to \$100,000 to accommodate the balance of 2014 receivables, resulting in a \$13,566.78 decrease in 2014 revenues.

Resolution No. 79 March 20, 2015
By Supervisors O'Brien, LaPointe, Suprenant, Hicks

TITLE: Amend Staffing Pattern – County Clerk

WHEREAS, the County Clerk has requested to amend the Staffing Pattern by adding one (1) temporary summer Motor Vehicle License Clerk to assist the department during the summer months for vacation time coverage, and

WHEREAS, the funding for this position was included in the 2015 budget, and

WHEREAS, the Personnel Committee has considered and approved this request; now therefore be it

RESOLVED, that the Staffing Pattern within the County Clerk's Department be amended by establishing one (1) temporary summer Motor Vehicle License Clerk position.

BUDGET IMPACT STATEMENT: None. Funding for position included in 2015 budget.

Resolution No. 80 March 20, 2015

By Supervisors Campbell, LaPointe, Brown, Henke, Suprenant, Idleman, Pitts, Hicks, O'Brien, Haff, Shay

TITLE: Authorize the Chairman of the Board to Sign Contracts for Employee Health Care and Dental Plans

WHEREAS, the County currently provides health care and dental care plans to qualifying employees, and

WHEREAS, the contract year starts June 1, 2015, and

WHEREAS, Blue Shield was the lowest bidder for health care which the increase for June 1, 2015 is 6.25% for the EPO and PPO coverage and 3% for the Blue Shield HRA Card Program, and

WHEREAS, MetLife was the lowest responsible bidder on the County Dental coverage at 3.3% increase. The County pays the first \$10 on the per month premium and the employee is responsible for the balance; now therefore be it

RESOLVED, that the Chairman of the Board is hereby authorized to sign all agreements with Blue Shield and MetLife Dental for the contract year June 1, 2015 – May 31, 2016; and be it further

RESOLVED, that the County Treasurer be authorized to pay Empire Blue Cross the run-out for this year's coverage. The maximum due is approximately \$900,000; however it will only be actual claims due and there are ample funds within the health insurance fund to cover this cost.

BUDGET IMPACT STATEMENT: The EPO and PPO plan will increase by approximately 6.25%. The BS HRA card program increased by 3%. The increase in the dental plan is 100% borne by the employee. The effect on the 2015 budget is approximately \$200,000 which has been budgeted for. The County pays for claims and administration. The first few months, the County will only be charged for administration cost for Blue Shield, which will fund the Blue Cross run-out for the prior year.

Resolution No. 81 March 20, 2015
By Supervisors Idleman, Brown, Haff, Dumas, Armstrong

TITLE: To Authorize the Chairman of the Board of Supervisors to Execute Grant/Contract Documents with the NYS Department of Agriculture and Markets and Agricultural Stewardship Association and Amend Budget

WHEREAS, the State of New York is providing grant funding through its Department of Agriculture and Markets to assist the County in its agricultural and farmland protection planning program, and

WHEREAS, Washington County has been awarded the sum of \$38,125, and

WHEREAS, the County needs to develop and execute a contract with NYS Ag & Markets and with the Agricultural Stewardship Association to partner with the County in developing this plan, and

WHEREAS, the County's local cash match is \$7,625 which is already included in the 2015 Planning Department budget, and

WHEREAS, said \$30,500 in-kind match may include grant management, legal, GIS services and planning services necessary for project implementation performed by staff but not included personal services, and

WHEREAS, this is a reimbursement grant with a one-time advance of up to twenty-five percent (25%) of the total state award; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized to make the following budget amendment:

<u>Increase Appropriation:</u>		
A8020.4620	Planning – Grants	38,125
<u>Increase Revenue:</u>		
(No. to be assigned by Treas.)	NYS Ag & Markets Grant	38,125

and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign necessary documents with the NYS Department of Agriculture and Markets and the Agricultural Stewardship Association for the administration of the grant as approved by the County Attorney.

BUDGET IMPACT STATEMENT: This grant has a \$7,625 cash match plus a \$30,500 in-kind match to develop a municipal Agricultural and Farmland Protection Plan.