

Tabled 06/21/19

Resolution No. 128 June 21, 2019
By Supervisors Hogan, O'Brien, Shaw, Middleton, Ferguson

TITLE: Opposing the Driver's License Access and Privacy Act Concerning Undocumented Individuals

WHEREAS, holding a driver's license in New York State is a privilege, not a right, and

WHEREAS, the granting of a driver's license is a privilege for people who have followed the law and have proven themselves capable of operating an automobile, and

WHEREAS, this Board of Supervisors supports current statutes that authorize the issuance of driver's licenses to eligible individuals who enter the country in accordance with laws of the United States of America and New York State, and

WHEREAS, a bill known as the "Driver's License Access and Privacy Act" has been introduced in the New York State Senate (S.1747) and the New York State Assembly (A.3675) which if enacted into law, would permit undocumented individuals who are present in the United States of America illegally under federal law to obtain a driver's license, and

WHEREAS, New York State presently suspends or revokes driver's licenses for various illegal acts, including non-payment of child support, delinquent taxes, and refusal to submit to a breathalyzer, yet this Act would reward illegal entry into the United States with a driver's license, and

WHEREAS, adoption of the Act would create unacceptable security risks because:

- There is no guarantee the identity of undocumented individuals can be properly verified by the State of New York if the federal government has not issued a green card or visa, and the Act's proposed privacy protections may frustrate federal immigration enforcement efforts, and
- Local Department of Motor Vehicles (DMV) offices do not have the expertise needed to determine the authenticity of foreign birth certificates, foreign passports, consular cards or to verify evidence of an undocumented individual's residency in the state, and
- Driver licenses can be used to obtain additional official identification documents intended only for United States Citizens; and
- The Act would eliminate the NYS DMV's 2002 requirement that Social Security Numbers be verified with the Social Security Administration to confirm an applicant's full identity when obtaining a standard driver's license or non-driver ID, which requirement has led to the discovery of massive amounts of fraudulent activity, including identity theft, bank fraud, insurance fraud, and multiple licenses to avoid loss of driving privileges or active warrants; and

WHEREAS, there is no guarantee that passage of the Act would make New York State roads safer, and

WHEREAS, the approval of the Act would increase opportunities for voter fraud as illegal immigrants applying for a driver's license would be prompted by the NYS DMV's license registration system to register to vote, and there are currently no protections in the system that would prevent an illegal immigrant from registering to vote, and

WHEREAS, the Washington County Board of Supervisors encourages all immigrants to pursue the path to legal citizenship, and recognizes and honors the process immigrants must undertake to become United States citizens, culminating in Saratoga County in the annual citizenship ceremony held at the Saratoga National Battlefield, and

WHEREAS, legal immigrants are lawfully entitled to receive a non-driver ID or license during their stay, and

WHEREAS, the Government Operations Committee and Washington County Clerk have recommended that this Board express its strong opposition to the adoption and enactment into law of the "Driver's License Access and Privacy Act"; now therefore be it

RESOLVED, that the Washington County Board of Supervisors hereby opposes the adoption of the "Driver's License Access and Privacy Act" which would allow the issuance of licenses to undocumented individuals and create security risks, and because driving is a privilege, not a right; and be it further

RESOLVED, that the Clerk of this Board shall send a copy of this resolution to Governor Andrew Cuomo, Temporary President and Majority Leader of the Senate Andrea Stewart-Cousins, Speaker of the Assembly Carl Heastie, Senate Minority Leader John Flanagan, Assembly Minority Leader Brian Kolb and our local State legislators.

BUDGET IMPACT STATEMENT: None.

Resolution No. 129 June 21, 2019
By Supervisors LaPointe, Campbell, Ferguson, Clary

TITLE: Appoint Members to the Washington County Youth Advisory Board

WHEREAS, appointments are needed on the Washington County Youth Advisory Board, and

WHEREAS, the Health & Human Services Committee recommends the following appointments as indicated herein; now therefore be it

RESOLVED, that the following be appointed to the Washington County Youth Advisory Board for a term expiring December 31, 2021:

Tammy DeLorme, Town of Whitehall
Alyssa Lyford, Town of Kingsbury
Polly Monahan, Town of Hebron
Alexis Parker, Town of Kingsbury
Jack Repsis, Town of Kingsbury

BUDGET IMPACT STATEMENT: None.

Resolution No. 130 June 21, 2019
By Supervisors Hicks, Campbell, LaPointe, Fedler, Hogan

TITLE: Amend Staffing Pattern – Sewer District No. 2 to Add a Laborer

WHEREAS, due to a shortage of workers, the Executive Director of the Sewer District has requested to add one full time laborer, and

WHEREAS, the Public Works and Personnel Committees have approved this request; now therefore be it

RESOLVED, that the staffing pattern for Sewer District No. 2 be amended to add one (1) full time Laborer, 40 hours a week.

BUDGET IMPACT STATEMENT: None.

Resolution No. 131 June 21, 2019

By Supervisors Fedler, Campbell, Shay, Haff, Hicks, Shaw, Skellie, Middleton, Rozell

TITLE: Authorizing Signature of Agreement with McFarland-Johnson, Inc. for Architectural/Engineering; Church Street Over the Mettawee River PIN 1760.55

WHEREAS, the County is replacing the Church Street bridge over the Mettawee River (PIN 1760.55) in the Village of Granville, and

WHEREAS, McFarland-Johnson, Inc. was selected pursuant to the required process to provide architectural/engineering services to the project; now therefore be it

RESOLVED, that the Chairman of the Board of Supervisors or Superintendent of Public Works be and hereby are authorized to execute all necessary agreements with McFarland-Johnson, Inc. on behalf of the County in connection with architectural/engineering services for the project, in a form approved by the County Attorney.

BUDGET IMPACT STATEMENT: Costs contained within the project budget.

Resolution No. 132 June 21, 2019
By Supervisors Clary, Campbell, Shaw, Skellie, O'Brien, Hicks, Hogan

TITLE: Set Time and Place for a Public Hearing Concerning the 2019-2020 Adirondack Community College Budget

WHEREAS, the Adirondack Community College budget for 2019-2020 was presented to the Community College and Finance Committees, and

WHEREAS, the trustees of Adirondack Community College have presented a tentative budget for the college fiscal year September 1, 2019 – August 31, 2020 with an operating budget of \$32,097,599 which if adopted by this Board of Supervisors will require the amount of \$1,520,262 as that portion to be raised by taxation in the County of Washington for the fiscal year 2020 to pay Washington County's sponsoring share for operational costs, and

WHEREAS, a public hearing by the full Board of Supervisors is necessary before passage of the Adirondack Community College budget; now therefore be it

RESOLVED, that the Washington County Board of Supervisors hereby sets a public hearing on July 19, 2019 to be held at 10:05 AM in the Chambers of the Washington County Board of Supervisors, Washington County Municipal Center, Fort Edward, New York for the purpose of hearing testimony in favor or opposed to the 2019-2020 Adirondack Community College budget; and be it further

RESOLVED, that notice of such hearing be published at least once prior to said hearing in the official newspapers of Washington County.

BUDGET IMPACT STATEMENT: The college is sponsored by both Washington and Warren Counties. If the budget is passed, the County's total contribution to Adirondack Community College will be \$1,520,262 and will be placed in the 2020 budget. This is an increase of \$29,809 compared to last year.

Resolution No. 133 June 21, 2019

By Supervisors Shaw, O'Brien, LaPointe, Campbell, Hicks, Fedler, Skellie, Hogan, Middleton, Clary

TITLE: Approve Workforce Development Board Budget for PY19 and Acknowledge Receipt of WIOA Funds to LEAP for PY 19 (July 1, 2019 to June 30, 2020)

WHEREAS, by Resolution No. 124 of 2017, the Board of Supervisors authorized execution of the Local Workforce Development Area multi-jurisdictional agreement relating to the operation of the one-stop career center delivery system, and

WHEREAS, as one of the signers of the MOU, Washington County needs to approve the budget for the system and acknowledge the funding allocated to Washington County, and

WHEREAS, the PY19 budget for the Workforce Development Board is \$96,400, Washington County's share of costs to be paid from the allocation provided to LEAP under contract with Saratoga County for the provision of WIOA services, and

WHEREAS, WIOA funding in the following amounts; Adult/Dislocated Worker - \$290,814; Youth Funds - \$167,306 (and such other funds as may be made available to LEAP under its agreement with Saratoga County) designated for Washington County is awarded to Washington County EOC, Inc./dba LEAP under a contract with Saratoga County, acting as fiscal agent for the SWW as outlined in the memorandum of understanding relating to the multi-jurisdictional agreement governing its operation, and

WHEREAS, the Finance Committee acknowledges the funding authorized and paid to LEAP; now therefore be it

RESOLVED, that the Washington County Board of Supervisors hereby approves the PY19 Workforce Development Board budget and acknowledges the proposed funding being awarded to LEAP for services to Washington County residents.

BUDGET IMPACT STATEMENT: None.

Resolution No. 134 June 21, 2019

By Supervisors Shaw, O'Brien, LaPointe, Campbell, Hicks, Fedler, Skellie, Hogan, Middleton, Clary

TITLE: Amend County Clerk Budget for Supplemental Mortgage Tax Disbursements

WHEREAS, per Resolution No. 215 entitled: Authorizing the Increase of the County Clerk's Mortgage Tax Administrative Fees dated August 17, 2018, the County Clerk increased the Mortgage Tax Administration fee to reflect the actual cost incurred by the office, and

WHEREAS, the Board of Supervisors elected to reimburse the several tax districts their total amount collected, and

WHEREAS, Resolution No. 127 dated May 17, 2019 authorized the payment to the respective districts in the amount of \$25,745.72, and

WHEREAS, the budget needs to be amended for this disbursement; now therefore be it

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

Increase Appropriation:

A.1410.4440.MT	Misc. – Supp. Mort. Tax	25,746
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Increase Revenue:

A.1410.1255	Clerk Fees	25,746
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BUDGET IMPACT STATEMENT: Amends County Clerk budget for supplemental mortgage tax disbursement.

Resolution No. 135 June, 21 2019

By Supervisors Shaw, O'Brien, LaPointe, Campbell, Hicks, Fedler, Skellie, Hogan, Middleton, Clary

TITLE: To Provide Funding for 2020 Engineering of Buildings and Grounds Capital Projects

WHEREAS, Capital Project 125 was created via Resolution No. 331 of 2018 for the purposes of tracking expenses related to projects contained in the County's 5-year Capital Plan, and

WHEREAS, in the 5-year Capital Plan presented to the Board of Supervisors with the 2019 budget, the Superintendent of Buildings and Grounds has planned for the replacement of two (2) rooftop HVAC units on the Law Enforcement Center, and

WHEREAS, in order to complete the replacement of these units in 2020, engineering of the project must be undertaken now, and

WHEREAS, there is a need to appropriate funds within Capital Project 125 to undertake this engineering; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized and directed to make the following budget amendment to Capital Project 125:

Increase Appropriation:

H125.1620. (No. to be Assigned)	2020 LEC RTU Replacement	8,100
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Decrease Appropriation:

H125.1990.4530	Contingency	8,100
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BUDGET IMPACT STATEMENT: Funds are contained within Capital Project 125 and have been budgeted for this project.

Resolution No. 136 June 21, 2019

By Supervisors Shaw, O'Brien, LaPointe, Campbell, Hicks, Fedler, Skellie, Hogan, Middleton, Clary

TITLE: Amend Budget – Sewer District No. 2 for Pumps

WHEREAS, the Executive Director of the Sewer District has requested a budget amendment to replace pumps at two smaller pump stations, and

WHEREAS, the Public Works Committee has approved this request; now therefore be it

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

Increase Appropriation:

GB.8000.8120.2090	SD#2 Sewers – Equipment	11,000
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Increase Appropriated Fund Balance:

GB.599	Appropriated Fund Balance	11,000
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BUDGET IMPACT STATEMENT: Amends budget to replace pumps.

Resolution No. 137 June 21, 2019

By Supervisors Shaw, O'Brien, LaPointe, Campbell, Hicks, Fedler, Skellie, Hogan, Middleton, Clary

TITLE: Amend Budget – Capital Project No. 113 – Homeland Security Grant Program for FY19 Award

WHEREAS, Washington County has been awarded \$79,977 under the FY19 State Homeland Security Program, and

WHEREAS, these funds are provided by the U.S. Department of Homeland Security and Federal Emergency Management Agency, and

WHEREAS, per federal guidelines, at least 25% of this award must be directed towards Law Enforcement terrorism prevention activities; now therefore be it

RESOLVED, that Washington County hereby accepts this funding and authorizes the Chairman of the Board to sign any grant documents necessary; and be it further

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

CAPITAL PROJECT NO. 113 – HOMELAND SECURITY GRANTS

Increase Appropriation:

H113.3110.3111.2625.xx	Sheriff LETPP 9/1/19-8/31/22	19,994
H113.3640.2625.xx	Pub. Saf. SHSP 9/1/19-8/31/22	<u>59,983</u>
		<u>79,977</u>

Increase Revenue:

H113.3110.3111.4389.xx	Fed. Aid LETPP 9/1/19-8/31/22	19,994
H113.3640.4389.xx	Fed. Aid SHSP 9/1/19-8/31/22	<u>59,983</u>
		<u>79,977</u>

BUDGET IMPACT STATEMENT: Recognize FY19 Homeland Security grant in the capital project budget.

Resolution No. 138 June, 21 2019

By Supervisors Shaw, O'Brien, LaPointe, Campbell, Hicks, Fedler, Skellie, Hogan, Middleton, Clary

TITLE: To Amend 2019 Alternative Sentencing Budget to Recognize New York State Juvenile Justice Program Funding

WHEREAS, the Washington County Alternative Sentencing department has been awarded \$6,250 in New York State Funding for an expansion of their existing juvenile programming, and

WHEREAS, these funds were not accounted for in the 2019 budget; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized and directed to make the following budget amendment to the 2019 General Fund budget:

Increase Appropriation:

A.7310.4040	Contractual Expenses	6,250
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Increase Revenue:

A.7310.3389.04	State Aid – Other Alt Sent.	6,250
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BUDGET IMPACT STATEMENT: 100% State funding for this program.

Resolution No. 139 June 21, 2019

By Supervisors Shaw, O'Brien, LaPointe, Campbell, Hicks, Fedler, Skellie, Hogan, Middleton, Clary

TITLE: Amend Budget – Public Health for DSRIP Program

WHEREAS, Washington County Public Health received funding from the Adirondack Health Institute as part of the DSRIP program in the amount of \$1,118, and

WHEREAS, these funds need to be recognized in the budget; now therefore be it

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

Increase Appropriation:

A.4004.4080	Consultant	1,118
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Increase Revenue:

A.4004.4489.09	Federal Aid – DSRIP (AHI)	1,118
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BUDGET IMPACT STATEMENT: Recognize DSRIP funds in the 2019 budget.

Resolution No. 140 June, 21 2019

By Supervisors Shaw, O'Brien, LaPointe, Campbell, Hicks, Fedler, Skellie, Hogan, Middleton, Clary

TITLE: To Amend 2019 Office for the Aging Budget to Recognize New York State Funding to Meet Unmet Needs

WHEREAS, the adopted State Fiscal Year 2019-2020 budget included \$15 million for county Office for the Aging programs, and

WHEREAS, Washington County was awarded \$56,152 of these funds, and

WHEREAS, the Director of the Washington County Office for the Aging has identified several areas where these funds could be expended to help the aged population of the county, and

WHEREAS, these funds were not anticipated when the County's 2019 budget was adopted, and they are not reflected in the 2019 budget for the Office for the Aging; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized and directed to make the following budget amendment to the 2019 General Fund Budget:

Increase Appropriation:

A.6010.4400	DSS/OFA – Subcontractor	56,152
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Increase Revenue:

A.6772.3772	State Aid for Programs for the Aging	56,152
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BUDGET IMPACT STATEMENT: 100% State funding for this program.

Resolution No. 141 June, 21 2019

By Supervisors Shaw, O'Brien, LaPointe, Campbell, Hicks, Fedler, Skellie, Hogan, Middleton, Clary

TITLE: To Amend 2019 County Road Budget for Purchase of Upgrade to AUTOCAD Software

WHEREAS, the Department of Public Works engineering office is in need of an upgrade to their AUTOCAD software, and

WHEREAS, the cost of this upgrade is \$6,000, and

WHEREAS, these funds were included in the adopted 2019 County Road, Engineering Department budget, and

WHEREAS, the County has undertaken an effort to centralize all software update and licensing costs within the Information Technology budget, and

WHEREAS, in order to comply with this goal, the funds allocated within the 2019 DPW Engineering Departmental budget for this software upgrade need to be transferred to the 2019 IT Department budget; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized and directed to make the following budget amendment to the 2019 General Fund budget and County Road budget:

Increase Appropriation:

A.1680.4120	IT - Maintenance Contract	6,000
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Decrease Appropriation:

A.9000.9901.02	Interfund Transfer County Road	6,000
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Decrease Revenue:

D.5000.5010.5031	Interfund Revenues	6,000
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Decrease Appropriation:

D.5000.5020.4420	Outside Services	6,000
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BUDGET IMPACT STATEMENT: Transfer of budgeted funds from the County Road budget to the IT Departmental budget. No additional cost.

Resolution No. 142 June, 21 2019

By Supervisors Shaw, O'Brien, LaPointe, Campbell, Hicks, Fedler, Skellie, Hogan, Middleton, Clary

TITLE: To Amend 2019 County Administration Budget for Secure Document Shredding Services

WHEREAS, multiple departments have indicated their need for increased document shredding capabilities to comply with document security and retention schedule requirements, and

WHEREAS, the County Administrator has recommended undertaking a pilot program to contract with a vendor to supply secure document shredding services to the County rather than outfit each department with shredders capable of handling the volume required, and

WHEREAS, the initial price for this pilot program will be \$100 per month, and

WHEREAS, the funds for this service were not included in the 2019 County Administration budget; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized and directed to make the following budget amendment to the 2019 General Fund budget:

Increase Appropriation:

A.1230.4040	Contract Expenses	600
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Decrease Appropriation:

A.1990.4530	Contingency	600
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BUDGET IMPACT STATEMENT: If adopted, this resolution will result in a balance of \$86,935 in the General Fund contingency account.

Resolution No. 143 June 21, 2019

By Supervisors Shaw, O'Brien, LaPointe, Campbell, Hicks, Fedler, Skellie, Hogan, Middleton, Clary

TITLE: Amend Budget Capital Project No. 81 – CR10 Bridge Over the Poultney River

WHEREAS, a capital project was established October 21, 2005 to track all costs associated with the rehabilitation/replacement of the CR10 bridge over the Poultney River in conjunction with the State of Vermont, and

WHEREAS, Washington County has received a supplemental Marchiselli agreement for additional design costs, which need to be added to the project budget; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized to amend the project budget as follows:

Increase Appropriation:

H81.5000.5120.2006.02	Design Phase	20,186
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Increase Revenue:

H81.5000.5120.3597	State Marchiselli Aid	4,037
H81.5000.5120.4597	Federal Marchiselli Aid	<u>16,149</u>
		20,186

BUDGET IMPACT STATEMENT: None. The local share is being funded by additional State resources. The Project is currently funded at \$908,864, with \$727,092 in Federal Aid and \$181,772 in State funds.

Resolution No. 144 June, 21 2019

By Supervisors Shaw, O'Brien, LaPointe, Campbell, Hicks, Fedler, Skellie, Hogan, Middleton, Clary

TITLE: To Authorize Chairman to Sign Letter of Agreement with Glens Falls Hospital for Autopsy Services

WHEREAS, the County has used the morgue facility at Albany Medical Center for the performance of autopsies in recent years, and

WHEREAS, Albany Med recently increased their charges for these services significantly, and

WHEREAS, the County Coroners have worked with Glens Falls Hospital and a regional forensic pathologist to reactivate the morgue facility at Glens Falls Hospital for the performance of some autopsies ordered by the County Coroners, and

WHEREAS, through discussions with the involved parties, Glens Falls Hospital has developed a fee schedule and letter of agreement for the provision of these services, and

WHEREAS, the Finance Committee has recommended the County enter into this agreement, including the \$2,000 one-time start-up fee included in the fee schedule; now therefore be it

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to sign the letter of agreement presented by Glens Falls Hospital for the provision of autopsies services, and any and all other documentation required to establish the relationship described herein in a form to be reviewed and approved by the County Attorney.

BUDGET IMPACT STATEMENT: Potential savings to the County through reduced fees charged for autopsy services.

Resolution No. 145 June, 21 2019

By Supervisors Shaw, O'Brien, LaPointe, Campbell, Hicks, Fedler, Skellie, Hogan, Middleton, Clary

TITLE: To Award Bid for Construction for Fort Miller Road over Slocum Creek Bridge Replacement

WHEREAS, the proposed route for the New York State Empire Trail passes through a large portion of Washington County, and

WHEREAS, this route includes the crossing of Slocum Creek in the Town of Greenwich, and

WHEREAS, New York State has asked Washington County to be the Lead Agency on the replacement of this structure, and

WHEREAS, the County released a formal public bid pursuant to Contract No. CM 118-061 in March of 2019, and

WHEREAS, four (4) responses were received at the formal bid opening held on April 17, 2019, and

WHEREAS, the low bidder was REALE Construction of Ticonderoga with a bid amount of \$534,000, and

WHEREAS, the consultant engineer has reviewed all bid packages received and has confirmed the bid package submitted by REALE Construction to be compliant with the specifications outlined in the bid documents, and

WHEREAS, the Finance Committee has recommended awarding the bid to the low bidder; now therefore be it

RESOLVED, the bid for the replacement of the bridge over Slocum Creek in the Town of Greenwich is hereby awarded to REALE Construction of Ticonderoga for the amount of \$534,000; and be it further

RESOLVED, the Chairman of the Board of Supervisors is hereby authorized to sign any and all contractual and other documents required for this project to proceed, in a form to be reviewed and approved by the County Attorney.

BUDGET IMPACT STATEMENT: Staff time involved for the administration of the project. The County will receive 100% State funding for construction costs.

Tabled 06/21/19

Resolution No. 146 June, 21 2019

By Supervisors Shaw, O'Brien, LaPointe, Campbell, Hicks, Fedler, Skellie, Hogan, Middleton, Clary

TITLE: To Amend 2019 County Road Machinery Budget for Purchase of New Loader

WHEREAS, the Department of Public Works has identified an aging loader formerly located at the Putnam Highway Barn for replacement, and

WHEREAS, the Department has identified that it currently has \$94,312 remaining in the Equipment – Vehicles account for 2019, and

WHEREAS, the County released Request for Quotes Number 2019-16 for a replacement loader on May 9, 2019, and

WHEREAS, five (5) responses were received at the formal opening on May 23, 2019, and

WHEREAS, the low bid was received from Capital Tractor in the amount of \$145,165 for the loader, and \$8,723.41 for a five (5) year (or 5,000 hour) bumper to bumper warranty, and

WHEREAS, the Public Works Committee and the Finance Committee have recommended moving forward with the purchase of the loader specified in the bid received from Capital Tractor and with purchasing the extended warranty, and

WHEREAS, the total cost for the loader and warranty is \$153,889, and

WHEREAS, the County Road Machinery Fund Balance as of December 31, 2018 was \$1,056,442, which is \$156,442 higher than the \$900,000 target fund balance level identified in previous years; now therefore be it

RESOLVED, that the County Treasurer is hereby authorized and directed to make the following amendment to the 2019 County Road Machinery Budget:

Increase Appropriated Fund Balance:

DM.599	Appropriated Fund Balance	59,580
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Increase Appropriation:

DM.5130.2070	Equipment – Vehicles	59,580
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BUDGET IMPACT STATEMENT: Appropriates \$59,580 of County Road Machinery Fund Balance to provide for the purchase of new loader and extended warranty. If approved, this resolution will result in a County Road Machinery Fund Balance level of \$996,862.