

# **County of Albany**

112 State Street  
Albany, NY 12207



## **Meeting Agenda**

**Monday, September 14, 2020**

**7:00 PM**

**Held Remotely**

**County Legislature**

**Call to Order**

**Roll Call**

**PREVIOUS BUSINESS**

243. AN ACT TO MODIFY THE RULES AND REGULATIONS FOR ALBANY COUNTY EMPLOYEES

**Sponsors:** Mauriello, Burgdorf, Grimm, Drake, Lockart, Tunny, Langdon, Whalen and Perlee

276. REQUESTING THE ALBANY COUNTY COMPTROLLER AND THE COMMISSIONER OF HUMAN RESOURCES TO REVIEW THE ALBANY COUNTY RULES AND REGULATIONS FOR EMPLOYEES AND PROVIDE RECOMMENDATIONS CONCERNING TIMEKEEPING PRACTICES

**Sponsors:** Joyce, Feeney, Peter, Mauriello and Grimm

**CURRENT BUSINESS:**

278. AUTHORIZING AN AGREEMENT WITH TICKETMASTER REGARDING THE COMPUTERIZED TICKETING AND DISTRIBUTION SYSTEM FOR THE TIMES UNION CENTER

**Sponsors:** Public Works Committee

279. AUTHORIZING A LEASE AGREEMENT FOR THE RENTAL OF CORPORATE SUITE NO. 20 AT THE TIMES UNION CENTER

**Sponsors:** Public Works Committee

280. AUTHORIZING AN AGREEMENT WITH COMMUNITY MATERNITY SERVICES REGARDING MATERNITY SHELTER AND SUPPORT SERVICES

**Sponsors:** Social Services Committee

281. AUTHORIZING AGREEMENTS REGARDING MOVING AND STORAGE SERVICES FOR ELIGIBLE TEMPORARY ASSISTANCE RECIPIENTS

**Sponsors:** Social Services Committee

282. AUTHORIZING AN AGREEMENT WITH THE ALTAMONT PROGRAM, INC. REGARDING EMPLOYMENT SERVICES FOR TEMPORARY ASSISTANCE FOR NEEDY FAMILIES AND SAFETY NET RECIPIENTS

**Sponsors:** Social Services Committee

283. ADOPTING THE PROPOSED MODIFICATIONS TO ALBANY COUNTY AGRICULTURAL DISTRICT NOS. 1, 2, AND 3

**Sponsors:** Conservation and Sustainability and Green Initiatives Committee

284. AUTHORIZING AN AGREEMENT WITH CELTIC CONSULTING, LLC REGARDING MINIMUM DATA SET CONSULTING SERVICES AT SHAKER PLACE REHABILITATION AND NURSING CENTER

**Sponsors:** Elder Care Committee

285. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE MEDICATION MANAGEMENT PROGRAM

**Sponsors:** Elder Care Committee

286. AUTHORIZING AN AGREEMENT WITH PLAZA LINEN SERVICE REGARDING RESIDENTIAL LAUNDRY SERVICES AT SHAKER PLACE REHABILITATION AND NURSING CENTER

**Sponsors:** Elder Care Committee

287. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE SUPPORTIVE SERVICES PROGRAM

**Sponsors:** Elder Care Committee

288. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE CONGREGATE MEALS PROGRAM

**Sponsors:** Elder Care Committee

289. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE HOME DELIVERED MEALS PROGRAM

**Sponsors:** Elder Care Committee

290. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE HEALTH INSURANCE INFORMATION, COUNSELING AND ASSISTANCE PROGRAM

**Sponsors:** Elder Care Committee

291. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE ELDER CAREGIVER SUPPORT PROGRAM

**Sponsors:** Elder Care Committee

292. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE COMMUNITY SERVICES FOR THE ELDERLY PROGRAM

**Sponsors:** Elder Care Committee

293. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE CONGREGATE SERVICES INITIATIVE PROGRAM

**Sponsors:** Elder Care Committee

294. AUTHORIZING AGREEMENTS WITH THE NEW YORK STATE OFFICE FOR THE AGING AND THE ALBANY COUNTY DEPARTMENT OF SOCIAL SERVICES REGARDING THE EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM

**Sponsors:** Elder Care Committee

295. AUTHORIZING AGREEMENTS WITH THE NEW YORK STATE OFFICE FOR THE AGING AND THE ALBANY COUNTY DEPARTMENT OF SOCIAL SERVICES REGARDING THE WELLNESS IN NUTRITION PROGRAM

**Sponsors:** Elder Care Committee

296. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE AAA STATE TRANSPORTATION PROGRAM

**Sponsors:** Elder Care Committee

297. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING UNMET NEED

**Sponsors:** Elder Care Committee

298. AUTHORIZING AGREEMENTS WITH THE NEW YORK STATE OFFICE FOR THE AGING AND THE ALBANY COUNTY DEPARTMENT OF SOCIAL SERVICES REGARDING THE NY CONNECTS EXPANSION AND ENHANCEMENT PROGRAM

**Sponsors:** Elder Care Committee

299. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING THE GUN INVOLVED VIOLENCE ELIMINATION GRANT

**Sponsors:** Law Committee

300. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING THE GUN INVOLVED VIOLENCE ELIMINATION GRANT

**Sponsors:** Law Committee

301. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES REGARDING THE SECOND REGIONAL IMMIGRATION ASSISTANCE CENTER GRANT

**Sponsors:** Law Committee

302. AUTHORIZING AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION TO PROVIDE TRAINING COURSES FOR LEAD BASED PAINT REMEDIATION

**Sponsors:** Health Committee

303. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH/HEALTH RESEARCH, INC. REGARDING COVID-19 GRANT FUNDING AND AMENDING THE 2020 DEPARTMENT OF HEALTH BUDGET

**Sponsors:** Health Committee

304. AUTHORIZING AN AGREEMENT WITH AOW ASSOCIATES INC. REGARDING GENERAL CONTRACTOR SERVICES AT THE CLARKSVILLE PUBLIC SAFETY BUILDING

**Sponsors:** Public Safety Committee

305. AUTHORIZING AN AGREEMENT WITH ECKERT MECHANICAL, LLC REGARDING PLUMBING CONSTRUCTION SERVICES AT THE CLARKSVILLE PUBLIC SAFETY BUILDING

**Sponsors:** Public Safety Committee

306. AUTHORIZING AN AGREEMENT WITH ECKERT MECHANICAL, LLC REGARDING MECHANICAL CONSTRUCTION SERVICES AT THE CLARKSVILLE PUBLIC SAFETY BUILDING

**Sponsors:** Public Safety Committee

307. AUTHORIZING AN AGREEMENT WITH CKM ELECTRICAL SERVICES REGARDING ELECTRICAL CONSTRUCTION SERVICES AT THE CLARKSVILLE PUBLIC SAFETY BUILDING

**Sponsors:** Public Safety Committee

308. AUTHORIZING AN INTER-MUNICIPAL AGREEMENT REGARDING THE BYRNE JUSTICE ASSISTANCE GRANT PROGRAM FUNDING

**Sponsors:** Public Safety Committee

309. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE REGARDING THE 2021 POLICE TRAFFIC SERVICES GRANT

**Sponsors:** Public Safety Committee

310. AMENDING RESOLUTION NO. 452 FOR 2015 REGARDING THE E911 RECORDS MANAGEMENT SYSTEM

**Sponsors:** Public Safety Committee

311. AUTHORIZING AN AGREEMENT WITH CENTRAL SQUARE TECHNOLOGIES TO UPGRADE THE CORE E-911, COMPUTER AIDED DISPATCH, MOBILE DATA, FIELD OPERATIONS AND RECORDS MANAGEMENT SYSTEMS

**Sponsors:** Public Safety Committee

312. AMENDING RESOLUTION NO. 512 FOR 2017 REGARDING THE PROJECT LABOR AGREEMENT FOR THE ALBANY COUNTY NURSING HOME PROJECT

**Sponsors:** Audit and Finance Committee

313. AMENDING THE 2020 DISTRICT ATTORNEY'S OFFICE BUDGET: CRIMINAL JUSTICE REFORM

**Sponsors:** Audit and Finance Committee

314. ADOPTING AN AMENDMENT TO THE ALBANY COUNTY CAPITAL PROGRAM FOR 2020-2024

**Sponsors:** Audit and Finance Committee

315. ADOPTING THE ALBANY COUNTY CAPITAL PROGRAM FOR 2021-2025

**Sponsors:** Audit and Finance Committee

316. AMENDED AND RESTATED BOND RESOLUTION OF THE COUNTY OF ALBANY, NEW YORK, AUTHORIZING THE UNDERTAKING OF A CAPITAL PROJECT FOR THE EMERGENCY 911 COMMUNICATIONS CENTER, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$10,000,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$9,000,000 OF SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION

**Sponsors:** Audit and Finance Committee

317. AMENDING THE 2020 SHERIFF'S OFFICE BUDGET: EMT AND PARAMEDIC SERVICES

**Sponsors:** Audit and Finance Committee

318. AUTHORIZING AN AGREEMENT WITH BRAWN MEDIA REGARDING MEDIA AND CONSULTING SERVICES FOR THE SHAKER PLACE REHABILITATION AND NURSING CENTER

**Sponsors:** Audit and Finance Committee

319. AMENDING THE 2020 DEPARTMENT OF HUMAN RESOURCES BUDGET: UNEMPLOYMENT EXPENSES RELATED TO COVID-19

**Sponsors:** Audit and Finance Committee

320. AMENDING THE 2020 DEPARTMENT OF PROBATION BUDGET: ELECTRONIC MONITORING

**Sponsors:** Audit and Finance Committee

321. AUTHORIZING A CORRECTION OF THE TAX ROLL FOR THE CITY OF ALBANY

**Sponsors:** Audit and Finance Committee

322. AUTHORIZING THE REFUND OF REAL PROPERTY TAXES IN THE TOWN OF RENSSELAERVILLE

**Sponsors:** Audit and Finance Committee

323. AUTHORIZING THE REFUND OF REAL PROPERTY TAXES IN THE TOWN OF BETHLEHEM

**Sponsors:** Audit and Finance Committee

324. AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 4 LINE ROAD (TAX MAP NO. 78.-1-17) IN THE TOWN OF KNOX

**Sponsors:** Audit and Finance Committee

325. AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 2607 2ND AVENUE (TAX MAP NO. 32.8-3-9.1) IN THE TOWN OF COLONIE

**Sponsors:** Audit and Finance Committee



326. AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 3068 NEW SCOTLAND ROAD (TAX MAP NO. 93.-2-31) IN THE TOWN OF NEW SCOTLAND

**Sponsors:** Audit and Finance Committee

327. RESCINDING RESOLUTION NO. 552 FOR 2019 AND AUTHORIZING THE CONVEYANCE OF 95 MORRIS ROAD (TAX MAP NO. 16.4-4-4.2) IN THE TOWN OF COLONIE

**Sponsors:** Audit and Finance Committee

328. AUTHORIZING THE CREATION OF AN EARLY SEPARATION PAYMENT PROGRAM AND INITIAL ACCEPTANCE OF APPLICATIONS FROM ALBANY COUNTY EMPLOYEES

**Sponsors:** Personnel Committee

329. CONFIRMING THE APPOINTMENT OF THE DIRECTOR OF EMPLOYEE RELATIONS IN THE DEPARTMENT OF HUMAN RESOURCES

**Sponsors:** Personnel Committee

330. APPOINTMENT OF A MEMBER TO THE ALBANY COUNTY ETHICS COMMISSION

**Sponsors:** Feeney

331. APPOINTMENT OF A MEMBER TO THE ALBANY COUNTY PLANNING BOARD

**Sponsors:** Feeney, Joyce and Joyce

332. APPOINTMENT OF MEMBERS TO THE COMMUNITY SERVICES BOARD AND SUBCOMMITTEES

**Sponsors:** Feeney

333. REQUESTING THE COUNTY EXECUTIVE AND COUNTY ATTORNEY TO NEGOTIATE WITH SHORT-TERM RENTAL SERVICES AND ONLINE REMARKETERS FOR THE PURPOSES OF COLLECTING THE HOTEL OCCUPANCY TAX

**Sponsors:** O'Brien, Mayo and Bruschi

**334. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "C" FOR 2020**

**Sponsors:** Cunningham

**LOCAL LAWS:**

LOCAL LAW NO. "E" FOR 2020: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, IMPOSING AN ADDITIONAL ONE PERCENT RATE OF TAX ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, AND ON OCCUPANCY OF HOTEL ROOMS AND AMUSEMENT CHARGES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

**Sponsors:** Joyce

LOCAL LAW NO. "F" FOR 2020: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK IMPOSING A TAX ON THE OCCUPANCY OF HOTEL ROOMS IN ALBANY COUNTY

**Sponsors:** Joyce

LOCAL LAW NO. "G" FOR 2020: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK ENACTING A MORTGAGE RECORDING TAX PURSUANT TO SECTION 253-p OF THE TAX LAW OF THE STATE OF NEW YORK

**Sponsors:** Joyce

LOCAL LAW NO. "H" FOR 2020: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, REPEALING LOCAL LAW 1 FOR 2016 AND PROHIBITING THE USE AND SALE OF SPARKLING DEVICES

**Sponsors:** Peter, Joyce, Ward, Joyce and Ricard

**Adjournment**

RESOLUTION NO. 243

**AN ACT TO MODIFY THE RULES AND REGULATIONS FOR ALBANY COUNTY EMPLOYEES**

Introduced:

By: Mauriello, Burgdorf, Grimm, Drake, Lockart, Tunny, Langdon, Whalen and Perlee

WHEREAS, According to the Final Report – Time and Attendance Audit (“Final Report”), dated April 2020 issued by Comptroller Susan Rizzo and Chief Auditor Stephanie Slominski CIA, which reviewed the outgoing Comptroller, Michael Conners, Interim Audit Report, dated December, 2019, and a forensic audit by an outside CPA firm, Berdon LLP, certain areas of improvement exist for internal controls over time and attendance recording for the purpose of payroll disbursements; and

WHEREAS, some of the Key Observations of the Final Report are:

- 1) “Albany County Policy, as set forth by the County Legislature, related to time and attendance recording, does not provide specific guidance to require that departments maintain adequate supporting documentation of time and attendance records”;
- 2) “Manual Entries to record time and attendance are either not supported by documentation or documentation is not obtained on a regular basis”;
- 3) “Manual entries to record time and attendance are signed off by subordinates”; and
- 4) “Individuals with edit access making and approve their own time records”; and

WHEREAS: the existing “Rules and Regulations for Albany County Employees” contains no measure prohibiting County employees from engaging in political campaign work, while on the County clock, at the public expense; and

WHEREAS, pursuant to the Albany County Charter, entitled Powers and Duties of the Albany County Legislature, this body is charged with “*Determining policy for the County and to adopt all necessary rules and regulations for its conduct and procedure*” (Sec. 208 (a)), and with “*Exercising legislative oversight of county programs and administrative units*” (Sec. 208 (i)), and

WHEREAS, this body has previously adopted “Rules and Regulations for Albany County Employees” and amendments thereto, and

WHEREAS, it is the desire of this body to amend the above-described employee handbook;

NOW, THEREFORE, BE IT RESOLVED that the “Rules and Regulations for Albany County Employees” are modified as follows:

A) Article XIV, entitled “Infractions”, is amended as follows:

“It is the County’s policy to base the disciplining of employees on just cause and all instances of cause for disciplinary action shall be considered in their full context. The County endorses a policy of progressive discipline in which attempts are made to provide employees with notice of deficiencies and an opportunity to improve. There are, however, certain misdeeds that by their very nature are particularly inappropriate to the workplace and may require the County to seek immediate removal of an employee, even for a first time offense. The infractions listed below include some, but not all, offenses that may necessitate immediate disciplinary action:

- Use, sale, dispensing, distribution, purchase, possession or manufacture of illegal drugs, controlled substances, narcotics or alcoholic beverages on County premises or work sites;
- Being under the influence of the above while on the job;
- Profane and/or abusive language;
- Gross insubordination, including but not limited to, a direct refusal to obey a lawful order of a supervisor;
- Unauthorized use of equipment;
- Theft of property or services;
- Falsification of employment applications;
- Deliberate falsification of a time and attendance record;
- Sleeping on duty;
- Unauthorized absence;
- Possession of unauthorized firearms, explosives and other weapons on County premises and work sites;
- Performing political campaign work for candidates, political parties, political appointees, or elected officials while at work on the County payroll.”

BE IT FURTHER RESOLVED, that nothing in this policy amendment pertaining to campaign work shall discourage the First Amendment rights of Albany County employees, as the right to exercise personal political beliefs is cherished by Albany County, but that does not mean that it can or should be subsidized by the taxpayers. Such activities must be performed outside of public paid time; and

BE IT RESOLVED, that this resolution shall take effect immediately.

*Referred to Audit and Finance and Personnel Committees – 7/13/20*  
*Negative Recommendation Audit and Finance Committee – 8/27/20*  
*Negative Recommendation Personnel Committee – 8/27/20*

## RESOLUTION NO. 276

### REQUESTING THE ALBANY COUNTY COMPTROLLER AND THE COMMISSIONER OF HUMAN RESOURCES TO REVIEW THE ALBANY COUNTY RULES AND REGULATIONS FOR EMPLOYEES AND PROVIDE RECOMMENDATIONS CONCERNING TIMEKEEPING PRACTICES

Introduced: 8/10/20

By Messrs. A. Joyce, Feeney, Peter, Mauriello and Grimm:

WHEREAS, This Honorable Body has adopted the Rules and Regulations for Albany County Employees, as amended, governing County Employees not otherwise subject to a collective bargaining agreement, and

WHEREAS, By Resolution No. 455 for 1997, this Honorable Body authorized the purchase and implementation of the Kronos Time and Attendance Management System to streamline the process of timekeeping for employee records consistent with the Rules and Regulations for Albany County Employees, and

WHEREAS, Issues have been raised regarding the current timekeeping practices of Albany County, and

WHEREAS, The Albany County Comptroller issued a Final Report regarding an audit of time and attendance records for employees of Albany County, which included various recommendations, and

WHEREAS, It is important that this Honorable Body be advised on potential modifications to the current timekeeping practices in order to best serve the interests of the taxpayers and the efficient operation of county government, and

WHEREAS, The Albany County Comptroller and the Commissioner of the Department of Human Resources are best situated to advise this Honorable Body on this issue, now, therefore be it

RESOLVED, By the Albany County Legislature, that the Albany County Comptroller and the Commissioner of the Department of Human Resources are hereby requested to conduct a review of the issues presented in the Comptroller's Final Report, and to report back to the Albany County Legislature on potential modifications to the Rules and Regulations for Albany County Employees regarding the current timekeeping process, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

*Referred to Audit and Finance and Personnel Committees – 8/10/20*

*Favorable Recommendation Audit and Finance Committee – 8/27/20*  
*Favorable Recommendation Personnel Committee – 8/27/20*

## RESOLUTION NO. 278

### AUTHORIZING AN AGREEMENT WITH TICKETMASTER REGARDING THE COMPUTERIZED TICKETING AND DISTRIBUTION SYSTEM FOR THE TIMES UNION CENTER

Introduced: 9/14/20

By Public Works Committee:

WHEREAS, By Resolution No. 243 of 2010, this Honorable Body authorized a five year agreement with Ticketmaster regarding a computerized ticketing and distribution system for the Times Union Center for the period beginning September 23, 2010 through September 22, 2015 with an option to renew for an additional five year period, and

WHEREAS, By Resolution No. 215 for 2015, this Honorable Body authorized to extend the agreement with Ticketmaster regarding a computerized ticketing and distribution system for the Times Union Center for the period beginning September 23, 2015 through September 22, 2020, and

WHEREAS, The General Manager of the Times Union Center has requested authorization to extend the agreement with Ticketmaster with the current terms and conditions for the period beginning September 22, 2020 through December 31, 2020 regarding a computerized ticketing and distribution system for the Times Union Center, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to extend the agreement with Ticketmaster regarding a computerized ticketing and distribution system for the Times Union Center with the current terms and conditions for the period beginning September 22, 2020 through December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.



**RESOLUTION NO. 279**

**AUTHORIZING A LEASE AGREEMENT FOR THE RENTAL OF CORPORATE SUITE NO. 20 AT THE TIMES UNION CENTER**

Introduced: 9/14/20

By Public Works Committee:

WHEREAS, Stanley Steemer of Albany County, Inc., 41 Albany Ave., Green Island, New York, 12183 (Suiteholder) has indicated an interest in leasing Corporate Suite No. 20 at the Times Union Center (TUC) in accordance with terms and conditions approved by the County Attorney, and

WHEREAS, The Suiteholder has agreed to pay an annual rental fee of \$20,500 for said suite, and

WHEREAS, The Suiteholder has also agreed to pay \$28,000 annually for advertising within the Arena, and

WHEREAS, Annual payments totaling \$51,000 are to be made as follows: a \$20,500 payment on or before July 1st preceding the contract year, and the remaining \$30,500 payment is due on or before December 15th during each contract year, and

WHEREAS, The term of said lease shall be for a three (3) year period, commencing on the 1<sup>st</sup> day of the month that the TUC reopens for events and ending three years thereafter, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into a lease agreement with the aforesaid Suiteholder to lease Corporate Suite No. 20 at the Times Union Center pursuant to the aforementioned terms, and, be it further

RESOLVED, That the County Attorney is authorized to approve said lease agreement as to form and content prior to the execution thereof, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 280**

**AUTHORIZING AN AGREEMENT WITH COMMUNITY MATERNITY SERVICES REGARDING MATERNITY SHELTER AND SUPPORT SERVICES**

Introduced: 9/14/20:

By Social Services Committee:

WHEREAS, Local Social Services districts are required to provide temporary transitional shelter services to public assistance eligible homeless pregnant or parenting young women sixteen to twenty-two years of age, and

WHEREAS, The Commissioner of the Albany County Department of Social Services has requested authorization to enter into an agreement with Community Maternity Services regarding a Transitional Living Program and the provision of temporary transitional housing for public assistance eligible homeless pregnant or parenting young women sixteen to twenty-two years of age, and

WHEREAS, The maternity shelter is a state-certified eleven-bed shelter for females who require transitional housing, room, board, supervision, information referral, case management, parenting education, independent living skills, advocacy, medical, mental health systems and other appropriate support services, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Community Maternity Services regarding the provision of temporary transitional shelter services to public assistance eligible homeless pregnant or parenting young women sixteen to twenty-two years of age in an amount not to exceed \$300,000 for the term commencing January 1, 2021 and ending December 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 281**

**AUTHORIZING AGREEMENTS REGARDING MOVING AND STORAGE SERVICES FOR ELIGIBLE TEMPORARY ASSISTANCE RECIPIENTS**

Introduced: 9/14/20

By Social Services Committee:

WHEREAS, Local Social Services districts are required to provide for payment of moving services on behalf of eligible temporary assistance recipients, and

WHEREAS, The Commissioner of the Department of Social Services has recommended that the County enter into agreements with New York State Department of Transportation approved carriers, Don's Moving & Storage and Liedkie Moving & Storage, for moving and storage services in an amount not to exceed \$150,000 for a term commencing January 1, 2021 and ending December 31, 2021, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into agreements with the following carriers regarding moving and storage services for eligible public assistance recipients in an amount not to exceed \$150,000 for a term commencing January 1, 2021 and ending December 31, 2021:

Don's Moving & Storage  
981 Broadway  
Albany, NY 12207

Liedkie Moving & Storage  
2696 Curry Rd.  
Schenectady, NY 12303

and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreements as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 282**

**AUTHORIZING AN AGREEMENT WITH THE ALTAMONT PROGRAM, INC.  
REGARDING EMPLOYMENT SERVICES FOR TEMPORARY ASSISTANCE  
FOR NEEDY FAMILIES AND SAFETY NET RECIPIENTS**

Introduced: 9/14/20

By Social Services Committee:

WHEREAS, The New York State Welfare Reform Act allows for the utilization of education and training programs to provide the necessary tools to facilitate clients' employment readiness and access to employment that will lead to self-sufficiency and end welfare dependency, and

WHEREAS, The Commissioner of the Department of Social Services has recommended the Altamont Program, Inc. to provide the aforementioned services based on their demonstrated abilities, ability to reach the target population, project location, and experience and expertise, and

WHEREAS, The Altamont Program, Inc. will provide work preparation training, job placement, post-employment services, and educational and vocational training services for Temporary Assistance for Needy Families (TANF) and/or Safety Net recipients including those who are non-English speaking, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the Altamont Program, Inc. regarding employment services for TANF and/or Safety Net recipients for the term commencing January 1, 2021 and ending December 31, 2021 in an amount not to exceed \$529,700 and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 283**

**ADOPTING THE PROPOSED MODIFICATIONS TO ALBANY COUNTY  
AGRICULTURAL DISTRICT NOS. 1, 2 AND 3**

Introduced: 9/14/20

By Conservation, Sustainability, and Green Initiatives Committee:

WHEREAS, Section 303-b of the Agriculture and Markets Law mandates the annual review of agricultural districts, and

WHEREAS, In connection with such review, a proposal for the modification of Agricultural District Nos. 1, 2 and 3 has been submitted by the Agricultural and Farmland Protection Board, and

WHEREAS, The recommendations include adding 188.26 acres of actively viable farm land in the Towns of Berne, Bethlehem, Guilderland, New Scotland, and Westerlo, and

WHEREAS, In conducting such review, Section 303-b of the Agriculture and Markets Law requires this Honorable Body to hold a public hearing, which public hearing was held remotely with participation instructions available on the Albany County website at 7:15 p.m. on Tuesday, July 28, 2020 for the purpose of receiving the comments of any interested persons regarding the proposed modifications, now, therefore be it

RESOLVED, By the Albany County Legislature that the following proposed modifications to the Albany County Agricultural Districts submitted by the Agricultural and Farmland Protection Board and filed with the Albany County Clerk are hereby approved and adopted:

<b>Town</b>	<b>Tax Map No.</b>	<b>Acres</b>	<b>Ag District</b>
Berne	113.-1-4.310	42.5	1
Bethlehem	97.11-1-6	.72	3
	94.-1-47.14	11.3	3
Guilderland	36.00-1-12.1	26.7	3
New Scotland	93.-1-1.12	13.43	3
	93.-1-1.11	11.6	3
	93.-1-1.22	15.01	3
Westerlo	116.-3-37	67	2

and, be it further

RESOLVED, That a copy of the modifications shall be submitted to the New York State Commissioner of Agriculture and Markets along with a certified copy of this resolution, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 284**

**AUTHORIZING AN AGREEMENT WITH CELTIC CONSULTING, LLC  
REGARDING MINIMUM DATA SET CONSULTING SERVICES AT THE  
SHAKER PLACE REHABILITATION AND NURSING CENTER**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Executive Director of the Albany County Department of Residential Health Care Facilities has requested authorization to enter into an agreement with Celtic Consulting, LLC regarding Minimum Data Set (MDS) consulting services at the Shaker Place Rehabilitation and Nursing Center in the amount of \$198,000 for the term commencing January 1, 2021 and ending December 31, 2021, and

WHEREAS, The Executive Director indicated that Celtic Consulting, LLC will continue to monitor and supervise MDS documentation to ensure proper reimbursement from the Medicare and Medicaid programs in addition to monitoring staff on the patient driven payment model, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Celtic Consulting, LLC, Torrington, CT 06790 regarding MDS consulting services at the Shaker Place Rehabilitation and Nursing Center in an amount not to exceed \$198,000 for the term commencing January 1, 2021 and ending December 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 285**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE MEDICATION MANAGEMENT PROGRAM**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging to accept Title III-D Medication Management Program funding in the amount of \$48,615 for the term commencing January 1, 2021 and ending December 31, 2021, and

WHEREAS, The Commissioner indicated that the funding, which requires a 10% County match, will be used to support evidence-based health promotion, disease prevention, and recreational programs for older adults living in Albany County, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging to accept Title III-D Medication Management Program funding in the amount of \$48,615 for the term commencing January 1, 2021 and ending December 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.



**RESOLUTION NO. 286**

**AUTHORIZING AN AGREEMENT WITH PLAZA LINEN SERVICE REGARDING RESIDENTIAL LAUNDRY SERVICES AT THE SHAKER PLACE REHABILITATION AND NURSING CENTER**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Executive Director of the Albany County Department of Residential Health Care Facilities has requested authorization to enter into the second of two one-year renewal options with Plaza Linen Service regarding residential laundry services at the Shaker Place Rehabilitation and Nursing Center in the amount of \$105,000 for the term commencing January 1, 2021 and ending December 31, 2021, and

WHEREAS, The Executive Director indicated that Plaza Linen Service will pick up soiled residential clothing from the Shaker Place Rehabilitation and Nursing Center and clean and return the clothing as directed by nursing home staff, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into the second of two one-year renewal options with Plaza Linen Service, Clifton Park, NY 12065 regarding residential laundry services at the Shaker Place Rehabilitation and Nursing Center in an amount not to exceed \$105,000 for the term commencing January 1, 2021 and ending December 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 287**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE SUPPORTIVE SERVICES PROGRAM**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging to accept Title III-B Supportive Services Program funding in the amount of \$345,097 for the term commencing January 1, 2021 and ending December 31, 2021, and

WHEREAS, The Commissioner indicated that the funding, which requires a 10% County match, will be used to support programs that link Albany County seniors with services such as transportation, adult day services, case management, shopping assistance, and preventative health services, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging to accept Title III-B Supportive Services Program funding in the amount of \$345,097 for the term commencing January 1, 2021 and ending December 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 288**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE  
FOR THE AGING REGARDING THE CONGREGATE MEALS PROGRAM**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging to accept Title III-C-1 Congregate Meals Program funding in the amount of \$184,893 for the term commencing January 1, 2021 and ending December 31, 2021, and

WHEREAS, The Commissioner indicated that the funding, which requires a 10% County match, will be used to provide congregate meal services to seniors living in Albany County who are 60 years of age or older and their spouses, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging to accept Title III-C-1 Congregate Meals Program funding in the amount of \$184,893 for the term commencing January 1, 2021 and ending December 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 289**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE HOME DELIVERED MEALS PROGRAM**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging to accept Title III-C-2 Home Delivered Meals Program funding in the amount of \$286,406 for the term commencing January 1, 2021 and ending December 31, 2021, and

WHEREAS, The Commissioner indicated that the funding, which requires a 10% County match, will be used to provide home delivered meal services to seniors who are 60 years of age or older and living in Albany County, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging to accept Title III-C-2 Home Delivered Meals Program funding in the amount of \$286,406 for the term commencing January 1, 2021 and ending December 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 290**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE HEALTH INSURANCE INFORMATION, COUNSELING AND ASSISTANCE PROGRAM**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding the Health Insurance Information, Counseling and Assistance Program in the amount of \$33,284 for the term commencing April 1, 2020 and ending March 31, 2021, and

WHEREAS, The Commissioner indicated that the funding will be used to help Albany County seniors understand the benefits available to them under health insurance plans for adults aged 60 years and older and their caregivers, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging regarding the Health Insurance Information, Counseling and Assistance Program in the amount of \$33,284 for the term commencing April 1, 2020 and ending March 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 291**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE ELDER CAREGIVER SUPPORT PROGRAM**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging to accept Title III-E Elder Caregiver Support Program funding in the amount of \$316,744 for the term commencing January 1, 2021 and ending December 31, 2021, and

WHEREAS, The Commissioner indicated that the funding, which requires a 25% County match, will be used to support and assist caregivers in their efforts to care for older adults in their homes in the community, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging to accept Title III-E Elder Caregiver Support Program funding in the amount of \$316,744 for the term commencing January 1, 2021 and ending December 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 292**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE COMMUNITY SERVICES FOR THE ELDERLY PROGRAM**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding the Community Services for the Elderly program in the amount of \$529,813 for the term commencing April 1, 2020 and ending March 31, 2021, and

WHEREAS, The Commissioner indicated that the funding, which requires a 25% County match, will be used to support transportation services, social adult daycare programs, and the Home Delivered Meals Program for adults 60 years and older who reside in Albany County, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging regarding the Community Services for the Elderly program in the amount of \$529,813 for the term commencing April 1, 2020 and ending March 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 293**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE CONGREGATE SERVICES INITIATIVE PROGRAM**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding the Congregate Services Initiative program in the amount of \$6,512 for the term commencing April 1, 2020 and ending March 31, 2021, and

WHEREAS, The Commissioner indicated that the funding, which requires a 25% County match, will be used to support a range of services including, but not limited to, congregate meal providers, information and assistance, transportation, socialization, education, and health and wellness activities as well as caregiver support for older adults in Albany County, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging regarding the Congregate Services Initiative program in the amount of \$6,512 for the term commencing April 1, 2020 and ending March 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.



**RESOLUTION NO. 294**

**AUTHORIZING AGREEMENTS WITH THE NEW YORK STATE OFFICE FOR THE AGING AND THE ALBANY COUNTY DEPARTMENT OF SOCIAL SERVICES REGARDING THE EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding the Expanded In-Home Services for the Elderly Program (EISEP) in the amount of \$824,665 for the term commencing April 1, 2020 and ending March 31, 2021, and

WHEREAS, The Commissioner has also requested authorization to enter into an interdepartmental agreement with the Department of Social Services to provide EISEP case management services and assessments, and

WHEREAS, The Commissioner indicated that the funding, which requires a 40% County match, will be used by the Department for Aging in conjunction with the Albany County Department of Social Services to provide assessments, case management, and non-medical home care services for older adults in Albany County who are eligible for EISEP services, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging regarding EISEP in the amount of \$824,665 for the term commencing April 1, 2020 and ending March 31, 2021, and, be it further

RESOLVED, That the County Executive is also authorized to enter into an interdepartmental agreement with the Department of Social Services to provide EISEP case management services and assessments, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreements as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 295**

**AUTHORIZING AGREEMENTS WITH THE NEW YORK STATE OFFICE FOR THE AGING AND THE ALBANY COUNTY DEPARTMENT OF SOCIAL SERVICES REGARDING THE WELLNESS IN NUTRITION PROGRAM**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding the Wellness in Nutrition program in the amount of \$478,417 for the term commencing April 1, 2020 and ending March 31, 2021, and

WHEREAS, The Commissioner has also requested authorization to enter into an interdepartmental agreement with the Department of Social Services to provide assessment services, and

WHEREAS, The Commissioner indicated that the funding will be used by the Department for Aging in conjunction with the Albany County Department of Social Services to provide home delivered meal services to eligible seniors in Albany County as well as the assessments required for the provision of those meals, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to accept grant funding from the New York State Office for the Aging regarding the Wellness in Nutrition program in the amount of \$478,417 for the term commencing April 1, 2020 and ending March 31, 2021, and, be it further

RESOLVED, That the County Executive is also authorized to enter into an interdepartmental agreement with the Department of Social Services to provide assessment services, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreements as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 296**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE AAA STATE TRANSPORTATION PROGRAM**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding the AAA State Transportation Program in the amount of \$16,926 for the term commencing April 1, 2020 and ending March 31, 2021, and

WHEREAS, The Commissioner indicated that the funding will be used to support vital transportation services to adults 60 years and older residing in Albany County, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging regarding the AAA State Transportation Program in the amount of \$16,926 for the term commencing April 1, 2020 and ending March 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 297**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE  
FOR THE AGING REGARDING UNMET NEED**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding unmet need services in the amount of \$330,910 for the term commencing April 1, 2020 and ending March 31, 2021, and

WHEREAS, The Commissioner indicated that the funding will be used to provide congregate meals, home delivered meals, transportation, legal and other services to adults 60 years and older in Albany County who are not receiving the services for which they are eligible, and

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging regarding unmet need services in the amount of \$330,910 for the term commencing April 1, 2020 and ending March 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 298**

**AUTHORIZING AGREEMENTS WITH THE NEW YORK STATE OFFICE FOR THE AGING AND THE ALBANY COUNTY DEPARTMENT OF SOCIAL SERVICES REGARDING THE NY CONNECTS EXPANSION AND ENHANCEMENT PROGRAM**

Introduced: 9/14/20

By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding the NY Connects Expansion and Enhancement program in the amount of \$363,281 for the term commencing April 1, 2020 and ending March 31, 2021, and

WHEREAS, The Commissioner has also requested authorization to enter into an interdepartmental agreement with the Department of Social Services for administration of the NY Connects program, and

WHEREAS, The Commissioner indicated that the funding will be used by the Department for Aging in conjunction with the Albany County Department of Social Services to support the delivery of NY Connects services to older adults and individuals of any age with disabilities who are in need of long-term services, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging regarding the NY Connects Expansion and Enhancement program in the amount of \$363,281 for the term commencing April 1, 2020 and ending March 31, 2021, and, be it further

RESOLVED, That the County Executive is also authorized to enter into an interdepartmental agreement with the Department of Social Services for administration of the NY Connects program, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 299**

**AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING THE GUN INVOLVED VIOLENCE ELIMINATION GRANT**

Introduced: 9/14/20  
By Law Committee:

WHEREAS, The Albany County District Attorney has requested authorization to submit a grant application and enter into an agreement with the New York State Division of Criminal Justice Services regarding the Gun Involved Violence Elimination grant in the amount of \$236,740 for the term commencing July 1, 2020 and ending June 30, 2021, and

WHEREAS, The District Attorney has indicated that the funding will be used to combat gun-related crime in Albany County, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to submit a grant application and enter into an agreement with the New York State Division of Criminal Justice Services regarding the Gun Involved Violence Elimination grant in the amount of \$236,740 for the term commencing July 1, 2020 and ending June 30, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said application and agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 300**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING THE GUN INVOLVED VIOLENCE ELIMINATION GRANT**

Introduced: 9/14/20

By Law Committee:

WHEREAS, The Director of the Albany County Probation Department has requested authorization to enter into an agreement with the New York State Division of Criminal Justice Services regarding the Gun Involved Violence Elimination (GIVE) grant in the amount of \$137,005 for the term commencing July 1, 2020 and ending June 30, 2021, and

WHEREAS, The Director has indicated that GIVE is a partnership between the Probation Department, New York State Division of Criminal Justice Services, the Albany County District Attorney's Office, and the City of Albany Police Department and that funding will be used to support limited overtime, GPS monitoring, one full-time Probation Officer, and one part-time Probation Officer, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Division of Criminal Justice Services regarding the Gun Involved Violence Elimination (GIVE) grant in the amount of \$137,005 for a term commencing July 1, 2020 and ending June 30, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 301**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES REGARDING THE SECOND REGIONAL IMMIGRATION ASSISTANCE CENTER GRANT**

Introduced: 9/14/20  
By Law Committee:

WHEREAS, The Director of the Albany County Regional Immigration Assistance Center has requested authorization to enter into an agreement with the New York State Office of Indigent Legal Services regarding the Second Regional Immigration Assistance Center Grant in the amount of \$1,654,260 over a three-year term commencing January 1, 2020 and ending December 31, 2022, and

WHEREAS, The Director indicated that the funding will be used to provide training, resources, and guidance to attorneys providing mandated representation in order to improve the quality of indigent legal services, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office of Indigent Legal Services regarding the Second Regional Immigration Assistance Center Grant in the amount of \$1,654,260 over a three-year term commencing January 1, 2020 and ending December 31, 2022, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.



**RESOLUTION NO. 302**

**AUTHORIZING AN AGREEMENT WITH CORNELL COOPERATIVE  
EXTENSION TO PROVIDE TRAINING COURSES FOR LEAD BASED PAINT  
REMEDICATION**

Introduced: 9/14/20  
By Health Committee:

WHEREAS, The Commissioner of the Albany County Department of Health has requested authorization to enter into an agreement with Cornell Cooperative Extension to utilize grant funding through the Childhood Lead Poisoning Primary Prevention Program to provide Renovation, Repair and Painting (RRP) in an amount not to exceed \$22,500 for the term commencing April 1, 2020 and ending September 30, 2020, and

WHEREAS, Cornell Cooperative Extension is certified by the Environmental Protection Agency to provide RRP training courses and will provide five RRP initial courses, RRP refresher courses, and four window replacement trainings, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Cornell Cooperative Extension to provide Renovation, Repair and Painting training courses for individuals who need to be certified to perform lead based paint remediation in an amount not to exceed \$22,500 for the term commencing April 1, 2020 and ending September 30, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 303**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH/HEALTH RESEARCH, INC. REGARDING COVID-19 GRANT FUNDING AND AMENDING THE 2020 DEPARTMENT OF HEALTH BUDGET**

Introduced: 9/14/20  
By Health Committee:

WHEREAS, The Commissioner of the Albany County Department of Health has indicated that the New York State Department of Health/Health Research, Inc. (NYSDOH/HRI), has made grant funding available in an amount not to exceed \$830,466 for COVID-19 response activities for a term commencing July 1, 2020 and ending June 30, 2022, and

WHEREAS, The Commissioner indicated these funds will be used to increase health department staff in order to provide rapid and complete case investigations by creating four positions, three positions as case investigators and one position for community education regarding mask and social distancing compliance, and

WHEREAS, The Commissioner further requested a budget amendment to increase the overtime line which is currently negative and to increase equipment/supply lines for the new employees, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Department of Health/Health Research, Inc., in an amount not to exceed \$830,466 for COVID-19 response activities for a term commencing July 1, 2020 and ending June 30, 2022, and, be it further

RESOLVED, That the 2020 Department of Health Budget is amended as follows:

Increase Revenue Account A3343 COVID19 Epidemiology by \$124,382

Decrease Appropriation Account A4010.4 by \$50,000 by decreasing Line Item 4010 4 4046 Fees for Services by \$50,000

Increase Appropriation Account A4010.1 by \$161,182 by increasing the following line items:

Create and increase Line Item A4010 1 2120 001 Registered Nurse II by \$12,838 with an annual salary of \$56,700

Create and increase Line Item A4010 1 2802 002 Public Health Educator by \$12,328 with an annual salary of \$54,447

Create and increase Line Item A4010 1 3192 002 Disease Intervention Specialist II by \$12,967 with an annual salary of \$57,269

Create and increase Line Item A4010 1 3192 003 Disease Intervention Specialist II by \$13,049 with an annual salary of \$57,629

Increase Line Item A4010 1 9982 Overtime by \$110,000

Increase Appropriation Account A4010.2 by \$13,200 by increasing the following line items:

Increase Line Item A4010 2 2001 Office Equipment by \$6,000

Increase Line Item A4010 2 2050 Computer Equipment by \$7,200

and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 304**

**AUTHORIZING AN AGREEMENT WITH AOW ASSOCIATES INC.  
REGARDING GENERAL CONTRACTOR SERVICES AT THE  
CLARKSVILLE PUBLIC SAFETY BUILDING**

Introduced: 9/14/20

By Public Safety Committee:

WHEREAS, The Albany County Sheriff has requested authorization to enter into an agreement with AOW Associates Inc. for General Contractor services at the Clarksville Public Safety Building in an amount not to exceed \$2,382,514, and

WHEREAS, The Albany County Sheriff's Office, through the County Purchasing Agent, issued a request for bids regarding General Contractor services at the Clarksville Public Safety Building and five bids were received, and

WHEREAS, The Albany County Engineering Department reviewed said bids and recommended awarding the contract to AOW Associates Inc. as the lowest responsible bidder, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with AOW Associates Inc., Albany, NY 12206 for General Contractor services at the Clarksville Public Safety Building in an amount not to exceed \$2,382,514, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 305**

**AUTHORIZING AN AGREEMENT WITH ECKERT MECHANICAL, LLC  
REGARDING PLUMBING CONSTRUCTION SERVICES AT THE  
CLARKSVILLE PUBLIC SAFETY BUILDING**

Introduced: 9/14/20

By Public Safety Committee:

WHEREAS, The Albany County Sheriff has requested authorization to enter into an agreement with Eckert Mechanical, LLC for Plumbing Construction services at the Clarksville Public Safety Building in an amount not to exceed \$137,649, and

WHEREAS, The Albany County Sheriff's Office, through the County Purchasing Agent, issued a request for bids regarding Plumbing Construction services at the Clarksville Public Safety Building and six bids were received, and

WHEREAS, The Albany County Engineering Department reviewed said bids and recommended awarding the contract to Eckert Mechanical, LLC as the lowest responsible bidder, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Eckert Mechanical, LLC, Albany, NY 12206 for Plumbing Construction services at the Clarksville Public Safety Building in an amount not to exceed \$137,649, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 306**

**AUTHORIZING AN AGREEMENT WITH ECKERT MECHANICAL, LLC  
REGARDING MECHANICAL CONSTRUCTION SERVICES AT THE  
CLARKSVILLE PUBLIC SAFETY BUILDING**

Introduced: 9/14/20

By Public Safety Committee:

WHEREAS, The Albany County Sheriff has requested authorization to enter into an agreement with Eckert Mechanical, LLC for Mechanical Construction services at the Clarksville Public Safety Building in an amount not to exceed \$477,791, and

WHEREAS, The Albany County Sheriff's Office, through the County Purchasing Agent, issued a request for bids regarding Mechanical Construction services at the Clarksville Public Safety Building and eleven bids were received, and

WHEREAS, The Albany County Engineering Department reviewed said bids and recommended awarding the contract to Eckert Mechanical, LLC as the lowest responsible bidder, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Eckert Mechanical, LLC, Albany, NY 12206 for Mechanical Construction services at the Clarksville Public Safety Building in an amount not to exceed \$477,791, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 307**

**AUTHORIZING AN AGREEMENT WITH CKM ELECTRICAL SERVICES REGARDING ELECTRICAL CONSTRUCTION SERVICES AT THE CLARKSVILLE PUBLIC SAFETY BUILDING**

Introduced: 9/14/20

By Public Safety Committee:

WHEREAS, The Albany County Sheriff has requested authorization to enter into an agreement with CKM Electrical Services for Electrical Construction services at the Clarksville Public Safety Building in an amount not to exceed \$400,058, and

WHEREAS, The Albany County Sheriff's Office, through the County Purchasing Agent, issued a request for bids regarding Electrical Construction services at the Clarksville Public Safety Building and seven bids were received, and

WHEREAS, The Albany County Engineering Department reviewed said bids and recommended awarding the contract to CKM Electrical Services as the lowest responsible bidder, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with CKM Electrical Services, Albany, NY 12210 for Electrical Construction services at the Clarksville Public Safety Building in an amount not to exceed \$400,058 and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 308**

**AUTHORIZING AN INTER-MUNICIPAL AGREEMENT REGARDING THE  
BYRNE JUSTICE ASSISTANCE GRANT PROGRAM FUNDING**

Introduced: 9/14/20  
By Public Safety Committee:

WHEREAS, The New York State Division of Criminal Justice Services (DCJS) has indicated that federal grants such as the Byrne Justice Assistance Grant offer local governments an option to pass through funding, thereby allowing the State to directly coordinate with the grantee, and

WHEREAS, The Albany County Sheriff has indicated that the County of Albany has been awarded federal funding through the Byrne Justice Assistance Grant Program in the amount of \$63,358, and

WHEREAS, The Sheriff has requested authorization to enter into an inter-municipal agreement between Albany County and the City of Albany allowing for a pass-through waiver regarding grant funding in the amount of \$63,358 and collaboration in utilizing said grant funds to enhance various City law enforcement programs, and

WHEREAS, The Sheriff has indicated by executing a pass-through waiver the County will avoid any fiduciary responsibility regarding the grant funding accepted by the City of Albany, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an inter-municipal agreement with the City of Albany providing for the waiver and a pass-through of funding related to the DCJS Byrne Justice Assistance Grant Program in the amount of \$63,358 to the City of Albany for various law enforcement purposes, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate City and County Officials.



**RESOLUTION NO. 309**

**AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE REGARDING THE 2021 POLICE TRAFFIC SERVICES GRANT**

Introduced: 9/14/20

By Public Safety Committee:

WHEREAS, The Albany County Sheriff has requested authorization to enter into an agreement with the New York State Governor's Traffic Safety Committee in an amount up to \$18,700 regarding the 2021 Police Traffic Services Grant for the term commencing October 1, 2020 and ending September 30, 2021, and

WHEREAS, The grant provides funding for traffic safety enforcement for the Albany County Sheriff's Office with the goal of reducing the number of crashes, injuries and deaths on Albany County roadways, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Governor's Traffic Safety Committee in an amount up to \$18,700 regarding the 2021 Police Traffic Services Grant for the term commencing October 1, 2020 and ending September 30, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 310**

**AMENDING RESOLUTION NO. 452 FOR 2015 REGARDING THE E911 RECORDS MANAGEMENT SYSTEM**

Introduced: 9/14/20

By Public Safety Committee:

WHEREAS, By Resolution No. 452 for 2015, this Honorable Body approved agreements with Central Square Technologies (formerly Tritech Software Systems) regarding hardware, software, licensing and an upgraded County-Wide E911 phone system in the amount of \$2,725,231 payable over a seven year period and a five year system maintenance agreement in the amount of \$979,934, and

WHEREAS, The Albany County Sheriff has requested authorization to modify this agreement to change the records management system from an in-house local server to a cloud based storage system, and

WHEREAS, The Sheriff indicated that Central Square Technologies has agreed to make this change at no additional cost to the County, now, therefore be it

RESOLVED, By the Albany County Legislature that Resolution No. 452 for 2015 is hereby amended to allowed Central Square Technologies to change the records management system from an in-house local server to a cloud based storage system at no additional cost to the County, and, be it further

RESOLVED, That the County Attorney is authorized to approve said amendment as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 311**

**AUTHORIZING AN AGREEMENT WITH CENTRAL SQUARE TECHNOLOGIES TO UPGRADE THE CORE E-911, COMPUTER AIDED DISPATCH, MOBILE DATA, FIELD OPERATIONS AND RECORDS MANAGEMENT SYSTEMS**

Introduced: 9/14/20

By Public Safety Committee:

WHEREAS, The Albany County Sheriff has requested authorization to enter into an agreement with Central Square Technologies to upgrade the core E911 System including the Computer Aided Dispatch, Mobile Data, Field Operations and Records Management Systems in an amount not to exceed \$589,394 plus an annual maintenance fee of \$80,931 for the term commencing October 1, 2020 and ending March 31, 2021, and

WHEREAS, Central Square Technologies' public safety solution will provide a greater degree of redundancy as it will allow partnering with other counties to co-locate critical system resources, will allow agencies a higher degree of flexibility while configuring functional needs and will provide a platform to leverage other participating agencies resources for overall system health, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Central Square Technologies, Lake Marie, FL 32746 to upgrade the core E911 System including the Computer Aided Dispatch, Mobile Data, Field Operations and Records Management Systems in an amount not to exceed \$589,394 plus an annual maintenance fee of \$80,931 for the term commencing October 1, 2020 and ending March 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 312**

**AMENDING RESOLUTION NO. 512 FOR 2017 REGARDING THE PROJECT  
LABOR AGREEMENT FOR THE ALBANY COUNTY NURSING HOME  
PROJECT**

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, By Resolution No. 512 for 2017, this Honorable Body authorized a Project Labor Agreement ("PLA") with the Greater Capital Region Building and Construction Trades Council for the Albany County Nursing Home Project with a term ending June 30, 2020, and

WHEREAS, The Executive Director of the Shaker Place Rehabilitation and Nursing Center has requested an amendment to such PLA, at no cost to the County, to reflect an ending date of June 30, 2021, to ensure that the PLA is in place throughout the entire renovation and new construction project, now, therefore be it

RESOLVED, By the Albany County Legislature that Resolution No. 512 for 2017 is hereby amended to reflect an ending date of June 30, 2021 rather than June 30, 2020, and, be it further

RESOLVED, That the Executive is authorized to execute an amendment to the PLA to reflect an ending date of June 30, 2021 rather than June 30, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said amendment and agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 313**

**AMENDING THE 2020 DISTRICT ATTORNEYS OFFICE BUDGET:  
CRIMINAL JUSTICE REFORM**

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, The Albany County District Attorney has requested authorization to amend the 2020 District Attorney's Office Budget by increasing its Criminal Forensic Auditor line in the amount of \$16,250, increasing its Inspector line in the amount of \$22,500, and increasing its Hospital and Medical Insurance line in the amount of \$116,250, and

WHEREAS, The District Attorney has indicated that the increase to these lines is necessary for compliance with recent criminal justice reforms in New York State, now, therefore be it

RESOLVED, By the Albany County Legislature that the 2020 District Attorney's Office Budget is amended as follows:

Decrease Appropriation Account A1165.1 by \$136,639 by decreasing and deleting the following line items:

Decrease and delete Line Item A1165 1 2726 002 Network & Systems Technician by \$54,000

Decrease and delete Line Item A1165 1 5023 Paralegal by \$43,481

Decrease and delete Line Item A1165 1 6192 Keyboard Specialist by \$39,158

Decrease Appropriation Account A1165.2 by \$18,361 by decreasing Line Item A1165 2 2999 Miscellaneous Equipment by \$18,361

Increase Appropriation Account A1165.1 by \$38,750 by increasing the following line items:

Increase Line Item A1165 1 2310 Inspector by \$22,500 with an annual salary of \$90,000

Increase Line Item A1165 1 4020 Criminal Forensic Auditor by \$16,250 with an annual salary of \$65,000

Increase Appropriation Account A1165.8 by \$116,250 by increasing Line Item A1165 8 9060 Hospital and Medical Insurance by \$116,250

and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 314**

**ADOPTING AN AMENDMENT TO THE ALBANY COUNTY CAPITAL PROGRAM FOR 2020-2024**

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, By Resolution No. 337 for 2019, this Honorable Body adopted the Albany County Capital Program for 2020-2024, and

WHEREAS, An Amendment to the Capital Program is necessary to move forward with the proposed Emergency 911 Call Center Project, and

WHEREAS, The aforementioned amendment to the 2020-2024 Capital Program addresses the change in location for the proposed Emergency 911 Call Center Project from the Albany County Shaker Place Rehabilitation and Nursing Facility to the Clarksville substation, and

WHEREAS, Pursuant to Section 609 of the Albany County Charter, the Albany County Legislature published a summary of the amended Capital Program for the County and held the required public hearing as published, now, therefore be it

RESOLVED, By the Albany County Legislature that the amendment to the Capital Program for 2020-2024 as set forth above is hereby adopted, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 315**

**ADOPTING THE ALBANY COUNTY CAPITAL PROGRAM FOR 2021-2025**

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, The Albany County Charter, Art. 6, Sec. 609(b) requires the Albany County Legislature to adopt the Capital Program each year, and

WHEREAS, The County Executive has prepared and submitted a five-year Capital Program for 2021-2025 to this Honorable Body which includes a summary of projects, a list of all capital improvements proposed to be undertaken during the next five fiscal years, cost estimates and recommended time schedules for each improvement and the proposed methods of financing the facilities to be constructed or acquired, and

WHEREAS, The Clerk of the Legislature published a summary of the Capital Program and public hearing notice in the official newspapers stating the times and locations where copies of the Capital Program have been available for inspection by the public, and

WHEREAS, This Honorable Body held said public hearing on August 25, 2020, as published, now, therefore be it

RESOLVED, That the 2021-2025 Capital Program as set forth in the published summary is hereby adopted by this Honorable Body, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 316**

**AMENDED AND RESTATED BOND RESOLUTION OF THE COUNTY OF ALBANY, NEW YORK, AUTHORIZING THE UNDERTAKING OF A CAPITAL PROJECT FOR THE EMERGENCY 911 COMMUNICATIONS CENTER, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$10,000,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$9,000,000 OF SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION**

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, on December 18, 2017, the County Legislature of the County of Albany, New York (the "County") adopted Bond Resolution No. 527 of 2017 entitled:

**BOND RESOLUTION OF THE COUNTY OF ALBANY, NEW YORK, AUTHORIZING THE UNDERTAKING OF A CAPITAL PROJECT FOR THE EMERGENCY 911 COMMUNICATIONS CENTER, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,750,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,750,000 OF SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION**

("Resolution No. 527"); and

WHEREAS, on the date the County Legislature adopted Resolution No. 527 the estimated maximum cost of the undertaking of the project for 2018 described in Section 1 of Resolution No. 527 (the "Project") was estimated to equal an amount not to exceed \$1,750,000 and the estimated maximum cost to undertake the entire project was estimated to equal an amount not to exceed \$3,500,000 as described in the 2018 Capital Plan in the County's 2018-2022 Capital Program; and

WHEREAS, the County Legislature adopted Resolution No. 527 to authorize the issuance of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in the aggregate principal amount not to exceed \$1,750,000 to finance the preliminary costs of the Project; and

WHEREAS, on March 11, 2019, the County Legislature adopted Bond Resolution No. 97 of 2019 entitled:

**BOND RESOLUTION OF THE COUNTY OF ALBANY, NEW YORK, AUTHORIZING THE UNDERTAKING OF A CAPITAL PROJECT FOR THE EMERGENCY 911 COMMUNICATIONS CENTER, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$8,000,000, APPROPRIATING SAID AMOUNT**



THEREFOR, AND AUTHORIZING THE ISSUANCE OF  
\$8,000,000 OF SERIAL BONDS OF SAID COUNTY TO FINANCE  
SAID APPROPRIATION

("Resolution No. 97"); and

WHEREAS, on the date the County Legislature adopted Resolution No. 97 the estimated maximum cost of the undertaking of the Project for 2019 described in Section 1 of Resolution No. 97 was estimated to equal an amount not to exceed \$8,000,000 and the estimated maximum cost to undertake the entire project was estimated to equal an amount not to exceed \$10,000,000 as described in the amended 2019 Capital Plan in the County's 2019-2023 Capital Program; and

WHEREAS, the County Legislature adopted Resolution No. 97 to authorize the increase in the estimated maximum cost of the Project and the issuance of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in the aggregate principal amount not to exceed \$8,000,000 to finance the increased costs of the Project; and

WHEREAS, on November 12, 2019, the County Legislature adopted Bond Resolution No. 513 of 2019 entitled:

AUTHORIZING THE UNDERTAKING OF A CAPITAL PROJECT FOR THE ALBANY COUNTY SHERIFF'S OFFICE PUBLIC SAFETY BUILDING AND THE EMERGENCY 911 COMMUNICATIONS CENTER, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$2,500,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$2,500,000 OF SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION

("Resolution No. 513," and collectively with Resolution No. 527 and Resolution No. 97, the "Bond Resolution"); and

WHEREAS, on the date the County Legislature adopted Resolution No. 513 the estimated maximum cost of the undertaking of the Project for 2020 described in Section 2 of Resolution No. 513 was estimated to equal an amount not to exceed \$1,000,000 and the estimated maximum cost to undertake the entire project was estimated to equal an amount not to exceed \$10,000,000 as described in the amended 2020 Capital Plan in the County's 2020-2024 Capital Program; and

WHEREAS, the County Legislature adopted Resolution No. 513 to authorize the issuance of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in the aggregate principal amount not to exceed \$1,000,000 to finance the remaining additional costs of the Project; and

WHEREAS, since the date of the Bond Resolution, the County Legislature has received additional information which indicates changes in the description of the Project, the estimated maximum cost of the Project and the plan of finance of the Project; and

WHEREAS, Section 32.00 of the New York Local Finance Law requires, among other things, that any bond resolution adopted by the finance board of a municipality contain a statement of the specific object or purpose or the class of objects or purposes for which the obligations to be authorized by such resolution are to be issued and a description of the estimated maximum cost and plan of finance; and

WHEREAS, the County Legislature desires to amend the Bond Resolution for the purpose of consolidating Resolution No. 527, Resolution No. 97, and Resolution No. 513 relating to the Project and revising the statement of the specific object or purpose for which the serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) are authorized by the Bond Resolution, together with the estimated maximum cost and plan of finance;

NOW, THEREFORE, BE IT RESOLVED, by the County Legislature of the County of Albany, New York, as follows:

Section 1. The County of Albany, New York (the "County") is hereby authorized to undertake a capital project consisting of the relocation, renovation, and modification to existing space and structure, together with new construction for the County's Emergency 911 Communications Center. The capital project will include design, demolition, renovation, construction modifications, relocation, and installation of existing communications equipment as well as the purchase of additional communications equipment, including any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purposes, together with the preparation of planning, engineering and feasibility studies and review. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof (including the costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed \$10,000,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed \$9,000,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of \$9,000,000 to pay the costs of the capital project. The balance of the costs of the capital project in the amount of \$1,000,000 will be paid from New York State grant funding for infrastructure secured by the County.

The period of probable usefulness of the specific object or purpose herein authorized and for which \$9,000,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00(a)(12)(a)(1) of the New York Local

Finance Law (the "Law"), is twenty-five (25) years.

Section 2. Serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in the aggregate principal amount not to exceed \$9,000,000 to finance said appropriation are hereby authorized to be issued pursuant to the provisions of the Law.

Section 3. The following additional matters are hereby determined and stated:

(a) The facility described above is a class "A" building, as defined in Section 11.00(a)(11)(a) of the Law.

(b) Current funds are not required by the Law to be provided as a down payment prior to the issuance of the serial bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof in accordance with Section 107.00 of the Law.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. The serial bonds authorized by this resolution and any notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation of rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 21.00, Section 23.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 63.00 and Section 164.00 of the Law, the powers and duties of the County Legislature pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The County Comptroller is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of

the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

Section 7. The County Comptroller is further authorized to enter into a continuing disclosure undertaking with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

Section 8. By separate resolution, the County has complied with the provisions of the State Environmental Quality Review Act ("SEQRA") with respect to the capital project described in this resolution by issuing a negative declaration determining that the capital project described in this resolution will not have a significant effect on the environment.

Section 9. The County may initially use funds from the General Fund or such other funds that may be available to pay the cost of the specific objects or purposes authorized by this resolution, pursuant to Section 165.10 of the Law. The County then reasonably expects to reimburse such expenditure with the proceeds of the bonds or bond anticipation notes authorized by Section 2 of this resolution. This resolution shall constitute the declaration of the County's "official intent" to reimburse the expenditures authorized by Section 1 hereof with the proceeds of the bonds and notes authorized herein, as required by United States Treasury Regulation Section 1.150-2.

Section 10. Resolution No. 527, Resolution No. 97, and Resolution No. 513 shall be amended and restated by this resolution and, except as amended by this resolution, such resolutions, including, but not limited to the provisions relating to the capital project for the Albany County Sheriff's Office Public Safety Building described in Section 1 of Resolution No. 513, shall remain in full force and effect and the terms and conditions thereof are hereby confirmed.

Section 11. The County has issued serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) under this resolution in the aggregate principal amount of \$6,500,000. The history of each issuance follows:

- (a) \$500,000 pursuant to Resolution No. 527 as part of the County's \$140,740,000 Various Purposes Serial Bonds – 2018 issued on April 12, 2018;
- (b) \$3,000,000 pursuant to Resolution No. 97 as part of the

County's \$37,388,690 Public Improvement Bond Anticipation Notes – 2019 Series A issued on June 6, 2019 (renewed under the County's 2019 Series A Bonds as hereinafter defined); and

- (c) \$3,000,000 pursuant to Resolution No. 97 as part of the County's \$72,440,000 Various Purposes Serial Bonds – 2019 Series A issued on September 24, 2019 (the "2019 Series A Bonds").

Section 12. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) (1) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(2) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(b) such obligations are authorized in violation of the provisions of the Constitution of New York.

Section 13. This bond resolution shall take effect immediately and the Clerk of the County Legislature is hereby authorized and directed to publish the foregoing resolution in full, together with a notice attached in substantially the form as prescribed in Section 81.00 of the Law, in the newspaper(s) designated as the official newspaper(s) of the County for such publication.

**RESOLUTION NO. 317**

**AMENDING THE 2020 SHERIFF'S OFFICE BUDGET: EMT AND PARAMEDIC SERVICES**

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, The Albany County Sheriff has requested authorization to amend the 2020 Sheriff's Office Budget by increasing its Emergency Medical Technician PT line in the amount of \$95,000, its Paramedics PT line in the amount of \$200,000, and its Medical Supplies line in the amount of \$11,000, and

WHEREAS, The Sheriff has indicated that the increase to its EMT and Paramedics lines is necessary for part-time EMT and Paramedic salaries, now, therefore be it

RESOLVED, By the Albany County Legislature that the 2020 Sheriff's Office Budget is amended as follows:

Decrease Appropriation Account A3110.1 by \$295,000 by decreasing the following line items:

Decrease Line Item A3110 1 3144 008 Paramedic by \$20,000

Decrease Line Item A3110 1 3144 010 Paramedic by \$20,000

Decrease Line Item A3110 1 3144 011 Paramedic by \$40,000

Decrease Line Item A3110 1 3144 012 Paramedic by \$40,000

Decrease Line Item A3110 1 3144 013 Paramedic by \$40,000

Decrease Line Item A3110 1 3144 014 Paramedic by \$40,000

Decrease Line Item A3110 1 3145 013 Emergency Medical Tech FT by \$11,000

Decrease Line Item A3110 1 3145 014 Emergency Medical Tech FT by \$28,000

Decrease Line Item A3110 1 3145 015 Emergency Medical Tech FT by \$28,000

Decrease Line Item A3110 1 3145 016 Emergency Medical Tech FT by \$28,000

Decrease Appropriation Account A3110.4 by \$11,000 by decreasing Line Item A3110 4 4039 Conferences/Training by \$11,000

Increase Appropriation Account A3110.1 by \$295,000 by increasing the following line items:

Increase Line Item A3110 1 9943 Paramedics PT by \$200,000

Increase Line Item A3110 1 9944 Emergency Medical Tech PT by \$95,000

Increase Appropriation Account A3110.4 by \$11,000 by increasing Line Item A3110 4 4023 Medical Supplies by \$11,000

and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 318**

**AUTHORIZING AN AGREEMENT WITH BRAWN MEDIA REGARDING MEDIA AND CONSULTING SERVICES FOR THE SHAKER PLACE REHABILITATION AND NURSING CENTER**

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, The Executive Director of the Albany County Department of Residential Health Care Facilities has requested authorization to enter into an agreement with Brawn Media in an amount not to exceed \$100,000 for the term commencing January 1, 2021 and ending December 31, 2021, and

WHEREAS, The Executive Director has indicated that such an agreement is necessary to provide media and branding consultation and services for the Shaker Place Rehabilitation and Nursing Center, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Brawn Media, Albany, NY 12205 for the provision of media and branding consultation and services for the Shaker Place Rehabilitation and Nursing Center in an amount not to exceed \$100,000 for the term commencing January 1, 2021 and ending December 31, 2021, and be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.



**RESOLUTION NO. 319**

**AMENDING THE 2020 DEPARTMENT OF HUMAN RESOURCES BUDGET:  
UNEMPLOYMENT EXPENSES RELATED TO COVID-19**

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, The Commissioner of the Department of Human Resources has requested authorization to amend the 2020 Human Resources Budget by increasing its Unemployment Insurance line in the amount of \$200,000, and

WHEREAS, The Commissioner has indicated that the increase to its Unemployment Insurance line is necessary due to the dramatic increase in unemployment costs as a result of the COVID-19 pandemic, now, therefore be it

RESOLVED, By the Albany County Legislature that the 2020 Department of Human Resources Budget is amended as follows:

Decrease Appropriation Account CS9040.8 by \$200,000 by decreasing Line Item CS9040 8 9040 Workers Compensation by \$200,000

Increase Appropriation Account CS9050.8 by \$200,000 by increasing Line Item CS9050 8 9050 Unemployment Insurance by \$200,000

and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 320**

**AMENDING THE 2020 DEPARTMENT OF PROBATION BUDGET:  
ELECTRONIC MONITORING**

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, The Director of the Department of Probation has requested authorization to amend the 2020 Probation Budget by increasing its Fees for Services line in the amount of \$62,987, and

WHEREAS, The Director has indicated that the increase to its Fees for Services line is necessary for the purchase of GPS electronic monitoring units, and

WHEREAS, New York State law mandates that the Probation Department provide GPS electronic monitoring units to all Courts in Albany County as the designated pretrial service agency for Albany County, now, therefore be it

RESOLVED, By the Albany County Legislature that the 2020 Department of Probation Budget is amended as follows:

Decrease Appropriation Account A3140.4 by \$62,987 by decreasing Line Item A3140 4 4049 Special Programs by \$62,987

Increase Appropriation Account A3140.4 by \$62,987 by increasing Line Item A3140 4 4046 Fees for Services by \$62,987

and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

RESOLUTION NO. 321

AUTHORIZING CORRECTION OF THE TAX ROLL FOR THE CITY OF ALBANY

Introduced: 9/14/20  
By Audit and Finance Committee:

WHEREAS, This Legislative Body has received one application from the Director of the Real Property Tax Service Agency for a correction of real property taxes, and

WHEREAS, This application has been investigated by the Director who recommends to this Honorable Body that the Tax Roll involved be corrected, now, therefore be it

RESOLVED, By the Albany County Legislature that the listed Tax Rolls for the City of Albany be corrected with respect to the following parcel of real property:

<u>APPLICANT</u>	<u>CITY OR TOWN</u> <u>DESCRIPTION OF REAL</u> <u>PROPERTY AS SHOWN ON</u> <u>TAX ROLL OR BILL</u>	<u>REASON FOR</u> <u>CORRECTION</u>
Debra Perks Finance Dept.	City of Albany 86 Third Street Tax Map No. 65.74-3-2 2020 Collection	Clerical Error

and, be it further

RESOLVED, Said correction shall be in accordance with Form RP-554 as submitted with favorable recommendation by the Director in accordance with the provisions of the New York State Real Property Tax Law, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 322**

**AUTHORIZING THE REFUND OF REAL PROPERTY TAXES IN THE TOWN OF RENSSELAERVILLE**

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, This Legislative Body has received eight applications from the Director of the Real Property Tax Service Agency for refunds of real property taxes, and

WHEREAS, The applications have been investigated by the Director who recommends to this Honorable Body that the Tax Rolls involved be corrected, and refunds be made due to unlawful entries made pursuant to RPTL §556, now, therefore be it

RESOLVED, By the Albany County Legislature that the listed Tax Rolls for the Town of Rensselaerville be corrected and refunds be made with respect to the following parcel of real property:

<u>APPLICANT</u>	<u>DESCRIPTION OF REAL PROPERTY AS SHOWN ON TAX ROLLS OR BILLS</u>	<u>AMOUNTS</u>
Peter Hotaling Assessor	351 Hale Road	
	Tax Map No. 149.-1-7	
	2020 Collection	\$20.68
	2019 Collection	\$20.16
	2018 Collection	\$19.85
Peter Hotaling Assessor	949 Route 351	
	Tax Map No. 149.-1-22.1	
	2020 Collection	\$503.44
	2019 Collection	\$504.89
	2018 Collection	\$432.75
Peter Hotaling Assessor	192 Roney Road	
	Tax Map No. 160.-1-41	
	2020 Collection	\$405.25
	2019 Collection	\$307.93
	2018 Collection	\$334.01

Peter Hotaling Assessor	107 Pearson Road	
	Tax Map No. 160.-1-31	
	2020 Collection	\$145.57
	2019 Collection	\$141.95
	2018 Collection	\$139.77
Peter Hotaling Assessor	243 Gulf Road	
	Tax Map No. 135.-1-4.2	
	2020 Collection	\$137.95
	2019 Collection	\$134.52
	2018 Collection	\$132.47
Peter Hotaling Assessor	394 Edwards Hill Road	
	Tax Map No. 172.-1-14	
	2020 Collection	\$290.95
	2019 Collection	\$280.47
	2018 Collection	\$280.89
Peter Hotaling Assessor	5019 Delaware Turnpike	
	Tax Map No. 137.9-1-26	
	2020 Collection	\$47.80
	2019 Collection	\$46.58
	2018 Collection	\$45.87
Peter Hotaling Assessor	217 Fish Road	
	Tax Map No. 182.-1-24	
	2020 Collection	\$1,125.91
	2019 Collection	\$1,176.50
	2018 Collection	\$1,206.24

and, be it further

RESOLVED, Said corrections shall be in accordance with Form RP-556 as submitted with favorable recommendations by the Director in accordance with the provisions of the New York State Real Property Tax Law, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 323**

**AUTHORIZING THE REFUND OF REAL PROPERTY TAXES IN THE TOWN OF BETHLEHEM**

Introduced: 9/14/20  
By Audit and Finance Committee:

WHEREAS, This Legislative Body has received one application from the Director of the Real Property Tax Service Agency for refund of real property taxes, and

WHEREAS, The application has been investigated by the Director who recommends to this Honorable Body that the Tax Roll involved be corrected, and refund be made due to unlawful entry made pursuant to RPTL §556, now, therefore be it

RESOLVED, By the Albany County Legislature that the listed Tax Roll for the Town of Bethlehem be corrected and refund be made with respect to the following parcel of real property:

<u>APPLICANT</u>	<u>DESCRIPTION OF REAL PROPERTY AS SHOWN ON TAX ROLL OR BILL</u>	<u>AMOUNT</u>
Laura Lambertsen Assessor	12 Knights Way Tax Map No. 63.16-1-67 2020 Collection	\$624.33

and, be it further

RESOLVED, Said correction shall be in accordance with Form RP-556 as submitted with favorable recommendation by the Director in accordance with the provisions of the New York State Real Property Tax Law, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 324**

**AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 4 LINE ROAD (TAX MAP NO. 78.-1-17) IN THE TOWN OF KNOX**

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, The County of Albany has withdrawn from pending in rem foreclosure proceedings a parcel of real property located at 4 Line Road (Tax Map No. 78.-1-17) in the Town of Knox, and has offered the property for bid through the sealed bid process, and

WHEREAS, The Commissioner of the Department of Management and Budget indicated the sealed bid was open for bid submissions from June 15, 2020 through July 15, 2020, and one bid was received, and

WHEREAS John A. Wright, III, was the sole bidder on the parcel and has offered \$4,102 in order to acquire the property, and

WHEREAS, Resolution No. 29 for 2019, the Albany County Real Property Disposition Plan, authorizes the conditional use of a sealed bid process in regards to parcels of real property that have been withdrawn from pending in rem foreclosure proceedings, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey property located at 4 Line Road (Tax Map No. 78.-1-17) in the Town of Knox for \$4,102 to John A. Wright, III, 11 Stevens Road, Berne, NY 12043 and, be it further

RESOLVED, That the County Attorney is authorized to approve said conveyance as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 325**

**AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT  
2607 2ND AVENUE (TAX MAP NO. 32.8-3-9.1) IN THE TOWN OF COLONIE**

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, The County of Albany has withdrawn from pending tax foreclosure proceedings a parcel of real property located at 2607 2nd Avenue (Tax Map No. 32.8-3-9.1) in the Town of Colonie, and has offered the property for bid through the sealed bid process, and

WHEREAS, The Commissioner of the Department of Management and Budget indicated the sealed bid was open for bid submissions from June 15, 2020 through July 15, 2020, and one bid was received, and

WHEREAS Chei-Car Realty LLC, was the sole bidder on the parcel and offered \$1,844 in order to acquire the property, and

WHEREAS, Resolution No. 29 for 2019, the Albany County Real Property Disposition Plan, authorizes the conditional use of a sealed bid process in regards to parcels of real property that have been withdrawn from pending in rem foreclosure proceedings, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey property located at 2607 2nd Avenue (Tax Map No. 32.8-3-9.1) in the Town of Colonie to Chei-Car Realty LLC, 888 Troy Schenectady Road, Latham, NY 12110 for \$1,844 and, be it further

RESOLVED, That the County Attorney is authorized to approve said conveyance as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.



**RESOLUTION NO. 326**

**AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 3068 NEW SCOTLAND ROAD (TAX MAP NO. 93.-2-31) IN THE TOWN OF NEW SCOTLAND**

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, The County of Albany has withdrawn from pending tax foreclosure proceedings a parcel of real property located at 3068 New Scotland Road (Tax Map No. 93.-2-31) in the Town of New Scotland, and has offered the property for bid through the sealed bid process, and

WHEREAS, The Commissioner of the Department of Management and Budget indicated the sealed bid was open for bid submissions from June 15, 2020 through July 15, 2020, and two bids were received, and

WHEREAS, Tracy L. Gibeau and Marc W. Gibeau, provided the selected bid as they provided a detailed description of how their ownership would facilitate the remediation of the property and how it would benefit the community, and offered \$18,000 to acquire the parcel, and

WHEREAS, Resolution No. 29 for 2019, the Albany County Real Property Disposition Plan, authorizes the conditional use of a sealed bid process in regards to parcels of real property that have been withdrawn from pending in rem foreclosure proceedings, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey property located at 3068 New Scotland Road (Tax Map No. 93.-2-31) in the Town of New Scotland to Tracy L. Gibeau and Marc W. Gibeau, 365 Stove Top Road, Voorheesville, NY 12186 for \$18,000 and, be it further

RESOLVED, That the County Attorney is authorized to approve said conveyance as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 327**

**RESCINDING RESOLUTION NO. 552 FOR 2019 AND AUTHORIZING THE CONVEYANCE OF 95 MORRIS ROAD (TAX MAP NO. 16.4-4-4.2) IN THE TOWN OF COLONIE**

Introduced: 9/14/20

By Audit and Finance Committee:

WHEREAS, By Resolution No. 552 for 2019, this Honorable Body authorized the conveyance of a parcel of real property withdrawn for a filed in rem foreclosure proceeding located at 95 Morris Road (Tax Map No. 16.4-4-4.2) in the Town of Colonie, and

WHEREAS, The Commissioner of the Department of Management and Budget has indicated that the County has been unable to close on the conveyance of said parcel, and

WHEREAS, Resolution No. 29 for 2019, the Albany County Real Property Disposition Plan, authorizes the conditional use of a sealed bid process in regards to parcels of real property that have been withdrawn from pending in rem foreclosure proceedings, and

WHEREAS, The Commissioner indicated the sealed bid was open for bid submissions from June 15, 2020 through July 15, 2020, and one bid was received, and

WHEREAS, James Porcaro was the sole bidder on the parcel and has offered \$6,000 in order to acquire the property, now, therefore be it

RESOLVED, By the Albany County Legislature, that Resolution No. 522 for 2019 is hereby rescinded, and, be it further

RESOLVED, That the County Executive is authorized to execute on behalf of the County any documents necessary to convey 95 Morris Road (Tax Map No. 16.4-4-4.2) in the Town of Colonie to James Porcaro, 872 Watervliet Shaker Road, Latham NY, 12210 for the amount of \$6,000, and, be it further

RESOLVED, That the County Attorney is authorized to approve said conveyance as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 328**

**AUTHORIZING THE CREATION OF AN EARLY SEPARATION PAYMENT PROGRAM AND INITIAL ACCEPTANCE OF APPLICATIONS FROM ALBANY COUNTY EMPLOYEES**

Introduced: 9/14/20

By Personnel Committee:

WHEREAS, The County Executive has requested authorization to create an Early Separation Payment Program to incentivize employees who are interested in leaving the County workforce, to be administered through the Departments of Management and Budget and Human Resources, and

WHEREAS, This program will be offered to full-time county employees, and shall be a one-time payment of \$15,000 for those who wish to leave county service, and

WHEREAS, Acceptance of initial applications for this program shall be reviewed by the Departments of Management and Budget and Human Resources based upon factors including, but not limited to, position, salary, department size and capability to maintain a vacancy, and

WHEREAS, Employees who participate in the Early Separation Payment Program shall be ineligible to return to County employment for a period for three years from the date of separation, now, therefore, be it

RESOLVED, By the Albany County Legislature, that the County Executive is hereby authorized to create an Early Separation Payout Program to incentivize employees who are interested in leaving the County workforce, with terms and conditions to be administered by the Departments of Management and Budget and Human Resources, and, be it further

RESOLVED, That the initial term of the Early Separation Payout Program shall commence immediately and expire on December 15, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said separation agreements as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 329**

**CONFIRMING THE APPOINTMENT OF THE DIRECTOR OF EMPLOYEE RELATIONS IN THE DEPARTMENT OF HUMAN RESOURCES**

Introduced: 9/14/20

By Personnel Committee:

RESOLVED, By the Albany County Legislature, pursuant to Article 3, Section 302 (c) of the Albany County Charter that the appointment of Peter Apostol of Albany, New York as the Director of Employee Relations in the Department of Human Resources, to serve at the pleasure of the County Executive, at a salary as appropriated in the Annual County Budget, is hereby confirmed, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 330**

**APPOINTMENT OF A MEMBER TO THE ALBANY COUNTY ETHICS COMMISSION**

Introduced: 9/14/20  
By Mr. Feeney:

WHEREAS, The County of Albany has established an Ethics Commission by Local Law 8 for 2011, and

WHEREAS, Local Law 8 for 2011 provides that two (2) members shall be recommended for appointment by the Majority Leader of the County Legislature, one (1) member by the Minority Leader of the County Legislature, and two (2) members by the County Executive, and

WHEREAS, A vacancy currently exists on the Board of Ethics, and

WHEREAS, The Majority Leader has recommended the Hon. Gerard E. Maney for appointment to the Ethics Commission to fill said vacancy, now, therefore be it,

RESOLVED, By the Albany County Legislature that, pursuant to Local Law 8 for 2011, Hon. Gerard E. Maney is hereby appointed to the Albany County Ethics Board to fill the unexpired term of Shari Calnero for a term commencing immediately and expiring December 31, 2021, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials and members of the Ethics Commission.

**RESOLUTION NO. 331**

**APPOINTMENT OF A MEMBER TO THE ALBANY COUNTY PLANNING BOARD**

Introduced: 9/14/20

By Messrs. Feeney, A. Joyce and R. Joyce:

WHEREAS, The County Planning Board advises and assists the County Legislature and the Director of the Department of Economic Development, Conservation and Planning on matters related to comprehensive metropolitan, regional, county and municipal planning and performs duties and responsibilities conferred by Article 12-B of the General Municipal Law, and

WHEREAS, The Board is made up of eight members, five of whom are appointed by and serve at the pleasure of the Legislature and three ex-officio members: the Commissioner of Public Works, the Commissioner of Management and Budget and the County Comptroller, and

WHEREAS, A vacancy now exists on the Planning Board, now, therefore be it

RESOLVED, That pursuant to Section 1103 of the Albany County Charter, the Albany County Legislature hereby appoints Travon T. Jackson of Albany to replace Yomika S. Bennett on the Albany County Planning Board to serve at the pleasure of the Legislature until such time as a successor is appointed, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

## RESOLUTION NO. 332

### APPOINTMENT OF MEMBERS TO THE COMMUNITY SERVICES BOARD AND SUBCOMMITTEES

Introduced: 9/14/20  
By Mr. Feeney:

WHEREAS, Mr. Alan Kott, as the Chairperson of the Community Services Board, has indicated that he and several highly qualified individuals who have served on the Board and its subcommittees with distinction, have expressed an interest in continuing, and

WHEREAS, The Community Services Board has also recommended Sara E. Berg to serve on the Board and as Chair of the Developmental Disabilities Subcommittee, now, therefore be it

RESOLVED, By the Albany County Legislature that, pursuant to Section 41.11 of the New York State Mental Hygiene Law, the following individuals are appointed to the Community Services Board and/or the subcommittees of the Board for terms described herein:

<u>Community Service Board</u>	<u>Term Expiration</u>
James L. Stone	12/31/23
Allen C. Israel, Ph.D.	12/31/23
Sara E. Berg	12/31/23
 <u>Mental Health Subcommittee</u>	
William J. Serafin, Chair	12/31/20
John Greklek-Torres, MSW	12/31/20
 <u>Alcohol, Gambling and Substance Abuse Subcommittee</u>	
Alan Kott, Chair	12/31/23
 <u>Developmental Disabilities Subcommittee</u>	
Sara E. Berg, Chair	12/31/23

and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.

**RESOLUTION NO. 333**

**REQUESTING THE COUNTY EXECUTIVE AND COUNTY ATTORNEY TO NEGOTIATE WITH SHORT-TERM RENTAL SERVICES AND ONLINE REMARKETERS FOR THE PURPOSES OF COLLECTING THE HOTEL OCCUPANCY TAX**

Introduced: 9/14/20

By Messrs. O'Brien, Mayo, Bruschi

WHEREAS, The County of Albany is responsible for the collection of the Hotel Occupancy Tax as a revenue source to service our debt and provide funding for tourism, and

WHEREAS, The Hotel Occupancy Tax is not currently being applied to short-term rental services and online remarketers, significantly diminishing the possible revenue of the County, and

WHEREAS, More than thirty (30) counties throughout the state have reached agreements with online remarketers for the purposes of collecting the Hotel Occupancy Tax being rented through their services, including three counties contiguous to Albany County, and

WHEREAS, The potential revenue generated from the inclusion of short-term rental services and online remarketers could significantly improve the County's financial status, now, therefore, be it

RESOLVED, That this Honorable Body requests that the County Executive and County Attorney negotiate or otherwise enforce the collection of taxes due the County for the occupancy of rooms maintained by short-term rental services and online remarketers located within the County of Albany, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.



**RESOLUTION NO. 334**

**PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "C" FOR 2020**

Introduced: 9/14/20

By Ms. Cunningham:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. "C" for 2020, "A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, PROVIDING TECHNICAL AMENDMENTS TO LOCAL LAW NO. 5 FOR 2019" be held by the County Legislature in the William J. Conboy II Legislative Chambers, Albany County Courthouse, Albany, New York at 7:15 p.m. on Tuesday, September 29, 2020, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.

LOCAL LAW NO. "E" FOR 2020

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, IMPOSING AN ADDITIONAL ONE PERCENT RATE OF TAX ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, AND ON OCCUPANCY OF HOTEL ROOMS AND AMUSEMENT CHARGES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

Introduced: 7/13/20

By Mr. A. Joyce:

BE IT ENACTED by the County Legislature of the County of Albany, as follows:

SECTION 1. The first sentence of Section 2 of Local Law No. 3 for 1967, entitled "A Local Law of the County of Albany in relation to the imposition of a County Sales and Use Tax", as amended, is amended to read as follows:

"SECTION 2. Imposition of sales tax. On and after March 1, 1970, there is hereby imposed and there shall be paid a tax of three percent upon, and for the period commencing September 1, 1992, and ending November 30, 2023, there is hereby imposed and there shall be paid an additional tax at the rate of one percent upon:"

SECTION 2. Section 2-B of such Local Law No. 3 for 1967, as amended, is amended to read as follows:

"SECTION 2-B. Exemption of certain energy sources and related services from additional one percent rate of tax.

Notwithstanding any inconsistent provision of this Local Law, receipts from the sale of property and services described in Section 2-A of this Local Law and consideration given or contracted to be given for such property and services shall be exempt from the additional one percent rate of sales and compensating use taxes imposed by Sections 2 and 4, respectively, of this Local Law for the period commencing September 1, 1992, and ending November 30, 2023."

SECTION 3. Subdivision (g) of Section 3 of such Local Law No. 3 for 1967, as amended, is amended to read as follows:

"(g) With respect to the additional tax of one percent imposed for the period commencing September 1, 1992, and ending November 30, 2023, the provisions of subdivisions (a), (b), (c), (d) and (e) of this Section apply,

except that for the purposes of this subdivision, all references in said subdivisions (a), (b), (c) and (d) to an effective date shall be read as referring to September 1, 1992, all references in said subdivision (a) to the date four months prior to the effective date shall be read as referring to May 1, 1992, and the reference in subdivision (b) to the date immediately preceding the effective date shall be read as referring to August 31, 1992. Nothing herein shall be deemed to exempt from tax at the rate in effect prior to September 1, 1992, any transaction which may not be subject to the additional tax imposed effective on that date.”

SECTION 4. Section 4 of such Local Law No. 3 for 1967, as amended, is amended to read as follows:

“SECTION 4. Imposition of compensating use tax.

(a) Except to the extent that property or services have already been or will be subject to the sales tax under this enactment, there is hereby imposed on every person a use tax for the use within this taxing jurisdiction on and after September 1, 1992, except as otherwise exempted under this enactment, (A) of any tangible personal property purchased at retail, (B) of any tangible personal property (other than computer software used by the author or other creator) manufactured, processed or assembled by the user, (i) if items of the same kind of tangible personal property are offered for sale by him in the regular course of business or (ii) if items are used as such or incorporated into a structure, building or real property, by a contractor, subcontractor or repairman in erecting structures or buildings, or building on, or otherwise adding to, altering, improving, maintaining, servicing or repairing real property, property or land, as the terms real property, property or land are defined in the real property tax law, if items of the same kind are not offered for sale as such by such contractors, subcontractor or repairman or other user in the regular course of business, (C) of any of the services described in paragraphs (1), (7) and (8) of subdivision (c) of Section Two, (D) of any tangible personal property, however acquired, where not acquired for purposes of resale, upon which any of the services described under paragraphs (2), (3) and (7) of subdivision (c) of Section Two have been performed, (E) of any telephone answering service described in subdivision (b) of Section Two and (F) of any computer software written or otherwise created by the user if the user offers software of a similar kind for sale as such or as a component part of other property in the regular course of business.

(b) For purposes of clause (A) of subdivision (a) of this Section, for the period commencing September 1, 1992, and ending November 30,

2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of Section One, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For purposes of subclause (i) of clause (B) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of subclause (ii) of clause (B) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of Section One.

(e) Notwithstanding the foregoing provision of this section, for purposes of clause (B) of subdivision (a) of this section, there shall be no tax on any portion of such price which represents the value added by the user to tangible personal property which he fabricates and installs to the specifications of an addition or capital improvement to real property, property or land, as the terms real property, property or land are defined in the real property tax law, over and above the prevailing normal purchase price prior to such fabrication of such tangible personal property which a manufacturer, producer or assembler would charge an unrelated contractor who similarly fabricated and installed such tangible personal property to the specifications of an addition or capital improvement to such real property, property or land.

(f) For purposes of clauses (C), (D) and (E) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2023, the tax shall be at the rate of four percent, and on

and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration for any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon which the service was performed as such charges are described in paragraph three of subdivision (b) of Section One.

(g) For purposes of clause (F) of subdivision (a) of this Section, for the period commencing September 1, 1992, and ending November 30, 2023, the tax shall be at the rate of four percent, and on and after December 1, 2023, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes, used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.”

SECTION 5. Paragraph (B) of subdivision (1) of Section 11 of such Local Law No. 3 for 1967, as amended, is amended to read as follows:

(B) With respect to the additional tax of one percent imposed for the period beginning September 1, 1992, and ending November 30, 2023, in respect to the use of property used by the purchaser in this County prior to September 1, 1992.”

SECTION 6. A new subdivision (q) of section 14 of such Local Law No. 3 for 1967, as amended, is added to read as follows:

“(q) Notwithstanding any inconsistent provision of law, the County shall allocate and distribute quarterly to the cities and the area in the County outside the cities the same proportion of net collections attributable to the additional one percent rate of taxes imposed by sections two and four of this Local Law for the period commencing December 1, 2020 and ending November 30, 2023, as the County allocates and distributes the net collections from the County’s three percent rate of such taxes, as of July 20, 2020, and such portion of net collections attributable to such additional one percent rate of such taxes shall be allocated and distributed to the towns and villages in the County in the same manner as the net collections attributable to the County’s three percent rate of such taxes are allocated and distributed to such towns and villages as of July 20, 2020. In the event that any city

in the County exercises its prior right to impose tax pursuant to Section 1224 of the New York Tax Law, then the County shall not allocate and distribute net collections in accordance with the previous sentence for any period of time during which any such city tax is in effect, and the County shall instead set aside net collections attributable to such additional one percent rate of such taxes for County purposes for any such period that any such city tax is in effect.

SECTION 7. This enactment shall take effect December 1, 2020.

*Referred to Audit and Finance and Law Committees – 7/13/20*

*Favorable Recommendation Law Committee – 8/26/20*

*Favorable Recommendation Audit and Finance Committee – 8/27/20*

## LOCAL LAW NO. "F" FOR 2020

### A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK IMPOSING A TAX ON THE OCCUPANCY OF HOTEL ROOMS IN ALBANY COUNTY

Introduced: 7/13/20

By Mr. A. Joyce:

BE IT ENACTED by the County Legislature of the County of Albany that Local Law No. 3 for 1980 as amended by Local Law No. 8 for 1981, Local Law No. 3 for 1986, Local Law No. 3 for 2005, Local Law No. 11 for 2006, Local Law No. 8 for 2009, Local Law No. 10 for 2010, Local Law No. 2 for 2012, Local Law No. 4 for 2014, Local Law No. 8 for 2016 and Local Law No. 5 for 2018 pursuant to Chapter 693 of the Laws of 1980 of the State of New York, Chapter 375 of the Laws of 1985 of the State of New York, Chapter 531 of the Laws of 2005 of the State of New York, Chapter 194 of the Laws of 2006 of the State of New York, Chapter 105 of the Laws of 2009 of the State of New York, Chapter 401 of the Laws of 2010 of the State of New York, Chapter 312 of the Laws of 2012 of the State of New York, Chapter 228 of the Laws of 2014 of the State of New York, Chapter 452 of the Laws of 2016 of the State of New York Chapter 134 of the Laws 2018 of the State of New York and Chapter 58 of the Laws of the State of New York is hereby amended as follows:

SECTION 1. During the period January 1, 2021 to December 31, 2023, Section 2 of Local Law No. 3 for 1980 as amended by Local Law No. 3 for 1986, Local Law No. 3 for 2005, Local Law No. 11 for 2006, Local Law No. 8 for 2009, Local Law No. 10 for 2010, Local Law No. 2 for 2012, Local Law No. 4 for 2014, Local Law No. 8 for 2016 and Local Law No. 5 for 2018 is amended to read as follows:

#### Imposition of Tax

On and after the first day of January 1, 2021, there is hereby imposed and there shall be paid a tax of six percent of the per diem rental rate charged to occupants for each hotel or motel room except that the tax shall not be imposed upon a permanent resident of such hotel or motel.

SECTION 2. During the period January 1, 2021 to December 31, 2023, Section 12 of Local Law No. 3 for 1980 as amended by Local Law No. 3 for 1986, Local Law No. 3 for 2005, Local Law No. 11 for 2006, Local Law No. 8 for 2009 Local Law No. 10 for 2010, Local Law No. 2 for 2012, Local Law No. 4 for 2014, Local Law No. 8 for 2016 and Local Law No. 5 for 2018 is amended to read as follows:

#### Disposition of Revenues

All revenues resulting from the imposition of the tax under the local law shall be paid into the treasury of the County of Albany and shall be credited to and deposited into three special funds as follows:

(a) Revenues from the tax imposed by such local law up to an amount equal to one-sixth of such total revenue shall be credited to and deposited in a special fund for convention and tourist development. The County of Albany is authorized to retain up to a maximum of ten per centum of such revenue derived from this fund to defray the necessary expenses of the County in administering such tax. The revenue derived from this portion of the tax, after deducting the amount provided for administering such tax, shall be allocated to pay for services performed, subject to the terms and conditions in contracts, which may be entered into between the County and the Albany County Convention and Visitors Bureau, Inc., all at the option of the County, its successors or assigns. Said funds so allocated shall be used for the purpose of promoting Albany County, its cities, towns and villages, in order to increase convention/trade show and tourism business.

(b) Revenues from the tax imposed by this local law equal to two-thirds of such total revenue shall be credited and deposited in a special account to be known as "Civic Center Debt Service Fund" and shall be maintained separate and apart from other funds and accounts of the County. Moneys in such account shall be deposited in one or more banks designated in the manner provided by law, as a depository of funds of the County of Albany. Pending expenditure from such fund, money therein may be invested in the manner provided in section 6-f of the General Municipal Law or in a successor statute to such section. Any interest earned or capital gain realized on the moneys so deposited or invested shall accrue and become part of the fund. Said moneys so deposited shall be used, subject to appropriation, solely for the purpose of making debt service payments on obligations issued by the County to finance the acquisition, development (including construction), operation and repair and continuing use and maintenance of a civic center and ancillary facilities therefore, which ancillary facilities shall include but not be limited to, any buildings, structures, parking facilities, machinery, equipment, facilities and appurtenances incidental thereto.

(c) Revenues from the tax imposed by this local law equal to one-sixth of such total revenue shall be credited and deposited in a special account to be known as the "Albany Convention Center Authority Fund" and shall be maintained separate and apart from other funds and accounts of the County. Moneys in such account shall be deposited in one or more banks designated in the manner provided by law, as a depository of funds of the County of Albany. Pending expenditure from such fund, moneys therein may be invested in the manner provided in section 6-f of the General Municipal Law or in a successor statute to such section. Any interest earned or capital gain realized on the moneys so deposited or invested shall accrue and become part of the fund. Said moneys so deposited shall be used solely and exclusively by the Albany Convention Center Authority for the development of a convention center project to be located in the City of Albany. Albany County shall pay the moneys in such fund over to such authority upon application for such moneys by the authority.

SECTION 3. On and after the Albany Convention Center completion date, defined as the date on which the architect for the convention center project issues a



certificate of substantial completion in substantial conformity with AIA Document G704-2000 stating that the convention center facility is sufficiently complete in accordance with the contract or contracts for construction that the owner can occupy or utilize the convention center facility for its intended use:

(a) Revenues from the tax imposed by such local law up to an amount equal to one-sixth of such total revenue shall be credited to and deposited in a special fund for convention and tourist development. The County of Albany is authorized to retain up to a maximum of ten per centum of such revenue derived from this fund to defray the necessary expenses of the County in administering such tax. The revenue derived from this portion of the tax, after deducting the amount provided for administering such tax, shall be allocated to pay for services performed, subject to the terms and conditions in contracts, which may be entered into between the County and the Albany County Convention and Visitors Bureau, Inc., all at the option of the County, its successors or assigns. Said funds so allocated shall be used for the purpose of promoting Albany County, its cities, towns and villages, in order to increase convention/trade show and tourism business.

(b) Revenues from the tax imposed by this local law equal to one-third of such total revenue shall be credited and deposited in a special account to be known as "Civic Center Debt Service Fund" and shall be maintained separate and apart from other funds and accounts of the County. Moneys in such account shall be deposited in one or more banks designated in the manner provided by law, as a depository of funds of the County of Albany. Pending expenditure from such fund, money therein may be invested in the manner provided in section 6-f of the General Municipal Law or in a successor statute to such section. Any interest earned or capital gain realized on the moneys so deposited or invested shall accrue and become part of the fund. Said moneys so deposited shall be used, subject to appropriation, solely for the purpose of making debt service payments on obligations issued by the County to finance the acquisition, development (including construction), operation and repair and continuing use and maintenance of a civic center and ancillary facilities therefore, which ancillary facilities shall include but not be limited to, any buildings, structures, parking facilities, machinery, equipment, facilities and appurtenances incidental thereto.

(c) Revenues from the tax imposed by this local law equal to one-half of such total revenue shall be credited and deposited in a special account to be known as the "Albany Convention Center Authority Fund" and shall be maintained separate and apart from other funds and accounts of the County. Moneys in such account shall be deposited in one or more banks designated in the manner provided by law, as a depository of funds of the County of Albany. Pending expenditure from such fund, moneys therein may be invested in the manner provided in section 6-f of the General Municipal Law or in a successor statute to such section. Any interest earned or capital gain realized on the moneys so deposited or invested shall accrue and become part of the fund. Said moneys so deposited shall be used solely and exclusively by the Albany Convention Center Authority for the development of a convention center project to be

located in the City of Albany. Albany County shall pay the moneys in such fund over to such authority upon application for such moneys by the authority.

SECTION 4. This local law supersedes Local Law No. 5 for 2018 and shall take effect January 1, 2021 and expire and be deemed repealed December 31, 2023.

*Referred to Audit and Finance and Law Committees – 7/13/20*

*Favorable Recommendation Law Committee – 8/26/20*

*Favorable Recommendation Audit and Finance Committee – 8/27/20*

LOCAL LAW NO. "G" FOR 2020

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK ENACTING A MORTGAGE RECORDING TAX PURSUANT TO SECTION 253-p OF THE TAX LAW OF THE STATE OF NEW YORK

Introduced: 7/13/20

By Mr. A. Joyce:

BE IT ENACTED by the County Legislature of the County of Albany, as follows:

SECTION 1. Pursuant to the provision of Section 253-p of the Tax Law of the State of New York, there is hereby imposed in the County of Albany, New York a tax of twenty-five cents for each one hundred dollars and each remaining major fraction thereof of principal debt or obligation which is or under any contingency may be secured at the date of execution thereof, or at any time thereafter, by a mortgage on real property situated within Albany County and recorded on or after October 31, 2008 and a tax of twenty-five cents on such mortgage if the principal debt or obligation which is or by any contingency may be secured by such mortgage is less than one hundred dollars.

SECTION 2. The tax imposed by this local law shall be administered and collected in the same manner as the taxes imposed under subdivision one of section two hundred fifty three and paragraph (b) of subdivision one of section two hundred fifty-five of Article 11 of the Tax Law and shall be paid as provided in Section 253-p of the Tax Law and shall be in addition to the taxes imposed by Section 253 of the Tax Law.

SECTION 3. This local law shall expire December 1, 2023, provided further, however, that such expiration shall not preclude the adoption and enactment of additional local laws by the County of Albany pursuant to the provisions of Section 253-p of the Tax Law upon the expiration of this local law or any subsequent local law adopted and enacted pursuant to the provisions thereof.

SECTION 4. Notwithstanding any provision of Article 11 of the Tax Law to the contrary, the balance of all monies paid to the recording officer of the County of Albany during each month upon account of the tax imposed pursuant to this local law, after deduction of the necessary expenses of the recording officer's office as provided in Section 262 of the Tax Law, except taxes paid upon mortgages which under the provisions of this local law or Section 260 of the Tax Law are first to be apportioned by the New York State Commissioner of Taxation and Finance, shall be paid over by such officer on or before the tenth day of each succeeding month to the Albany County Director of Finance and, after the deduction by the Director of Finance

of the necessary expenses as provided in Section 262 of the Tax Law, shall be deposited in the General Fund of the County of Albany for expenditure on County purposes. Notwithstanding the provisions of the preceding sentence, the tax so imposed and paid upon mortgages covering real property situated in two or more counties, which under the provisions of this local law or Section 260 of the Tax Law are first to be apportioned by the Commissioner of Taxation and Finance, shall be paid over by the recording officer receiving the same as provided by the determination of the Commissioner.

SECTION 5. This local law shall take effect on December 1, 2020, provided that the Clerk of this Legislature shall mail a certified copy hereof by registered or certified mail to the Commissioner of the New York State Department of Taxation and Finance at least 30 days prior to such date. The Clerk of this Legislature shall also file certified copies hereof with the County Clerk of the County of Albany, the Secretary of State of the State of New York and the State Comptroller within five days after the enactment of this local law.

*Referred to Audit and Finance and Law Committees – 7/13/20*

*Favorable Recommendation Law Committee – 8/26/20*

*Favorable Recommendation Audit and Finance Committee – 8/27/20*

## LOCAL LAW NO. "H" FOR 2020

### A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, REPEALING LOCAL LAW 1 FOR 2016 AND PROHIBITING THE USE AND SALE OF SPARKLING DEVICES

Introduced: 7/13/20

By Messrs. Peter, R. Joyce, Ward, A. Joyce and Ricard:

BE IT ENACTED by the Albany County Legislature as follows:

#### SECTION 1. Repeal of Local Law 1 for 2016

Local Law 1 for 2016, "A Local Law of the County of Albany, New York, Allowing for Common, Safe Items to be Excluded from the Dangerous Fireworks Definition as Permitted by New York State Penal Law Section 405 (b)" is hereby repealed upon the effective date of this law.

#### SECTION 2. Legislative Intent

The New York State Legislature approved, and the Governor of New York signed into law, Chapter 477 of the Laws of 2014 that amended the New York State Penal Law, the Executive Law and the General Business Law placing further restrictions on dangerous fireworks while at the same time recognizing that certain fireworks should not be labeled dangerous.

The Governor signed this bill into law in part due to New York's strong home rule authority, only allowing for certain fireworks to be sold and used in municipalities that affirmatively enact a Local Law authorizing such action.

Thereafter, Chapter 371 of the Laws of 2017 amended the previous grant of home rule authority, and legalized the sale and use of sparkling devices throughout the state, outside of New York City. This amendment did not require County's to opt-in, instead it allowed them to opt-out.

Since the passage of Law 1 for 2016, which legalized sparkling devices in Albany County, significant problems have arisen due to members of the public engaging in the practice of lighting off fireworks at all hours of the night. The scope and use of sparking devices anticipated in 2016 when Albany County opted-in has grown into something entirely different. These devices are far more powerful than originally envisioned. This has significantly affected the quality of life and safety of the residents of the County. While this Legislature cannot stop the conduct of all those using sparkling devices irresponsibly, it can do its part to limit their ability to obtain these tools of nuisance.

Therefore, the purpose of this Local Law is to prohibit the previously believed to be safe sparkling devices from being sold or used in Albany County.

### Section 3. Definitions

“Sparkling Devices” are defined in Section 270.00 of the New York Penal Law.

### Section 4. Prohibitions

The sale and use of sparkling devices is hereby prohibited within the County of Albany.

### Section 5. Penalties

- (i) Any person who shall use or explode a sparkling device, or cause an exploding device to be exploded, shall be guilty of a violation punishable by a fine not to exceed \$500;
- (ii) Any person who offers a sparkling device for sale, or sells or furnishes a sparkling device to another person or persons, shall be guilty of a Class B misdemeanor, punishable by a fine of \$1,000 and fifteen (15) days in jail.

### Section 6. Applicability

This law shall apply to all actions occurring on or after the effective date of this law.

### Section 7. Severability

If any part of or provisions of this law, or the application thereof to any person or circumstance, shall be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part of or provision of, or application directly involved in the controversy in which such the remainder of this law, or the application thereof to other persons or circumstances.

### Section 8. State Environmental Quality Review Act Compliance

This County Legislature determines that the adoption of this Local Law constitutes a “Type II action” as said term is defined in the State Environmental Quality Review Act (“SEQRA”), and that no further action with respect to same is required under SEQRA.

### Section 9. Effective Date

This law shall take effect January 3, 2021.

*Referred to Public Safety and Law Committees – 7/13/20*

*Favorable Recommendation Law Committee – 8/26/20*

*Favorable Recommendation Public Safety Committee – 8/27/20*