

# **County of Albany**

Harold L. Joyce  
Albany County Office Building  
112 State Street - Albany, NY 12207



## **Meeting Agenda**

**Monday, April 12, 2021**

**7:00 PM**

**Held Remotely**

**County Legislature**

**Call to Order**

**Roll Call**

**PREVIOUS BUSINESS**

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

95. PUBLIC HEARING ON LOCAL LAW NO. "D" FOR 2021: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, THE RESTAURANT PROTECTION LAW, IN RELATION TO THIRD-PARTY DELIVERY SERVICES

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

**CURRENT BUSINESS:**

97. AUTHORIZING AN AGREEMENT WITH ATLANTIC PAVEMENT MARKING, INC. REGARDING THE STRIPING OF VARIOUS COUNTY HIGHWAYS

**Sponsors:** Public Works Committee

98. AUTHORIZING AN AGREEMENT WITH NEW CASTLE PAVING, LLC FOR THE CONSTRUCTION OF CR252 (KNOX CAVE ROAD) HIGHWAY IMPROVEMENT PROJECT IN THE TOWNS OF BERNE AND KNOX

**Sponsors:** Public Works Committee

99. AUTHORIZING AN AGREEMENT WITH NEW CASTLE PAVING, LLC FOR THE CONSTRUCTION OF CR303 AND CR311 (BEAVER DAM ROAD) HIGHWAY IMPROVEMENT PROJECT IN THE TOWNS OF BERNE AND NEW SCOTLAND

**Sponsors:** Public Works Committee

100. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO AARP REGARDING THE 2021 COMMUNITY CHALLENGE GRANT PROGRAM

**Sponsors:** Public Works Committee

101. AUTHORIZING AN AGREEMENT WITH CAYUGA CENTERS REGARDING THE PROVISION OF PARENT PARTNER SERVICES

**Sponsors:** Social Services Committee

102. AUTHORIZING AN AGREEMENT WITH CAYUGA CENTERS REGARDING THE PROVISION OF FUNCTIONAL FAMILY THERAPY-THERAPEUTIC CASE MANAGEMENT SERVICES

**Sponsors:** Social Services Committee

103. AUTHORIZING AN AGREEMENT AND AMENDING THE 2021 DEPARTMENT FOR CHILDREN, YOUTH AND FAMILIES BUDGET: REDLICH HORWITZ FOUNDATION GRANT

**Sponsors:** Social Services Committee

104. AUTHORIZING THE ACCEPTANCE OF GRANT FUNDING AND AGREEMENT REGARDING THE CHILD RIGHT: SAFE HARBOR INITIATIVE AND AMENDING THE 2021 DEPARTMENT FOR CHILDREN, YOUTH AND FAMILIES BUDGET

**Sponsors:** Social Services Committee

105. AUTHORIZING AGREEMENTS WITH VARIOUS ALBANY COUNTY MUNICIPALITIES FOR THE PROVISION OF YOUTH BUREAU SERVICES

**Sponsors:** Social Services Committee

106. AUTHORIZING AN AGREEMENT WITH THE RESEARCH FOUNDATION FOR THE STATE UNIVERSITY OF NEW YORK REGARDING THE NEW YORK STATE SUPERVISION AND TREATMENT SERVICES FOR JUVENILES PROGRAM

**Sponsors:** Social Services Committee

107. AUTHORIZING AN AGREEMENT WITH INTERFAITH PARTNERSHIP FOR THE HOMELESS REGARDING EMERGENCY AND TRANSITIONAL SHELTER SERVICES

**Sponsors:** Social Services Committee

108. AUTHORIZING AN AGREEMENT WITH THE ALTAMONT PROGRAM, INC. REGARDING EMERGENCY AND TRANSITIONAL SHELTER SERVICES

**Sponsors:** Social Services Committee

109. AUTHORIZING AN AGREEMENT WITH INTERFAITH PARTNERSHIP FOR THE HOMELESS REGARDING TRANSITIONAL SHELTER SERVICES

**Sponsors:** Social Services Committee

110. AUTHORIZING AN AGREEMENT WITH CATHOLIC CHARITIES OF THE DIOCESE OF ALBANY REGARDING EMERGENCY AND TRANSITIONAL SHELTER SERVICES

**Sponsors:** Social Services Committee

111. AUTHORIZING AN AGREEMENT WITH ST. CATHERINE'S CENTER FOR CHILDREN - MARILLAC RESIDENCE REGARDING THE PROVISION OF FAMILY SHELTER SERVICES

**Sponsors:** Social Services Committee

112. AUTHORIZING THE PLANNING DEPARTMENT TO TAKE ACTION TO COORDINATE AND DETERMINE SEQR LEAD AGENCY STATUS FOR THE SOLAR INSTALLATION PROJECT (RADAR TOWER SITE)

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

113. AUTHORIZING AGREEMENTS WITH THE NEW YORK STATE DEPARTMENT OF HEALTH, PLANNED PARENTHOOD OF GREATER NEW YORK AND YWCA MOHAWK VALLEY REGARDING PREVENTION EDUCATION

**Sponsors:** Law Committee

114. AUTHORIZING AN INTERGOVERNMENTAL DATA SHARING AGREEMENT WITH THE CAPITAL REGION CRIME ANALYSIS CENTER AND OTHER LOCAL POLICE AGENCIES

**Sponsors:** Health Committee

115. AUTHORIZING A COMMUNICATION LEASE AGREEMENT WITH CAPITAL REGION BROADCASTERS, LLC FOR TOWER SPACE

**Sponsors:** Public Safety Committee

116. AUTHORIZING THE ACCEPTANCE OF GRANT FUNDING FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE LIVESCAN EQUIPMENT GRANT AND AMENDING THE 2021 SHERIFF'S OFFICE BUDGET

**Sponsors:** Public Safety Committee

117. AUTHORIZING AGREEMENTS WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING THE ALTERNATIVES TO INCARCERATION PROGRAM

**Sponsors:** Public Safety Committee

118. AUTHORIZING AN AGREEMENT WITH PMA MANAGEMENT CORP. REGARDING THIRD-PARTY ADMINISTRATION OF WORKERS' COMPENSATION CLAIMS AND BENEFITS FOR ALBANY COUNTY

**Sponsors:** Personnel Committee

119. FINALIZING THE ACCOUNTING OF THE 2020 ALBANY COUNTY BUDGET

**Sponsors:** Audit and Finance Committee

120. DETERMINATION THAT THE PROPOSED CONSTRUCTION AT THE ALBANY COUNTY E 9-11 COMMUNICATIONS CENTER WILL NOT HAVE A SIGNIFICANT IMPACT ON THE ENVIRONMENT

**Sponsors:** Audit and Finance Committee

121. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION AND AMENDING THE 2021 DEPARTMENT OF ECONOMIC DEVELOPMENT, CONSERVATION AND PLANNING BUDGET

**Sponsors:** Audit and Finance Committee

122. AUTHORIZING THE COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES TO APPROVE CERTAIN APPLICATIONS MADE FOR CORRECTION OF TAX ROLL ERRORS, REFUNDS, AND CREDITS OF TAXES DURING THE 2021 CALENDAR YEAR WITHOUT PRIOR AUDIT BY THE LEGISLATURE

**Sponsors:** Audit and Finance Committee

123. AUTHORIZING CORRECTION OF THE TAX ROLL FOR THE TOWN OF COEYMANS

**Sponsors:** Audit and Finance Committee

124. AUTHORIZING CORRECTION OF THE TAX ROLL FOR THE TOWN OF BETHLEHEM

**Sponsors:** Audit and Finance Committee

125. RESCINDING THE AUTHORIZATION TO CONVEY REAL PROPERTY PURSUANT TO RESOLUTION NO. 271 FOR 2018 AND AUTHORIZING THE CONVEYANCE OF 20 JUDSON STREET (TAX MAP NO. 65.55-6-40) IN THE CITY OF ALBANY

**Sponsors:** Audit and Finance Committee

126. RESCINDING THE AUTHORIZATION TO CONVEY REAL PROPERTY PURSUANT TO RESOLUTION NOS. 203 AND 349 FOR 2019 AND AUTHORIZING THE CONVEYANCE OF 91 ALEXANDER STREET (TAX MAP NO. 76.64-1-33) IN THE CITY OF ALBANY

**Sponsors:** Audit and Finance Committee

127. RESCINDING THE AUTHORIZATION TO CONVEY REAL PROPERTY PURSUANT TO RESOLUTION NOS. 159 AND 549 FOR 2019 AND AUTHORIZING THE CONVEYANCE OF 443 NORTH PEARL STREET (TAX MAP NO. 65.12-4-24) IN THE CITY OF ALBANY

**Sponsors:** Audit and Finance Committee

128. AMENDING RESOLUTION NO. 190 FOR 2008 REGARDING THE CONVEYANCE OF REAL PROPERTY IN THE CITY OF ALBANY

**Sponsors:** Audit and Finance Committee

129. APPOINTMENT OF MEMBERS TO THE BOARD OF COMMISSIONERS OF THE ALBANY COUNTY WATER PURIFICATION DISTRICT

**Sponsors:** Feeney

130. ESTABLISHING A POLICY AND ELIGIBILITY REQUIREMENTS FOR THE 2021 LEGISLATIVE GRANT PROGRAM

**Sponsors:** A. Joyce

131. ESTABLISHING A LIVING WAGE FOR EMPLOYEES OF THE COUNTY OF ALBANY AND AMENDING THE 2021 ALBANY COUNTY BUDGET

**Sponsors:** Lekakis, Willingham, Cunningham, McLean Lane, McLaughlin, Plotsky and A. Joyce

#### **LOCAL LAWS:**

LOCAL LAW NO. "I" FOR 2020: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK TO PROHIBIT SMOKING IN COMMON AREAS OF MULTIPLE UNIT DWELLINGS

**Sponsors:** Efekoro, Cunningham, Plotsky, Peter and Burgdorf

LOCAL LAW NO. "A" FOR 2021: A LOCAL LAW RELATING TO THE PROCEDURES FOR THE ESTABLISHMENT, OPERATION, MODIFICATION, AND DISESTABLISHMENT OF TOURISM IMPROVEMENT DISTRICTS IN ALBANY COUNTY

**Sponsors:** Efekoro, Cunningham and Plotsky

LOCAL LAW NO. "B" FOR 2021: A LOCAL LAW OF THE COUNTY OF ALBANY PROVIDING FOR REDUCTION OF THE REDEMPTION PERIOD TO ONE YEAR FOR RESIDENTIAL PROPERTY LOCATED WITHIN A LOCAL MUNICIPALITY WHICH HAS BEEN DETERMINED BY IT PURSUANT TO NEW YORK STATE REAL PROPERTY TAX LAW SECTION 1111-a (SUBD. 2(B)) TO BE VACANT AND ABANDONED

**Sponsors:** Peter, McLaughlin, A. Joyce, Feeney, Beston, Chapman, Clay, Commisso, Cunningham, Domalewicz, Efekoro, Ethier, R. Joyce, Kuhn, Lekakis, Mayo, McLean Lane, Plotsky, Reidy, Reinhardt, Ricard, Ward, Whalen and Willingham

LOCAL LAW NO. "C" FOR 2021: A LOCAL LAW ESTABLISHING A DEMONSTRATION PROGRAM IMPOSING OWNER LIABILITY FOR FAILURE OF AN OPERATOR TO STOP FOR A SCHOOL BUS DISPLAYING A RED VISUAL SIGNAL AND STOP-ARM

**Sponsors:** Miller, Efekoro, Lekakis, A. Joyce, Feeney, Burgdorf, Drake, Grimm, Langdon, Lockart, Mauriello, Perlee, Tunny, Whalen, Mayo, Reinhardt, Plotsky, Cunningham, Kuhn, Peter and Ricard

LOCAL LAW NO. "E" FOR 2021: A LOCAL LAW OF THE COUNTY OF ALBANY PROVIDING FOR SPECIAL DEFERMENTS AND INSTALLMENT PAYMENTS OF TAXES DURING THE COVID-19 STATE OF EMERGENCY FOR REAL PROPERTY LOCATED WITHIN THE COUNTY OF ALBANY

**Sponsors:** Peter, Commisso, Domalewicz and A. Joyce

## Adjournment



**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, 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 capital project, as described in Section 1 herein (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, 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, 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)(11) of the New York Local Finance Law (the "Law"), is thirty (30) 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) 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.

*Referred to Audit and Finance Committee – 9/14/20*

*Favorable Recommendation Audit and Finance Committee – 3/25/21*

**RESOLUTION NO. 95**

**PUBLIC HEARING ON LOCAL LAW NO. “D” FOR 2021: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, THE RESTAURANT PROTECTION LAW, IN RELATION TO THIRD-PARTY DELIVERY SERVICES**

Introduced: 3/8/21

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

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. “D” for 2021, “A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, THE RESTAURANT PROTECTION LAW, IN RELATION TO THIRD-PARTY DELIVERY SERVICES” to be held remotely by the Albany County Legislature at 7:15 p.m. on Tuesday, April 27, 2021, with participation information to be made available on the Albany County website, 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.

*Referred to Law Committee – 3/8/21*

*Favorable Recommendation Law Committee – 3/24/21*

## RESOLUTION NO. 97

### AUTHORIZING AN AGREEMENT WITH ATLANTIC PAVEMENT MARKING, INC. REGARDING THE STRIPING OF VARIOUS COUNTY HIGHWAYS

Introduced: 4/12/21

By Public Works Committee:

WHEREAS, By Resolution No. 231 for 2019, this Honorable Body authorized an agreement with Atlantic Pavement Marking, Inc. as the lowest responsible bidder regarding material, labor and equipment necessary for the striping of Albany County roadways for a term commencing July 1, 2019 and ending June 30, 2020, with two one-year options to renew, and

WHEREAS, The Commissioner of the Department of Public Works has requested authorization to enter into an agreement with Atlantic Pavement Marking, Inc., for the second of two renewal options, regarding the striping of various County highways in an amount not to exceed \$183,771, for a term commencing July 1, 2021 and ending June 30, 2022, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Atlantic Pavement Marking, Inc., Prospect, CT 06712, representing the second of two optional renewal periods, regarding the striping of various County highways in an amount not to exceed \$183,771, for a term commencing July 1, 2021 and ending June 30, 2022 at the following rates:

8" Wide Yellow Hatch Line	\$0.55 per foot
12" Wide Yellow Hatch Line	\$0.60 per foot
24" Wide Yellow Hatch Line	\$0.75 per foot
8" Wide White Crosswalk	\$0.40 per foot
12" Wide White Crosswalk	\$0.65 per foot
8' High White Word "STOP"	\$40.00 each
16" Wide White Stop Bars	\$0.80 per foot
Stop Bars	\$0.65 per foot
8' High White Right or Left Arrows (painted)	\$30.00 each
Arrows	\$0.85 per foot
"ONLY"	\$0.75 per foot
8' High White Word "ONLY"	\$49.00 each
8' High White Symbol "R & R"	\$85.00 each
White Paint Pavement Stripes-20 mils	\$0.40 per foot
Yellow Paint Pavement Stripes-20 mils	\$0.40 per foot
4' High Blue Handicap Symbol	\$25.00 each
8' High White Right or Left Arrows	\$35.00 each
10' High White Straight Arrows	\$30.00 each
8' High White Word "NO PARKING"	\$30.00 each
Grinding Existing Pavement Markings	\$1.55 per square foot

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. 98**

**AUTHORIZING AN AGREEMENT WITH NEW CASTLE PAVING, LLC FOR THE CONSTRUCTION OF CR252 (KNOX CAVE ROAD) HIGHWAY IMPROVEMENT PROJECT IN THE TOWNS OF BERNE AND KNOX**

Introduced: 4/12/21

By Public Works Committee:

WHEREAS, The Commissioner of the Department of Public Works has requested authorization to enter into an agreement with New Castle Paving, LLC, for the construction of CR252 (Knox Cave Road) Highway Improvement Project in the Towns of Berne and Knox in an amount not to exceed \$1,598,408 for a term commencing April 1, 2021 and ending November 30, 2021, and

WHEREAS, The Department of Public Works, through the County Purchasing Agent, issued a request for bids regarding the CR252 (Knox Cave Road) Highway Improvement Project in the Towns of Berne and Knox and three bids were received, and

WHEREAS, The Department Engineering Staff and Maser Consulting reviewed said bids and recommended awarding the contract to New Castle Paving, 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 New Castle Paving, LLC, Troy, NY 12180 for the construction of CR252 Knox Cave Road Highway Improvement Project in the Towns of Berne and Knox in an amount not to exceed \$1,598,408 for a term commencing April 1, 2021 and ending November 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. 99

### **AUTHORIZING AN AGREEMENT WITH NEW CASTLE PAVING, LLC FOR THE CONSTRUCTION OF CR303 AND CR311 (BEAVER DAM ROAD) HIGHWAY IMPROVEMENT PROJECT IN THE TOWNS OF BERNE AND NEW SCOTLAND**

Introduced: 4/12/21

By Public Works Committee:

WHEREAS, The Commissioner of the Department of Public Works has requested authorization to enter into an agreement with New Castle Paving, LLC for the construction of CR303 and CR311 Beaver Dam Road Highway Improvement Project in the Towns of Berne and New Scotland in an amount not to exceed \$2,341,988 for a term commencing April 1, 2021 and ending November 30, 2021, and

WHEREAS, The Department of Public Works, through the County Purchasing Agent, issued a request for bids regarding the CR303 and CR311 (Beaver Dam Road) Highway Improvement Project in the Towns of Berne and New Scotland and five bids were received, and

WHEREAS, The Department Engineering Staff and Creighton Manning Engineering, LLP reviewed said bids and recommended awarding the contract to New Castle Paving, 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 New Castle Paving, LLC, Troy, NY 12180 for the construction of CR308 and CR311 Beaver Dam Road Highway Improvement Project in the Towns of Berne and New Scotland in an amount not to exceed \$2,341,988 for a term commencing April 1, 2021 and ending November 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. 100**

**AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO AARP REGARDING THE 2021 COMMUNITY CHALLENGE GRANT PROGRAM**

Introduced: 4/12/21

By Public Works Committee:

WHEREAS, The County Executive has requested authorization to submit a grant application to AARP regarding the 2021 Community Challenge Grant Program for enhancements to the Albany County Rail Trail, and

WHEREAS, The County Executive has indicated that such grant funding will be used to deliver a range of transportation and mobility options that increase connectivity, walkability, and bikeability by adding signage to the Rail Trail, as well as enlist the help of local artists and the Art on the Rail Trail Committee to create murals that raise awareness and enhance safety on the Albany County Rail Trail, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to submit a grant application to AARP regarding the 2021 Community Challenge Grant Program for enhancements to the Albany County Rail Trail, and, be it further

RESOLVED, That the County Attorney is authorized to approve said grant application 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. 101**

**AUTHORIZING AN AGREEMENT WITH CAYUGA CENTERS REGARDING THE PROVISION OF PARENT PARTNER SERVICES**

Introduced: 4/12/21

By Social Services Committee:

WHEREAS, By Resolution No. 89 for 2020, this Honorable Body authorized an agreement with Cayuga Centers regarding the provision of Parent Partner Services with the focus on reducing reliance on PINS petitions to address family conflicts for a term commencing January 1, 2020 and ending December 31, 2020, with two additional one-year options to renew, and

WHEREAS, The Commissioner of the Department for Children, Youth and Families has requested authorization to enter into an agreement with Cayuga Centers, the first of two one-year options to renew, regarding the provision of Parent Partner Services in an amount not to exceed \$74,693 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 an agreement with Cayuga Centers regarding the provision of Parent Partner Services in an amount not to exceed \$74,693 for a term commencing January 1, 2021 and ending December 31, 2021, 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. 102**

**AUTHORIZING AN AGREEMENT WITH CAYUGA CENTERS REGARDING THE PROVISION OF FUNCTIONAL FAMILY THERAPY-THERAPEUTIC CASE MANAGEMENT SERVICES**

Introduced: 4/12/21

By Social Services Committee:

WHEREAS, The Commissioner of the Department for Children, Youth and Families has requested authorization to enter an agreement with Cayuga Centers for the provision of Functional Family Therapy-Therapeutic Case Management (FFT-TCM) for a term commencing January 1, 2021 and ending March 31, 2022, and

WHEREAS, The Commissioner has indicated that, since Cayuga Centers has been awarded a Mother Cabrini Foundation grant in the amount of \$500,000 to provide the aforementioned services in Albany County, it will facilitate the FFT-TCM program in Albany County at no cost to the County, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Cayuga Centers regarding the provision of Functional Family Therapy-Therapeutic Case Management for a term commencing January 1, 2021 and ending March 31, 2022, at no cost to the County, 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. 103**

**AUTHORIZING AN AGREEMENT AND AMENDING THE 2021 DEPARTMENT FOR CHILDREN, YOUTH AND FAMILIES BUDGET: REDLICH HORWITZ FOUNDATION GRANT**

Introduced: 4/12/21

By Social Services Committee:

WHEREAS, The Commissioner of the Department for Children, Youth and Families (DCYF) has requested authorization to enter into an agreement with the Redlich Horwitz Foundation regarding grant funding in the amount of \$10,000 for the term commencing January 1, 2021 and ending December 31, 2021, and

WHEREAS, The Commissioner has indicated that the grant funding will support ongoing technology needs for both the triage team and the congregate care review teams to work off site and access case and Tableau data; and to support program planning, foster parent recruitment, and certification, including but not limited to foster parent recruitment materials, media campaigns, and flexible funds to assist families in achieving certification such as household repairs or transportation, and

WHEREAS, The Commissioner has also requested an amendment to the 2021 DCYF Budget in order to incorporate said funding, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the Redlich Horwitz Foundation regarding kinship and foster parent recruitment support funding in the amount of \$10,000 for the term commencing January 1, 2021 and ending December 31, 2021, and, be it further

RESOLVED, By the Albany County Legislature that the 2021 Department for Children, Youth and Families Budget is amended as follows:

Increase Revenue Account A3407 Child Advocacy Center by \$10,000

Increase Appropriation Account A6119.4 by \$10,000 by increasing line item A6119 4 4046 Fees for Services by \$10,000

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. 104**

**AUTHORIZING THE ACCEPTANCE OF GRANT FUNDING AND AN AGREEMENT REGARDING THE CHILD RIGHT: SAFE HARBOR INITIATIVE AND AMENDING THE 2021 DEPARTMENT FOR CHILDREN, YOUTH AND FAMILIES BUDGET**

Introduced: 4/12/21  
By Social Services Committee:

WHEREAS, The Commissioner of the Department for Children, Youth and Families has requested authorization to enter into an agreement with the New York State Office of Children and Family Services in order to accept funding regarding the Child Right: Safe Harbor Initiative in the amount of \$33,000 for a term commencing January 1, 2021 and ending December 31, 2021, and

WHEREAS, The Child Right: Safe Harbor Initiative focuses on establishing a framework to increase the identification of potential trafficking victims, creating capacity for services in local infrastructures, and to support direct services to those victims, and

WHEREAS, The Commissioner has also requested a budget amendment in order to incorporate the aforementioned funding, 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 Children and Family Services in order to accept funding in the amount of \$33,000 for the term commencing January 1, 2021 and ending December 31, 2021, and, be it further

RESOLVED, That the 2021 Department for Children, Youth and Families Budget is amended as follows:

Increase Revenue Account A3407 Child Advocacy Center by \$33,000

Increase Appropriation Account A6119.1 by \$28,080 by increasing Line Item A6119 1 8580 Per Diem Therapies PT by \$28,080

Increase Appropriation Account A6119.4 by \$2,534 by increasing the following line items:

Increase Line Item A6119 4 4038 Travel/Mileage/Freight by \$500

Increase Line Item A6119 4 4039 Conferences, Training, Tuition by \$800

Increase Line Item A6119 4 4046 Fees for Services by \$1,234



Increase Appropriation Account A6119.8 by \$2,386 by increasing Line Item A6119 8 9010 Social Security by \$2,386

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. 105**

**AUTHORIZING AGREEMENTS WITH VARIOUS ALBANY COUNTY MUNICIPALITIES FOR THE PROVISION OF YOUTH BUREAU SERVICES**

Introduced: 4/12/21  
By Social Services Committee:

WHEREAS, Due to New York State regulatory changes, local youth bureaus have full responsibility regarding the payment of municipal claims out of the annual State Aid allocation to the County from the New York State Office of Children and Family Services, and

WHEREAS, The Commissioner of the Albany County Department for Children, Youth and Families has requested authorization to enter into agreements with the following Albany County municipalities in the amounts listed below in an amount not to exceed \$84,505 regarding the provision of youth bureau services for a term commencing January 1, 2020 and ending December 31, 2020:

City of Albany	\$16,000
City of Cohoes	\$20,150
Town of Bethlehem	\$4,255
Town of Colonie	\$23,000
Town of Guilderland	\$9,500
Town of Knox	\$2,800
Village of Colonie	\$2,000
Village of Green Island	\$5,500
Village of Ravena	\$1,300

now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into agreements with the aforementioned Albany County municipalities in the amounts listed above in total not to exceed \$84,505, regarding the provision of youth bureau services for a term commencing January 1, 2020 and ending December 31, 2020, 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. 106

### AUTHORIZING AN AGREEMENT WITH THE RESEARCH FOUNDATION FOR THE STATE UNIVERSITY OF NEW YORK REGARDING THE NEW YORK STATE SUPERVISION AND TREATMENT SERVICES FOR JUVENILES PROGRAM

Introduced: 4/12/21

By Social Services Committee:

WHEREAS, By Resolution No. 15 for 2021, this Honorable Body authorized the County Executive to sign and submit a Supervision and Treatment Services for Juveniles Program Plan to the New York State Office of Children and Family Services in order to accept funding in the amount of \$172,722 to support programming at the Albany County Probation Department and Albany County Family Court for juvenile justice involved youth for a term commencing October 1, 2019 and ending September 30, 2020, and

WHEREAS, The Commissioner of the Department for Children, Youth and Families has requested authorization to enter in an agreement with the Research Foundation for the State University of New York, University at Albany regarding research and assessment of juvenile justice outcomes and goals as they pertain to detention, placements and reductions in racial and ethnic disparities in an amount not to exceed \$51,038 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 an agreement with the Research Foundation for the State University of New York, University at Albany regarding research and assessment of juvenile justice outcomes and goals as they pertain to detention, placements and reductions in racial and ethnic disparities, in an amount not to exceed \$51,038 for a term commencing January 1, 2021 and ending December 31, 2021, and, be it further

RESOLVED, That the County Attorney is authorized to approve said plan 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 the resolution the appropriate County Officials.

**RESOLUTION NO. 107**

**AUTHORIZING AN AGREEMENT WITH INTERFAITH PARTNERSHIP FOR THE HOMELESS REGARDING EMERGENCY AND TRANSITIONAL SHELTER SERVICES**

Introduced: 4/12/21

By Social Services Committee:

WHEREAS, Pursuant to New York State Social Services Law, local social services districts are required to provide emergency and transitional shelter to public assistance eligible homeless persons, and

WHEREAS, The Commissioner of the Department of Social Services has requested authorization to enter into an agreement with Interfaith Partnership for the Homeless regarding an emergency transitional shelter for homeless individuals in an amount not to exceed \$244,000 for a term commencing July 1, 2021 and ending June 30, 2022, and

WHEREAS, Interfaith Partnership for the Homeless will operate the 11 bed emergency and transitional shelter for homeless individuals who are unable to secure shelter in other facilities, including room and board, linkage to needed community services, and assistance in securing permanent housing or residential placement, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Interfaith Partnership for the Homeless, Albany, NY, 12210, regarding an emergency transitional shelter for homeless individuals in an amount not to exceed \$244,000 for a term commencing July 1, 2021 and ending June 30, 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. 108**

**AUTHORIZING AN AGREEMENT WITH THE ALTAMONT PROGRAM, INC.  
REGARDING EMERGENCY AND TRANSITIONAL SHELTER SERVICES**

Introduced: 4/12/21

By Social Services Committee:

WHEREAS, The Commissioner of the Department of Social Services has requested authorization to enter into an agreement with The Altamont Program, Inc. regarding emergency and transitional shelter services at the Schuyler Inn in an amount not to exceed \$1,300,000 for a term commencing July 1, 2021 and ending June 30, 2022, and

WHEREAS, Pursuant to New York State Social Services Law, local social services districts are required to provide emergency and transitional shelter to public assistance eligible homeless individuals and families, and

WHEREAS, The Altamont Program, Inc. will provide emergency and transitional shelter services at the Schuyler Inn to meet the needs of homeless individuals and families which includes the provision of three meals a day, 7 days a week, with the goal of helping families move more quickly and appropriately to either permanent housing or the Marillac Family Shelter, 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., Schenectady, NY 12304, regarding emergency and transitional shelter services at the Schuyler Inn in an amount not to exceed \$1,300,000 for a term commencing July 1, 2021 and ending June 30, 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. 109

### **AUTHORIZING AN AGREEMENT WITH INTERFAITH PARTNERSHIP FOR THE HOMELESS REGARDING TRANSITIONAL SHELTER SERVICES**

Introduced: 4/12/21

By Social Services Committee:

WHEREAS, The Commissioner of the Department of Social Services has requested authorization to enter into an agreement with Interfaith Partnership for the Homeless regarding emergency and transitional shelter services for eligible homeless individuals in an amount not to exceed \$720,000 for a term commencing July 1, 2021 and ending June 30, 2022, and

WHEREAS, Pursuant to New York State Social Services Law, local social services districts are required to provide emergency and transitional shelter services to public assistance eligible homeless persons, and

WHEREAS, Interfaith Partnership for the Homeless will provide an elevator equipped 30-bed emergency and transitional shelter facility in Albany County which serves both male and female public assistance-eligible adult homeless persons and homeless individuals with disabilities, and

WHEREAS, Interfaith will also provide a single room for at-risk individuals and eight beds for hospital discharges or other individuals who have special needs or disabilities such as mental illness, alcohol or substance abuse, developmental disability or medical frailty, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Interfaith Partnership for the Homeless, Albany, NY 12210, regarding emergency and transitional shelter services for eligible homeless individuals in an amount not to exceed \$720,000 commencing July 1, 2021 and ending June 30, 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. 110**

**AUTHORIZING AGREEMENTS WITH CATHOLIC CHARITIES OF THE  
DIOCESE OF ALBANY REGARDING EMERGENCY AND TRANSITIONAL  
SHELTER SERVICES**

Introduced: 4/12/21  
By Social Services Committee:

WHEREAS, The Commissioner of the Department of Social Services has requested authorization to enter into an agreement with Catholic Charities of the Diocese of Albany regarding emergency and transitional shelter services at Mercy House in the amount of \$468,000 and St. Charles Lwanga Center in the amount of \$504,400 for a term commencing July 1, 2021 and ending June 30, 2022, and

WHEREAS, Pursuant to New York State Social Services Law, local social services districts are required to provide emergency and transitional shelter to public assistance eligible homeless individuals and families, and

WHEREAS, Mercy House is a 19-bed facility which serves females and small families and St. Charles Lwanga Center is a 19-bed facility which serves adult males, and

WHEREAS, The shelters emphasize the provision of a safe, sober environment which assists in addressing the factors that cause an individual to be homeless and in securing permanent housing or appropriate residential placement, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into agreements with the following service providers regarding emergency and transitional shelter services for the term commencing July 1, 2021 and ending June 30, 2022, in the amounts indicated:

<u>Facility Name &amp; Sponsoring Agency</u>	<u>Agreement Total</u>
Mercy House (Catholic Charities of the Diocese of Albany)	\$468,000
St. Charles Lwanga Center (Catholic Charities of the Diocese of Albany)	\$504,400

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. 111**

**AUTHORIZING AN AGREEMENT WITH ST. CATHERINE'S CENTER FOR CHILDREN - MARILLAC RESIDENCE REGARDING THE PROVISION OF FAMILY SHELTER SERVICES**

Introduced: 4/12/21

By Social Services Committee:

WHEREAS, Pursuant to New York State Social Services Law, local social services districts are required to provide emergency and transitional shelter to temporary assistance eligible homeless families, and

WHEREAS, The per diem rates for the operation of State-Certified Tier II Family Shelters are established by the State of New York and are periodically retroactively reconciled with actual expenditures and revenues, and

WHEREAS, The Marillac Residence, a 24-unit State-Certified Tier II Family Shelter, has been operated by St. Catherine's Center for Children through an agreement with Albany County for a number of years, and

WHEREAS, The Commissioner of the Department of Social Services recommends renewing the agreement with St. Catherine's Center for Children – Marillac Residence for provision of emergency housing and related services to temporary assistance-eligible homeless families with children at a per diem rate set by New York State Office of Temporary and Disability Assistance which may be retroactively adjusted, but presently is anticipated at \$150.76 per day per family for a term commencing July 1, 2021 and ending June 30, 2022, and

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the St. Catherine's Center for Children - Marillac Residence, Albany, NY 12203, as a State-Certified Tier II Family Shelter at a per diem rate set by New York State Office of Temporary and Disability Assistance which may be retroactively adjusted, but presently is anticipated at \$150.76 per day per family for a term commencing July 1, 2021 and ending June 30, 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. 112**

**AUTHORIZING THE PLANNING DEPARTMENT TO TAKE ACTION TO COORDINATE AND DETERMINE SEQR LEAD AGENCY STATUS FOR THE SOLAR INSTALLATION PROJECT (RADAR TOWER SITE)**

Introduced: 4/12/21

By Conservation, Sustainability and Green Initiatives Committee:

WHEREAS, The County Executive has indicated that the Albany County Department of Economic Development, Conservation and Planning (“Planning Department”) has evaluated the Solar Installation Project at 897 Watervliet-Shaker Rd. (The Radar Tower Site) pursuant to the State Environmental Quality Review Act (SEQRA) guidelines and has determined that the project is properly classified as a Type I action under SEQRA, and

WHEREAS, The proposed development of the project is subject to the requirements of SEQRA and a lead agency must be established prior to a determination of significance, and

WHEREAS, This Honorable Body seeks the assistance of the Planning Department to make certain that all appropriate steps are taken regarding this proposal, now, therefore be it

RESOLVED, By the Albany County Legislature that the Planning Department is requested to take action to determine lead agency status regarding the proposed Solar Installation Project at 897 Watervliet-Shaker Rd. (The Radar Tower Site), and, be it further

RESOLVED, During said review, the Planning Department is requested to submit a copy of all correspondence to and from the other involved agencies to the Clerk of the Legislature, 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. 113

### AUTHORIZING AGREEMENTS WITH THE NEW YORK STATE DEPARTMENT OF HEALTH, PLANNED PARENTHOOD OF GREATER NEW YORK, AND YWCA MOHAWK VALLEY REGARDING PREVENTION EDUCATION

Introduced: 4/12/21  
By Law Committee:

WHEREAS, The Director of the Albany County Crime Victim and Sexual Violence Center (CVSVC) has requested authorization to enter into an agreement with the New York State Department of Health, Bureau of Women, Infant and Adolescent Health regarding the Rape Prevention and Education program grant in the amount of \$166,750 for the term commencing February 1, 2022 and ending January 31, 2024, and

WHEREAS, The Director has also requested authorization to enter into agreements with Planned Parenthood of Greater New York and YWCA Mohawk Valley to allow for their continued partnership with CVSVC in providing community and societal level prevention education against sexual violence, 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, Bureau of Women, Infant and Adolescent Health, Albany, NY 12237 regarding the Rape Prevention and Education program grant in the amount of \$166,750 for the term commencing February 1, 2022 and ending January 31, 2024, and, be it further

RESOLVED, That the County Executive is also authorized to enter into agreements with Planned Parenthood of Greater New York, New York, NY 10012 and YWCA Mohawk Valley, Utica, NY 13501 in order to continue their partnership with CVSVC in providing sexual violence prevention education, 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. 114**

**AUTHORIZING AN INTERGOVERNMENTAL DATA SHARING AGREEMENT WITH THE CAPITAL REGION CRIME ANALYSIS CENTER AND OTHER LOCAL POLICE AGENCIES**

Introduced: 4/12/21

By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an intergovernmental data sharing agreement with the Capital Region Crime Analysis Center and other local police agencies for data on overdoses within Albany County, and

WHEREAS, This agreement will allow the Albany County Department of Mental Health's Overdose Response Team to access surveillance data from the Overdose Detection Mapping Application Program and police data from participating agencies to engage individuals suspected of overdosing and provide them with avenues for treatment and additional supportive services, now, therefore be it

RESOLVED, By the Albany County Legislature, that the County Executive is authorized to enter into an intergovernmental data sharing agreement with the Capital Region Crime Analysis Center and other local police agencies for data on overdoses within Albany County 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 the resolution the appropriate County Officials.

## RESOLUTION NO. 115

### AUTHORIZING A COMMUNICATION LEASE AGREEMENT WITH CAPITAL REGION BROADCASTERS, LLC FOR TOWER SPACE

Introduced: 4/12/21

By Public Safety Committee:

WHEREAS, The Sheriff has requested authorization to enter into a communication lease agreement with Capital Region Broadcasters, LLC for the use of a radio tower for the VHF/UHF and 800Mhz radio systems for a term commencing March 1, 2021 and ending February 28, 2026, and

WHEREAS, The Sheriff indicated that the radio tower site is located on Pinnacle Road in the Town of New Scotland and contains equipment that is essential in the operation of the E-911 program, and

WHEREAS, The term of the lease will be for five years with a five year automatic renewal, in an amount not to exceed \$22,076 for the first year, with a 3% annual increase for five years for a total amount not to exceed \$117,205, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into a communication lease agreement for radio tower use with Capital Region Broadcasters, LLC, Troy, NY 12180 for a term commencing March 1, 2021 and ending February 28, 2026 in an amount not to exceed \$22,076 for the first year, with a 3% annual increase for five years for a total amount not to exceed \$117,205, 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. 116

### **AUTHORIZING THE ACCEPTANCE OF GRANT FUNDING FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE LIVESCAN EQUIPMENT GRANT AND AMENDING THE 2021 SHERIFF'S OFFICE BUDGET**

Introduced: 4/12/21

By Public Safety Committee:

WHEREAS, By Resolution No. 464 for 2020, this Honorable Body approved the submission of a grant application in the amount of \$25,744 to the New York State Division of Criminal Justice Services regarding the 2020/2021 Livescan Equipment grant, and

WHEREAS, The Sheriff has indicated that the funding awarded by the New York State Division of Criminal Justice Services in the amount of \$23,568, requires a 25% County match, and will be used to upgrade six Livescan fingerprint systems at the Sheriff's Office, and

WHEREAS, The Sheriff also indicated that a budget amendment is necessary to accept the grant funding, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to accept grant funding in the amount of \$23,568 from the New York State Division of Criminal Justice Services regarding the 2020/2021 Livescan Equipment grant, and, be it further

RESOLVED, That the 2021 Sheriff's Office Budget is hereby amended as follows:

Increase Revenue Account A3305 Civil Defense by \$23,568

Increase Appropriation Account A3110.2 by \$23,568 by increasing line item A3110 2 2750 Security Equipment by \$23,568

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. 117**

**AUTHORIZING AGREEMENTS WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING THE ALTERNATIVES TO INCARCERATION PROGRAM**

Introduced: 4/12/21

By Public Safety Committee:

WHEREAS, New York State law requires that counties develop and submit a Comprehensive Alternatives to Incarceration (ATI) Service Plan to identify and provide eligible programs which afford alternatives to incarceration to suitable persons, and

WHEREAS, The Director of the Probation Department has indicated that the New York State Division of Criminal Justice Services (NYS DCJS) has determined that the County is eligible to receive funding for the Albany County Probation Department and Albany County Public Defender's Office which will be provided through the NYS Executive Law Article 13-A Classification/ATI Programs in the total amount of \$49,037 for the term commencing July 1, 2020 and ending June 30, 2021, and

WHEREAS, The Director of Probation has further indicated that the aforementioned grant funds will be divided between the Albany County Public Defender's Office in the amount of \$19,921 to support Defender Based Advocacy Services, and the Department of Probation in the amount of \$29,116 to provide Pre Trial Services including Release on Recognizance and Release under Supervision for defendants eligible under program criteria as required for funding, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to renew the annual ATI Service Plan application to the NYS DCJS and renew agreements on behalf of the aforementioned departments in the amounts of \$29,116 for the Alternatives to Incarceration Initiative and \$19,921 for the Defender Based Advocacy Program for a total agreement amount not to exceed \$49,037 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 applications and 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. 118**

**AUTHORIZING AN AGREEMENT WITH PMA MANAGEMENT CORP.  
REGARDING THIRD-PARTY ADMINISTRATION OF WORKERS'  
COMPENSATION CLAIMS AND BENEFITS FOR ALBANY COUNTY**

Introduced: 4/12/21

By Personnel Committee:

WHEREAS, Albany County has self-insured employee workers' compensation benefits since 1984, and has contracted for third-party administration of claims and benefit services, and

WHEREAS, Pursuant to the County procurement policy, a request for proposals was issued soliciting proposals from third-party administrators to manage and process workers' compensation claims and benefits for County employees, and six proposals were received, and

WHEREAS, The County's employees benefits consultant, Locey & Cahill, LLC, reviewed said proposals and recommended awarding the contract to PMA Management Corp. as the highest ranked and best suited administrator for the County, and

WHEREAS, The Commissioner of the Department of Human Resources has requested authorization to enter into an agreement with PMA Management Corp. to serve as Albany County's Workers' Compensation Third Party Administrator in an amount not to exceed \$160,000 annually, for a three-year term commencing May 1, 2021 and ending April 30, 2024, with two optional one-year renewal periods, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with PMA Management Corp., Blue Bell, PA 19422, to serve as Albany County's Workers' Compensation Third Party Administrator, in an amount not to exceed \$160,000 annually, for a three-year term commencing May 1, 2021 and ending April 30, 2024, with two optional one-year renewal periods, 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. 119**

**FINALIZING THE ACCOUNTING OF THE 2020 ALBANY COUNTY BUDGET**

Introduced: 4/12/21

By Audit and Finance Committee:

WHEREAS, The Albany County Comptroller's Office has informed the Albany County Legislature that certain budget amendments are necessary to finalize the accounting of the 2020 Albany County Budget, and

WHEREAS, The Comptroller has filed with the Clerk of the Legislature a list of adjustments to the 2020 Budget to provide for sufficient appropriations to accommodate 2020 expenditures and encumbrances, now, therefore be it

RESOLVED, By the Albany County Legislature that the 2020 Albany County Budget is amended and finalized as indicated in the detailed accounting annexed hereto, and, be it further

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



Albany County Comptroller's Office  
 2020 Negative Line Year End Corrections  
 As of March 23, 2021

2020 Year End Budget Variance Report

A Fund - General

Account			Description	Increase Expense	Decrease Expense
A	A91010	10007	Counsel to the Chair	1.30	
A	A91010	11821	Director of Research (MAJ)	5.03	
A	A91010	12032	Deputy Legislative Counsel MAJ	0.10	
A	A91010	19951	Health Insurance Buyout	7,083.33	
A	A91010	12506	Administrative Aid PT (Chair)		7,089.76
A	A91164	18141	Custodial Work Supervisor I	2.00	
A	A91164	44104	Natural Gas	14,953.77	
A	A91164	44998	Other Contractual Services	5,956.56	
A	A91164	44101	Electric		20,912.33
A	A91165	10113	District Attorney	0.26	
A	A91165	11147	Chief Assistant DA	1.18	
A	A91165	11150	Bureau Chief Assistant DA	15,282.70	
A	A91165	12237	Crime Victim Caseworker	0.84	
A	A91165	14021	Criminal Investigator DA	60,674.40	
A	A91165	14032	Senior Criminal Investigator	5,527.49	
A	A91165	15015	Attorneys Trial Assistant	9,925.49	
A	A91165	15023	Paralegal	40,199.60	
A	A91165	16192	Keyboard Specialist	4,432.99	
A	A91165	19900	Overtime	351.81	
A	A91165	19951	Health Insurance Buyout	5,166.66	
A	A91165	89060	Hospital and Medical Insurance	8,344.53	
A	A91165	12014	Assistant DA III		79,684.00
A	A91165	12017	Criminal Law Associate		70,223.95
A	A91170	11042	Public Defender	252.37	
A	A91170	12009	Chief Assistant Public Defend	54.31	
A	A91170	12036	Social Services Coordinator	0.02	
A	A91170	15020	Court Attendant	8,690.95	
A	A91170	15024	Court Supervisor	0.07	
A	A91170	16022	Data Entry Machine Operator	0.75	
A	A91170	16211	Clerical Aide	1.06	
A	A91170	16401	Confidential Secretary	29,613.39	
A	A91170	19950	Longevity Raise	100.00	
A	A91170	19951	Health Insurance Buyout	6,832.66	
A	A91170	19954	Grant Assignment Pay	8,325.00	
A	A91170	12019	Assistant Public Defender II		53,870.58
A	A91171	11000	Personal Services	426.37	
A	A91171	16401	Confidential Secretary	11,222.30	
A	A91171	19951	Health Insurance Buyout	750.00	
A	A91171	44036	Telephone	727.92	
A	A91171	89010	State Retirement	7,288.18	
A	A91171	89060	Hospital and Medical Insurance	21,688.17	
A	A91171	15025	Legal Secretary		42,102.94
A	A91173	12008	Director Immigration Services	933.86	
A	A91173	12018	Deputy Director of Immigration	4,255.03	
A	A91173	19951	Health Insurance Buyout	166.67	
A	A91173	44040	Books Transcripts Subscript	67.43	
A	A91173	19935	Law Intern Program		5,422.99
A	A91185	16401	Confidential Secretary	0.16	
A	A91185	44035	Postage	3.85	
A	A91185	44036	Telephone	18.21	
A	A91185	44038	Travel, Mileage, Freight	2,832.15	
A	A91185	44046	Fees For Services	6,525.00	
A	A91185	44065	Photocopier Lease	123.89	
A	A91185	89060	Hospital and Medical Insurance	6,031.53	

Albany County Comptroller's Office  
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Account			Description	Increase Expense	Decrease Expense
A	A91185	44048	Laboratory Fees And Services		15,072.00
A	A91185	44252	Medical Services/Therapy		462.79
A	A91230	10100	County Executive	0.22	
A	A91230	11352	Director of Communications	0.07	
A	A91230	11810	Deputy County Executive	491.56	
A	A91230	11922	Director of Operations	1.03	
A	A91230	11924	Director of Policy	101.10	
A	A91230	12049	Counsel to County Executive	146.10	
A	A91230	12551	Senior Policy Analyst	24.30	
A	A91230	19950	Longevity Raise	500.00	
A	A91230	19970	Temporary Help	135.00	
A	A91230	19951	Health Insurance Buyout		1,399.38
A	A91310	19950	Longevity Raise	450.00	
A	A91310	89010	State Retirement	14,787.06	
A	A91310	89060	Hospital and Medical Insurance	69,222.11	
A	A91310	16314	Finance Clerk II		53,618.00
A	A91310	16312	Sr. Foreclosure Clerk		15,285.00
A	A91310	12570	Property Manager		15,556.17
A	A91315	11135	Director of Municipal Affairs	3,270.58	
A	A91315	11381	Assoc. Operations Supervisor	1.19	
A	A91315	19951	Health Insurance Buyout	1,166.67	
A	A91315	44037	Insurance	247.22	
A	A91315	44046	Fees For Services	20,508.00	
A	A91315	89010	State Retirement	9,827.23	
A	A91315	89060	Hospital and Medical Insurance	14,033.75	
A	A91315	16100	Senior Account Clerk		49,054.64
A	A91340	15031	Assigned Counsel Administrator	21,155.97	
A	A91340	44037	Insurance	168.00	
A	A91340	44042	Printing And Advertising	56.03	
A	A91340	12502	Budget Analyst		21,380.00
A	A91345	11141	Deputy Purchasing Agent	1.19	
A	A91345	13501	Specification Technician	1.21	
A	A91345	89060	Hospital and Medical Insurance	24,692.86	
A	A91345	15541	Procurement Clerk		17,792.00
A	A91340	89010	State Retirement		6,903.26
A	A91355	16206	Clerk I	1.02	
A	A91355	44037	Insurance	846.18	
A	A91355	22050	Computer Equipment		847.20
A	A91410	11146	Exec. Deputy County Clerk	0.04	
A	A91410	18403	Laborer	1,592.78	
A	A91410	19951	Health Insurance Buyout		1,592.82
A	A94010	44046	Fees For Services	97,853.48	
A	A94010	89010	Retirement		49,826.00
A	A94010	89030	Social Security		48,027.48
A	A91411	11390	Deputy County Clerk	0.14	
A	A91411	11900	Records Manager II	2.24	
A	A91411	89060	Hospital and Medical Insurance	33,454.30	
A	A91411	15504	Administrative Assistant		33,456.68
A	A91420	15015	Attorneys Trial Assistant	396.21	
A	A91420	44037	Insurance	0.54	
A	A91420	44040	Books Transcripts Subscript.	3,219.72	
A	A91420	44043	Legal Fees	1,049.84	
A	A91420	89060	Hospital and Medical Insurance	68,722.74	
A	A91420	12005	Assistant County Attorney III		73,389.05
A	A91430	12413	Personnel Technician	81.55	
A	A91430	89010	State Retirement	4,644.71	

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Account			Description	Increase Expense	Decrease Expense
A	A91430	89060	Hospital and Medical Insurance	5,092.82	
A	A91430	44669	Assessment		9,819.08
A	A91432	11240	Director, Affirmative Action	0.17	
A	A91432	11343	Assistant Risk Manager	0.17	
A	A91432	12401	Personnel Administrator	0.03	
A	A91432	12717	Applications Analyst	0.28	
A	A91432	15025	Legal Secretary	0.17	
A	A91432	16401	Confidential Secretary	476.45	
A	A91432	19950	Longevity Raise	2,250.00	
A	A91432	44035	Postage	36.55	
A	A91432	89010	State Retirement	21,152.92	
A	A91432	11242	Dir Office Empl. Relations		23,916.74
A	A91440	11233	Deputy Commissioner Plan PRJ	1.21	
A	A91440	13605	Engineering Technician	494.32	
A	A91440	17101	Construction Manager	1,212.87	
A	A91440	89010	State Retirement	297.22	
A	A91440	89060	Hospital and Medical Insurance		2,005.62
A	A91450	11015	Commissioner of Elections	0.24	
A	A91450	11115	Deputy Commissioner Elections	0.47	
A	A91450	11125	Election Education Specialist	0.52	
A	A91450	12731	IT Training Specialist	0.44	
A	A91450	12749	Computer Information Specialist	11.91	
A	A91450	19900	Overtime	15,924.75	
A	A91450	19951	Health Insurance Buyout	500.00	
A	A91450	44035	Postage	5,305.94	
A	A91450	44037	Insurance	121.08	
A	A91450	89060	Hospital and Medical Insurance	12,400.64	
A	A91450	16806	Elections Specialist		7,487.00
A	A91450	18403	Laborer		26,778.99
A	A91610	11109	Special Assist to Commissioner	1.84	
A	A91610	89060	Hospital and Medical Insurance	13,771.50	
A	A91610	16102	Account Clerk I		13,773.34
A	A91620	12538	Fiscal Officer	1.80	
A	A91620	19952	Compensatory Time Payout	117.25	
A	A91620	44024	Housekeeping Supplies	3,758.53	
A	A91620	44038	Travel, Mileage, Freight	312.45	
A	A91620	44046	Fees For Services	371.60	
A	A91620	44071	Property Repair And Rental	15.96	
A	A91620	44104	Natural Gas	17,161.66	
A	A91620	19900	Overtime		21,739.25
A	A91640	17236	Equipment Coordinator	0.79	
A	A91640	89010	State Retirement	3,132.62	
A	A91640	44102	Gas And Oil		3,133.41
A	A91660	16514	Stores Clerk	1.21	
A	A91660	16604	Mail And Supply Clerk	0.17	
A	A91660	44020	Office Supplies	13,714.13	
A	A91660	44035	Postage	39,915.33	
A	A91660	89010	State Retirement	8,397.09	
A	A91660	89060	Hospital and Medical Insurance		32,010.00
A	A91660	16614	Messenger		8,767.00
A	A91610	16102	Account Clerk I		21,250.93
A	A91680	11917	Manager Systems Programming PT	0.13	
A	A91680	12710	Database Administrator	2.24	
A	A91680	12717	Applications Analyst	2.97	
A	A91680	12727	Help Desk Technician	1.30	
A	A91680	12814	Web Site Developer	2.05	
A	A91680	19982	On Call Pay	200.00	

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Account	Description	Increase Expense	Decrease Expense
A	A91680 22050 Computer Equipment	29,000.00	
A	A91680 89010 State Retirement	27,467.21	
A	A91680 12714 Application Developer		56,675.90
A	A91991 89010 State Retirement	1,511,559.00	
A	A96055 44046 Fees For Services		1,511,559.00
A	A92490 44039 Conferences/Training/Tuition	1,065,839.70	
A	A96070 44046 Fees For Services		1,065,839.70
A	A93020 12310 Sheriffs Inspector	0.19	
A	A93020 12727 Help Desk Technician	0.01	
A	A93020 16236 Clerk Typist I	6,833.67	
A	A93020 19900 Overtime	57,109.39	
A	A93020 19950 Longevity Raise	800.00	
A	A93020 19951 Health Insurance Buyout	1,083.33	
A	A93020 19980 Clothing Allowance	3,100.00	
A	A93020 44030 Other Supplies	69.99	
A	A93020 89010 State Retirement	25,895.49	
A	A93020 12734 Help Desk Technician PT		28,091.00
A	A93020 89030 Social Security		10,505.00
A	A93020 89060 Hospital and Medical Insurance		30,860.00
A	A93110 89030 Social Security		25,436.07
A	A93110 12312 Sheriffs Lieutenant	0.84	
A	A93110 12319 Drug Interdiction Coordinator	0.27	
A	A93110 12502 Budget Analyst	0.02	
A	A93110 12512 Accountant II	0.13	
A	A93110 12561 Policy Analyst PT	0.89	
A	A93110 13141 Paramedic Supervisor	0.20	
A	A93110 14131 Sheriff Senior Investigator	2.45	
A	A93110 14302 Deputy Fire Coord. Hazmat PT	0.15	
A	A93110 15025 Legal Secretary	0.30	
A	A93110 15501 Administrative Aide	0.12	
A	A93110 16028 Data Entry Operator	4,105.08	
A	A93110 16206 Clerk I	0.23	
A	A93110 16401 Confidential Secretary	8.22	
A	A93110 17515 Building Superintendent	15,000.00	
A	A93110 19900 Overtime	81,716.83	
A	A93110 44037 Insurance	1,692.05	
A	A93110 44040 Books, Transcripts, Subscripts	969.16	
A	A93110 44072 Vehicle Maintenance	8,538.01	
A	A93110 89010 State Retirement	477,867.94	
A	A93110 89060 Hospital and Medical Insurance	21,517.07	
A	A93110 89030 Social Security		72,820.17
A	A93110 14138 Deputy Sheriff		330,184.00
A	A93110 14132 Sheriffs Investigator		208,415.79
A	A93140 89060 Hospital and Medical Insurance	103,223.81	
A	A93150 11144 Undersheriff	0.26	
A	A93150 11377 Major	0.29	
A	A93150 12302 Corrections Lieutenant	5,952.79	
A	A93150 12305 Fleet Specialist	0.09	
A	A93150 12306 Assistant Director of Programs	0.04	
A	A93150 14112 Corrections First Sergeant	1,676.76	
A	A93150 14117 Senior Identification Officer	0.23	
A	A93150 14118 Identification Officer	86.38	
A	A93150 15120 Clinical Assistant	6,047.53	
A	A93150 15505 Administrative Assistant PT	1.05	
A	A93150 16102 Account Clerk I	162.34	
A	A93150 16202 Clerk III	2,885.23	
A	A93150 16512 Senior Stores Clerk	17,651.51	

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Account	Description	Increase Expense	Decrease Expense
A	A93150 17021 Maintenance Mechanic III	0.43	
A	A93150 17115 Electrician	0.02	
A	A93150 17135 Plumber	0.13	
A	A93150 19900 Overtime	193,706.19	
A	A93150 22150 Maintenance Equipment	98.50	
A	A93150 44037 Insurance	13,206.85	
A	A93150 44104 Natural Gas	4,157.03	
A	A93150 89060 Hospital and Medical Insurance	795,473.53	
A	A93150 44251 Medical Care		476,663.00
A	A93150 89010 Retirement		300,265.00
A	A93150 14115 Corrections Officer		264,179.18
A	A93189 14135 Sheriff's First Sergeant	1.94	
A	A93189 19952 Compensatory Time Payout	1,473.30	
A	A93189 89060 Hospital and Medical Insurance	5,490.07	
A	A93189 89030 Social Security		6,965.31
A	A93650 16313 Foreclosed Building Specialist	22.35	
A	A93650 89060 Hospital and Medical Insurance	2,202.07	
A	A93650 18403 Laborer		2,224.42
A	A94010 11014 Commissioner Public Health	1.24	
A	A94010 11114 Asst Comm Public Health	1.13	
A	A94010 11259 Assistant Commissioner Finance	1.09	
A	A94010 11260 Dir Env Mtl Hlth Services	15,541.05	
A	A94010 12129 Registered Nurse Part Time	43.99	
A	A94010 12609 Environmental Specialist	0.06	
A	A94010 12612 Senior Public Health Engineer	0.22	
A	A94010 12613 Assist. Director Environmental	1,508.31	
A	A94010 12800 Senior Public Health Educator	7.72	
A	A94010 13102 Dental Hygienist	0.09	
A	A94010 16106 Account Clerk III	0.07	
A	A94010 16113 Clerk	0.17	
A	A94010 16195 Medical Billing Clerk	2,693.59	
A	A94010 16197 Insurance Billing Manager	1.07	
A	A94010 18605 Dentist PT	0.23	
A	A94010 19900 Overtime	31,531.32	
A	A94010 22100 Communication Equipment	149.99	
A	A94010 44037 Insurance	8,413.20	
A	A94010 89060 Hospital and Medical Insurance	40,265.12	
A	A94010 13153 Public Health Technician		100,159.66
A	A94059 12182 Evaluation Services Supervisor	0.02	
A	A94059 12187 Early Childhood Case Coord	2.20	
A	A94059 12821 Special Education Evaluator	863.15	
A	A94059 16302 Medical Clerk Typist	0.33	
A	A94059 12179 Supervising Family Serv. Spec.		865.70
A	A94230 44428 Addictions Care Center Albany	20,605.00	
A	A94230 44412 Hope House/Project Hope		20,605.00
A	A94310 11290 Assoc Director Clinical Oper	33,074.79	
A	A94310 12105 Clinical Director - Mental Hea	1.79	
A	A94310 12242 Quality Assurance Coordinator	0.15	
A	A94310 12261 Housing Coordinator	0.83	
A	A94310 12280 Coordinator of CART Services	2.00	
A	A94310 15130 Mental Health Assistant	1.13	
A	A94310 16102 Account Clerk I	1.04	
A	A94310 16104 Account Clerk II	0.85	
A	A94310 16237 Clerk Typist I P.T.	0.69	
A	A94310 16401 Confidential Secretary	0.90	
A	A94310 44249 Inpatient Hospitalization	80,644.71	
A	A94310 89060 Hospital and Medical Insurance	104,973.83	

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Account	Description	Increase Expense	Decrease Expense
A A94310 44248	Psychiatric Care		150,230.00
A A94310 44046	Fees For Services		68,472.71
A A94610 12232	Clinical Supervisor	1.22	
A A94610 16401	Confidential Secretary	0.14	
A A94610 44105	Water		1.36
A A96010 11010	Commissioner	0.05	
A A96010 11222	Director of Adult Services	0.80	
A A96010 11902	Assist Director Of Accounts	1.11	
A A96010 12210	Case Supervisor A	0.94	
A A96010 12211	Case Supervisor B	15,002.59	
A A96010 12224	Assistant Director of Child Su	14,999.55	
A A96010 12575	Contract Administrator	0.78	
A A96010 15243	Supervising Welfare Fraud I	1.10	
A A96010 15244	Senior Welfare Investigator	1.15	
A A96010 15253	Supervising Support Collect	0.86	
A A96010 16004	Computer Operator	1.20	
A A96010 16104	Account Clerk II	67.16	
A A96010 16106	Account Clerk III	1.54	
A A96010 89060	Hospital and Medical Insurance	47,093.90	
A A96110 44046	Fees For Services	377,948.64	
A A96100 44252	Medical Services Therapy		558,345.18
A A96119 11010	Commissioner	1,833.52	
A A96119 11211	Director Of Accounts	0.99	
A A96119 12103	Family Court Evaluator	21,176.50	
A A96119 12255	Assessment Services Coord	0.25	
A A96119 12267	Special Projects Coordinator	2.96	
A A96119 12421	Staff Development Coordinator	1,378.69	
A A96119 12504	Reimbursement Coordinator	0.01	
A A96119 12575	Contract Administrator	0.80	
A A96119 12822	Special Education Coordinator	2.78	
A A96119 15222	Eligibility Examiner II	945.96	
A A96119 15297	Family Assessment Worker	1,209.79	
A A96119 16401	Confidential Secretary	0.10	
A A96119 19951	Health Insurance Buyout	20,083.00	
A A96119 44405	Foster Care	183,637.07	
A A96119 44406	Division for Youth	13,711.72	
A A96119 89060	Hospital and Medical Insurance	127,759.09	
A A96119 12215	Caseworker		371,743.23
A A96142 44046	Fees For Services	4,445.70	
A A96510 11027	Director III	0.90	
A A96510 11927	Veterans Service Officer I	1.74	
A A96510 89010	State Retirement	3,400.18	
A A96510 89060	Hospital and Medical Insurance		7,848.52
A A96610 11123	Director of Weights & Measures	0.11	
A A96610 89010	State Retirement	1,560.52	
A A96610 89030	Social Security		1,560.63
A A96772 11013	Commissioner	1.22	
A A96772 11250	Fiscal Director	1.08	
A A96772 19951	Health Insurance Buyout	2,333.33	
A A96772 89010	State Retirement	7,679.57	
A A96772 89060	Hospital and Medical Insurance		10,015.20
A A97128 44301	Taxes and Assessments	44,715.72	
A A96772 44425	EISEP		44,715.72
A A97181 44020	Office Supplies	44.75	
A A97410 44038	Travel Mileage Freight		44.75
A A97310 12173	Prevention Specialist	0.86	
A A97310 12265	Rhya Coordinator	2.25	

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Account			Description	Increase Expense	Decrease Expense
A	A97310	19950	Longevity Raise		3.11
A	A97410	11010	Commissioner	1.13	
A	A97410	11043	Rink Manager	0.83	
A	A97410	15298	Community Program Educator	13.44	
A	A97410	16232	Clerk Typist III	130.56	
A	A97410	18113	Recreation Maintenance Person	0.17	
A	A97410	44020	Office Supplies	141.10	
A	A97410	44046	Fees For Services	1,575.86	
A	A97410	44101	Electric	41,056.87	
A	A97410	44104	Natural Gas	906.46	
A	A97410	89010	State Retirement	38,243.58	
A	A97410	89060	Hospital and Medical Insurance	16,854.45	
A	A97410	44449	Youth Recreation Programming		34,329.00
A	A97410	19970	Temporary Help		58,120.00
A	A97410	22700	Recreation Equipment		6,475.45
A	A98020	11000	Personal Services	1,686.49	
A	A98020	19951	Health Insurance Buyout	500.00	
A	A98020	89010	State Retirement	982.89	
A	A98020	44046	Fees For Services		3,169.38
A	A98021	12629	Stormwater Program Coordinator	0.27	
A	A98021	19951	Health Insurance Buyout		0.27
A	A99060	89060	Hospital and Medical Insurance	264,024.14	
A	A99901	99901A	Transfer to Debt Service Fund	3,351,001.39	
A	A99901	99901B	Transfer Road Fund		1,746,712.00
A	A96100	44252	Medical Services Therapy		607,051.53
A	A96772	44046	Fees For Services		1,261,262.00
<b>A Fund Total Appropriations</b>				<b>10,296,064.32</b>	<b>10,296,064.32</b>

CS Fund Risk Retention

Account			Description	Increase Expense	Decrease Expense
CS	CS9931	44902	Risk Retention Fund Charges	2,383.34	
CS	CS9905	89050	Unemployment Insurance	82,318.75	
CS	CS9930	44999	Misc Contractual Expenditures		82,318.75
CS	CS9172	44999	Misc Contractual Expenditures		2,383.34
<b>CS Fund Total Appropriations</b>				<b>2,383.34</b>	<b>2,383.34</b>

D Fund - Highway

Account			Description	Increase Expense	Decrease Expense
D	D95010	11011	Commissioner of Public Works	1.07	
D	D95010	11111	Deputy Comm of Public Works	0.16	
D	D95010	13601	Principal Engineering Techn	10,413.62	
D	D95010	16207	Clerk I PT	1.71	
D	D95010	19951	Health Insurance Buyout	3,250.00	
D	D95010	89010	State Retirement	4,232.25	
D	D95020	12605	Traffic Engineer	1.13	
D	D95020	12812	Traffic Safety Instructor	0.05	
D	D95020	13603	Senior Engineering Technician	1.71	
D	D95020	13605	Engineering Technician	34.68	
D	D95020	13621	Senior Traffic Technician	1.23	
D	D95020	13622	Principal Drafting Technician	0.16	
D	D95020	19951	Health Insurance Buyout	666.66	
D	D95110	12448	Health And Safety Coordinator	1.15	
D	D95110	17210	Equipment Operator Instructor	1,821.64	
D	D95110	17234	Aerial Tower Operator	546.41	
D	D95110	19900	Overtime	16,289.95	
D	D95110	19948	Shift Differential Pay	10,569.12	
D	D95110	17212	Equipment Operator I		47,832.70
<b>D Fund Total Appropriations</b>				<b>47,832.70</b>	<b>47,832.70</b>

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DM Fund - Road Machinery					
Account			Description	Increase Expense	Decrease Expense
DM	DM9513	17114	Senior Electrician	3,655.28	
DM	DM9513	17503	Automotive Body Mechanic	507.61	
DM	DM9513	18414	Utility Man	192.10	
DM	DM9513	44046	Fees For Services	400.00	
DM	DM9513	89060	Hospital and Medical Insurance	56,734.83	
DM	DM9906	89060	Hospital and Medical Insurance	4,573.17	
DM	DM9513	44102	Gas And Oil		60,618.00
DM	DM9513	89010	Retirement		5,444.99
<b>DM Fund (Road Machinery) Total Appropriations</b>				<b>66,062.99</b>	<b>66,062.99</b>

G Fund - Water Purification					
Account			Description	Increase Expense	Decrease Expense
G	G98110	11130	Executive Dir Sewer District	9.04	
G	G98110	11909	Business Office Manager	0.82	
G	G98110	89060	Hospital and Medical Insurance	2,187.78	
G	G98120	17014	Collection System Mechanic	0.85	
G	G98120	19900	Overtime	64.16	
G	G98120	89030	Social Security	229.90	
G	G98130	13613	Permit Compliance Manager	1.11	
G	G98130	17012	Collection Sys Maint Foreman	2.32	
G	G98130	17115	Electrician	0.12	
G	G98130	17513	Automotive Mechanic	1.10	
G	G98130	44070	Equipment Repair And Rental	3,210.65	
G	G98130	89060	Hospital and Medical Insurance	105,564.32	
G	G99060	89060	Hospital and Medical Insurance	165,813.50	
G	G98130	89010	Retirement		255,397.00
G	G98130	89030	Social Security		21,688.67
<b>G Fund Total Appropriations</b>				<b>277,085.67</b>	<b>277,085.67</b>

NH Fund - Nursing Home					
Account			Description	Increase Expense	Decrease Expense
NH	NH9602	11225	Resident Care Director	0.20	
NH	NH9602	11316	Supt Of Bldgs Grounds Equip	0.11	
NH	NH9602	11322	Director of Occupational Th	2,018.59	
NH	NH9602	11329	Admission Director	0.83	
NH	NH9602	11330	Director Employment Training	0.11	
NH	NH9602	12744	Network and System Technician	0.12	
NH	NH9602	15501	Administrative Aide	0.18	
NH	NH9602	16306	Medical Records Technician	0.08	
NH	NH9602	17115	Electrician	0.23	
NH	NH9602	18103	Bldg Grounds Maint Super	0.05	
NH	NH9602	19900	Overtime	58,690.40	
NH	NH9602	19911	Holiday Pay	42,889.44	
NH	NH9602	19952	Compensatory Time Payout	2,780.28	
NH	NH9602	44035	Postage	357.54	
NH	NH9602	44049	Activities Supplies	1,327.16	
NH	NH9602	44101	Electric	44,266.31	
NH	NH9602	44104	Natural Gas	14,539.14	
NH	NH9602	44699	Assessment	29,622.00	
NH	NH9971	66000	Serial Bonds (Principal)	1,087,622.00	
NH	NH9602	44037	Insurance	13,510.01	
NH	NH9602	15112	Nursing Assistant		683,974.00
NH	NH9602	13132	Licensed Practical Nurse		314,705.00
NH	NH9602	44069	Other Medical Services		220,569.90
NH	NH9602	89030	Social Security		78,375.88
<b>NH Fund Total Appropriations</b>				<b>1,297,624.78</b>	<b>1,297,624.78</b>



Albany County Comptroller's Office  
 2020 Negative Line Year End Corrections  
 As of March 23, 2021

2020 Year End Budget Variance Report

V Fund - Debt Service

Account			Description	Increase Expense	Increase Revenue
V	V91380	44908	Fiscal Agent Fees	96,119.65	
V	V99991	44906	Payments to Escrow Agent	11,138,846.85	
V	V59710	05031	Interfund Transfers		4,034,966.50
V	V59991	05791	Advanced Refunding		7,200,000.00
<b>V Fund Total Appropriations</b>				<b>11,234,966.50</b>	<b>11,234,966.50</b>

**RESOLUTION NO. 120**

**DETERMINATION THAT THE PROPOSED CONSTRUCTION AT THE ALBANY COUNTY E 9-11 COMMUNICATIONS CENTER WILL NOT HAVE A SIGNIFICANT IMPACT ON THE ENVIRONMENT**

Introduced: 4/12/21

By Audit and Finance Committee:

WHEREAS, The Albany County Sheriff's Office is seeking to relocate the current E-911 Communications Center Emergency Management Office for Albany County in order to better accommodate the needs of the County, and

WHEREAS, The Sheriff's Office has proposed to undertake new construction located at 58 Verda Avenue, Clarksville to accommodate the E-911 Communications Center Emergency Management Office project, and

WHEREAS, The proposed action is subject to the requirements of the State Environmental Quality Review Act pursuant to 6 NYCRR 617, and

WHEREAS, The Albany County Department of Economic Development, Conservation and Planning, acting on behalf of the Albany County Legislature has reviewed the proposed action, including Parts 1, 2, and 3 of the Environmental Assessment Form dated March 9, 2021 prepared for the proposed action, and has complied with all applicable administrative and procedural requirements on behalf of the County, now, therefore be it

RESOLVED, That the Albany County Legislature has considered the findings of the Department of Economic Development, Conservation and Planning and has determined that the proposed action is an Unlisted Action and will not have a significant impact on the environment, 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. 121

### AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION AND AMENDING THE 2021 DEPARTMENT OF ECONOMIC DEVELOPMENT, CONSERVATION AND PLANNING BUDGET

Introduced: 4/12/21

By Audit and Finance Committee:

WHEREAS, The Department of Economic Development, Conservation and Planning has requested authorization to enter into an agreement with the New York State Office of Parks, Recreation and Historic Preservation on behalf of the Frontier Sno-Riders Snowmobile Club and Ridgerunners Snowmobile Club of Middleburgh, Inc. for the purpose of maintaining designated snowmobile trails in Albany County, for the term commencing April 1, 2020 and ending August 31, 2021 in the amount of \$12,756, and

WHEREAS, The Department requested a budget amendment in order to appropriate said funding, 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 Parks, Recreation and Historic Preservation on behalf of the Frontier Sno-Riders Snowmobile Club and Ridgerunners Snowmobile Club of Middleburgh, Inc. for the purpose of maintaining designated snowmobile trails in Albany County, for the term commencing April 1, 2020 and ending August 31, 2021 in the amount of \$12,756, and, be it further

RESOLVED, That the 2021 Department of Economic Development, Conservation and Planning Budget is amended as follows:

Increase Revenue Account A3072 Snowmobile Trails Grant by \$12,756

Increase Appropriation Account A8020.4 by \$12,756 by increasing Line Item A8020 4 4046 Fees for Service by \$12,756

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. 122

### **AUTHORIZING THE COUNTY DIRECTOR OF REAL PROPERTY TAX SERVICES TO APPROVE CERTAIN APPLICATIONS MADE FOR CORRECTION OF TAX ROLL ERRORS, REFUNDS, AND CREDITS OF TAXES DURING THE 2021 CALENDAR YEAR WITHOUT PRIOR AUDIT BY THE LEGISLATURE**

Introduced: 4/12/21

By Audit and Finance Committee:

WHEREAS, The Director of Real Property Tax Services has requested authorization to approve certain applications for correction of tax roll errors, refunds, and credits of taxes without prior audit and approval by this Honorable Body for the 2021 calendar year, and

WHEREAS, Real Property Tax Law §§ 554 (9), 556 (8), and 1532 (4) provide that applications for correction of tax roll errors, refunds, and credits of taxes in instances where the recommended correction, refund, or credit is \$2,500 or less may be decided by the Director of Real Property Tax Services without prior Legislative approval, now, therefore be it

RESOLVED, By the Albany County Legislature that the Director of Real Property Tax Services is authorized to approve applications for corrections of tax roll errors, refunds, and credits of taxes with recommended corrected amounts not to exceed \$1,000 without Legislative approval for each application, pursuant to Real Property Tax Law §§ 554 (9), 556 (8), and 1532 (4), for the 2021 calendar year and, be it further

RESOLVED, That pursuant to Real Property Tax Law § 554 (9), the Director of Real Property Tax Services shall prepare written reports of his or her investigation and recommendation for such applications, and shall follow the procedure which the Legislature would follow in making corrections, except where the Director denies a correction, in whole or in part, the Director shall provide to the Legislature the written report of the investigation and recommendation and both copies of the application, as well as the written reasons why the Director denied the application, and, be it further

RESOLVED, That pursuant to Real Property Tax Law § 556 (8), the Director of Real Property Tax Services shall prepare written reports of his or her investigation and recommendation for such applications, and shall follow the procedure which the Legislature would follow in making refunds or credits, except where the Director denies a refund or credit, in whole or in part, the Director shall provide to the Legislature the written report of the investigation and recommendation and both copies of the application, as well as the written reasons why the Director denied the application, and, be it further

RESOLVED, That on or before the fifteenth day of each months in calendar year 2021, the Director shall submit a report to the Legislature of the corrections, refunds and credits processed by the Director pursuant to this enabling resolution during the preceding month, which report shall indicate the name of each recipient, the location of the property, justification for said request, and the amount requested, and, be it further

RESOLVED, That this authority granted to the Director of the Real Property Tax Services Agency shall be effective immediately through 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.

**RESOLUTION NO. 123**

**AUTHORIZING CORRECTION OF THE TAX ROLL FOR THE TOWN OF COEYMANS**

Introduced: 4/12/21  
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 Roll for the Town of Coeymans be corrected with respect to the following parcel of real property:

<u>APPLICANT</u>	<u>CITY OR TOWN DESCRIPTION OF REAL PROPERTY AS SHOWN ON TAX ROLL OR BILL</u>	<u>REASON FOR CORRECTION</u>
Dawn DeRose Assessor	76 Woodlawn Drive Tax Map No. 168.14-2-59 2021 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. 124**

**AUTHORIZING CORRECTION OF THE TAX ROLL FOR THE TOWN OF BETHLEHEM**

Introduced: 4/12/21  
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 Roll for the Town of Bethlehem be corrected with respect to the following parcel of real property:

<u>APPLICANT</u>	<u>CITY OR TOWN DESCRIPTION OF REAL PROPERTY AS SHOWN ON TAX ROLL OR BILL</u>	<u>REASON FOR CORRECTION</u>
Laurie Lambersten Assesor	16 Andrew Court Tax Map No. 63.12-5-20.1 2021 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. 125

### RESCINDING THE AUTHORIZATION TO CONVEY REAL PROPERTY PURSUANT TO RESOLUTION NO. 271 FOR 2018 AND AUTHORIZING THE CONVEYANCE OF 20 JUDSON STREET (TAX MAP NO. 65.55-6-40) IN THE CITY OF ALBANY

Introduced: 4/12/21

By Audit and Finance Committee:

WHEREAS, Pursuant to Resolution No. 271 for 2018, this Honorable Body authorized the conveyance of various parcels of real property to the Albany County Land Bank, including 20 Judson Street (Tax Map No. 65.55-6-40) in the City of Albany, and

WHEREAS, James Scaringe, an abutting property owner, has indicated an interest in acquiring this parcel for \$3,200, and

WHEREAS, The Albany County Real Property Disposition Plan, adopted by Resolution No. 29 for 2019, implemented procedures for properties to be sold to abutting property owners, now, therefore be it

RESOLVED, By the Albany County Legislature, that Resolution Nos. 271 for 2018 are hereby amended by rescinding the authorization to convey 20 Judson street (Tax Map No. 65.55-6-40) in the City of Albany, and, be it further

RESOLVED, That the County Executive is authorized to execute on behalf of the County any documents necessary to convey 20 Judson Street (Tax Map No. 65.55-6-40) in the City of Albany to James Scaringe, 41 James Drive, Albany, NY 12211 for the amount of \$3,200, and, be it further

RESOLVED, That James Scaringe shall be responsible for all closing costs, a pro-rated portion of the 2020-2021 Albany School taxes, a pro-rated portion of the 2021 Property taxes, and all taxes, water and sewer and other charges billed on and after the date of the closing, 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. 126

### RESCINDING THE AUTHORIZATION TO CONVEY REAL PROPERTY PURSUANT TO RESOLUTION NOS. 203 AND 349 FOR 2019 AND AUTHORIZING THE CONVEYANCE OF 91 ALEXANDER STREET (TAX MAP NO. 76.64-1-33) IN THE CITY OF ALBANY

Introduced: 4/12/21

By Audit and Finance Committee:

WHEREAS, Pursuant to Resolution Nos. 203 and 346 for 2019, this Honorable Body authorized the conveyance of various parcels of real property to ACLB Holdings LLC., a subsidiary of the Albany County Land Bank, including 91 Alexander Street (Tax Map No. 76.64-1-33) in the City of Albany, and

WHEREAS, Joyce and Douglas Brown, abutting property owners, have indicated an interest in acquiring this parcel for \$500, and

WHEREAS, The Albany County Real Property Disposition Plan, adopted by Resolution No. 29 for 2019, implemented procedures for properties to be sold to abutting property owners, now, therefore be it

RESOLVED, By the Albany County Legislature, that Resolution Nos. 203 and 349 for 2019 are hereby amended by rescinding the authorization to convey 91 Alexander Street (Tax Map No. 76.64-1-33) in the City of Albany, and, be it further

RESOLVED, That the County Executive is authorized to execute on behalf of the County any documents necessary to convey 91 Alexander Street (Tax Map No. 76.64-1-33) in the City of Albany to Joyce and Douglas Brown, 93 Alexander Street, Albany, NY 12202 for the amount of \$500, and, be it further

RESOLVED, That Joyce and Douglas Brown shall be responsible for all closing costs, a pro-rated portion of the 2020-2021 Albany School taxes, a pro-rated portion of the 2021 Property taxes, and all taxes, water and sewer and other charges billed on and after the date of the closing, 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. 127**

**RESCINDING THE AUTHORIZATION TO CONVEY REAL PROPERTY PURSUANT TO RESOLUTION NOS. 159 AND 549 FOR 2019 AND AUTHORIZING THE CONVEYANCE OF 443 NORTH PEARL STREET (TAX MAP NO. 65.12-4-24) IN THE CITY OF ALBANY**

Introduced: 4/12/21

By Audit and Finance Committee:

WHEREAS, By Resolution Nos. 159 and 549 for 2019, this Honorable Body authorized the conveyance of real property located at 443 North Pearl Street (Tax Map No. 65.12-4-24) in the City of Albany to Mr. Jason Pierce for \$90,000, and

WHEREAS, Watters Real Property LLC., an abutting property owner, has indicated an interest in acquiring this parcel for \$30,000, and

WHEREAS, The Albany County Real Property Disposition Plan, adopted by Resolution No. 29 for 2019, implemented procedures for properties to be sold to abutting property owners, now, therefore be it

RESOLVED, By the Albany County Legislature, that Resolution Nos. 159 and 549 for 2019 are hereby rescinded and repealed, and, be it further

RESOLVED, That the County Executive is authorized to execute on behalf of the County any documents necessary to convey 443 North Pearl Street (Tax Map No. 65.12-4-24) in the City of Albany to Watters Real Property LLC., 1054 Broadway, Albany, NY 12204 for the amount of \$30,000, and, be it further

RESOLVED, That Watters Real Property LLC. shall be responsible for all closing costs, a pro-rated portion of the 2020-2021 Albany School taxes, a pro-rated portion of the 2021 Property taxes, and all taxes, water and sewer and other charges billed on and after the date of the closing, 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. 128**

**AMENDING RESOLUTION NO. 190 FOR 2008 REGARDING THE  
CONVEYANCE OF REAL PROPERTY IN THE CITY OF ALBANY**

Introduced: 4/12/21

By Audit and Finance Committee:

WHEREAS, By Resolution No. 190 for 2008, this Honorable Body authorized the conveyance of 232 Second Street and 201 Myrtle Avenue in the City of Albany, to CARES, Inc., for \$4,000 and \$10,000, respectively, and,

WHEREAS, The Commissioner of the Department of Management and Budget has indicated that the owner of these properties, CARES of NY, Inc. was previously known as "Corporation for Aids Research, Education and Services Incorporated", which has created issues related to the name appearing on the title for the properties, and

WHEREAS, The Commissioner has requested an amendment in order to resolve the issues of title related to these properties now, therefore, be it

RESOLVED, By the Albany County Legislature, that Resolution No. 190 for 2008 is hereby amended by replacing all instances of "CARES, Inc." with "Corporation for Aids Research, Education and Services Incorporated Now Known As Cares Of NY, Inc.", 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. 129**

**APPOINTMENT OF MEMBERS TO THE BOARD OF COMMISSIONERS OF  
THE ALBANY COUNTY WATER PURIFICATION DISTRICT**

Introduced: 4/12/21

By Mr. Feeney:

WHEREAS, The terms of office for two of the current members of the Board of Commissioners of the Albany County Water Purification District have expired, and

WHEREAS, John W. Bishop Jr. and Nicholas W. Foglia have served with distinction and each has indicated a desire to continue serving on the Board, now, therefore be it

RESOLVED, By the Albany County Legislature, pursuant to Section 261 of the County Law, that John W. Bishop Jr. and Nicholas W. Foglia are reappointed to the Board of Commissioners of the Albany County Water Purification District for terms ending December 31, 2023, 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. 130

### ESTABLISHING A POLICY AND ELIGIBILITY REQUIREMENTS FOR THE 2021 LEGISLATIVE GRANT PROGRAM

Introduced: 4/12/21

By: Messrs. A. Joyce, Feeney, Ethier, Ms. Lekakis, Mr. Clay and Ms. Willingham

**WHEREAS**, The Albany County Legislature has operated a Legislative Grants program providing an opportunity to provide the community at large with funding sources for the public benefit, and

**WHEREAS**, Community groups or individuals were able to submit applications detailing the positive impact and benefits they would be able to provide if allocated funding by the Legislature, and

**WHEREAS**, Resolution No. 232 for 2018 required, among other things, that a “Policy establishing eligibility requirements” be adopted by the body prior to the 2020 Legislative Grant Program, and

**WHEREAS**, The COVID-19 pandemic caused the Legislature to suspend the program for the year 2020, and

**WHEREAS**, Resolution No. 232 for 2018 also required equal distribution of the funding source among the thirty-nine legislative districts, and

**WHEREAS**, The COVID-19 pandemic has demonstrated that there is disproportionate impact in historically economically disadvantaged communities which, in turn, has made programs like the Albany County Legislative Grant Program all the more necessary, and

**WHEREAS**, In order to properly effect the goals of the Legislative Grant Program, the monies therefrom must flow to the entities within the County based on a system of merit and necessity, with consideration of the economic disadvantages faced by some communities within the County, now, therefore be it

**RESOLVED**, that in accordance with Resolution No. 232 for 2018, the following eligibility requirements are put in place for the Legislative Grant Program

1. Funding shall only be provided in accordance with Article VIII, § 1, of the New York State Constitution.
2. Funding shall be distributed in a manner which provides the greatest impact on all parts of the County.
3. Any grants authorized should target economically disadvantaged communities or groups.

4. Any grants authorized shall be to organizations, individuals or groups with a presence in Albany County.
5. Consideration shall be given to whether matching funding is available to the recipient from other sources.
6. Funding awards shall not exceed \$3,500 per legislative district unless multiple Legislators support the applicant.
7. Awards shall only be made to applicants submitting completed applications which are unanimously approved by the Leaders of the Legislature: The Chairperson of the Legislature, the Majority Leader, the Minority Leader and the Chairperson of the Legislative Black Caucus.
8. Applicants shall provide a list of Federal, State, County or other municipally sourced funding for the previous five (5) years.
9. The Clerk of the Legislature shall provide the application to all members of the Legislature and it shall be posted on the website of the Legislature.
10. Applicants shall provide a date of establishment, a brief history and mission statement.
11. Applicants shall provide a detailed description and budget for the project/program.
12. Applicants shall provide performance indicators to quantify the success of their project/program.
13. Applicants shall provide the following financial information
  - a. Most recent year-end financial statements and tax returns
  - b. List of Board of Directors and affiliations, if applicable
  - c. Budget for fiscal year for which the grant will be used and the following year, if available.
14. No grant funding shall be used to compensate, in whole or in part, staff members of the applicant.

And be it, further

**RESOLVED**, That these requirements shall continue in effect until amended or otherwise modified by a vote of a majority of the membership of this 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. 131

### ESTABLISHING A LIVING WAGE FOR EMPLOYEES OF THE COUNTY OF ALBANY AND AMENDING THE 2021 ALBANY COUNTY BUDGET

Introduced: 4/12/21

By Lekakis, Willingham, Cunningham, McLean Lane, McLaughlin, Plotsky, A. Joyce:

**WHEREAS**, The Albany County Legislature takes pride in its workforce and has a long and demonstrated history of supporting higher than minimum wages for its employees, and

**WHEREAS**, In 2018, this Honorable Body endeavored in studying the effect of raising the hourly wages of employees to \$15 per hour, to establish a living wage, and

**WHEREAS**, There has been a fight for economic justice which continues throughout the nation, and

**WHEREAS**, With the influence of the COVID-19 pandemic, the economy has been severely affected and economic recovery strategies should be implemented whenever possible, and

**WHEREAS**, Low wages, compounded by the growing wealth gap, contribute to a cycle of debt and poverty for women and minorities, and

**WHEREAS**, While increasing wages cannot alone close the wealth gap, it would increase the income of many County employees, especially minorities and women who have been disenfranchised from fair and equal wages since the beginning of time, and

**WHEREAS**, The Albany County Legislature has determined that the NY State minimum wage of \$12.50 per hour is insufficient to support a minimal and basic standard of living in Albany County, and that an adequate wage to support such a standard of living is \$15 per hour, and

**WHEREAS**, The Albany County Legislature does not have the legal authority to legislate a different minimum wage than the state minimum wage, but nevertheless it is the desire of this Honorable Body to take action within its power to provide a fair living wage to its employees, now, therefore be it

**RESOLVED**, By the Albany County Legislature, that a living wage of \$15 per hour shall apply to all non-elected employees of the County of Albany, and be it further

**RESOLVED**, By the Albany County Legislature that the 2021 Albany County Budget is hereby amended as follows:

Decrease Appropriation Account A 1990 by \$70,072 by decreasing Line Item A 1990 44999 Misc Contractual Expenses by \$70,072

Increase Line Item A 9901 99901 TRANSFER OTHER FUNDS by \$51,723

Increase Line Item NH 6020 05033 INTERFUND TRANSFERS by \$51,723

Increase Line Item NH 6020 15293 6400513 ACTIVITIES ASSISTANT by \$2,438

Increase Line Item A 1185 160005 CLERK I PT 20 by \$838

Increase Line Item A 1185 89030 SOCIAL SECURITY by \$64

Increase Line Item A 6772 5000020 COMMUNITY SERVICE ENROLL by \$866

Increase Line Item A 6772 89030 SOCIAL SECURITY by \$66

Increase Line Item NH 6020 640948 ENV SERVICE AIDE by \$2,438

Increase Line Item NH 6020 640920 ENV SERVICE AIDE by \$2,438

Increase Line Item NH 6020 640947 ENV SERVICE AIDE by \$2,438

Increase Line Item NH 6020 640946 ENV SERVICE AIDE by \$2,438

Increase Line Item NH 6020 640944 ENV SERVICE AIDE by \$2,438

Increase Line Item NH 6020 640940 ENV SERVICE AIDE by \$2,438

Increase Line Item NH 6020 640933 ENV SERVICE AIDE by \$2,438

Increase Line Item NH 6020 640941 ENV SERVICE AIDE by \$2,438

Increase Line Item NH 6020 640938 ENV SERVICE AIDE by \$2,438

Increase Line Item NH 6020 640935 ENV SERVICE AIDE by \$2,438



Increase Line Item NH 6020 640942 ENV SERVICE AIDE by \$2,438

Increase Line Item NH 6020 641013 ENV SERVICE PER DIEM by \$575

Increase Line Item NH 6020 640662 FOOD SERVICE HELPER by \$1,136

Increase Line Item NH 6020 640630 FOOD SERVICE HELPER by \$2,438

Increase Line Item NH 6020 640613 FOOD SERVICE HELPER by \$2,445

Increase Line Item NH 6020 640629 FOOD SERVICE HELPER by \$2,445

Increase Line Item NH 6020 640624 FOOD SERVICE HELPER by \$2,438

Increase Line Item NH 6020 640639 FOOD SERVICE HELPER by \$2,438

Increase Line Item NH 6020 640628 FOOD SERVICE HELPER by \$2,438

Increase Line Item NH 6020 640632 FOOD SERVICE HELPER by \$2,438

Increase Line Item NH 6020 89030 SOCIAL SECURITY by \$3,676

Increase Line Item A 1411 240014 MICROFILM AIDE 35 by \$171

Increase Line Item A 1411 89030 SOCIAL SECURITY by \$13

Increase Line Item A 1410 239999 TEMP COUNTY CLERK by \$298

Increase Line Item A 1410 89030 SOCIAL SECURITY by \$23

Increase Line Item A 3110 379996 TEMP COURT ATTENDANTS by \$6,405

Increase Line Item A 3110 89030 SOCIAL SECURITY by \$490

Increase Line Item A 3189 660004 TEMP HELP STOP DWI by \$290

Increase Line Item A 3189 89030 SOCIAL SECURITY by \$22

Increase Line Item A 4010 409999 TEMP HEALTH by \$179

Increase Line Item A 4010 89030 SOCIAL SECURITY by \$14

Increase Line Item A 7410 529998 TEMP HELP by \$7,854

Increase Line Item A 7410 89030 SOCIAL SECURITY by \$601

Increase Line Item A 4610 459999 TEMP RAPE CRISIS by \$144

Increase Line Item A 4610 89030 SOCIAL SECURITY by \$11  
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.

## **LOCAL LAW NO. “I” FOR 2020**

### **A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK TO PROHIBIT SMOKING IN COMMON AREAS OF MULTIPLE UNIT DWELLINGS**

Introduced: 10/13/20

By Mr. Efekoro, Mss. Cunningham, Plotsky, Messrs. Peter and Burgdorf:

#### **Section 1: TITLE**

This Local Law shall be known as the “Albany County Smoke-Free Common Areas Law.”

#### **Section 2: STATUTORY AUTHORIZATION**

This Local Law is hereby adopted pursuant to the provisions of the New York Municipal Home Rule Law § 10(1)(ii)(a)(12).

#### **Section 3: FINDINGS; PURPOSE**

This Legislature finds that, each year, 41,000 people die prematurely from exposure to second hand smoke. According to the U.S. Surgeon General, there is no safe level of secondhand smoke exposure. E-cigarette aerosol (often called vapor) can also contain harmful and potentially harmful substances including nicotine, ultrafine particles, flavoring chemicals, volatile organic compounds, and heavy metals. For tenants and owners of multiple unit dwellings, such as apartments and condominiums, tobacco smoke and vapor from a neighboring unit that infiltrates their homes results in daily exposure to many hazardous chemicals due to secondhand smoke and vapor which travels through lighting fixtures, cracks in walls, shared heating and ventilation, around plumbing, and under doors.

Therefore, it is the purpose of this Local Law to protect the public health and welfare of the residents of Albany County by prohibiting smoking and “vaping” in common areas in multiple unit dwellings.

#### **Section 4: DEFINITIONS**

As used in this Local Law, the following terms shall have the meanings indicated:

**INDOOR COMMON AREA** – Every interior enclosed or unenclosed area of a multiple unit dwelling that residents of more than one unit are entitled to enter or use, including but not limited to halls, lobbies, interior courtyards, elevators, stairs, community rooms, clubhouses, gym facilities, restrooms, laundry rooms, cooking areas, eating areas, and meeting rooms.

**MULTIPLE UNIT DWELLING** – Any dwelling which is rented, leased, or subleased out to be occupied as the temporary or permanent residence or home of three or more families or groups of tenants living independently of each other in separate dwelling units.

**DWELLING UNIT** – Any room or group of rooms located within a dwelling which forms a single habitable unit with facilities which are used or intended to be used for living or sleeping by human occupants.

**SMOKING** – The combustion of any cigar, cigarette, tobacco, marijuana, or any similar article or any other combustible substance in any manner or in any form.

**VAPING** – The release of tobacco, nicotine, marijuana, or e-cigarette aerosol or vapor in any manner or in any form via e-cigarette, Juul, or other similar device.

### **Section 5: PROHIBITION**

Smoking and vaping are prohibited in indoor common areas of multiple unit dwellings, and within 5 feet of any outdoor ventilation intake.

### **Section 6: PENALTIES FOR VIOLATIONS**

Any tenant or invitee of a tenant of a multiple unit dwelling who violates the provisions of Section 5 of this Local Law shall be subject to the imposition of a civil penalty by the Commissioner of Health of not more than \$250 for a first violation, \$350 for a second violation, and \$500 for each violation thereafter.

Any property owner, property manager and/or other person having control of a multiple unit dwelling who violates any provision of Section 7 of this Local Law shall be subject to the imposition of a civil penalty by the Commissioner of Health of not more than \$250 for a first violation, \$350 for a second violation, and \$500 for each violation thereafter. Proof of compliance with the provisions of Section 7 of this Local Law shall serve as an absolute defense to a charge pursuant to this Local Law.

### **Section 7: ENFORCEMENT AND ADMINISTRATION**

Property owners, property managers and/or other persons having control of a multiple unit dwelling shall include in their written lease agreements dated after the effective date of this law that smoking and vaping are prohibited in all indoor common areas of the building(s). In instances where a written lease is not used, property owners, property managers and/or other persons having control of a multiple unit dwelling must advise in writing such tenants that smoking and vaping are prohibited in all indoor common areas of the building(s).

Property owners, property managers and/or other persons having control of a multiple unit dwelling shall post conspicuous signage at major entrances to the

building(s) and in indoor common areas, stating that smoking and vaping are prohibited in all indoor common areas of the multiple unit dwelling.

Violations of this Local Law by a tenant or invitee of a tenant shall constitute just cause to bring an eviction proceeding against the tenant, to the extent allowable by state and local law.

### **Section 8: SEQRA COMPLIANCE**

This County Legislature determines that this local law constitutes a “Type II action” pursuant to the provisions of the State Environmental Quality Review Act (SEQRA), and that no further action under SEQRA is required.

### **Section 9: SEVERABILITY**

If any provision of this Local Law or its application shall be adjudged by a court of competent jurisdiction to be invalid or unconstitutional, the remaining provisions of this Local Law shall remain in full force and effect.

### **Section 10: EFFECTIVE DATE**

This Local Law shall take effect upon filing with the Secretary of State.

*Referred to Law and Health Committees – 10/13/20*

*Favorable Recommendation Law Committee – 3/24/21*

*Favorable Recommendation Health Committee – 3/25/21*

**LOCAL LAW NO. "A" FOR 2021**

**A LOCAL LAW RELATING TO THE PROCEDURES FOR THE ESTABLISHMENT, OPERATION, MODIFICATION, AND DISESTABLISHMENT OF TOURISM IMPROVEMENT DISTRICTS IN ALBANY COUNTY**

Introduced: 2/8/21

By Mr. Efekoro, Mss. Cunningham and Plotsky:

WHEREAS, it is in the public interest to promote the economic improvement of Businesses within the County in order to create jobs, attract new Businesses, increase local revenue and promote tourism; and

WHEREAS, it is of particular local benefit to allow Businesses to fund business related services through the levy of Assessments upon the Businesses that receive benefits from those services; and

WHEREAS, Assessments levied for the purpose of conferring benefits upon the tourism Businesses in a Tourism Improvement District shall be related to the costs of providing the services within the Tourism Improvement District and shall not be taxes for the general benefit of the County; and

WHEREAS, it is the desire of the Albany County Legislature to create a mechanism to allow certain Businesses to initiate the formation of Tourism Improvement Districts for the purpose of providing enhanced services for the benefit of those Businesses within the Tourism Improvement District; and

WHEREAS, the Albany County Legislature determines that the establishment, operation, modification, and disestablishment of Tourism Improvement Districts within the County of Albany is a matter of local concern.

**BE IT ENACTED BY THE COUNTY LEGISLATURE OF ALBANY COUNTY AS FOLLOWS:**

Section 1. Purpose.

The purpose of this law is to establish the procedure for the establishment, operation, modification, and disestablishment of Tourism Improvement Districts within the County, and to ensure that Tourism Improvement District assessments conform to all constitutional requirements and are determined and levied in accordance with the procedure set forth in this law.

Section 2. Severability.

This law is intended to be construed liberally and, if any clause, paragraph, subdivision, section, or part of this law or the application thereof to any person or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder hereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

### Section 3. Definitions.

“Assessment” - means a levy for the purpose of providing Activities and Improvements that will provide benefits to Businesses located within a Tourism Improvement District that are subject to the Tourism Improvement District Assessment. Assessments may be based on a percent of gross business revenue, a fixed dollar amount per transaction, or any other reasonable method approved by the County Legislature.

“Business” - means the type or category of business that is described in the Tourism Improvement District plan and the resolution creating a Tourism Improvement District.

“Business Owner” - means any person recognized by the County as the owner of the Business. The County has no obligation to obtain other information as to the ownership of businesses, and its determination of ownership shall be final and conclusive for the purposes of this law. Wherever this law requires the signature of the Business Owner, the signature of the authorized representative of the Business Owner shall be sufficient.

“Clerk” - means the County Clerk.

“County” - means the County of Albany.

“County Legislature” - means the governing body of the County.

“Local Improvement” - means, but is not limited to, all of the following that benefit Businesses in the Tourism Improvement District:

- (a) Promotion of Business activity, including but not limited to tourism, of Businesses subject to the Assessment within the Tourism Improvement District.

- (b) Other services provided for the purpose of conferring benefits upon Businesses located in the Tourism Improvement District that are subject to the Tourism Improvement District Assessment including, but not limited to, transportation services.
- (c) The acquisition, construction, installation, or maintenance of any tangible property.

“Owners’ Association” - means a private nonprofit entity that is under contract with the County to administer the Tourism Improvement District and implement Activities and Improvements specified in the Tourism Improvement District Plan. An Owners’ Association shall have full discretion to select the specific Activities and Improvements to be funded with Tourism Improvement District Assessment revenue, within the authorized parameters of the Tourism Improvement District Plan. An Owners’ Association may be an existing nonprofit entity or a newly formed nonprofit entity. An Owners’ Association is a private entity and may not be considered a public entity for any purpose, nor may its board members or staff be considered to be public officials for any purpose.

“Tourism Improvement District” - means a Tourism Improvement District established pursuant to this law.

“Tourism Improvement District Plan” - means a proposal as defined in Section 5.

#### Section 4. Establishment of Tourism Improvement District.

A Tourism Improvement District may be established as provided in this law.

#### Section 5. Contents of Tourism Improvement District Plan.

The Tourism Improvement District Plan shall include, but is not limited to, all of the following:

- (a) A map that identifies the Tourism Improvement District boundaries in sufficient detail to allow a Business Owner to reasonably determine whether a Business is located within the Tourism Improvement District boundaries. The boundaries of a Tourism Improvement District may overlap with other Tourism Improvement Districts established pursuant to this law.
- (b) The name of the proposed Tourism Improvement District.
- (c) The Activities and Improvements proposed for each year of operation of the Tourism Improvement District and the estimated cost thereof. If the Activities and Improvements proposed for each year of operation are the



same, a description of the first year's proposed Activities and Improvements and a statement that the same Activities and Improvements are proposed for subsequent years shall satisfy the requirements of this subsection.

- (d) The estimated annual amount proposed to be expended for Activities and Improvements in each year of operation of the Tourism Improvement District. This amount may be estimated based upon the Assessment rate. If the estimated annual amount proposed to be expended in each year of operation of the Tourism Improvement District is not significantly different, the amount proposed to be expended in the initial year and a statement that a similar amount applies to subsequent years shall satisfy the requirements of this subsection.
- (e) The proposed source or sources of financing, including the proposed method and basis of levying the Assessment in sufficient detail to allow each Business Owner to calculate the amount of the Assessment to be levied against his or her Business. The Tourism Improvement District Plan may set forth specific increases in assessments for each year of operation of the Tourism Improvement District.
- (f) The time and manner of collecting the Assessments and any interest and/or penalties for non-payment.
- (g) The specific number of years in which Assessments will be levied. In a new Tourism Improvement District, the maximum number of years shall be ten (10). In a renewed Tourism Improvement District, the maximum number of years shall be ten (10).
- (h) Any proposed rules and regulations to be applicable to the Tourism Improvement District.
- (i) A definition describing the type or category of Businesses to be included in the Tourism Improvement District and subject to the Tourism Improvement District Assessment.
- (j) Any other item or matter required to be incorporated therein by the County Legislature.

#### Section 6. Initiation of Proceedings; Petition of Business Owners in Proposed Tourism Improvement District

- (a) Petitions, with a signature of assessed Business Owners or their duly authorized representatives, shall be returned to the County Legislature.

- (b) The County Legislature may initiate proceedings to form a Tourism Improvement District by the adoption of a resolution expressing its intention to form a Tourism Improvement District, if it determines that:
- i) Assessed Businesses representing over fifty percent (50%) of the sleeping rooms in the proposed Tourism Improvement District, which also represent over fifty percent (50%) of all assessed Businesses by number within the proposed Tourism Improvement District, have submitted petitions in favor of the formation of the Tourism Improvement District; or
  - ii) Assessed Businesses who will pay more than fifty percent (50%) of the Assessments proposed to be levied, which also represent over fifty percent (50%) of all assessed Businesses by number within the proposed Tourism Improvement District, have submitted petitions in favor of the formation of the Tourism Improvement District.
- (c) The petition of Business Owners required under subsection (a) shall include a summary of the Tourism Improvement District Plan. That summary shall include all of the following:
- i) A map showing the boundaries of the Tourism Improvement District.
  - ii) The types or categories of Businesses that will be subject to the Assessment.
  - iii) The Assessment rate for each type or category of Business that will be subject to the Assessment.
  - iv) Information specifying where the complete Tourism Improvement District Plan can be obtained.
  - v) Information specifying that the complete Tourism Improvement District Plan shall be furnished upon request.
- (d) The resolution of intention described in subsection (a) shall contain all of the following:
- i) A brief description of the proposed Activities and Improvements, the amount of the proposed Assessment, a statement describing the Businesses within the proposed Tourism Improvement District that will be subject to the Assessment, and a description of the exterior boundaries of the proposed Tourism Improvement District, which may be made by reference to any plan or map that is on file with the Clerk. The descriptions and statements do not need to be detailed and shall be sufficient if they enable a Business Owner to generally identify the nature and extent of the Activities and Improvements, and the location and extent of the proposed Tourism Improvement District.

- ii) A time and place for a public hearing on the establishment of the Tourism Improvement District and the levy of Assessments, which shall be consistent with the requirements of Section 7.

Section 7. Procedure to Establish or Renew a Tourism Improvement District and Levy Assessment.

- (a) If the County Legislature has adopted a resolution of intention to establish or renew a Tourism Improvement District and levy a new or increased Tourism Improvement District Assessment, it shall hold a public hearing on the establishment or renewal of the Tourism Improvement District prior to adoption of the resolution establishing or renewing the Tourism Improvement District and levying the Assessment. Notice of the public hearing shall be mailed to the owners of the Businesses proposed to be subject to the Assessment.
- (b) The County Legislature shall provide at least thirty (30) days' written notice of the public hearing at which the County Legislature proposes to establish or renew the Tourism Improvement District and levy the Assessment.
- (c) A protest may be made by any Business Owner that will be subject to the proposed Assessment. Every protest must be in writing and shall be filed with the Clerk at or before the time fixed for the public hearing. The County Legislature may waive any irregularity in the form or content of any written protest. A written protest may be withdrawn in writing at any time before the conclusion of the public hearing. Each written protest shall contain a description of the Business in which the person subscribing the protest is interested sufficient to identify the Business and, if a person subscribing is not shown on the official records of the County as the owner of the Business, the protest shall contain or be accompanied by written evidence that the person subscribing is the owner of the Business or the authorized representative. A written protest that does not comply with this section shall not be counted in determining a majority protest. If written protests are received from Business Owners representing more than fifty percent (50%) of the same basis used to determine the petition in Section 6 (a) and protests are not withdrawn so as to reduce the protests to less than fifty percent (50%), no further proceedings to levy the proposed Assessment against such Businesses, as contained in the resolution of intention, shall be taken for a period of one year from the date of the finding of a majority protest by the County Legislature.

Section 8. Changes to Proposed Tourism Improvement District Plan

At the conclusion of the public hearing to establish or renew the Tourism Improvement District, the County Legislature may adopt, revise, change, reduce, or modify the proposed Assessments, the boundaries of the Tourism Improvement District, or the types or categories of Businesses within the Tourism Improvement District subject to the Assessment. Proposed Assessments may only be revised by reducing any or all of them. The proposed Tourism Improvement District boundary may only be revised to exclude territory that will not benefit from the proposed Activities and Improvements. The types or categories of Businesses that will be subject to the proposed Assessment may only be revised to exclude the Business types or categories that will not benefit from the proposed Activities and Improvements. Any modifications, revisions, reductions, or changes to the proposed Tourism Improvement District Plan shall be reflected in the Tourism Improvement District Plan prior to the County Legislature' adoption of the resolution creating or renewing the Tourism Improvement District.

#### Section 9. Resolution Establishing or Renewing a Tourism Improvement District

- (a) If the County Legislature, following the public hearing, decides to establish or renew a proposed Tourism Improvement District, the County Legislature shall adopt a resolution of formation or renewal that shall include, but is not limited to, all of the following:
  - i) A brief description of the proposed Activities and Improvements, the amount of the proposed Assessment, a statement as to the types or categories of Businesses that will be subject to the Assessment, and a description of the exterior boundaries of the Tourism Improvement District, which may be made by reference to any plan or map that is on file with the County Clerk. The descriptions and statements need not be detailed and shall be sufficient if they enable an owner to generally identify the nature and extent of the Activities and Improvements and the location and extent of the Tourism Improvement District.
  - ii) The number, date of adoption, and title of the resolution of intention.
  - iii) The time and place where the public hearing was held concerning the establishment or renewal of the Tourism Improvement District.
  - iv) A determination regarding any protests received. The County Legislature shall not establish or renew the Tourism Improvement District or levy Assessments if a majority protest was received.
  - v) A statement that the Businesses in the Tourism Improvement District established by the resolution shall be subject to any amendments to this law.
  - vi) A statement that the Activities and Improvements to be conferred on Businesses in the Tourism Improvement District will be funded by the levy of Assessments. The revenue from the levy of Assessments within a Tourism Improvement District shall not be used to for any purpose

other than the purposes specified in the Tourism Improvement District Plan, as modified by the County Legislature at the hearing concerning establishment or renewal of the Tourism Improvement District.

vii) A finding that the Businesses within the Tourism Improvement District will be benefited by the Activities and Improvements funded by the Tourism Improvement District Assessments.

(b) The adoption of the resolution of formation or renewal shall constitute the levy of Assessments in each of the fiscal years referred to in the Tourism Improvement District Plan.

Section 10. Expiration of Tourism Improvement District; Creation of new Tourism Improvement District Plan; Renewal of Tourism Improvement District.

If a Tourism Improvement District expires due to the time limit set pursuant to subsection (g) of Section 5, a new Tourism Improvement District Plan may be created and the Tourism Improvement District may be renewed pursuant to this law.

Section 11. Time and Manner of Collection of Assessments; Delinquent Payments.

The collection of the Assessments levied pursuant to this law shall be made at the time and in the manner set forth by the County Legislature in the resolution establishing or renewing the Tourism Improvement District and levying the Assessments. All delinquent payments for Assessments levied pursuant to this part may be charged interest and penalties.

Section 12. Time for Contesting Validity of Assessment.

The validity of an Assessment levied under this law shall not be contested in any action or proceeding unless the action or proceeding is commenced within thirty (30) days after the resolution establishing or renewing a Tourism Improvement District and levying the Assessment is adopted pursuant to Section 9. Any appeal from a final judgment in an action or proceeding shall be perfected within thirty (30) days after the entry of judgment.

Section 13. Certification to Establish Levels of County Services and Funding.

Prior to the establishment of a Tourism Improvement District, the County Legislature may certify the levels of County services and funding that will continue after a Tourism Improvement District has been formed.

Section 14. Request to Modify Tourism Improvement District Plan.

The owners' association may, at any time, request that the County Legislature modify the tourism improvement district plan. Any modification of the tourism improvement district plan shall be made pursuant to this law. The tourism improvement district plan shall not be modified, except by the request of the Owners' Association and only in the manner requested by the Owners' Association.

Section 15. Modification of Tourism Improvement District Plan by Resolution after Public Hearing; Adoption of Resolution of Intention.

- (a) Upon the written request of the Owners' Association, the County Legislature may modify the Tourism Improvement District Plan after conducting one (1) public hearing on the proposed modifications. The County Legislature may modify the Activities and Improvements to be funded with the revenue derived from the levy of the Assessments by adopting a resolution determining to make the modifications after holding a public hearing on the proposed modifications. If the modification includes the levy of new or increased Assessments, the County Legislature shall comply with Section 7. Notice of all other public hearings pursuant to this section shall comply with both of the following:
  - i) The resolution of intention shall be published in a newspaper of general circulation in the County once at least seven (7) days before the public hearing.
  - ii) A complete copy of the resolution of intention shall be mailed by first class mail, at least ten (10) days before the public hearing, to each Business Owner affected by the proposed modification.
- (b) The County Legislature shall adopt a resolution of intention which states the proposed modification prior to the public hearing required by this section. The public hearing shall be held not more than ninety (90) days after the adoption of the resolution of intention.

Section 16. Report by Owners' Association; Approval or Modification by County Legislature.

- (a) The Owners' Association shall cause to be prepared a report for each fiscal year, except the first year, for which Assessments are to be levied and collected to pay the costs of the Activities described in the report. The Owners' Association's first report shall be due ninety (90) days after the first year of operation of the Tourism Improvement District.
- (b) The report shall be filed with the Clerk and shall refer to the Tourism Improvement District by name, specify the fiscal year to which the report

applies, and, with respect to that fiscal year, shall contain all of the following information:

- i) The Activities and Improvements to be provided for that fiscal year.
  - ii) An estimate of the cost of providing the Activities and Improvements for that fiscal year.
  - iii) The method and basis of levying the Assessments in sufficient detail to allow each Business Owner to estimate the amount of the assessment to be levied against his or her Business for that fiscal year.
  - iv) The estimated amount of any surplus or deficit revenues to be carried over from a previous fiscal year.
- (c) The County's Department of Audit and Control shall, upon requests the Owners Association for a copy of all reports and documents provided under this Section.

#### Section 17. Designation of Owners' Association to Provide Activities and Improvements

The Tourism Improvement District Plan may, but is not required to, state that an Owners' Association will provide the Activities and Improvements described in the Tourism Improvement District Plan. If the Tourism Improvement District Plan designates an Owners' Association, the County Legislature shall contract with the designated nonprofit corporation to provide Activities and Improvements in the Tourism Improvement District.

#### Section 18. Renewal of Tourism Improvement District; Transfer or Refund of Remaining Revenues

- (a) Any Tourism Improvement District previously established whose term has expired, or will expire, may be renewed by following the procedures for establishment as provided in this law.
- (b) Upon renewal, any remaining revenues derived from the levy of Assessments, or any revenues derived from the sale of assets acquired with the revenues, shall be transferred to the renewed Tourism Improvement District.
- (c) There is no requirement that the boundaries, Assessments, Activities, or Improvements of a renewed Tourism Improvement District be the same as the original or prior Tourism Improvement District.

#### Section 19. Circumstances Permitting Disestablishment of Tourism Improvement District; Procedure.

- (a) Any Tourism Improvement District established or extended pursuant to the provisions of this law, where there is no indebtedness, outstanding and unpaid, incurred to accomplish any of the purposes of the Tourism Improvement District, may be disestablished by resolution by the County Legislature in either of the following circumstances:
- i) If the County Legislature finds there has been misappropriation of funds, malfeasance, or a violation of law in connection with the management of the Tourism Improvement District, it shall notice a hearing on disestablishment.
  - ii) During the operation of the Tourism Improvement District, there shall be a thirty (30) day period in which Businesses subject to the Assessment may request disestablishment of the Tourism Improvement District. The first such period shall begin two (2) years after the date of establishment of the Tourism Improvement District and shall continue for thirty (30) days. Each successive year of operation of the Tourism Improvement District shall have such a thirty (30) day period. Upon the written petition of Business Owners representing more than fifty percent (50%) of the same bases used to determine the petition in Section 6 (a), the County Legislature shall pass a resolution of intention to disestablish the Tourism Improvement District. The County Legislature shall notice a hearing on disestablishment.
- (b) The County Legislature shall adopt a resolution of intention to disestablish the Tourism Improvement District prior to the public hearing required by this section. The resolution shall state the reason for the disestablishment, shall state the time and place of the public hearing, and shall contain a proposal to dispose of any assets acquired with the revenues of the Assessments levied within the Tourism Improvement District. The notice of the hearing on disestablishment required by this section shall be given by mail to the owner of each Business subject to Assessments in the Tourism Improvement District. The County Legislature shall conduct the public hearing not less than thirty (30) days after mailing the notice to the Business Owners. The public hearing shall be held not more than sixty (60) days after the adoption of the resolution of intention. At the conclusion of the public hearing, the County Legislature shall adopt a resolution disestablishing the Tourism Improvement District.

Section 20. Refund of Remaining Revenues upon Disestablishment or Expiration without renewal of Tourism Improvement District; Calculation of Refund; Use of Outstanding Revenue Collected after Disestablishment of Tourism Improvement District.



Upon the disestablishment or expiration without renewal of a Tourism Improvement District, any remaining revenues, after all outstanding debts are paid, derived from the levy of Assessments, or derived from the sale of assets acquired with the revenues, shall be spent in accordance with the Tourism Improvement District Plan or shall be refunded to the owners of the Businesses then located and operating within the Tourism Improvement District in which Assessments were levied by applying the same method and basis that was used to calculate the Assessments levied in the fiscal year in which the Tourism Improvement District is disestablished or expires.

Section 21. SEQRA Compliance.

This County Legislature determines that this local law constitutes a “Type II action” pursuant to the provisions of the State Environmental Quality Review Act (SEQRA), and that no further action under SEQRA is required.

Section 22. Effective Date.

This local law shall take effect immediately.

*Referred to Law and Economic Development Committees – 2/8/21*

*Favorable Recommendation Law Committee – 3/24/21*

*No Recommendation Economic Development Committee – 3/24/21*

## LOCAL LAW NO. "B" FOR 2021

### A LOCAL LAW OF THE COUNTY OF ALBANY PROVIDING FOR REDUCTION OF THE REDEMPTION PERIOD TO ONE YEAR FOR RESIDENTIAL PROPERTY LOCATED WITHIN A LOCAL MUNICIPALITY WHICH HAS BEEN DETERMINED BY IT PURSUANT TO NEW YORK STATE REAL PROPERTY TAX LAW SECTION 1111-a (SUBD. 2 (B)) TO BE VACANT AND ABANDONED

Introduced: 2/8/21

By Mr. Peter, Ms. McLaughlin, Messrs. A. Joyce, Feeney, Beston, Ms. Chapman, Messrs. Clay, Cleary, Commisso, Ms. Cunningham, Messrs. Domalewicz, Efekoro, Ethier, R. Joyce, Kuhn, Ms. Lekakis, Mr. Mayo, Mss. McLean Lane, Plotsky, Messrs. Reidy, Reinhardt, Ricard, Ward, Mss. Whalen and Willingham:

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

#### Section 1. Legislative Intent and purpose.

A. Section 11 Il-a of the Real Property Tax Law provides that, except in cities with a population of one million or more, the enforcing officer of a local municipality or his or her agent may determine that residential real property located therein may be subject to a redemption period of one year, only if the enforcing officer or his or her agent makes an affidavit to that effect and the property has been placed on a local municipal roll, or registry or list of vacant and abandoned property maintained by the taxing municipality

B. Section 1122 (subd. 2 (b)) of the Real Property Tax Law provides that a Tax District may have a separate roll registry or list for residential property identified by a local municipality pursuant to Section 1 Ill-a of the Real Property Tax Law as being vacant and abandoned.

C. Section 1110 (subd. 2) of the Real Property Tax Law provides that a Tax District may reduce the redemption period for residential vacant and abandoned property located within a local municipality to one year provided the property has been placed on a vacant and abandoned roll, or registry or list prior to the date on which real property taxes became delinquent in the local municipality pursuant to Section 1111-a of the Real Property Tax Law.

D. The purpose of this Local Law is to:

(1) authorize implementation by the County of Albany Tax District of the provisions of Sections 1110 (subd. 2) and 1122 (subd. (2)) of the Real Property Tax Law with respect to residential vacant and abandoned property located within local

municipalities in the County of Albany Tax District that have authorized implementation by said local municipality of Section 1111-a of the Real Property Tax Law; and

(2) require that those local municipalities located within the Tax District which have as authorized by Section 11 Il-a of the Real Property Tax Law therein at the time of the submission to the Albany County Tax District of said municipality's roll of properties determined by its enforcing officer to be vacant and abandoned, as a prerequisite to the acceptance of said roll by the County of Albany Tax District, shall therewith include an Affidavit of said enforcing officer:

(a) attesting that said local municipality as authorized by Section 11 Il-a of the Real Property Tax Law has duly authorized implementation of said Section 11 Il-a

within said local municipality at the time of its submission to the County of Albany Tax District of its separate roll for properties determined by it to be vacant and abandoned;

(b) attesting that said roll of vacant and abandoned real property submitted by it to the County of Albany Tax District has been created by said local municipality in conformity with the requirements of Section 11 Il-a of the Real Property Tax Law; and

(c) attesting that the time limitation on making an application to the Supreme Court for CPLR Article 78 review pursuant to Section 11 Il-a (subd. 5) of the Real Property Tax Law as to the properties listed on the separate roll for properties determined by said municipality to be vacant and abandoned submitted to the County of Albany Tax District has expired and that there is no such review application is pending as to any of the properties therein listed.

## SECTION 2. Severability

If any Section, subsection, paragraph, phrase or sentence of this Local Law is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, that portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

## SECTION 3. Effective Date

This Local Law is adopted subject to permissive referendum pursuant to Section 24 of the New York State Municipal Home Rule Law.

*Referred to Law and Audit and Finance Committees – 2/8/21*

*Favorable Recommendation Law Committee – 3/24/21*

*Favorable Recommendation Audit and Finance Committee – 3/25/21*

## LOCAL LAW NO. "C" FOR 2021

### A LOCAL LAW ESTABLISHING A DEMONSTRATION PROGRAM IMPOSING OWNER LIABILITY FOR FAILURE OF AN OPERATOR TO STOP FOR A SCHOOL BUS DISPLAYING A RED VISUAL SIGNAL AND STOP-ARM

Introduced: 2/8/21

By Messrs. Miller, Efekoro, Ms. Lekakis, Messrs. A. Joyce, Feeney, Burgdorf, Drake, Grimm, Langdon, Lockart, Mauriello, Perlee, Tunny, Ms. Whalen, Messrs. Mayo, Reinhardt, Mss. Plotsky, Cunningham, Messrs. Kuhn, Peter, Ricard:

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

#### **Section 1. Legislative Intent**

In April 2019, the Governor signed legislation (S04524-B/A04950) authorizing local governments to enter into agreements with school districts for the installation and operation of school bus photo violation monitoring systems on school buses owned or operated by such school districts.

The State legislation allows local governments to impose liability on the owners of motor vehicles for the failure of the drivers of such vehicles to comply with the Law prohibiting the overtaking and/or passing of stopped school buses displaying red visual signals.

Multiple jurisdictions across the state and country have enacted similar legislation in response to a growing concern over the number of violations that occur while a school bus stop-arm is deployed; thereby endangering the lives of children.

Technological advancements now allow for the monitoring, capture, transfer and review of school bus stop arm infractions in violation of New York State Vehicle and Traffic Law. This Legislature finds that the use of comprehensive school bus photo violation monitoring systems can play an instrumental role in ensuring child safety and motorist accountability throughout Albany County; therefore

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

#### **Section 2. Definitions**

For purposes of this Local Law, the following terms shall have the following meanings:

- a. "County" shall mean the County of Albany;
- b. "Manual on uniform traffic control devices" or "MUTCD" shall mean the manual and specifications for a uniform system of traffic control devices

maintained by the Commissioner of Transportation pursuant to section 680 of the New York Vehicle and Traffic Law;

- c. "Owner" shall have the meaning provided in article two-b of the New York Vehicle and Traffic Law; and
- d. "School bus photo violation monitoring system" shall mean a device that is capable of operating independently of an enforcement officer which is installed to work in conjunction with a school bus stop arm which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of a vehicle at the time it is used or operation in violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law.

### **Section 3. Program Established**

- a. There is hereby established a demonstration program imposing monetary liability on owners of vehicles for failure of the operators thereof to comply with section 1174 of the New York Vehicle and Traffic Law.
- b. Under such demonstration program the County is empowered to install and operate school bus photo violation monitoring systems which may be stationary or mobile, and which may be installed, pursuant to an agreement with a school district within the County on school buses owned and operated by such school district or privately owned and operated for compensation under contract with such district. Provided however, that:
  - i. No stationary school bus photo violation monitoring system shall be installed or operated by the County except on roadways under jurisdiction of the County.
  - ii. No mobile school bus photo violation monitoring system shall be installed or operated on any such school buses unless the County and such district enter into an agreement for such installation and operation.
- c. The County Executive is hereby authorized to enter into agreements with school districts for the installation, maintenance and use of school bus photo violation monitoring systems, for the proper handling and custody of photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County, subject to the provisions of this Section and §1174 of the New York State Vehicle and Traffic Law. Provided however, that the County shall not enter into an agreement with any city school district wholly contained within a city.

- d. Nothing in this Local Law shall be construed to prevent the County or a school district at any time from withdrawing or terminating any agreement entered into pursuant to this Local Law; provided, however, that the County or the school district shall provide no less than thirty (30) days' notice to other signatories of such agreement before withdrawing or terminating.
- e. The cost to the school district of the installation, maintenance and uses of school bus photo violation monitoring systems pursuant to an agreement authorized by this Local Law shall be borne entirely by the County. On or before September first of each year, the school district shall determine and certify to the County the total cost to the school district for the school year ending the preceding June thirtieth of installing, maintaining and using such systems within the County, for the proper handling and custody of photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other record images and data produced by such systems to the County. On or before the following December first of each year, the County shall pay to the school district such cost so certified to it on or before the preceding September first.
- f. The County shall adopt and enforce measures to protect the privacy of drivers, passengers, pedestrians and cyclists whose identity and identifying information may be captured by a school bus photo violation monitoring device. Such measures shall include:
  - i. The utilization of necessary technologies to ensure, to the extent practicable, that photographs produced by such school bus violation monitoring systems shall not include images that identify the driver, the passengers, or the contents of the vehicle, pedestrians and cyclists;
    - A. However, a Notice of Liability issued pursuant to this Section shall not be dismissed solely because a photograph or photographs allow for the identification of the contents of a vehicle, provide however that the County has made reasonable efforts to comply with the provisions of this paragraph;
  - ii. A prohibition on the use or dissemination of vehicle's license plate information and other information and images captured by school bus photo violation monitoring systems except: (a) as required to establish liability under this section or collect payment of penalties; (b) as required by court order; or (c) as otherwise required by law;

- iii. The installation of signage in conformance with standards established in the MUTCD at each roadway entrance of the jurisdictional boundaries of the County giving notice that school bus photo violation monitoring systems are used to enforce restrictions on vehicles violating section 1174 of the New York State Vehicle and Traffic Law. For purposes of this paragraph the terms “roadway” shall not include state expressway routes or state interstate routes but shall include controlled-access highway exit ramps that enter the boundaries of the County; and
- iv. Oversight procedures to ensure compliance with the aforementioned privacy protection measures.

#### **Section 4. Penalties**

An owner found liable for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law shall be liable pursuant to this Local Law for monetary penalties in accordance with the following fee schedule of fines and penalties:

- a. Two hundred and fifty dollars for a first violation;
- b. Two hundred and seventy five dollars for a second violation committed within eighteen months of the first violation;
- c. Three hundred dollars for a third or subsequent violation, all of which were committed within eighteen months from the first violation, and
- d. An additional penalty of twenty-five dollars for each violation for the failure to respond to a notice of liability within the prescribed time period.

#### **Section 5. Notice of Liability**

- a. A Notice of Liability shall be sent by first class mail to each person alleged to be liable as an owner of a vehicle, for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law. Personal delivery on the owner shall not be required. A manual or automatic record of mailing prepared in the ordinary course of business shall be prima facie evidence of delivery to the owner of the vehicle.
- b. A Notice of Liability shall contain:
  - i. the name and current address of the person alleged to be liable as an owner for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law; and
  - ii. the registration number of the vehicle involved in such violation; and
  - iii. the specific location where such violation took place, including the name of the road/street, the abutting address, the town/city/village, and the county and state; and
  - iv. the date and time of such violation; and

- v. the identification number of the camera which recorded the violation or other document locator number.
- c. A Notice of Liability shall contain information advising the owner of the manner and the time in which he or she may contest the liability alleged in the notice.
- d. Such Notice of Liability shall also contain a warning to advise the owners that failure to contest in the manner and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon.
- e. The Notice of Liability shall be prepared and mailed by the County or local municipality in which the violation occurred, or by an entity authorized by the County or local municipality to prepare and mail said Notice of Liability.

### **Section 6. Owner Liability**

- a. The demonstration program established hereunder shall provide that the owner of a vehicle shall be liable for a penalty imposed pursuant to this Local Law if such vehicle was used or operated with the permission of the owner, express or implied, in violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law, and such violation is evidenced by information obtained from a school bus photo violation monitoring system; provided, however, that no owner of a vehicle shall be liable for a penalty imposed pursuant to this section where the operator of such vehicle has been convicted of the underlying violation of NY Vehicle and Traffic Law §1174(a) pursuant to this Local Law. For purposes of this subsection, there shall be a rebuttable presumption that such vehicle was used and operated with the consent of the owner at the time it as used or operated in violation of NY Vehicle and Traffic Law §1174(a).
- b. If an owner receives a Notice of Liability pursuant to this Local Law for any time period during which the vehicle was reported to the police as having been stolen, it shall be a valid affirmative defense to an allegation of liability for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law that the vehicle had been stolen and reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the affirmative defense provided by this subdivision, it shall be sufficient that a certified copy of the police report on the stolen vehicle be sent by first class mail to the court having jurisdiction.
- c. An owner who is a lessor of a vehicle to which a Notice of Liability was issued pursuant to this Local Law shall not be liable for the violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law, provided that the



entity or person sends to the Court a copy of the rental, lease or other such contract document covering such vehicle on the date of the violation, with the name and address of the lessee clearly legible, within 37 days after receiving notice from the agency of the date and time of such violation, together with the other information contained in the original notice of liability. Failure to send such information within such 37-day time period shall render the owner liable for the penalty prescribed by this Local Law. Where the Lessor complies with the provisions of this paragraph, the Lessee of such vehicle on the date of such violation shall be deemed to be the owner of such vehicle for purposes of this section, shall be subject to liability for the violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law and shall be sent a notice of liability pursuant to section 4 of this Local Law.

- d. A certificate sworn to or affirmed by a technician employed by the County, or a facsimile thereof, based upon inspection of photographs, microphotographs, videotape or other recorded images produced by a school bus photo violation monitoring system, shall be prima facie evidence of the facts contained therein. Any photographs, microphotographs, videotape or other recorded images evidencing such a violation shall be available for inspection in any proceeding to adjudicate the liability for such violation, and shall be preserved for said proceeding.
- e. It shall be a defense to any prosecution for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law that such school bus stop-arms were malfunctioning at the time of the alleged violation, and said photographs, microphotographs, videotape or other recorded images shall be made available to any person or entity issued a Notice of Liability or violation to use for a defense.
- f. For the purpose of informing and educating owners of motor vehicles in this County, during the first thirty-day period in which a school bus violation monitoring system is in operation pursuant to the provisions of this Local Law, all owners of motor vehicles who would otherwise be held liable for failure of operators thereof to comply with subdivision (a) of section 1174 of the New York Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in subdivisions 20 and 21-c of section 375 of such law, shall be issued a written warning in lieu of a notice of liability.

## **Section 7. Adjudication of Liability**

Liability pursuant to the demonstration program established hereunder shall be imposed upon owners by the local municipality wherein such violation occurred.

## **Section 8. Action for Indemnification**

If the owner held liable for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law pursuant to this Local Law was not the operator of the vehicle at the time of the violation, the owner may maintain an action for indemnification against the operator.

## **Section 9. Annual Report**

- a. The County shall submit an annual report on the results of the use of a school bus photo violation monitoring system as required and provided for in NY Vehicle and Traffic Law § 1174-a(m).
- b. The County shall annually provide a copy of the annual report submitted pursuant to this Local Law, to each local law enforcement agency having jurisdiction to enforce violations of the vehicle and traffic law or any ordinance rule or regulation relating to traffic adopted pursuant to such law on roadways within the County.

## **Section 10. SEQRA Determination.**

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 11. Severability**

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

## **Section 12. Effective Date**

This Local Law shall be effective upon filing with the Secretary of State.

*Referred to Law and Mass Transit Committees – 2/8/21*

*Favorable Recommendation Law Committee – 3/24/21*

*Favorable Recommendation Mass Transit Committee – 3/24/21*

## LOCAL LAW NO. "E" FOR 2021

### A LOCAL LAW OF THE COUNTY OF ALBANY PROVIDING FOR SPECIAL DEFERMENTS OF TAXES DURING THE COVID-19 STATE OF EMERGENCY FOR REAL PROPERTY LOCATED WITHIN THE COUNTY OF ALBANY

Introduced: 2/8/21

By Messrs. Peter, Comisso, Domalewicz and A. Joyce:

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

#### Section 1. Legislative Intent and Purpose

On January 30, 2021, Governor Cuomo signed legislation amending the Real Property Tax Law by adding article 19-A, allowing for limited deferment of the payment of property taxes and waiver of the associated interest and penalties during the COVID-19 declared state of emergency.

The County believes that the benefits offered to taxpayers by this legislation are crucial during the fiscal crisis caused by the COVID-19 global pandemic.

The collection of real property taxes is administered through local municipalities, which then make payment to the County of Albany for the portion of County taxes due. The County believes that the deadlines for collection of the municipal and county portions of taxes must remain consistent to avoid confusion for local taxpayers.

Accordingly, for any municipality which has passed or does pass legislation allowing for deferment of payment of property taxes and waiver of interest and penalties pursuant to Article 19-A of the Real Property Tax Law during the COVID-19 declared state of emergency, this Local Law shall act to equally defer the County's portion of the property taxes due.

#### Section 2. Deferment

Pursuant to Section 1910 of the New York State Real Property Tax law, the County of Albany hereby defers the payment of the County's portion of property taxes, including waiver of interest and penalties, for property located in any municipality in the County of Albany which has adopted legislation pursuant to Real Property Tax Law Section 1910. Any deferment of payment of the County's portion of property taxes shall be applicable only to those municipalities which have adopted legislation regarding the deferment of local property taxes pursuant to Article 19-A of the Real Property Tax Law, and such deferment shall be coterminous with the date established by each individual municipality.

At no point shall deferment of property tax payment due date extend more

than one hundred twenty days past the original due date of such taxes. If any municipality authorizes a deferment of payment of taxes to a date in excess of one hundred twenty days from the original due date for such taxes, the deferment of the County's portion of property taxes shall be one hundred twenty days past the original due date for such taxes.

Section 3. Effective date and repeal.

This local law shall take effect upon filing with Secretary of State and shall remain in effect until June 1, 2021, when it shall be deemed repealed.

*Referred to Law and Audit and Finance Committees – 2/8/21*

*Favorable Recommendation Law Committee – 3/24/21*

*Favorable Recommendation Audit and Finance Committee – 3/25/21*