

County of Albany

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



Meeting Agenda

Monday, June 12, 2023

7:00 PM

**William J. Conboy II Legislative Chambers
Albany County Courthouse**

County Legislature

Call to Order

Roll Call

PREVIOUS BUSINESS

150. ESTABLISHING THE USA-250 COMMISSION FOR THE CELEBRATION OF THE 250TH YEAR FOLLOWING THE AMERICAN REVOLUTION AND INDEPENDENCE OF THE UNITED STATES

Sponsors: Perlee, Feeney, Burgdorf, Grimm, Peter, Ricard and Whalen

152. ESTABLISHING A VOTER RIGHTS DISCLOSURE POLICY FOR ALL POLLING PLACES MANAGED BY THE ALBANY COUNTY BOARD OF ELECTIONS

Sponsors: Peter, Reidy, Lekakis, A. Joyce, Feeney, McLaughlin, Cleary, Kuhn, Miller and Domalewicz

191. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "D" FOR 2023: A LOCAL LAW ENACTING A LIMITED EXEMPTION FROM COUNTY REAL PROPERTY TAXES FOR PROPERTIES LOCATED WITHIN THE TOWN OF GUILDERLAND WHICH ARE SUBJECT TO QUALIFIED CONSERVATION EASEMENT AGREEMENTS

Sponsors: Feeney, Cleary, Reidy, Peter and Perlee

196. AMENDING THE ALBANY COUNTY LEGISLATIVE RULES OF ORDER FOR THE LIMITED PURPOSE OF CREATING A CONSENT AGENDA PROCESS FOR DISTRIBUTING AMERICAN RESCUE PLAN ACT GRANT AWARDS

Sponsors: A. Joyce and Feeney

CURRENT BUSINESS:

199. AUTHORIZING A LEASE RENEWAL AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION AND RELATED EASEMENTS REGARDING THE RADAR TOWER AT 897 WATERVLIET SHAKER ROAD IN THE TOWN OF COLONIE

Sponsors: Public Works Committee

200. AUTHORIZING AN AGREEMENT WITH TRACEY ROAD EQUIPMENT, INC. REGARDING THE PURCHASE OF A HYUNDAI WHEEL LOADER

Sponsors: Public Works Committee

201. RESCINDING RESOLUTION NO. 16 FOR 2023 AND AUTHORIZING AN AGREEMENT WITH BLUE1 ENERGY EQUIPMENT REGARDING THE PURCHASE AND INSTALLATION OF FUELING STATIONS FOR THE DEPARTMENT OF PUBLIC WORKS' COEYMANS AND KNOX SUBDIVISIONS

Sponsors: Public Works Committee

202. AUTHORIZING A LEASE AGREEMENT WITH HIGHMARK BLUE SHIELD NENY REGARDING CORPORATE SUITE NO. 9 AT THE MVP ARENA

Sponsors: Public Works Committee

203. AUTHORIZING A RENEWAL AGREEMENT WITH NEW YORK STATE OFFICE OF GENERAL SERVICES REGARDING THE PROVISION OF COOLING WATER AT THE MVP ARENA

Sponsors: Public Works Committee

204. AUTHORIZING AN ASSIGNMENT OF THE LEASE AGREEMENT FOR PEARL STREET CONVENIENCE AT THE MVP ARENA TO PEARL STREET CONVENIENCE, INC./KASHIF HABIB QURESHI

Sponsors: Public Works Committee

205. AMENDING RESOLUTION NO. 197 FOR 2022 REGARDING CORPORATE SUITE NO. 12 AT THE MVP ARENA

Sponsors: Public Works Committee

206. AUTHORIZING UTILITY EASEMENTS TO NIAGARA MOHAWK POWER CORPORATION AND VERIZON NEW YORK, INC. REGARDING THE INSTALLATION OF UTILITIES AT 897 WATERVLIET SHAKER ROAD IN THE TOWN OF COLONIE

Sponsors: Public Works Committee

207. AUTHORIZING AN AGREEMENT WITH THE CAPITAL DISTRICT TRANSPORTATION COMMITTEE REGARDING THE BROADWAY FLOOD RESILIENT MULTI-MODAL CORRIDOR STUDY

Sponsors: Public Works Committee

208. AUTHORIZING AGREEMENTS WITH THE CITY OF ALBANY AND THE COLLEGE OF SAINT ROSE FOR THE PURCHASE AND INSTALLATION OF A NEW TURF SPORTS FIELD AT HOFFMAN PARK IN THE CITY OF ALBANY

Sponsors: Public Works Committee

209. AMENDING RESOLUTION NO. 367 FOR 2022 REGARDING CONGREGATE MEAL SERVICES FOR SENIORS

Sponsors: Elder Care Committee

210. AUTHORIZING AN AGREEMENT WITH LANGUAGE FUNDAMENTALS REGARDING SPEECH PATHOLOGY SERVICES FOR SHAKER PLACE REHABILITATION AND NURSING CENTER

Sponsors: Elder Care Committee

211. AUTHORIZING AN AGREEMENT WITH CLINICAL STAFFING RESOURCES CORP. REGARDING LICENSED PRACTICAL NURSE AND CERTIFIED NURSING ASSISTANT SERVICES

Sponsors: Elder Care Committee

212. AUTHORIZING AN AGREEMENT WITH HEALTH ADVOCATES NETWORK, INC. REGARDING LICENSED PRACTICAL NURSE AND CERTIFIED NURSING ASSISTANT SERVICES

Sponsors: Elder Care Committee

213. AMENDING RESOLUTION NO. 113 FOR 2021 AS AMENDED BY RESOLUTION NO. 458 FOR 2021 REGARDING PREVENTION EDUCATION

Sponsors: Law Committee

214. AMENDING THE 2023 CRIME VICTIM AND SEXUAL VIOLENCE CENTER BUDGET: STAFF ADJUSTMENTS

Sponsors: Law Committee

215. AMENDING RESOLUTION NO. 151 FOR 2019 REGARDING THE STATEWIDE EXPANSION OF THE HURRELL-HARRING SETTLEMENT

Sponsors: Law Committee

216. AMENDING RESOLUTION NO. 74 FOR 2022 REGARDING THE THIRD COUNSEL AT FIRST APPEARANCE GRANT

Sponsors: Law Committee

217. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES REGARDING THE FOURTH COUNSEL AT FIRST APPEARANCE GRANT

Sponsors: Law Committee

218. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING THE AID TO DEFENSE PROGRAM

Sponsors: Law Committee

219. AMENDING RESOLUTION NO. 258 FOR 2018 REGARDING THE TOBACCO ENFORCEMENT PROGRAM

Sponsors: Health Committee

220. AMENDING RESOLUTION NO. 440 FOR 2022 REGARDING THE CLOSING THE GAP WITH SOCIAL DETERMINANTS OF HEALTH GRANT

Sponsors: Health Committee

221. AMENDING RESOLUTION NO. 371 FOR 2020 REGARDING THE 2020 STATE HOMELAND SECURITY PROGRAM GRANT

Sponsors: Health Committee

222. AUTHORIZING AN AGREEMENT WITH THE CAPITAL DISTRICT TRANSPORTATION COMMITTEE REGARDING THE DEVELOPMENT OF A COMPLETE STREETS SYMPOSIUM

Sponsors: Health Committee

223. AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT REGARDING THE ALBANY COUNTY DEPARTMENT OF HEALTH'S SOCIAL DETERMINANTS OF HEALTH ACCELERATOR PLAN

Sponsors: Health Committee

224. AUTHORIZING AN AGREEMENT WITH NEW YORK STATE DEPARTMENT OF HEALTH REGARDING PUBLIC HEALTH STRENGTHENING INFRASTRUCTURE, WORKFORCE AND DATA SYSTEMS FUNDING

Sponsors: Health Committee

225. AUTHORIZING AN AGREEMENT WITH MALLINCKRODT PLC REGARDING NEW YORK OPIOID SETTLEMENT FUNDS

Sponsors: Health Committee

226. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE DEPARTMENT OF HOMELAND SECURITY AND THE FEDERAL EMERGENCY MANAGEMENT AGENCY REGARDING THE 2023 PORT SECURITY GRANT PROGRAM INITIATIVE

Sponsors: Public Safety Committee

227. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE 2022 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT – TARGETED PROGRAM

Sponsors: Public Safety Committee

228. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO AND AN AGREEMENT WITH THE NEW YORK STATE CANAL CORPORATION REGARDING REIMBURSEMENT FOR MARINE PATROL SERVICES

Sponsors: Public Safety Committee

229. AUTHORIZING AN AGREEMENT WITH NORTHERN RIVERS FAMILY OF SERVICES REGARDING RAISE THE AGE ENHANCED CASE MANAGEMENT AND COMMUNITY SUPPORT

Sponsors: Public Safety Committee

230. AUTHORIZING INTERGOVERNMENTAL AGREEMENTS REGARDING THE UPGRADING OF VOLUNTEER FIRE TRAINING TOWERS

Sponsors: Public Safety Committee, Beston, Clay, Commisso, Domalewicz and Efekoro

231. APPROVING THE DEPARTMENT OF PUBLIC WORKS COLLECTIVE BARGAINING AGREEMENT WITH CSEA LOCAL 1000 – DEPARTMENT OF PUBLIC WORKS LOCAL 801 AND AMENDING THE 2023 ALBANY COUNTY BUDGET

Sponsors: Personnel Committee

232. APPROVING THE DEPARTMENT OF GENERAL SERVICES COLLECTIVE BARGAINING AGREEMENT WITH CSEA LOCAL 1000 – DEPARTMENT OF GENERAL SERVICES LOCAL 801 AND AMENDING THE 2023 ALBANY COUNTY BUDGET

Sponsors: Personnel Committee

233. AUTHORIZING AN AGREEMENT WITH ALBANY HOUSING AUTHORITY REGARDING A SUB-LEASE OF PREMISES LOCATED AT 155 CLINTON AVENUE IN THE CITY OF ALBANY

Sponsors: Audit and Finance Committee

234. AUTHORIZING THE DISTRIBUTION OF MORTGAGE TAXES FOR THE PERIOD OCTOBER 1, 2022 THROUGH MARCH 31, 2023

Sponsors: Audit and Finance Committee

235. AUTHORIZING AN AGREEMENT WITH KONICA MINOLTA REGARDING THE PURCHASE OF BALLOT PRINTERS FOR PRIMARY, GENERAL AND SPECIAL ELECTIONS

Sponsors: Audit and Finance Committee

236. AMENDING THE 2023 WATER PURIFICATION BUDGET: EQUIPMENT REPAIR

Sponsors: Audit and Finance Committee

237. AMENDING THE 2023 ALBANY COUNTY BUDGET: NEW YORK STATE HEALTH CARE AND MENTAL HYGIENE WORKER BONUS PROGRAM – VESTING PERIOD III

Sponsors: Audit and Finance Committee, Willingham and Miller

238. RESCINDING THE CONVEYANCE OF REAL PROPERTY PURSUANT TO RESOLUTION NO. 398 FOR 2019 AND AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT NEW SALEM ROAD (TAX MAP NO. 82.-2-24) IN THE TOWN OF NEW SCOTLAND

Sponsors: Audit and Finance Committee

239. AMENDING RESOLUTION NO. 506 FOR 2017 BY RESCINDING THE CONVEYANCE OF 343 FIRST STREET (TAX MAP NO. 65.56-3-61) IN THE CITY OF ALBANY AND AUTHORIZING THE CONVEYANCE OF THIS PROPERTY TO ANOTHER GRANTEE

Sponsors: Audit and Finance Committee

240. RESCINDING THE CONVEYANCE OF REAL PROPERTY PURSUANT TO RESOLUTION NO. 481 FOR 2017 AND AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 17604 STEVENS ROAD (TAX MAP NO. 68.-1-59) IN THE TOWN OF KNOX

Sponsors: Audit and Finance Committee

- 241.** PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "F" FOR 2023: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING CHAPTER 106 OF THE ALBANY COUNTY CODE, SETTING FORTH REQUIREMENTS FOR LOCATION OF SUBSTANCE ABUSE TREATMENT FACILITIES WITHIN ALBANY COUNTY

Sponsors: McLean Lane

- 242.** PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "G" FOR 2023: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING CHAPTER 242 OF THE ALBANY COUNTY CODE TO PROHIBIT THE USE SMOKING AND VAPING OF TOBACCO OR CANNABIS PRODUCTS AT COUNTY PROPERTIES AND IN COUNTY VEHICLES

Sponsors: McLean Lane

- 243.** APPOINTMENT OF A DIRECTOR TO FILL A VACANCY ON THE ALBANY COUNTY BUSINESS DEVELOPMENT CORPORATION BOARD OF DIRECTORS

Sponsors: Mauriello

LOCAL LAWS:

LOCAL LAW NO. "C" FOR 2023: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW NO. 2 FOR 1975, AS AMENDED, THE ALBANY COUNTY SENIOR CITIZENS TAX EXEMPTION LAW

Sponsors: McLaughlin, A. Joyce, Feeney, Ward, Efekoro, Miller, Commisso, Domalewicz, Willingham, Burgdorf, Kuhn, Mayo, Peter, Plotsky, Ricard and Whalen

LOCAL LAW NO. "F" FOR 2023: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING CHAPTER 106 OF THE ALBANY COUNTY CODE, SETTING FORTH REQUIREMENTS FOR LOCATION OF SUBSTANCE ABUSE TREATMENT FACILITIES WITHIN ALBANY COUNTY

Sponsors: McLean Lane

LOCAL LAW NO. "G" FOR 2023: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING CHAPTER 242 OF THE ALBANY COUNTY CODE TO PROHIBIT THE USE SMOKING AND VAPING OF TOBACCO OR CANNABIS PRODUCTS AT COUNTY PROPERTIES AND IN COUNTY VEHICLES

Sponsors: McLean Lane

Adjournment

RESOLUTION NO. 150

ESTABLISHING THE USA-250 COMMISSION FOR THE CELEBRATION OF THE 250TH YEAR FOLLOWING THE AMERICAN REVOLUTION AND INDEPENDENCE OF THE UNITED STATES

Introduced: 4/10/23

By: Perlee, Feeney, Burgdorf, Mayo, Peter, Ricard, Whalen

WHEREAS, In 2016, the “United States Semiquincentennial Commission Act” was passed by Congress and signed into Law, beginning Federal efforts to celebrate the 250th Anniversary of the establishment of our Nation, and

WHEREAS, In 2021, the New York State Legislature passed the “New York State 250th Commemoration Act”, which was signed into law on December 22nd, 2021, and

WHEREAS, The New York State 250th Commemoration act established a Statewide commission to plan, develop, coordinate, and promote activities relating to the 250th Anniversary of the American Revolution and resulting establishment of our Nation, and

WHEREAS, Discover Albany, as Albany County’s designated Tourism Promotion Agency, has recognized the importance of the 250th Anniversary of the American Revolution, and has been working to coordinate events and commemorates related to the Anniversary; and

WHEREAS, The Albany County Legislature recognizes the importance of this commemorative effort in building close ties of shared community and kinship, and views such efforts as necessary across our State and County, and

WHEREAS, At the beginning of the Seven Years’ War in June and July 1754, representatives from seven British colonies met in Albany to discuss various threats and issues shared by the colonies, during which time Benjamin Franklin proposed the Albany Plan of Union, a plan to unite the British colonies under a single representative colonial government, and while the plan failed, it was an important precursor to the later unification of the thirteen colonies as the United States, and

WHEREAS, Albany County was the focal point of many important parts of the American War of Independence, and was critically the intended end point for British forces in the decisive Saratoga Campaign which turned the tide of the conflict, and

WHEREAS, Many important leaders, political thinkers, and other individuals that took part in the American Revolution originated in or resided in what currently constitutes Albany County such as the Schuyler family, Peter Gansevoort, Abraham Ten Broeck, and many other prominent individuals, and

WHEREAS, Albany County was the scene of bitter conflict between Loyalist and Patriot militias, culminating in the Battle of the Normanskill in 1777, in which local militia and Continental Army troops, including Black troops from the 1st Rhode Island Regiment, prevented the Loyalist militias from providing aid to General Burgoyne ahead of the decisive Battle of Saratoga, and

WHEREAS, Given Albany County's critical role and relevance in the events which lead to the establishment of the United States, it is incumbent upon the County to follow the example of both the Federal Government and State of New York and establish an organized effort to commemorate the 250th Anniversary of the American Revolution and to celebrate this milestone for our Nation, now, therefore be it

RESOLVED, By the Albany County Legislature that the USA-250 Commission is hereby established in Albany County for the purposes of celebrating the 250th Anniversary of the American Revolution, and, be it further

RESOLVED, That the USA-250 Commission be comprised of [eight] nine members, one of which shall be appointed by the County Executive, one of which shall be appointed by the Chair of the Albany County Legislature, one of which shall be appointed by the Majority Leader of the Albany County Legislature, one of which shall be appointed by the Leader of the Legislative Black Caucus, one of which shall be appointed by the Minority Leader of the Albany County Legislature, and one of which shall be appointed by Chief Executive Officer of Discover Albany. The [five] six initially appointed members shall be responsible for identifying and selecting three historical societies or American Revolutionary history-related organizations in Albany County to appoint one member to the Commission each, with all such members serving for the duration of the Commission's existence; provided, however, that if the [five] six initially appointed members determine a specific individual not associated with a relevant historical society or organization to be especially qualified, such individual may be appointed to the Commission on the unanimous agreement of the [five] six initially appointed members, and, be it further

RESOLVED, That the Chairperson of the USA-250 Commission be elected by a majority of its members upon all seats of the Commission having been filled, and, be it further

RESOLVED, That the USA-250 Commission is authorized to take any and all actions necessary to promote the 250th Anniversary of the American Revolution in Albany County subject to available funding, and, be it further

RESOLVED, That the Chairperson of the USA-250 Commission shall be empowered to conclude a memorandum of understanding with Discover Albany for the purposes of accepting grant applications related to the 250th Anniversary and making recommendations for said grants to the Albany County Convention & Visitors Bureau Education Foundation; and, be it further

RESOLVED, That the USA-250 Commission shall act as an organizing resource for the various cities, towns, and villages throughout Albany County as they plan related commemoration events, and, be it further

RESOLVED, That the USA-250 Commission shall terminate on September 4th, 2033.

RESOLUTION NO. 152

ESTABLISHING A VOTER RIGHTS DISCLOSURE POLICY FOR ALL POLLING PLACES MANAGED BY THE ALBANY COUNTY BOARD OF ELECTIONS

Introduced: 4/10/23

By Peter, Reidy, Lekakis, A. Joyce, Feeney, McLaughlin, Cleary, Kuhn, Miller and Domalewicz:

WHEREAS, In 2022 the New York State Legislature passed the most expansive state level voting rights act in the country, which expands access to voting by prohibiting voter dilution, suppression, intimidation, deception or obstruction, and

WHEREAS, These rights, along with those guaranteed by the Constitutions of the United States and the State of New York should be provided to voters at the place they cast their ballots, and

WHEREAS, The Albany County Board of Elections conducts the elections for all Federal, State, and County offices, and assists almost all local elections, which allows them to provide information to voters at the polling place, and

WHEREAS, The Albany County Board of Elections has agreed to assist in providing access to the New York State Voting Bill of Rights and Answers to Frequently Asked Questions (FAQ) related to voting at each polling site they manage, now, therefore be it

RESOLVED, That the Albany County Board of Elections is hereby authorized and encouraged to apply for prior approval from the New York State Board of Elections for such language in accordance with New York Election Law 8-104 (1-a), and, be it further

RESOLVED, upon receiving approval from the State Board of Elections, the election inspectors shall cause a copy of the approved Appendix A to be posted conspicuously within each polling place in the County of Albany that is managed by the Albany County Board of Elections, and, be it further

RESOLVED, That the 2023 Albany County Budget is amended to pay for the production of such fliers as follows:

Decrease Appropriation Account A1990.4 by \$5,000 by decreasing Line Item A1990 4 4999 Miscellaneous Contractual Expense \$5,000

Increase Appropriation Account A1450.4 by \$5,000 by increasing Line Item A1450 4 4046 Fees For Services by \$10,000

and, be it further,

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

Referred to Law and Audit and Finance Committees – 4/10/23

Favorable Recommendation Law Committee – 5/24/23

Favorable Recommendation Audit and Finance Committee – 5/25/23

RESOLUTION NO. 191

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “D” FOR 2023: A LOCAL LAW ENACTING A LIMITED EXEMPTION FROM COUNTY REAL PROPERTY TAXES FOR PROPERTIES LOCATED WITHIN THE TOWN OF GUILDERLAND WHICH ARE SUBJECT TO QUALIFIED CONSERVATION EASEMENT AGREEMENTS

Introduced: 5/8/23

By Feeney, Cleary, Reidy, Peter and Perlee:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. “D” for 2023, “A Local Law Enacting a Limited Exemption from County Real Property Taxes for Properties Located Within the Town of Guilderland which are Subject to Qualified Conservation Easement Agreements” to be held by the Albany County Legislature at 7:15 p.m. on Tuesday, June, 27, 2023, 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 – 5/8/23

Favorable Recommendation Law Committee – 5/24/23

RESOLUTION NO. 196

AMENDING THE ALBANY COUNTY LEGISLATIVE RULES OF ORDER FOR THE LIMITED PURPOSE OF CREATING A CONSENT AGENDA PROCESS FOR DISTRIBUTING AMERICAN RESCUE PLAN ACT GRANT AWARDS

Introduced: 5/8/23

By A. Joyce and Feeney:

WHEREAS, In response to the ongoing effects of the global COVID-19 pandemic, the federal government passed the American Rescue Plan Act (ARPA), which allocated millions of dollars to state and local governments to provide direct relief to Americans, fight COVID-19 and support economic growth, and

WHEREAS, Albany County has been allocated a substantial amount of federal funding under this plan, which is governed by numerous regulations established to ensure the funding is allocated and spent according to the provisions of the program, and

WHEREAS, Albany County has created an ARPA Executive Committee and associated subcommittees made up of various County elected officials, department heads and administrative staff, to evaluate and award funding under this program and to comply with all Federal reporting requirements, and

WHEREAS, A significant number of Resolutions will be necessary to distribute said monies, which will create significant time delays during the Legislature's regular monthly meetings, and

WHEREAS, Amendments to the *Rules of Order*, which govern the standard methods for introduction and adoption of Resolutions, are necessary to streamline the process to adopt the ARPA award Resolutions and mitigate delay during Legislative meetings, and

WHEREAS, The amendments contained herein are applicable only to this new subclass of Resolutions, and all other Resolutions will follow the regular Legislative Procedure rules as outlined under Rule 11 of the *Rules of Order*, now, therefore, be it

RESOLVED, By the Albany County Legislature, that the Legislative *Rules of Order* are hereby amended to create Rule 40 as follows:

“RULE 40 - AMERICAN RESCUE PLAN ACT RESOLUTION PROCEDURES

The consideration of Resolutions solely related to the awarding and distribution of federal American Rescue Plan Act (ARPA) funding shall be eligible for special consideration under a consent calendar, hereinafter known as a consent

agenda. A Consent agenda allows for the consideration of multiple resolutions on a single motion. The consent agenda shall be considered at the beginning of any regular, annual or special Legislative meeting called for such purpose, before Previous Business, and shall include only ARPA funding resolutions as described herein.

Unless at least one (1) Legislator objects to the placement of a Resolution on the consent agenda, then all Resolutions on the consent agenda may be acted upon by a single vote. If an objection is made by at least one (1) Legislator to the inclusion of a specific Resolution(s) on the consent agenda, then each Resolution so objected to shall be subjected to an individual separate vote by the entire County Legislature, immediately following the vote on the remaining Resolutions on the consent agenda. Legislation on the consent agenda shall be considered in a single vote, without intervening motion, amendment, or debate, and before other legislation is considered. In considering the consent agenda, members may ask brief questions of clarification on consent agenda Resolutions. Any member who would like an item discussed more substantively in the regular order of business may object to said item being included in the consent agenda.

All Resolutions offered for consideration on a consent agenda must be by the ARPA Executive Committee. An ARPA Resolution shall reflect that the resolution is introduced on behalf of the ARPA Executive Committee, and otherwise fully comply with all Legislative rules regarding resolutions.

Resolutions removed from the consent agenda after objection shall be voted on, either affirmatively or negatively, immediately following the vote on the remaining Resolutions on the consent agenda.

This process for ARPA Resolutions and use of the consent agenda, where inconsistent with any other Rules stated herein, shall supersede all other rules in conflict related to such inconsistency.”

And, be it further

RESOLVED, That this Resolution shall expire and be repealed, null and void on December 31, 2024, and, be it further

RESOLVED, that the Clerk of the Legislature forward a certified copy of this resolution to the Chairman of the Legislature and the appropriate County Officials.

Referred to Rules Reform Committee – 5/8/23

Favorable Recommendation Rules Reform Committee – 5/24/23

RESOLUTION NO. 199

AUTHORIZING A LEASE RENEWAL AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION RELATED EASEMENTS REGARDING THE RADAR TOWER AT 897 WATERVLIET SHAKER ROAD IN THE TOWN OF COLONIE

Introduced: 6/12/23

By Public Works Committee:

WHEREAS, The County Executive has requested a lease renewal with the Federal Aviation Administration (FAA) that is necessary to allow the County and its partners to access the solar facility proposed for the southern section of the property for a term commencing October 1, 2017 and ending September 30, 2037, and

WHEREAS, The County Executive has indicated that the proposed lease provides for updated survey descriptions for the related easements held by the FAA in connection with providing weather and aircraft flight control radar 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 a lease renewal agreement with the Federal Aviation Administration regarding County access to the solar array at 897 Watervliet Shaker Road in the Town of Colonie for a term commencing October 1, 2017 and ending September 30, 2037, and, be it further

RESOLVED, That the County Attorney is authorized to approve said lease 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. 200

**AUTHORIZING AN AGREEMENT WITH TRACEY ROAD EQUIPMENT, INC.
REGARDING THE PURCHASE OF A HYUNDAI WHEEL LOADER**

Introduced: 6/12/23

By Public Works Committee:

WHEREAS, The Commissioner of the Department of Public Works has requested authorization to enter into an agreement with Tracey Road Equipment, Inc. regarding the purchase and delivery of a Hyundai Wheel Loader in the amount of \$173,929 for a term commencing July 1, 2023 and ending December 31, 2023, and

WHEREAS, The Department, using the Sourcewell national purchasing cooperative contract, has recommended Tracey Road Equipment, Inc. for the purchase and delivery of a Hyundai HL940A Wheel Loader, any warranty work, and service and parts for the vehicles as part of the Department's Vehicle and Truck Replacement Capital Program, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Tracey Road Equipment, Inc., East Syracuse, NY 13057, regarding the purchase and delivery of a Hyundai Wheel Loader in the amount of \$173,929 for a term commencing July 1, 2023 and ending December 31, 2023, 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. 201

RESCINDING RESOLUTION NO. 16 FOR 2023 AND AUTHORIZING AN AGREEMENT WITH BLUE1 ENERGY EQUIPMENT REGARDING THE PURCHASE AND INSTALLATION OF FUELING STATIONS FOR THE DEPARTMENT OF PUBLIC WORKS' COEYMANS AND KNOX SUBDIVISIONS

Introduced: 6/12/23

By Public Works Committee:

WHEREAS, By Resolution No. 16 for 2023, this Honorable Body authorized an agreement with Environmental and Fueling Systems, LLC regarding the purchase and installation of fueling stations for the Department of Public Works' Coeymans and Knox Subdivisions, which cannot be effectuated, and

WHEREAS, The Commissioner has requested authorization to enter into an agreement with Blue1 Energy Equipment regarding the purchase and installation of fueling stations for the Department of Public Works' Coeymans and Knox Subdivisions in an amount not to exceed \$379,546 for a term commencing July 1, 2023 and ending August 31, 2024, and

WHEREAS, The Commissioner has indicated that the new fuel tanks will hold 1,000 gallons of gasoline and 2,000 gallons of diesel fuel and will replace the existing tanks at the Coeymans and Knox Subdivisions, now, therefore, be it

RESOLVED, By the Albany County Legislature that Resolution No. 16 for 2023 is hereby rescinded, and, be it further,

RESOLVED, That the County Executive is authorized to enter into an agreement with Blue1 Energy Equipment, Greenville, SC 29611, regarding the purchase and installation of fueling stations for the Department of Public Works' Coeymans and Knox Subdivisions in an amount not to exceed \$379,546 for a term commencing July 1, 2023 and ending August 31, 2024, and, be it further

RESOLVED, That the Albany 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. 202

AUTHORIZING A LEASE AGREEMENT WITH HIGHMARK BLUE SHIELD NENY REGARDING CORPORATE SUITE NO. 9 AT THE MVP ARENA

Introduced: 6/12/23

By Public Works Committee:

WHEREAS, The General Manager of the MVP Arena has indicated that Highmark Blue Shield NENY has an interest in renewing its lease agreement for Corporate Suite No. 9 at the MVP Arena, and

WHEREAS, Annual payments are \$51,000, and the Suite holder will be credited in the amount of \$42,500 for payments made during the months of April 2020 through April 2021 due to the closure of the MVP Arena caused by the COVID-19 pandemic, and

WHEREAS, The Suite holder will also be responsible for sales tax on tickets to sporting events and cable TV monthly charges as well as any catered food they purchase through Aramark at the MVP Arena, and

WHEREAS, The term of said agreement to lease Suite No. 9 shall be for three years commencing July 1, 2023 and ending on June 30, 2026, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into a three-year lease agreement with Highmark Blue Shield NENY, Latham, NY 12110 to lease Corporate Suite No. 9 at the MVP Arena in the amount of \$153,000 for the term commencing July 1, 2023 and ending June 30, 2026, and, be it further

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

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

RESOLUTION NO. 203

AUTHORIZING A RENEWAL AGREEMENT WITH NEW YORK STATE OFFICE OF GENERAL SERVICES REGARDING THE PROVISION OF COOLING WATER AT THE MVP ARENA

Introduced: 6/12/23

By Public Works Committee:

WHEREAS, The General Manager of the MVP Arena has requested authorization to enter into an agreement with the New York State Office of General Services (OGS) regarding the provision of cooling water to the MVP Arena in an approximate amount of \$63,000 annually for a term commencing August 1, 2019 and ending July 31, 2029, and

WHEREAS, The General Manager has indicated that the river water supplied by OGS is provided at a much lower rate than other options available to the MVP Arena, and the renewal lease will include the same rates as the prior lease for the duration of its term, and

WHEREAS, The General Manager has also indicated that the County has agreed to maintain a twenty inch County supply main from the State's forty-eight inch primary supply main running from the station to the Empire State Plaza, and shall pay costs incurred for repair or replacement of any part of the County supply main, including the tapping valve, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with OGS regarding the provision of cooling water at the MVP Arena in an approximate amount of \$63,000 annually for a term commencing August 1, 2019 and ending July 31, 2029, and, be it further

RESOLVED, That the County Attorney is authorized to approve said lease 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. 204

AUTHORIZING ASSIGNMENT OF THE LEASE AGREEMENT FOR PEARL STREET CONVENIENCE AT THE MVP ARENA TO PEARL STREET CONVENIENCE, INC./KASHIF HABIB QURESHI

Introduced: 6/12/23

By Public Works Committee:

WHEREAS, By Resolution No. 347 for 2022, this Honorable Body authorized a lease renewal with Rukhsana Corporation DBA Pearl Street Convenience, for a five-year term commencing August 1, 2022 and ending July 31, 2027, with one additional five-year mutual renewal option, and

WHEREAS, The General Manager of the MVP Arena has indicated that the current lease at 51 South Pearl Street, Albany, New York 12207 with Rukhsana Corporation DBA Pearl Street Convenience will be assigned to Pearl Street Convenience/Kashif Habib Qureshi, and

WHEREAS, The rental rate is an annual rent of \$12,750, payable in equal monthly installments of \$1,062.50 for a total amount of \$52,062.50 and for a term of four years, beginning July 1, 2023 and ending July 31, 2027, with one additional five-year mutual renewal option, and

WHEREAS, The General Manager has indicated that a security deposit for three months of rent in the amount of \$3,187.50 will be required as part of the assignment of the lease, which will be used for delinquent rent in the event the new tenant fails to meet its obligations, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute a lease assignment at 51 Pearl Street, Albany, NY 12207 to Pearl Street Convenience/Kashif Habib Qureshi, for a four-year term beginning July 1, 2023 and ending July 31, 2027, pursuant to the terms as set forth above, and, be it further

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

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

RESOLUTION NO. 205

AMENDING RESOLUTION NO. 197 FOR 2022 REGARDING CORPORATE SUITE NO. 12 AT THE MVP ARENA

Introduced: 6/12/23

By Public Works Committee:

WHEREAS, By Resolution No. 197 for 2022, this Honorable Body authorized a three-year lease agreement with New York State Correction Officers and Police Benevolent Association, Inc. (NYSCOPBA) for Corporate Suite No. 19 at the MVP Arena in the amount of \$97,750 for a term commencing September 1, 2022 and ending August 31, 2025, and

WHEREAS, The General Manager of the MVP Arena has indicated that he was notified by the former suite holder that it would not be renewing its lease of Suite No. 12, and NYSCOPBA was first on the list of suite holders that requested to move to a better suite location if it were to become available, and

WHEREAS, The General Manager has requested authorization to amend the aforementioned lease agreement with NYSCOPBA to indicate Suite No. 12 at the MVP Arena rather than Suite No. 19, at the same rental rates and term, now, therefore, be it

RESOLVED, By the Albany County Legislature that Resolution No. 197 for 2022 is hereby amended to indicate Suite No. 12 at the MVP Arena, and, be it further

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

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

RESOLUTION NO. 206

AUTHORIZING UTILITY EASEMENTS TO NIAGARA MOHAWK POWER CORPORATION AND VERIZON NEW YORK, INC. REGARDING THE INSTALLATION OF UTILITIES AT 897 WATERVLIET SHAKER ROAD IN THE TOWN OF COLONIE

Introduced: 6/12/23

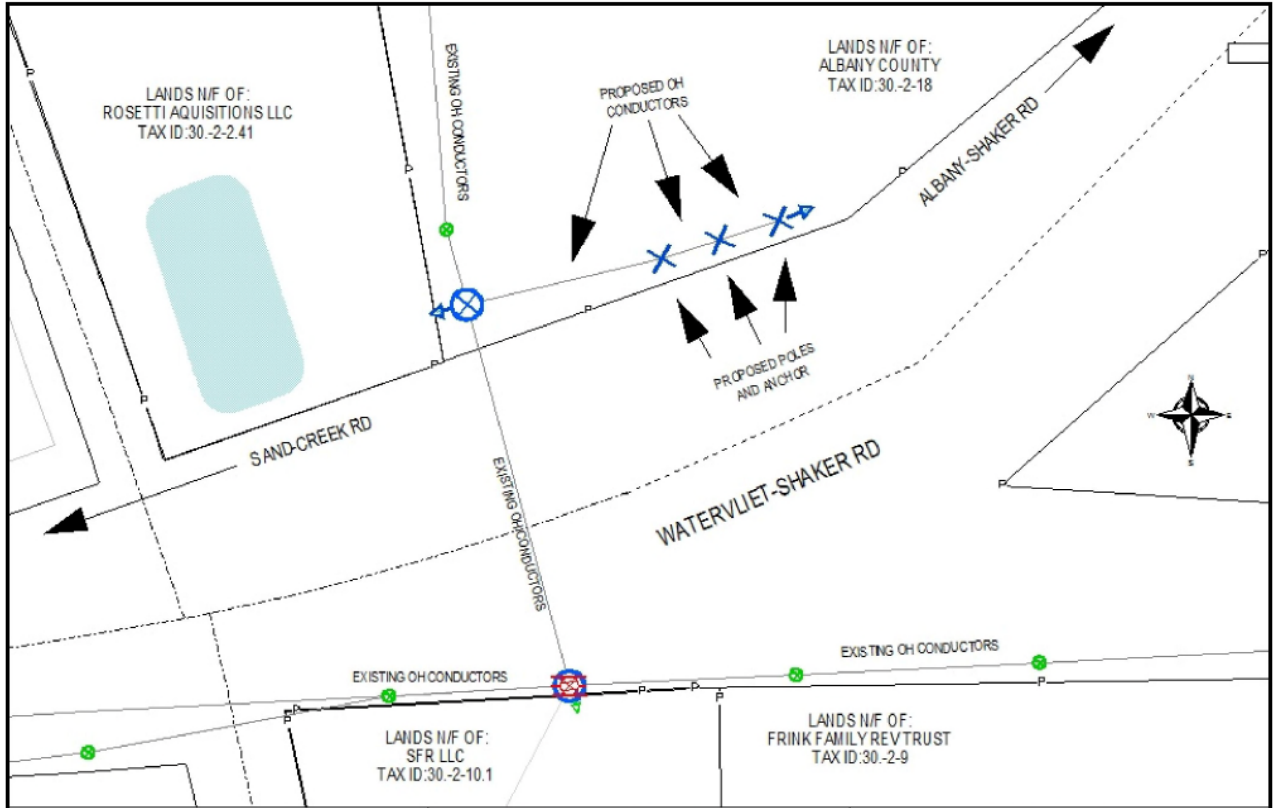
By Public Works Committee:


WHEREAS, The County Executive has requested authorization for the County to grant utility easements to Niagara Mohawk Power Corporation and Verizon New York, Inc. regarding the installation of utilities at 897 Watervliet Shaker Road in the Town of Colonie, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute the necessary documents to grant utility easements to Niagara Mohawk Power Corporation, Syracuse, NY 13202, and Verizon New York, Inc., New York, NY 10007, as indicated on the map annexed hereto, for the installation of utilities at 897 Watervliet Shaker Road in the Town of Colonie, and, be it further

RESOLVED, That the County Attorney is authorized to approve documents for said easements 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 Niagara Mohawk Power Corporation, and Verizon New York, Inc. officials and the appropriate County Officials.



	EASEMENT SKETCH - EXHIBIT A	NOT TO SCALE
DESIGNER: Machabee, Daniel DATE: _____ WORK ORDER #: 90-02-30393074	PROPOSED INSTALLATION ON LANDS N/F OF COUNTY OF ALBANY 897 WATERLIET SHAKER ROAD TOWN OF COLONIE COUNTY OF ALBANY TAX ID: 30-2-18	

RESOLUTION NO. 207

**AUTHORIZING AN AGREEMENT WITH THE CAPITAL DISTRICT
TRANSPORTATION COMMITTEE REGARDING THE BROADWAY FLOOD
RESILIENT MULTI-MODAL CORRIDOR STUDY**

Introduced: 6/12/23

By Public Works Committee:

WHEREAS, The County Executive has requested authorization to enter into an agreement with the Capital District Planning Commission to accept an award to the County for the Broadway Flood Resilient Multi-Modal Corridor Study (Study) in the amount of \$100,000, with a County match of \$10,000, for a term commencing June 15, 2023 and ending December 14, 2025, and

WHEREAS, The County Executive has indicated that the Study will identify and evaluate conceptual design alternatives that improve multi-modal transportation facilities and connectivity, increase the urban forest, and integrate green infrastructure and climate resiliency along the length of the Broadway/Route 32 Corridor from the City of Albany to the City of Watervliet, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the Capital District Planning Commission, Albany, NY 12205, to accept an award to the County for the Study in the amount of \$100,000, with a County match of \$10,000, for a term commencing June 15, 2023 and ending December 14, 2025, and, be it further

RESOLVED, That the County Attorney is authorized to approve the aforementioned 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. 208

AUTHORIZING AGREEMENTS WITH THE CITY OF ALBANY AND THE COLLEGE OF SAINT ROSE FOR THE PURCHASE AND INSTALLATION OF A NEW TURF SPORTS FIELD AT HOFFMAN PARK IN THE CITY OF ALBANY

Introduced: 6/12/23

By Public Works Committee:

WHEREAS, The Albany County Executive has requested authorization to enter into agreements with the City of Albany and the College of Saint Rose for the purchase and installation of a new turf sports field at Hoffman Park in the City of Albany in the amount of \$250,000 for a term commencing May 15, 2023 and ending July 15, 2023, and

WHEREAS, Section 119-o of the General Municipal Law permits municipal corporations to enter into agreements for the performance amongst themselves or one for the other of their respective functions, powers and duties on a cooperative or contract basis or for the provision of a joint service, and

WHEREAS, The County Executive has indicated that a County contribution in the amount of \$250,000, along with an equal contribution from the City of Albany, will enable the College to replace the artificial turf at Hoffman Park which is crucial to continue to provide a venue for the College's athletic programs, the City's and County's summer recreational leagues, charity games, and summer sports camps, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into agreements with the City of Albany and the College of Saint Rose for the purchase and installation of a new turf sports field at Hoffman Park in the City of Albany in the amount of \$250,000 for a term commencing May 15, 2023 and ending July 15, 2023, 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 Albany County, City of Albany, and College of Saint Rose officials.

RESOLUTION NO. 209

AMENDING RESOLUTION NO. 367 FOR 2022 REGARDING CONGREGATE MEAL SERVICES FOR SENIORS

Introduced: 6/12/23

By Elder Care Committee:

WHEREAS, By Resolution No. 367 for 2022, this Honorable Body authorized an agreement with Senior Projects of Ravenna regarding congregate meal services for seniors in an amount not to exceed \$336,000 for the term commencing January 1, 2023 and ending December 31, 2023, and

WHEREAS, The Commissioner of the Department for Aging has requested an amendment to the agreement with Senior Projects of Ravenna to expand the scope of services to include the purchase of a vehicle to support congregate meal and home-delivered meal services for seniors, and

WHEREAS, The Commissioner has also requested to amend the agreement to include an additional \$30,285 to fund the purchase of said vehicle, now, therefore, be it

RESOLVED, By the Albany County Legislature that Resolution No. 367 for 2022 is hereby amended to expand the scope of services to include the purchase of a vehicle to support congregate meal and home delivered meal services for seniors, and, be it further

RESOLVED, That Resolution No. 367 is also amended to include an additional \$30,285 to reflect a new total amount of \$366,285, and, be it further

RESOLVED, That the County Attorney is authorized to approve said amendments 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. 210

AUTHORIZING AN AGREEMENT WITH LANGUAGE FUNDAMENTALS REGARDING SPEECH PATHOLOGY SERVICES FOR SHAKER PLACE REHABILITATION AND NURSING CENTER

Introduced: 6/12/23

By Elder Care Committee:

WHEREAS, The Executive Director of the Department of Residential Health Care Facilities has requested authorization to enter into an agreement with Language Fundamentals regarding speech pathology services for Shaker Place Rehabilitation and Nursing Center in the amount of \$200,000 per year for a total amount of \$400,000 over a two-year term commencing August 1, 2023 and ending July 31, 2025, and

WHEREAS, The Executive Director indicated that Language Fundamentals is a state-approved provider and will provide expanded speech pathology services for residents beyond Shaker Place Rehabilitation and Nursing Center's existing in-house speech pathology services, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Language Fundamentals, Fishkill, NY 12524 regarding speech pathology services for Shaker Place Rehabilitation and Nursing Center in an amount not to exceed \$200,000 per year for a total amount not to exceed \$400,000 over a two-year term commencing August 1, 2023 and ending July 31, 2025, 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. 211

AUTHORIZING AN AGREEMENT WITH CLINICAL STAFFING RESOURCES CORP. REGARDING LICENSED PRACTICAL NURSE AND CERTIFIED NURSING ASSISTANT SERVICES

Introduced: 6/12/23

By Elder Care Committee:

WHEREAS, The Executive Director of the Department of Residential Health Care Facilities has requested authorization to enter into an agreement with Clinical Staffing Resources Corp. regarding licensed practical nurse and certified nursing assistant services for Shaker Place Rehabilitation and Nursing Center in an amount not to exceed \$2,000,000 over a three-year term commencing March 1, 2023 and ending February 28, 2026, and

WHEREAS, The Executive Director, in collaboration with the County Purchasing Agent, issued a request for proposals regarding licensed practical nurse and certified nursing assistant services and 12 proposals were received, and

WHEREAS, The Executive Director reviewed said bids and recommended awarding a contract to Clinical Staffing Resources Corp. as a qualified bidder, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Clinical Staffing Resources Corp., Brooklyn, NY 11211 regarding licensed practical nurse and certified nursing assistant services for Shaker Place Rehabilitation and Nursing Center in an amount not to exceed \$2,000,000 over a three-year term commencing March 1, 2023 and ending February 28, 2026, 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. 212

AUTHORIZING AN AGREEMENT WITH HEALTH ADVOCATES NETWORK, INC. REGARDING LICENSED PRACTICAL NURSE AND CERTIFIED NURSING ASSISTANT SERVICES

Introduced: 6/12/23

By Elder Care Committee:

WHEREAS, The Executive Director of the Department of Residential Health Care Facilities has requested authorization to enter into an agreement with Health Advocates Network, Inc. regarding licensed practical nurse and certified nursing assistant services for Shaker Place Rehabilitation and Nursing Center in an amount not to exceed \$1,000,000 over a three-year term commencing March 1, 2023 and ending February 28, 2026, and

WHEREAS, The Executive Director, in collaboration with the County Purchasing Agent, issued a request for proposals regarding licensed practical nurse and certified nursing assistant services and 12 proposals were received, and

WHEREAS, The Executive Director reviewed said bids and recommended awarding a contract to Health Advocates Network, Inc. as a qualified bidder, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Health Advocates Network, Inc., Boca Raton, FL 33431 regarding licensed practical nurse and certified nursing assistant services for Shaker Place Rehabilitation and Nursing Center in an amount not to exceed \$1,000,000 over a three-year term commencing March 1, 2023 and ending February 28, 2026, 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. 213

**AMENDING RESOLUTION NO. 113 FOR 2021 AS AMENDED BY
RESOLUTION NO. 458 FOR 2021 REGARDING PREVENTION EDUCATION**

Introduced: 6/12/23
By Law Committee:

WHEREAS, By Resolution No. 113 for 2021, this Honorable Body authorized 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, By Resolution No. 458 for 2021, this Honorable Body authorized an amendment to the agreement to include an additional \$30,000 to reflect a new total amount of \$196,750 and to incorporate the additional funding into the 2021 Crime Victim and Sexual Violence Center Budget, and

WHEREAS, The Director of the Crime Victim and Sexual Violence Center has requested to amend the agreement with the New York State Department of Health, Bureau of Women, Infant and Adolescent Health to reflect a nine-month grant extension with an additional \$147,563, now, therefore, be it

RESOLVED, By the Albany County Legislature that Resolution No. 113 for 2021 as amended by Resolution No. 458 for 2021 is hereby amended to include an additional \$147,563 for a new total amount of \$344,313, and, be it further

RESOLVED, That Resolution No. 113 for 2021 as amended by Resolution No. 458 for 2021 is also amended to reflect a term ending date of October 31, 2024, and, be it further

RESOLVED, That the County Attorney is authorized to approve said amendments 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. 214

**AMENDING THE 2023 CRIME VICTIM AND SEXUAL VIOLENCE CENTER
BUDGET: STAFF ADJUSTMENTS**

Introduced: 6/12/23

By Law Committee:

WHEREAS, The Director of the Crime Victim and Sexual Violence Center has requested an amendment to the 2023 Crime Victim and Sexual Violence Center Budget to comport with the finalized collective bargaining agreement between the County and CSEA Local 1000 which was approved by the Albany County Legislature by Resolution No. 137 for 2023, now, therefore, be it

RESOLVED, By the Albany County Legislature, that the 2023 Crime Victim and Sexual Violence Center Budget is hereby amended as indicated on the spreadsheet annexed hereto, 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.

APPROPRIATIONS									
BUDGET LINE					DESCRIPTION	INCREASE	DECREASE	UNIT COST	DEPARTMENT NAME
FUND	ORG	OBJ	FOR POSITIONS ONLY						
			STATE	POS.	POSITION				
			CODE	CONTROL					
A9	4610	12232	001	450003	CLINICAL SUPERVISOR	\$4,220		\$71,545	CVSVC
A9	4610	12233	002	450024	CV THERAPIST(CHILD)	\$3,640		\$56,604	CVSVC
A9	4610	12233	001	450025	CV THERAPIST (CHILD)	\$3,657		\$57,055	CVSVC
A9	4610	12235	001	450005	CRIME VICTIMS THERAP	\$3,624		\$56,188	CVSVC
A9	4610	12237	001	450008	CRIME VICTIM CASEWOR	\$3,272		\$47,134	CVSVC
A9	4610	12237	002	450009	CRIME VICTIM CASEWORKER	\$3,256		\$46,718	CVSVC
A9	4610	12237	003	450010	CRIME VICTIM CASEWOR	\$3,288		\$47,550	CVSVC
A9	4610	12237	004	450011	CRIME VICTIM CASEWOR	\$3,289		\$47,559	CVSVC
A9	4610	12237	005	450012	CRIME VICTIM CASEWOR	\$3,320		\$48,369	CVSVC
A9	4610	12238	001	450018	SUPERVISING CV CSWKR	\$3,788		\$60,432	CVSVC
A9	4610	12240	001	450027	CRIME VICT CASE MGR	\$3,472		\$52,688	CVSVC
A9	4610	12240	002	450028	CRIME VICT CASE MGR	\$3,872		\$52,688	CVSVC
A9	4610	12243	001	450029	COMMUNITY EDU COOR	\$3,570		\$54,801	CVSVC
A9	4610	12244	001	450033	COMMUNITY ENGAGEMENT LIAISON	\$2,345		\$45,452	CVSVC
A9	4610	12254	001	450020	VOLUNT PROG COOR	\$3,207		\$45,452	CVSVC
A9	4610	12277	001	450030	CAMPUS SERVICE COOR	\$3,316		\$48,261	CVSVC
A9	4610	12231	001	450032	HUMAN TRAFFICKING COORDINATOR	\$3,904		\$53,120	CVSVC
A9	4610	19954			Enhanced	\$25,500			
A9	4610	19030			Social Security	\$6,467			
	A0599				Appropriated Fund Balance			\$42,142	
	A96100	44252			Medical Services Therapy			\$48,865	
TOTAL APPROPRIATIONS						<u>\$91,007</u>	<u>\$91,007</u>		

ESTIMATED REVENUES									
BUDGET LINE					DESCRIPTION	INCREASE	DECREASE	UNIT COST	DEPARTMENT NAME
FUND	ORG	OBJ	FOR POSITIONS ONLY						
			STATE	POS.	POSITION				
			CODE	CONTROL					
A	0000	00000	000	000000					
TOTAL REVENUES						<u>\$0</u>	<u>\$0</u>		
GRAND TOTAL						<u>\$91,007</u>	<u>\$91,007</u>		

RESOLUTION NO. 215

**AMENDING RESOLUTION NO. 151 FOR 2019 REGARDING THE
STATEWIDE EXPANSION OF THE HURRELL-HARRING SETTLEMENT**

Introduced: 6/12/23
By Law Committee:

WHEREAS, By Resolution No. 151 for 2019, this Honorable Body authorized an agreement with the New York State Office of Indigent Legal Services regarding the statewide implementation of the Hurrell-Harring settlement in the amount of \$26,264,402 for the term commencing April 1, 2018 and ending March 31, 2023, and

WHEREAS, The Public Defender has requested to amend the term of the agreement to reflect an ending date of March 31, 2024 rather than March 31, 2023, now, therefore, be it

RESOLVED, By the Albany County Legislature that Resolution No. 151 for 2019 is hereby amended to reflect a term ending date of March 31, 2024, and, be it further

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

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

RESOLUTION NO. 216

AMENDING RESOLUTION NO. 74 FOR 2022 REGARDING THE THIRD COUNSEL AT FIRST APPEARANCE GRANT

Introduced: 6/12/23

By Law Committee:

WHEREAS, By Resolution No. 74 for 2022, this Honorable Body authorized an agreement with the New York State Office of Indigent Legal Services regarding the Third Counsel at First Appearance grant in the amount of \$749,700 for the term commencing January 1, 2020 and ending December 31, 2022, and

WHEREAS, The Public Defender has requested to amend the term of the agreement to reflect an ending date of December 31, 2024 rather than December 31, 2022, now, therefore, be it

RESOLVED, By the Albany County Legislature that Resolution No. 74 for 2022 is hereby amended to reflect a term ending date of December 31, 2024, and, be it further

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

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

RESOLUTION NO. 217

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES REGARDING THE FOURTH COUNSEL AT FIRST APPEARANCE GRANT

Introduced: 6/12/23

By Law Committee:

WHEREAS, The Public Defender has requested authorization to enter into an agreement with the New York State Office of Indigent Legal Services regarding the Fourth Counsel at First Appearance grant in the amount of \$749,700 for the term commencing January 1, 2023 and ending December 31, 2025, and

WHEREAS, The Public Defender has indicated that this grant will allow for the continuation of the Counsel at First Appearance program, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized enter into an agreement with the New York State Office of Indigent Legal Services regarding the Fourth Counsel at First Appearance grant in the amount of \$749,700 for the term commencing January 1, 2023 and ending December 31, 2025, 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. 218

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING THE AID TO DEFENSE PROGRAM

Introduced: 6/12/23

By Law Committee:

WHEREAS, The Public Defender has requested authorization to enter into an agreement with the New York State Division of Criminal Justice Services regarding the Aid to Defense Program in the amount of \$42,738 for the term commencing April 1, 2022 and ending March 31, 2023, and

WHEREAS, The Public Defender has indicated that the funding will be used to support enhanced defense services designed to expedite the processing of serious and violent felony cases through the court system, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Division of Criminal Justice Services regarding the Aid to Defense Program in the amount of \$42,738 for the term commencing April 1, 2022 and ending March 31, 2023, 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. 219

AMENDING RESOLUTION NO. 258 FOR 2018 REGARDING THE TOBACCO ENFORCEMENT PROGRAM

Introduced: 6/12/23
By Health Committee:

WHEREAS, By Resolution No. 258 for 2018, this Honorable Body authorized an agreement with the New York State Department of Health to continue enforcement provisions of the Adolescent Tobacco Use Prevention Act and the Clean Indoor Air Act for a term commencing April 1, 2018 through March 31, 2023 in an amount not to exceed \$466,735, and

WHEREAS, The Commissioner of Health has indicated that the New York State Department of Health as issued a 12-month extension of the Tobacco Enforcement Program at current funding levels of \$93,347 per year, and

WHEREAS, The Commissioner has requested an amendment to the agreement with New York State Department of Health in the amount of \$93,347 to reflect a new total amount of \$560,082, and

WHEREAS, The Commissioner has also requested to amend the agreement to reflect an ending date of March 31, 2024, rather than March 31, 2023, now, therefore, be it

RESOLVED, By the Albany County Legislature that Resolution No. 258 for 2018 is hereby amended in the amount of \$93,347 to reflect a new total amount of \$560,082, and, be it further

RESOLVED, That Resolution No. 258 for 2018 is further amended to reflect an ending date of March 31, 2024, rather than March 31, 2023, and, be it further

RESOLVED, That the County Attorney is authorized to approve said amendments 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. 220

AMENDING RESOLUTION NO. 440 FOR 2022 REGARDING THE CLOSING THE GAP WITH SOCIAL DETERMINANTS OF HEALTH GRANT

Introduced: 6/12/23

By Health Committee:

WHEREAS, By Resolution No. 440 for 2022, this Honorable Body authorized an agreement with the Centers for Disease Control and Prevention regarding the Closing the Gap with Social Determinants of Health Grant in an amount of \$125,000 for a term commencing September 20, 2022 and ending September 29, 2023, and

WHEREAS, The Commissioner of Health has requested authorization to amend the agreement to reflect a term ending March 31, 2024 rather than September 29, 2023, now, therefore, be it

RESOLVED, That Resolution No. 440 for 2022 is amended to reflect a term ending March 31, 2024 rather than September 29, 2023, and, be it further

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

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

RESOLUTION NO. 221

AMENDING RESOLUTION NO. 371 FOR 2020 REGARDING THE 2020 STATE HOMELAND SECURITY PROGRAM GRANT

Introduced: 6/12/23
By Health Committee:

WHEREAS, By Resolution No. 371 for 2020, this Honorable Body authorized an agreement with the New York State Division of Homeland Security and Emergency Services in order to accept FY 2020 State Homeland Security Program funding in the amount of \$506,242 for the term commencing September 1, 2020 and ending August 31, 2023, and

WHEREAS, The Department of Health received \$321,563 of the aforementioned funding in order to support the continued coordination of emergency preparedness programs in the County, and

WHEREAS, The Commissioner of Health has requested authorization to amend the agreement to reflect a term ending August 31, 2024 rather than August 31, 2023 in order to allow for the completion of projects that support efforts to prevent and respond to terrorism and other catastrophic events, now, therefore, be it

RESOLVED, That Resolution No. 371 for 2020 is amended to reflect a term ending August 31, 2024 rather than August 31, 2023, and, be it further

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

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

RESOLUTION NO. 222

**AUTHORIZING AN AGREEMENT WITH THE CAPITAL DISTRICT
TRANSPORTATION COMMITTEE REGARDING THE DEVELOPMENT OF
A COMPLETE STREETS SYMPOSIUM**

Introduced: 6/12/23
By Health Committee:

WHEREAS, The Commissioner of Health has requested authorization to enter into an agreement with the Capital District Transportation Committee (CDTC) regarding development and implementation of transportation and community plans that promote walking in an amount not to exceed \$20,000 for a term commencing August 1, 2023 and ending March 31, 2024, and

WHEREAS, The Commissioner has indicated CDTC will convene a Complete Streets Symposium to help transportation planning practitioners and decision makers identify and overcome barriers to implementing Complete Streets which are designed and operated to enable safe access for all users, and

WHEREAS, The Commissioner has indicated that this contract will be funded by the Closing the Gap with Social Determinants of Health Accelerator Plans Grant funding, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Capital District Transportation Committee regarding development and implementation of transportation and community plans that promote walking in an amount not to exceed \$20,000 for a term commencing August 1, 2023 and ending March 31, 2024, 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. 223

AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT REGARDING THE ALBANY COUNTY DEPARTMENT OF HEALTH'S SOCIAL DETERMINANTS OF HEALTH ACCELERATOR PLAN

Introduced: 6/12/23
By Health Committee:

WHEREAS, The Commissioner of Health has requested authorization to enter into an intergovernmental agreement with the cities of Albany, Cohoes, and Watervliet regarding the Albany County Department of Health's Social Determinants of Health (SDOH) Accelerator Plan in an amount not to exceed \$15,000, with \$5,000 going to each city, for the term commencing September 29, 2022 and ending September 29, 2023, and

WHEREAS, The Commissioner has indicated that the cities will attend the Complete Streets Symposium workshop, assist with applicable Community Health assessment and Group Evaluation Assessment indicators, promote resident participation in a SDOH survey, assist with implementing a SDOH focus group, and provide resulting feedback to inform the SDOH Accelerator Plan, and

WHEREAS, The Commissioner has indicated that this contract will be funded by the Closing the Gap with Social Determinants of Health Accelerator Plans Grant funding, now, therefore, be it

RESOLVED, By the Albany County Legislature, that the County Executive is authorized to enter into an intergovernmental agreement with the cities of Albany, Cohoes, and Watervliet regarding the Albany County Department of Health's Social Determinants of Health Accelerator Plan in an amount not to exceed \$15,000, with \$5,000 going to each city, for the term commencing September 29, 2022 and ending September 29, 2023, 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. 224

AUTHORIZING AN AGREEMENT WITH NEW YORK STATE DEPARTMENT OF HEALTH REGARDING PUBLIC HEALTH STRENGTHENING INFRASTRUCTURE, WORKFORCE AND DATA SYSTEMS FUNDING

Introduced: 6/12/23
By Health Committee:

WHEREAS, The Commissioner of Health has requested authorization to enter into an agreement with the New York State Department of Health regarding Public Health Strengthening Infrastructure, Workforce and Data Systems funding in an amount not to exceed \$171,778 per year, for a total amount of \$858,886, for the term commencing December 1, 2022 and ending November 30, 2027, and

WHEREAS, The Commissioner indicated this funding, which is sponsored by the Centers for Disease Control and Prevention, will be used for the hiring and retention of staff, staff training and education, and office upgrades, including updating equipment and software, 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 regarding Public Health Strengthening Infrastructure, Workforce and Data Systems funding in an amount not to exceed \$171,778 per year, for a total amount of \$858,886, for the term commencing December 1, 2022 and ending November 30, 2027, and, be it further

RESOLVED, That the Albany 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. 225

**AUTHORIZING AN AGREEMENT WITH MALLINCKRODT PLC
REGARDING NEW YORK OPIOID SETTLEMENT FUNDS**

Introduced: 6/12/23
By Health Committee:

WHEREAS, The Director of the Department of Mental Health has requested authorization to enter into an agreement with Mallinckrodt PLC to accept settlement funding from the New York State Opioid Settlement Fund in the amount of \$24,863, and

WHEREAS, The Director has indicated the funding will be used to address substance use prevention, treatment, harm reduction, and recovery service needs in Albany County, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Mallinckrodt PLC, United Kingdom to accept settlement funding from the New York State Opioid Settlement Fund in the amount of \$24,863, 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. 226

AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE DEPARTMENT OF HOMELAND SECURITY AND THE FEDERAL EMERGENCY MANAGEMENT AGENCY REGARDING THE 2023 PORT SECURITY GRANT PROGRAM INITIATIVE

Introduced: 6/12/23

By Public Safety Committee:

WHEREAS, The Albany County Sheriff has requested authorization for the submission of a grant application to the Department of Homeland Security, Federal Emergency Management Agency, and Grant Programs Directorate regarding the 2023 Port Security Grant Program Initiative in an amount up to \$1,000,000 for the term commencing October 1, 2023 and ending September 30, 2026, and

WHEREAS, The Sheriff has indicated that this funding, which requires a 25% County match, will be used to enhance maritime security through cybersecurity and protection of soft targets and crowded places in alignment with the U.S. Coast Guard Captain of Port Risk Assessment, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to submit a grant application to the Department of Homeland Security, Federal Emergency Management Agency, and Grant Programs Directorate regarding the 2023 Port Security Grant Program Initiative in an amount up to \$1,000,000 for the term commencing October 1, 2023 and ending September 30, 2026, 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. 227

AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE 2022 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT – TARGETED PROGRAM

Introduced: 6/12/23

By Public Safety Committee:

WHEREAS, The Albany County Sheriff has requested authorization for the submission of a grant application to the New York State Division of Homeland Security and Emergency Services regarding the 2022 Statewide Interoperability Communications Grant – Targeted Program in an amount up to \$6,000,000 for a four year term, and

WHEREAS, The Sheriff has indicated that no County match is required and that the New York State Division of Homeland Security and Emergency Services funding, if awarded, will be used for the implementation of regional connectivity via radio system core, connecting Albany, Schenectady and Rensselaer Counties, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to submit a grant application to the New York State Division of Homeland Security and Emergency Services regarding the 2022 Statewide Interoperability Communications Grant – Targeted Program in an amount up to \$6,000,000 for a four year term, 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. 228

AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO AND AN AGREEMENT WITH THE NEW YORK STATE CANAL CORPORATION REGARDING REIMBURSEMENT FOR MARINE PATROL SERVICES

Introduced: 6/12/23

By Public Safety Committee:

WHEREAS, The Albany County Sheriff has requested authorization for the submission of a grant application to and an agreement with the New York State Canal Corporation regarding reimbursement for marine patrol services in the amount of \$8,000 for the term commencing April 1, 2023 and ending March 31, 2024, and

WHEREAS, The Sheriff has indicated that this funding, which requires a 25% County match, will be used to recuperate a portion of the funds spent on the patrolling of Albany County waterways which are contiguous to the New York State Canal System, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to submit a grant application to and enter into an agreement with the New York State Canal Corporation regarding reimbursement for marine patrol services in the amount of \$8,000 for the term commencing April 1, 2023 and ending March 31, 2024, and, be it further

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

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

RESOLUTION NO. 229

AUTHORIZING AN AGREEMENT WITH NORTHERN RIVERS FAMILY OF SERVICES REGARDING RAISE THE AGE ENHANCED CASE MANAGEMENT AND COMMUNITY SUPPORT

Introduced: 6/12/23

By Public Safety Committee:

WHEREAS, The Director of the Probation Department has requested authorization to enter into an agreement with Northern Rivers Family of Services regarding case management services to the Raise the Age population in an amount not to exceed \$200,000 for a term commencing April 1, 2023 and ending March 31, 2024, and

WHEREAS, The Director has indicated that Northern Rivers Family of Services was awarded the contract in 2022 and this contract is the first of two one-year renewals with Northern Rivers Family of Services, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Northern Rivers Family of Services, Albany, NY 12208 regarding case management services to the Raise the Age population in an amount not to exceed \$200,000 for a term commencing April 1, 2023 and ending March 31, 2024, 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. 230

**AUTHORIZING INTERGOVERNMENTAL AGREEMENTS REGARDING
THE UPGRADING OF VOLUNTEER FIRE TRAINING TOWERS**

Introduced: 6/12/23

By Public Safety Committee, Beston, Clay, Commisso, Domalewicz and Efekoro:

WHEREAS, The County Executive has requested authorization to enter into intergovernmental agreements with the local volunteer fire departments in the Town of Colonie, the Town of Guilderland and the hilltowns in an amount not to exceed \$900,000, with \$300,000 going to the Town of Colonie, \$500,000 going to the Town of Guilderland and \$100,000 going to the hilltowns, and

WHEREAS, The County Executive has indicated that these volunteer fire departments are in desperate need of financial support to close the gap, in combination with local and state funds, to complete the upgrades to their training facilities to ensure personnel are well prepared for their duties, as well as to assist in recruitment and retention of volunteers, and

WHEREAS, The County Executive has indicated that the funding will come from the Albany County Improvement Initiative, now, therefore, be it

RESOLVED, By the Albany County Legislature, that the County Executive is authorized to enter into intergovernmental agreements with the local volunteer fire departments in the Town of Colonie, the Town of Guilderland and the hilltowns in an amount not to exceed \$900,000, with \$300,000 going to the Town of Colonie, \$500,000 going to the Town of Guilderland and \$100,000 going to the hilltowns, 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 the resolution the appropriate County Officials.

RESOLUTION NO. 231

APPROVING THE DEPARTMENT OF PUBLIC WORKS COLLECTIVE BARGAINING AGREEMENT WITH CSEA LOCAL 1000 – DEPARTMENT OF PUBLIC WORKS LOCAL 801 AND AMENDING THE 2023 ALBANY COUNTY BUDGET

Introduced: 6/12/23

By Personnel Committee:

WHEREAS, The Albany County Clerk has requested approval of an agreement with Civil Service Employees Association, Inc., Albany County Local 1000 – Department of Public Works Unit (the “Bargaining Unit”) on the terms and conditions of employment for the period of January 1, 2022 through December 31, 2027, and

WHEREAS, Under the terms of the agreement, employees of the Bargaining Unit will receive a 2% raise for the year 2022, retroactive to January 1, 2022 and a \$2,500 signing bonus to each member of the bargaining unit; a 2% salary increase for 2023, retroactive to January 1, 2023; a 3% salary increase for 2024; a 3% salary increase for 2025; a 3% salary increase for 2026; and a 3% salary increase for 2027, and

WHEREAS, Other terms and conditions of employment were modified in accordance with the annexed Memorandum of Understanding, as ratified by the membership of the Bargaining Unit, now, therefore, be it

RESOLVED, By the Albany County Legislature that the terms and conditions of employment set forth in the collective bargaining agreement between the County of Albany and the Bargaining Unit is approved as modified by the Memorandum of Understanding annexed hereto, and, be it further

RESOLVED, That the 2023 Albany County Budget is hereby amended to accommodate said agreement as indicated in the spreadsheet annexed hereto, 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.



CAPITAL REGION OFFICE
1 Lear Jet Lane, Suite 2
Latham, New York 12110
Office: 518-782-4400 • Fax: 518-785-4595

Stay Union ★ Stay Strong

RONALD BRIGGS **SHANA DAVIS** **SCOTT GARTLAND** **DANIELLE KILMER** **MICHAEL GARFOLO** **CYNTHIA STILES** **STACEY DEYO** **DENISE WARREN**
Capital Region President Executive Vice President 1st Vice President 2nd Vice President 3rd Vice President Secretary Treasurer Capital Region Director

March 6, 2023

VIA EMAIL AND FIRST-CLASS MAIL
Email: Peter.Apostol@albanycounty.ny.gov


Peter Apostol, Esq.
Director of Employee Relations
Albany County
112 State Street, 9th Floor
Albany, New York 12207

Dear Director Apostol:

Please be advised the CSEA membership of our Albany County Department of Public Works Unit, #6000-01, voted to ratify the attached Memorandum of Understanding for the January 1, 2022 – December 31, 2027, successor Collective Bargaining Agreement.

Please notify me upon approval of same by the Albany County Legislature. Should you have any questions, please do not hesitate to contact me.

Thank you in advance for your attention to this matter.

Sincerely,

Virginia M. O'Brien
Labor Relations Specialist

VO/vs

Enclosures

- cc: D. Warren, Region Director (*Via Email Only w/o Encl.*)
T. Edwards, Local President (*Via Email Only w/o Encl.*)
E. Pizzigati, Unit President (*Via Email Only w/Encl.*)
S. Duncan, Deputy Commissioner (*Via Email Only w/Encl.*)



MEMORANDUM OF UNDERSTANDING

MADE BY AND BETWEEN

THE COUNTY OF ALBANY AND CSEA, Local 1000 AFSCME, AFL-CIO
ALBANY COUNTY DEPARTMENT OF PUBLIC WORKS UNIT #6000-01,
ALBANY COUNTY LOCAL #801

February 23, 2023

The parties agree, subject to the approval by the Albany County Legislature and ratification by CSEA members of the bargaining unit, that all terms of the agreement that expired December 31, 2021 will continue forward except as modified below:

1. **DUES DEDUCTIONS AND UNION RIGHTS**

Amend; see ATTACHMENT "1".

Agreed 2.23.23 (PA)

2. **TERM OF AGREEMENT:**

The term of the collective bargaining agreement shall be January 1, 2022 through December 31, 2027.

Agreed 2.23.23 (PA)

3. **COMPENSATION:**

Amend **Article XIV Salaries**, p. 23, to read as follows:

1/1/2022 - 2% salary increase, retroactive to 1/1/2022, for all members of the bargaining unit on payroll on 1/1/2022.

One-time signing bonus payment of \$2,500 to all titles in the bargaining unit.

2.23.23 Agreed (PA)

Any retroactive salary increase shall be paid after ratification by both parties and signing of the final agreement. \$2,500 signing bonus will be paid in separate check from payroll no more than two pay periods after ratification and signing of the final agreement by both parties.

1/1/2023 - 2% salary increase, retroactive to 1/1/2023 and applied after all titles in the bargaining unit receive \$1.50 increase to base salary, including starting salary and steps in the Salary Schedule and salaries of each current employee.

1/1/2024 - 3% salary increase

1/1/2025 - 3% salary increase

2.23.23 #1.25 with 4-6 years long gone down to \$500.- (PA)

DPW Unit Counter - \$1.50 increase to base if longevity starts 2024 1/8

Clarify increase application on Salary schedule (PA)

1/1/2026 - 3% salary increase

1/1/2027 - 3% salary increase

Longevity: Amend **Appendix A Longevity**, p. 49 to read as follows:

Effective January 1, 2023: 1.1.2024 2-2-23 (PK)

Years of Continuous Service	Amount per Year
<u>4-6 years</u>	\$750 \$500
<u>7-10 years</u>	\$1000
<u>11-15 years</u>	\$1500 1250
<u>15-19 years</u>	\$2000
<u>20+ years of service</u>	\$4000

2-23-23
(PK)

Longevity shall be paid the last pay period of the month in which the employee's anniversary date falls.

All increases applied under this section shall apply to those employees on the payroll on or after the signing of this agreement and/or any employee who has transferred employment within Albany County or separated service due to retirement or disability since January 1, 2022.

Starting Salary and Step Schedules with base and percentage increases to be added as Attachment "2".

Overtime Incentive: Amend **Article IX Overtime** by adding new **Section 9 Winter Road Maintenance Season Overtime Incentive** on page 19 to read as follows:

The Winter Road Maintenance Season shall start November 15th of each year and continue through March 5th of the following year.

Agreed
2-23-23
(PK)

Effective November 15, 2022, any employee who is called in for overtime and works 75% to 90% of said overtime, he/she shall receive \$750.00. Any employee who is called in for overtime and works 91% to 100% of said overtime shall receive \$1000. Incentive pay shall be paid the first pay period after shift differential ends.

Special Crews: Amend Article XIX Working Conditions Section 3 Special Crews on page 35 to read as follows (all other language remains):

"Effective January 1, 2023, [w]hen it becomes necessary to establish "special crew", (bridge, carpenter, etc.) employees will be selected, after a ten (10) day posting period, by the Commissioner. The decision of the Commissioner will be binding and not subject to grievance procedure.

Those employees selected will receive \$.75 two dollars ^{1.50} \$2.00 per hour above their normal rate of pay while on "Special Crew".

A minimum of four (4) hours "Special Crew" pay is guaranteed for each employee for each shift. on a special crew assignment.

(STRIKE) In order to qualify for "Special Crew" rate, an employee must work more than one-half (1/2) of the workday on the Special Crew assignment.

If the employee selected is working out of title, the employee will also receive the appropriate out-of-title pay.

4. **LEAVE WITH PAY:**

Juneteenth: Amend Article VI Section 1(A), Holidays on page 6 to include Juneteenth as paid holiday.

5. **RETIREMENT HEALTH INSURANCE BENEFIT:**

Retirement Health Insurance Benefit: Amend Article X Health and Disability Insurance and Retirement Section 10 Retirement on page 24 to add subsection C to read as follows

C. Employees must have completed fifteen (15) years of service with the County to be eligible for continuation of health insurance in retirement.

6. **MISCELLANEOUS:**

Tool Allowance: Amend Article XXIII Miscellaneous Section 8 page 44 to reflect the following (all other language remains):

Agreed 2.23.23
if \$1.50
PA

PA

Clarify

Agreed 2.23.23
PA

Agreed 2.23.23
PA

Effective 1/1/2023 the tool allowance shall be increased to \$1350 each year of the contract.

2023 \$1350

2024 \$1350

2025 \$1350

2026 \$1350

2027 \$1350

Agreed
2-23-23
(PB)

Boot Allowance: Amend Article XXIII Miscellaneous Section 10 page 45 to include the following (all other language remains):

Effective 1/1/2022 [t]he County shall provide a boot allowance payable in the first pay period of May in each year of the agreement. The payment shall be made in check separate from payroll.

The payment schedule shall be as follows:

2022 - \$275

2023 - \$275

2024 - \$275

2025 - \$350

2026 - \$350

2027 - \$350

Agreed
2-23-23
no separate check
(PB)

Labor/Management Health & Safety: Amend Article XXIII Miscellaneous page 49, to create a new Section 21 to read as follows:

"Section 18. Labor Management Safety and Health Committee: Albany County and CSEA Telecommunicators Unit #6000-06 shall establish a Labor/Management Health and Safety Committee. The committee shall be composed of an equal number of representatives appointed by each party and shall be co-chaired by a CSEA and an Employer representative. The general responsibility of the committee will be to promote a safe and healthful workplace by recognizing hazards and recommending abatement of hazards and education programs. To fulfill this responsibility, the committee shall:

a. Meet at least quarterly.

b. Conduct inspections to find and evaluate hazards, and to offer recommendations for control of potential health and safety hazards.

c. Appoint members, as needed, from the area of concern from CSEA to go on inspections.

d. Receive copies of all injury and illness reports, lists of toxic materials and exposure records.

Agreed
2-23-23
(PB)


e. Promote health and safety education.

f. Maintain and review minutes of Health and Safety Committee meetings. Members of the Health and Safety Committee shall be allowed paid time off from their regular work while performing committee duties and shall also be allowed paid time off for training relating to health and safety."

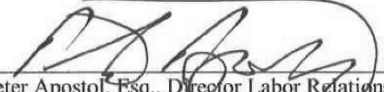
7. **OTHER/HOUSEKEEPING:** Correct Salary Schedule Equipment Operator II by reversing Steps 2 and 3. *County Proposal agreed upon 11.2022 - 15 minute window for call in, reduced from hour.* *Agreed 2-23-23*
Labor Management: *(PA)*

IN WITNESS WHEREOF, the parties hereto have caused this MOA to be signed by their respective representatives on this _____ day of February 2023.

THE COUNTY OF ALBANY



Scott Duncan, DPW Deputy Commissioner




Peter Apostol, Esq., Director Labor Relations


CSEA, Local 1000 AFSCME, AFL-CIO
ALBANY COUNTY DEPARTMENT OF
PUBLIC WORKS UNIT #6000-01



Ed Pizzigati, CSEA Unit President



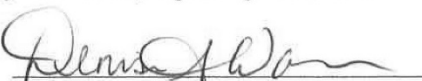
John Northrup, CSEA Unit Vice President



Timothy Sprung, CSEA Secretary/Treasurer



James Foland, Negotiating Team Member



Denise Warren, CSEA Region Director

ATTACHMENT "1"

1. **Amend Article II Dues Deduction, p. 4, to read as follows:**

The Employer shall deduct from the wages of employees and remit, at the end of each month, to CSEA, Inc., 143 Washington Avenue, Albany, New York 12210, regular membership dues and other authorized deductions for those employees who have signed the authorized payroll deductions. All deductions shall be identified by the employee's name and social security number. Such deductions shall be made in accordance with the authorization signed by the member and shall not be revocable unless CSEA notifies the Employer that they are no longer members.

2. **Strike Article III Dues Deduction Section 5. Agency Shop:** ~~The Employer agrees to comply with the New York State Civil Service Law, [as amended], in regard to agency shop deductions., p. 5~~

3. **Amend Article IV Union Rights, p. 6, to read as follows:**

Upon the hiring of a new employee, the Employer shall provide the Unit President and the CSEA Labor Relations Specialist the following information:

Employee's Name

Address

Job Title

Department and work location

Within thirty (30) days of providing the above-referenced notice, the Albany County Department of Public Works (DPW) shall allow CSEA to meet with a new employee for a reasonable amount of time, not to exceed forty-five (45) minutes, during his or her work time. There shall be no charge to the leave credits of both the new employee and/or the CSEA representative and the Employer's representative shall not be present unless specifically requested by CSEA.

The Union shall be entitled to receive all personnel information pertaining to the bargaining unit upon request. The DPW shall have a reasonable period to comply with the request.

ATTACHMENT "2" SALARY SCHEDULE (TO BE ADDED)

APPROPRIATIONS

	ACCOUNT NO.				RESOLUTION DESCRIPTION	INCREASE	DECREASE	UNIT COST	DEPARTMENT NAME
D	5110	1	6206	002	590002				
					CLERK 1	\$4,414.00		\$48,011.00	Public Works Dept
D	5110	1	7210	001	590129			\$52,910.00	Public Works Dept
					EQUIPMENT OPERATOR INSTRUCTOR	\$4,604.00			
D	5110	1	7210	002	590130			\$52,910.00	Public Works Dept
					EQUIPMENT OPERATOR INSTRUCTOR	\$4,604.00			
D	5110	1	7212	002	590014			\$42,973.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,218.00			
D	5110	1	7212	003	590015			\$42,973.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,218.00			
D	5110	1	7212	006	590018			\$44,437.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,275.00			
D	5110	1	7212	007	590019			\$50,129.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,496.00			
D	5110	1	7212	008	590020			\$42,973.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,218.00			
D	5110	1	7212	010	590022			\$50,129.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,496.00			
D	5110	1	7212	012	590024			\$44,658.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,284.00			
D	5110	1	7212	018	590030			\$50,129.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,496.00			
D	5110	1	7212	019	590031			\$42,973.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,218.00			
D	5110	1	7212	021	590033			\$44,658.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,284.00			
D	5110	1	7212	023	590035			\$44,658.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,284.00			
D	5110	1	7212	025	590037			\$50,129.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,496.00			
D	5110	1	7212	026	590038			\$50,129.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,496.00			
D	5110	1	7212	027	590039			\$44,437.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,275.00			
D	5110	1	7212	029	590041			\$50,129.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,496.00			
D	5110	1	7212	030	590042			\$42,973.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,218.00			
D	5110	1	7212	031	590043			\$50,129.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,496.00			
D	5110	1	7212	033	590045			\$45,389.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,312.00			
D	5110	1	7212	036	590121			\$50,129.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,496.00			
D	5110	1	7212	037	590122			\$42,973.00	Public Works Dept
					EQUIPMENT OPERATOR 1	\$4,218.00			
D	5110	1	7215	002	590047			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	004	590048			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	005	590049			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	006	590050			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	007	590051			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	008	590052			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	009	590053			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	011	590055			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	012	590056			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	013	590057			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	017	590061			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	018	590062			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	020	590064			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	021	590065			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	022	590066			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7215	023	590067			\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2	\$4,551.00			
D	5110	1	7217	001	590070			\$52,910.00	Public Works Dept
					EQUIPMENT OPERATOR 3	\$4,604.00			
D	5110	1	7217	002	590071			\$52,910.00	Public Works Dept
					EQUIPMENT OPERATOR 3	\$4,604.00			
D	5110	1	7217	003	590072			\$52,910.00	Public Works Dept
					EQUIPMENT OPERATOR 3	\$4,604.00			
D	5110	1	7217	005	590074			\$52,910.00	Public Works Dept
					EQUIPMENT OPERATOR 3	\$4,604.00			
D	5110	1	7217	007	590076			\$52,910.00	Public Works Dept
					EQUIPMENT OPERATOR 3	\$4,604.00			
D	5110	1	7217	008	590077			\$52,910.00	Public Works Dept
					EQUIPMENT OPERATOR 3	\$4,604.00			
D	5110	1	7217	011	590080			\$52,910.00	Public Works Dept
					EQUIPMENT OPERATOR 3	\$4,604.00			
D	5110	1	7217	012	590081			\$52,910.00	Public Works Dept
					EQUIPMENT OPERATOR 3	\$4,604.00			
D	5110	1	7217	013	590082			\$52,910.00	Public Works Dept
					EQUIPMENT OPERATOR 3	\$4,604.00			
D	5110	1	7234	001	590084			\$52,910.00	Public Works Dept
					AERIAL TOWER OPERATOR	\$4,604.00			
D	5110	1	7212	004	590016		\$1,674.00	\$44,437.00	Public Works Dept
					EQUIPMENT OPERATOR 1				
D	5110	1	7212	011	590023		\$1,615.00	\$42,973.00	Public Works Dept
					EQUIPMENT OPERATOR 1				
D	5110	1	7212	016	590028		\$1,674.00	\$44,437.00	Public Works Dept
					EQUIPMENT OPERATOR 1				
D	5110	1	7215	019	590063		\$2,937.00	\$51,532.00	Public Works Dept
					EQUIPMENT OPERATOR 2				
D	5110	1	7212	017	590029		\$1,615.00	\$42,973.00	Public Works Dept
					EQUIPMENT OPERATOR 1				
D	5110	8	9030			\$16,062.00		\$275,112.00	Public Works Dept
					Social Security				

D	5110	1	9954		Enhanced Pay	\$115,000.00		\$115,000.00	Public Works Dept
D	5110	1	9980		Boot Allowance	\$6,175.00		\$21,935.00	Public Works Dept
D	5110	1	9984		Crew Pay	\$1,500.00		\$1,500.00	Public Works Dept
D	5110	1	9900		Overtime	\$30,250.00		\$273,250.00	Public Works Dept

A		0	0599		Appropriated Fund Balance			\$47,190.00	
A9	6100	4	4252		Medical Service Therapy			\$331,750.00	

A9	9901	9	9901		Transfer other Funds	\$378,940.00			Interfund Transfer
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TOTAL APPROPRIATIONS \$767,395.00 \$388,455.00

ESTIMATED REVENUES

ACCOUNT NO.	RESOLUTION DESCRIPTION	DECREASE	INCREASE	UNIT COST	DEPARTMENT NAME
D5 5031 0 5031	Interfund Transfer (D Fund)		\$378,940.00		Interfund Transfer

TOTAL ESTIMATED REVENUES \$0.00 \$378,940.00

GRAND TOTALS \$767,395.00 \$767,395.00

RESOLUTION NO. 232

APPROVING THE DEPARTMENT OF GENERAL SERVICES COLLECTIVE BARGAINING AGREEMENT WITH CSEA LOCAL 1000 – DEPARTMENT OF GENERAL SERVICES LOCAL 801 AND AMENDING THE 2023 ALBANY COUNTY BUDGET

Introduced: 6/12/23

By Personnel Committee:

WHEREAS, The Albany County Clerk has requested approval of an agreement with Civil Service Employees Association, Inc., Albany County Local 1000 – Department of General Services Unit (the “Bargaining Unit”) on the terms and conditions of employment for the period of January 1, 2022 through December 31, 2027, and

WHEREAS, Under the terms of the agreement, employees of the Bargaining Unit will receive a 2% raise for the year 2022, retroactive to January 1, 2022 and a \$3,000 signing bonus to each member of the bargaining unit; a 2% salary increase for 2023, retroactive to January 1, 2023; a 3% salary increase for 2024; a 3% salary increase for 2025; a 3% salary increase for 2026; and a 3% salary increase for 2027, and

WHEREAS, Other terms and conditions of employment were modified in accordance with the annexed Memorandum of Understanding, as ratified by the membership of the Bargaining Unit, now, therefore, be it

RESOLVED, By the Albany County Legislature that the terms and conditions of employment set forth in the collective bargaining agreement between the County of Albany and the Bargaining Unit is approved as modified by the Memorandum of Understanding annexed hereto, and, be it further

RESOLVED, That the 2023 Albany County Budget is hereby amended to accommodate said agreement as indicated in the spreadsheet annexed hereto, 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.



CAPITAL REGION OFFICE
1 Lear Jet Lane, Suite 2
Latham, New York 12110
Office: 518-782-4400 • Fax: 518-785-4595

Stay Union ★ Stay Strong

RONALD BRIGGS **SHANA DAVIS** **SCOTT GARTLAND** **DANIELLE KILMER** **MICHAEL GARFOLO** **CYNTHIA STILES** **STACEY DEYO** **DENISE WARREN**
Capital Region President Executive Vice President 1st Vice President 2nd Vice President 3rd Vice President Secretary Treasurer Capital Region Director

April 11, 2023

VIA EMAIL AND FIRST-CLASS MAIL

Email: Peter.Apostol@albanycounty.ny.gov


Peter Apostol, Esq.
Director of Employee Relations
Albany County
112 State Street, 9th Floor
Albany, New York 12207

Dear Director Apostol:

Please be advised the CSEA membership of our Albany County Department of General Services Unit, #6000-05, voted to ratify the attached Memorandum of Understanding for the January 1, 2022 – December 31, 2027, successor Collective Bargaining Agreement.

Please notify me upon approval of same by the Albany County Legislature. Should you have any questions, please do not hesitate to contact me.

Thank you in advance for your attention to this matter.

Sincerely,

Virginia M. O'Brien
Labor Relations Specialist

Encl.
cc: D. Warren, Region Director (*Via Email Only w/o Encl.*)
A. Lashway, Unit President (*Via Email Only w/ Encl.*)
S. Allardice, Deputy Commissioner (*Via Email Only w/ Encl.*)



MEMORANDUM OF UNDERSTANDING

MADE BY AND BETWEEN
THE COUNTY OF ALBANY AND CSEA, Local 1000 AFSCME, AFL-CIO
ALBANY COUNTY DEPARTMENTS OF GENERAL SERVICES #6000-05
ALBANY COUNTY LOCAL 801
March 22, 2023

The parties agree, subject to the approval by the Albany County Legislature and ratification by the bargaining unit, that all terms of the agreement that expired December 31, 2021 will continue forward except as modified below:

1. DUES DEDUCTION AND UNION RIGHTS:

Amend; see Attachment "1"

2. TERM OF THE AGREEMENT:

The term of the collective bargaining agreement shall be January 1, 2022 through December 31, 2027.

3. COMPENSATION:

Amend **Article VII General Salary increase Section 1. Salary Increases**, p.4, to read as follows:

The Salary Schedule shall be increased as follows:

1/1/2022 – 2%, retroactive to 1/1/2022, plus one-time payment of \$3,000 per each member of the bargaining unit. Any retroactive salary increase shall be paid after ratification and signing of the final agreement by both parties. \$3,000 signing bonus shall be paid in separate check from payroll no more than two pay periods after ratification and signing of the final agreement by both parties.

1/1/2023 – 2%, retroactive to 1/1/2023*

1/1/2024 – 3%

1/1/2025 – 3%

1/1/2026 – 3%

1/1/2027 – 3%

*In addition to the above salary increases, employees in the title of Building Maintenance Mechanic, Senior Maintenance Mechanic, Building Maintenance Helper, and Security Guard

shall receive an additional 2% increase retroactive to 1/1/2023 (for a total of 4% increase in 2023 for those titles).

Amend Salary Schedules (to be added)

Amend **Article VII General Salary Increase Section 2. Longevity**, p. 5, to read as follows:

The following longevity chart shall be in effect January 1, 2023:

<u>YEARS OF COMPLETED SERVICE</u>	<u>AMOUNT</u>
<u>3-4</u>	<u>\$150</u>
<u>5-6</u>	<u>\$350</u>
<u>7-9</u>	<u>\$600</u>
<u>10-14</u>	<u>\$1000</u>
<u>15-19</u>	<u>\$1500</u>
<u>20+</u>	<u>\$3200</u>

The following longevity chart shall be in effect January 1, 2024:

<u>YEARS OF COMPLETED SERVICE</u>	<u>AMOUNT</u>
<u>3-4</u>	<u>\$150</u>
<u>5-6</u>	<u>\$350</u>
<u>7-9</u>	<u>\$600</u>
<u>10-14</u>	<u>\$1000</u>
<u>15-19</u>	<u>\$1500</u>
<u>20+</u>	<u>\$5000</u>

This will be an annual payment, which is not added to the base salary. Payment will be made on the last pay period of the month of the employee's anniversary date. There is no prorating longevity. Longevity is based on total service with Albany County in accordance with County policy.

All increases applied under this section shall apply to those employees on the payroll on or after the signing of this agreement and/or any employees who have transferred within Albany County or separated service due to retirement or disability since January 1, 2022.

4. ABSENCE WITH PAY:

Amend **Article VIII Absence with Pay Section 1(b) Holidays**, p.5, to include Juneteenth holiday.

Amend **Article VIII Absence with Pay Section 7(f) Leave for Bereavement**, p. 16 to read as follows:

Leave for bereavement: Employees shall be allowed three (3) days bereavement leave per death for those defined as the immediate family. Immediate family shall be defined as an employee's spouse, mother, father, child, brother, sister, or surrogate parent. The employee will be allowed one (1) day bereavement leave per death for grandparents, grandchildren, aunts, uncles, mother-in-law, father-in-law, sister-in-law, and brother-in-law. Bereavement leave shall not accumulate nor be liquidated by cash for unused bereavement leave at the time of separation, retirement or death.

For those employees who are living in the same household with an individual who is not related in the manner listed above, such employees shall be entitled to three (3) days bereavement leave upon the following conditions:

- 1).—~~The employee designates the name of such person with the County;~~
- 2).—~~The employee assumes the responsibility of updating such designation as changes occur;~~
~~and~~
- 3).—~~The County agrees to keep such information confidential.~~

5. RETIREMENT HEALTH INSURANCE BENEFIT:

Amend **Article XIII Health Insurance Section 5 Retirement**, p. 25, to read as follows:
The County shall continue the New York State Retirement Plan 75-i. Effective on or before April 1, 1997, the County shall provide benefits pursuant to Section 41-j of the Retirement and Social Security Law. Effective January 1, 2022, employees must have completed fifteen (15) years of continuous service with the County to be eligible for continuation of health insurance in retirement.

6. MISCELLANEOUS:

Amend **Article XXVII Miscellaneous** by adding **Section 20. a new Labor-Management Safety and Health Committee**, to read as follows:

Albany County Department of General Services and CSEA shall establish a Labor/Management

Health and Safety Committee. The committee shall be composed of an equal number of representatives appointed by each party and shall be co-chaired by a CSEA and an Employer representative. The general responsibility of the committee will be to promote a safe and healthful workplace by recognizing hazards and recommending abatement of hazards and education programs. To fulfill this responsibility, the committee shall:

- a. Meet at least quarterly.
- b. Conduct inspections to find and evaluate hazards, and to offer recommendations for control of potential health and safety hazards.
- c. Appoint members, as needed, from the area of concern from CSEA to participate in inspections.
- d. Receive copies of all injury and illness reports, lists of toxic materials and exposure records.
- e. Promote health and safety education.
- f. Maintain and review minutes of Health and Safety Committee meetings.

Members of the Health and Safety Committee shall be allowed paid time off from their regular work while performing committee duties and shall also be allowed paid time off for training relating to health and safety.

7. TITLES:

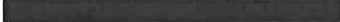
Amend **Appendix A**, p. 48 to reflect all titles in the bargaining unit.

8. OTHER:

IN WITNESS WHEREOF, the parties hereto have caused this MOU to be signed by their respective representatives on this 22nd day of March 2023.

THE COUNTY OF ALBANY

CSEA, Local 1000 AFSCME, AFL-CIO
ALBANY COUNTY DGS Unit #6000-05



Peter Apostol, Esq.
Director Labor Relations

Scott Allardice, Deputy Commissioner DGS

Anjolette Lashway, CSEA Unit President

3/22/23

Virginia O'Brien, Labor Relations Specialist

ATTACHMENT "1"

1. Amend **Article III Dues Deduction Section 1. Dues Deductions**, p. 1, to read as follows:
The Employer shall deduct from the wages of employees and remit, at the end of each month, to CSEA, Inc., 143 Washington Avenue, Albany, New York 12210, regular membership dues and other authorized deductions for those employees who have signed the authorized payroll deductions. All deductions shall be identified by the employee's name and social security number. Such deductions shall be made in accordance with the authorization signed by the member and shall not be revocable unless CSEA notifies the Employer that they are no longer members.
2. Strike **Article III Dues Deduction Section 2. Agency Shop**: The Employer agrees to comply with the New York State Civil Service Law, [as amended], in regard to agency shop deductions.
3. Amend **Article IV Union Rights**, p. 3, to add new **Section 2** to read as follows:
Upon the hiring of a new employee, the Employer shall provide the Unit President and the CSEA Labor Relations Specialist the following information:

Employee's Name

Address

Job Title

Department and work location

Within thirty (30) days of providing the above-referenced notice, the Albany County Departments of Social Services; Children, Youth & Families; Aging shall allow CSEA to meet with a new employee for a reasonable amount of time, not to exceed forty-five (45) minutes, during his or her work time. There shall be no charge to the leave credits of both the new employee and/or the CSEA representative and the Employer's representative shall not be present unless specifically requested by CSEA.

The Union shall be entitled to receive all personnel information pertaining to the bargaining unit upon request. The Department shall have a reasonable period to comply with the request.

ATTACHMENT "2" SALARY SCHEDULES (to be added)

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APPROPRIATIONS						
BUDGET LINE			DESCRIPTION	INCREASE	DECREASE	UNIT COST
FUND	ORG	OBJ	FOR POSITIONS ONLY			
			STATE POS. CODE	POSITION CONTROL		
A91164	18147	001	680005	CUSTODIAL WORKER	\$1,570.00	\$40,402.00
A91164	18147	002	680006	CUSTODIAL WORKER	\$1,570.00	\$40,402.00
A91164	18147	003	680036	CUSTODIAL WORKER	\$1,570.00	\$40,402.00
A91164	18147	004	680037	CUSTODIAL WORKER	\$1,570.00	\$40,402.00
A91164	18147	005	680038	CUSTODIAL WORKER	\$1,570.00	\$40,402.00
A91164	18147	006	680039	CUSTODIAL WORKER	\$1,570.00	\$40,402.00
A91164	18147	007	680040	CUSTODIAL WORKER	\$1,570.00	\$40,402.00
A91164	18147	008	680041	CUSTODIAL WORKER	\$1,570.00	\$40,402.00
A91610	16102	001	300010	ACCOUNT CLERK I	\$1,733.00	\$44,605.00
A91620	14415	001	310012	SECURITY GUARD	\$2,570.00	\$44,821.00
A91620	14415	004	310015	SECURITY GUARD	\$2,570.00	\$44,822.00
A91620	14415	005	310016	SECURITY GUARD	\$2,570.00	\$44,821.00
A91620	14415	006	310017	SECURITY GUARD	\$2,571.00	\$44,828.00
A91620	14415	007	310018	SECURITY GUARD	\$2,657.00	\$46,335.00
A91620	14415	008	310019	SECURITY GUARD	\$2,745.00	\$47,886.00
A91620	14415	011	310022	SECURITY GUARD	\$2,571.00	\$44,828.00
A91620	14415	012	310023	SECURITY GUARD	\$2,571.00	\$44,828.00
A91620	14415	013	310024	SECURITY GUARD	\$2,570.00	\$44,821.00
A91620	14415	014	310025	SECURITY GUARD	\$2,570.00	\$44,821.00
A91620	14415	015	310026	SECURITY GUARD	\$2,570.00	\$44,822.00
A91620	14415	016	310027	SECURITY GUARD	\$2,571.00	\$44,828.00
A91620	14415	017	310028	SECURITY GUARD	\$2,571.00	\$44,828.00
A91620	14415	018	310029	SECURITY GUARD	\$2,570.00	\$44,821.00
A91620	14415	019	310030	SECURITY GUARD	\$2,570.00	\$44,822.00
A91620	14415	020	310065	SECURITY GUARD	\$2,571.00	\$44,828.00
A91620	14415	021	310068	SECURITY GUARD	\$2,571.00	\$44,828.00
A91620	14422	003	310031	WATCHMAN	\$1,279.00	\$32,903.00
A91620	14422	004	310032	WATCHMAN	\$1,372.00	\$35,307.00
A91620	14422	001	310172	WATCHMAN	\$1,279.00	\$32,903.00
A91620	15501	001	310043	ADMINISTRATIVE AIDE	\$1,733.00	\$44,605.00
A91620	17125	001	310047	PAINTER	\$1,708.00	\$43,960.00

A91620	17135	001	310048	PLUMBER	\$2,069.00	\$53,254.00
A91620	17135	002	310049	PLUMBER	\$1,931.00	\$49,686.00
A91620	18112	001	310052	SENIOR MAINT MECH	\$2,604.00	\$45,419.00
A91620	18112	002	310053	SENIOR MAINT MECH	\$2,656.00	\$46,328.00
A91620	18114	001	310054	BUILDING MAINT MECH	\$2,204.00	\$38,453.00
A91620	18114	002	310055	BUILDING MAINT MECH	\$2,204.00	\$38,453.00
A91620	18114	004	310057	BUILDING MAINT MECH	\$2,204.00	\$38,453.00
A91620	18114	005	310058	BUILDING MAINT MECH	\$2,320.00	\$40,465.00
A91620	18114	006	310059	BUILDING MAINT MECH	\$2,204.00	\$38,453.00
A91620	18114	008	310061	BUILDING MAINT MECH	\$2,204.00	\$38,453.00
A91620	18114	009	310062	BUILDING MAINT MECH	\$2,204.00	\$38,453.00
A91620	18114	014	310067	BUILDING MAINT MECH	\$2,204.00	\$38,452.00
A91620	18116	001	310165	BUILDING MAINT HELP	\$1,796.00	\$31,316.00
A91620	18146	001	310081	CUSTODIAL WORK SUPER	\$895.00	\$23,017.00
A91620	18147	014	310099	CUSTODIAL WORKER	\$1,472.00	\$37,878.00
A91620	18147	015	310100	CUSTODIAL WORKER	\$1,570.00	\$40,402.00
A91620	18148	005	310102	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	006	310103	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	007	310104	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	011	310106	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	012	310107	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	013	310108	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	016	310111	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	022	310116	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	026	310119	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	027	310120	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	028	310121	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	043	310130	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	047	310134	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	050	310137	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	051	310138	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	053	310140	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	060	310147	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	061	310148	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	062	310155	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	064	310157	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	065	310158	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18148	066	310159	CUSTODIAL WORKER PT	\$633.00	\$16,276.00

A91620	18148	067	310160	CUSTODIAL WORKER PT	\$633.00	\$16,276.00
A91620	18403	001	310149	LABORER	\$1,325.00	\$34,091.00
A91620	18403	003	310151	LABORER	\$1,474.00	\$37,932.00
A91620	18404	003	300022	LABORER PT 20	\$645.00	\$16,590.00
A91620	18404	001	300025	LABORER PT 20	\$645.00	\$16,590.00
A91640	18192	002	320003	GARAGE ATTENDANT	\$1,200.00	\$30,891.00
A91640	18192	003	320004	GARAGE ATTENDANT PT	\$671.00	\$17,264.00
A91660	16514	001	330020	STORES CLERK	\$1,755.00	\$45,169.00
A91660	16604	001	330010	MAIL AND SUPPLY CLERK	\$1,558.00	\$40,097.00
A91660	16614	001	330011	MESSENGER	\$1,389.00	\$35,747.00
A91660	16614	004	330014	MESSENGER	\$1,224.00	\$31,482.00
A91660	16614	007	330017	MESSENGER	\$1,517.00	\$39,035.00
A91670	16614	002	340005	MESSENGER	\$1,226.00	\$31,531.00
A91670	17302	001	340008	ASST OFFSET PRINTING	\$1,806.00	\$46,480.00
A91670	18403	001	340010	LABORER	\$1,351.00	\$34,773.00
A91164	19954			Enhanced Pay	\$21,000.00	\$21,000.00
A91610	19954			Enhanced Pay	\$3,000.00	\$3,000.00
A91620	19954			Enhanced Pay	\$171,000.00	\$171,000.00
A91640	19954			Enhanced Pay	\$3,000.00	\$3,000.00
A91660	19954			Enhanced Pay	\$12,000.00	\$12,000.00
A91670	19954			Enhanced Pay	\$9,000.00	\$9,000.00
A91164	89030			Social Security	\$2,569.00	\$31,055.00
A91610	89030			Social Security	\$363.00	\$30,065.00
A91620	89030			Social Security	\$20,940.00	\$212,993.00
A91640	89030			Social Security	\$374.00	\$8,009.00
A91660	89030			Social Security	\$1,488.00	\$15,926.00
A91670	89030			Social Security	\$1,025.00	\$13,854.00
A0599				Appropriated Fund Balance		\$293,116.00
A96100	44252			Medical Services Therapy		\$83,352.00
TOTAL APPROPRIATIONS					\$376,468.00	\$376,468.00

ESTIMATED REVENUES						
BUDGET LINE			DESCRIPTION	INCREASE	DECREASE	UNIT COST
FUND	ORG	OBJ				
A	0000	00000				
			TOTAL REVENUES	<u>\$0.00</u>	<u>\$0.00</u>	
			GRAND TOTAL	<u>\$376,468.00</u>	<u>\$376,468.00</u>	

Division of Building Services
Division of Building Services
Division of Building Services
Division of Building Services
Division of Building Services

Division of Fleet Management
Division of Fleet Management

Central Supply Division
Central Supply Division
Central Supply Division
Central Supply Division
Central Supply Division

Central Printing Services
Central Printing Services
Central Printing Services

Unified Courts Administration
General Services Administration
Division of Building Services
Division of Fleet Management
Central Supply Division
Central Printing Services

Unified Courts Administration
General Services Administration
Division of Building Services
Division of Fleet Management
Central Supply Division
Central Printing Services

DEPARTMENT NAME

RESOLUTION NO. 233

AUTHORIZING A LEASE PAYMENT REGARDING THE CRIMINAL JUSTICE OUTREACH CENTER LOCATED AT 155 CLINTON AVENUE IN THE CITY OF ALBANY

Introduced: 6/12/23

By Audit and Finance Committee:

WHEREAS, By Resolution No. 70 for 2009, this Honorable Body authorized a Memorandum of Understanding and a lease agreement with the Albany Housing Authority for a payment of \$40,000 for office space at 155 Clinton Avenue which permits the District Attorney's Office to occupy the space rent free for five years and four months with a provision for one five-year renewal at a monthly rate of \$625, and

WHEREAS, By Resolution No. 495 for 2022, this Honorable Body authorized the payment authorized to make a payment in the amount of \$21,016 to the Albany Housing Authority regarding the continued use of office space at 155 Clinton Avenue in the City of Albany from March 1, 2021 through February 28, 2023, and

WHEREAS, The District Attorney's Office has requested authorization to enter into a lease agreement with the Albany Housing Authority regarding the continued use of office space at 155 Clinton Avenue in the City of Albany from March 1, 2019 through February 29, 2024 with a lease payment of \$10,000 for the first year with a 2% escalation for each successive year, with one five-year option to renew, now, therefore, be it

RESOLVED, By the Albany County Legislature that the District Attorney's Office is hereby authorized to enter into an agreement with the Albany Housing Authority regarding the continued use of office space at 155 Clinton Avenue in the City of Albany from March 1, 2019 through February 29, 2024, in an amount of \$10,000 for the first year with a 2% escalation for each successive year, with one five-year option to renew, 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. 234

AUTHORIZING THE DISTRIBUTION OF MORTGAGE TAXES FOR THE PERIOD OCTOBER 1, 2022 THROUGH MARCH 31, 2023

Introduced: 6/12/23

By Audit and Finance Committee:

WHEREAS, The joint report of the Albany County Division of Finance and the County Clerk of Albany County showing the collection of mortgage taxes for the period of October 1, 2022 through March 31, 2023 shows the Albany County Division of Finance has on hand for distribution the sum of \$4,254,067.77 which has been apportioned in the following manner:

Cities and Towns

City of Albany	\$901,631.67
City of Cohoes	157,711.93
City of Watervliet	78,584.44
Town of Berne	27,935.95
Town of Bethlehem	902,529.16
Town of Coeymans	75,492.90
Town of Colonie	1,359,632.78
Town of Green Island	19,494.33
Town of Guilderland	402,602.63
Town of Knox	28,745.44
Town of New Scotland	108,927.29
Town of Rensselaerville	21,962.94
Town of Westerlo	<u>32,321.70</u>
TOTAL	\$4,117,573.16

and

WHEREAS, Said report for the same period shows apportionment to the Towns of Coeymans, Colonie, Green Island, Guilderland and New Scotland, which pursuant to law, is required to be apportioned as between the said towns and villages therein, and the said officers have apportioned the same in the following manner:

Villages

Village of Ravena	\$12,747.33
Village of Colonie	59,678.27
Village of Menands	36,128.87
Village of Green Island	6,498.13
Village of Altamont	7,535.47

Village of Voorheesville

TOTAL

13,906.54
\$136,494.61

now, therefore, be it

RESOLVED, By the County Legislature of the County of Albany, that the Clerk of the County Legislature is directed to draw a warrant requiring the Director of Finance to pay to the City Treasurer of each of the cities named the amounts apportioned thereto, and to the Supervisors of the several towns, the amount due said towns, and to the Village Treasurers of said villages, the amounts apportioned thereto, 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. 235

AUTHORIZING AN AGREEMENT WITH KONICA MINOLTA REGARDING THE PURCHASE OF BALLOT PRINTERS FOR PRIMARY, GENERAL AND SPECIAL ELECTIONS

Introduced: 6/12/23

By Audit and Finance Committee:

WHEREAS, The Commissioners of the Board of Elections have requested authorization to enter into an agreement with Konica Minolta, LLC, regarding the purchase and support of ballot printers for Primary, General and Special Elections as part of the Board's in-house printing operation, in the amount of \$153,673 for a term commencing June 1, 2023 and ending May 31, 2025, and

WHEREAS, The Commissioners have indicated that Konica Minolta, LLC was selected as a National Cooperative Contract under Sourcewell, and therefore the department was not required to complete a Request for Proposals, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Konica Minolta, LLC, Warwick, RI 02866 regarding the purchase and support of Primary, General and Special Election ballot printers in the amount of \$153,673 for a term commencing June 1, 2023 and ending May 31, 2025, 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. 236

AMENDING THE 2023 WATER PURIFICATION BUDGET: EQUIPMENT REPAIR

Introduced: 6/12/23

By Audit and Finance Committee:

WHEREAS, The Director of the Water Purification District has indicated that cost increases for the Beaver Creek Phase II Project are necessary to fund the fabrication of custom sluice gate mounting plates, bypass pumping, and valve repairs needed to complete the gate installation work, and

WHEREAS, The Director has requested a budget amendment in order to continue with the Beaver Creek Phase II Project, now, therefore, be it

RESOLVED, By the Albany County Legislature, that the 2023 Water Purification Budget is hereby amended as follows:

Increase Revenue Account G0599 District Fund Balance by \$343,740

Increase Appropriation Account G8130.4 by \$343,740 by Increasing Line Item G8130 4 4070 Equipment Repair by \$343,740

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. 237

AMENDING THE 2023 ALBANY COUNTY BUDGET: NEW YORK STATE HEALTH CARE AND MENTAL HYGIENE WORKER BONUS PROGRAM – VESTING PERIOD III

Introduced: 6/12/23

By Audit and Finance Committee, Willingham and Miller:

WHEREAS, Resolution No. 342 for 2022 was adopted by this Honorable Body to accept funding for the New York State Health Care and Mental Hygiene Worker Bonus Program, and allocated \$1.2 billion in funding for payment of bonuses for certain frontline healthcare workers, and

WHEREAS, Resolution No. 509 for 2022 was adopted by this Honorable Body to amend the 2022 Albany County Budget regarding the second vesting period (April 1, 2022 – September 30, 2022) for the program, indicating that 318 claims were filed on behalf of employees totaling \$453,500 in bonus payments, and \$34,698 in FICA contributions, for a total of up to \$488,198, and

WHEREAS, The Commissioner of the Department of Management and Budget has requested authorization to amend the 2023 Albany County Budget regarding the third vesting period (October 1, 2022 – March 31, 2023) for the New York State Health Care and Mental Hygiene Worker Bonus Program, and

WHEREAS, The Commissioner has indicated that 83 claims have been filed on behalf of employees totaling \$105,000 in bonus payments, and \$8,041 in FICA contributions, for a total of up to \$113,041, and

WHEREAS, Once New York State has reviewed submitted claims on behalf of County employees, the County will receive payment from New York State and pay the bonuses to qualifying employees within 30 days, now, therefore, be it

RESOLVED, By the Albany County Legislature, that the 2023 Albany County Budget is hereby amended as indicated on the spreadsheet annexed hereto, 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. 238

RESCINDING THE CONVEYANCE OF REAL PROPERTY PURSUANT TO RESOLUTION NO. 398 FOR 2019 AND AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT NEW SALEM ROAD (TAX MAP NO. 82.-2-24) IN THE TOWN OF NEW SCOTLAND

Introduced: 6/12/23

By Audit and Finance Committee:

WHEREAS, By Resolution No. 398 for 2019, this Honorable Body authorized the conveyance of various parcels of real property acquired through in rem foreclosure to the Albany County Land Bank Corporation (the "Land Bank"), located at New Salem Road (Tax Map No. 82.-2-24) in the Town of New Scotland, and

WHEREAS, The New Salem Volunteer Fire Department, Inc., has expressed an interest in acquiring the parcel and has offered to pay \$1 for the property, and plans to use the parcel to support their mission by placing informational signs regarding activities that the fire department advertises, and

WHEREAS, The Albany County Real Property Disposition Plan, adopted by Resolution No. 29 for 2019, implemented procedures for properties to be discretionally conveyed by the County to not-for-profit entities for a public purpose, now, therefore, be it

RESOLVED, By the Albany County Legislature, that Resolution No. 398 for 2019 is hereby amended by rescinding the authorization to convey the parcel known as New Salem Road (Tax Map No. 82.-2-24) in the Town of New Scotland, and be it further

RESOLVED, That the County Executive is authorized to execute on behalf of the County any documents necessary to convey the parcel known as New Salem Road (Tax Map No. 82.-2-24) in the Town of New Scotland to the New Salem Volunteer Fire Department, Inc. Voorheesville, NY 12186, for the amount of \$1, 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. 239

AMENDING RESOLUTION NO. 506 FOR 2017 BY RESCINDING THE CONVEYANCE OF 343 FIRST STREET (TAX MAP NO. 65.56-3-61) IN THE CITY OF ALBANY AND AUTHORIZING THE CONVEYANCE OF THIS PROPERTY TO ANOTHER GRANTEE

Introduced: 6/12/23

By Audit and Finance Committee:

WHEREAS, By Resolution No. 506 for 2017, this Honorable Body authorized the conveyance of various parcels of real property acquired by the County through “in rem” delinquent tax foreclosure to the Albany County Land Bank Corporation including 343 First Street (Tax Map No. 65.56-3-61) in the City of Albany, and

WHEREAS, Due to confusion as to ownership of 343 First Street resulting from the Land Bank not taken record title to it as authorized by Resolution No. 506 of 2017, this property was erroneously deeded by a third party to Juan D. Albarracin thereby resulting in a title dispute between himself and the County, which dispute he is agreeable to resolving by his paying the County all expenses it has incurred with respect to this property in return for the County giving him a Quitclaim Deed to this property, and

WHEREAS, Under the circumstances it is in the best interest of the County to convey this property to Juan D. Albarracin and thereby recoup all the delinquent taxes and out of pocket expenses incurred by the County with respect to it amounting to \$20,328.14 now, therefore, be it

RESOLVED, By the Albany County Legislature, that Resolution No. 506 for 2017 is hereby amended by rescinding the authorization to convey 343 First Street (Tax Map No. 65.56-3-61) in the City of Albany to the Albany County Land Bank Corporation, and be it further

RESOLVED, That the County Executive is authorized to execute on behalf of the County any documents necessary to convey 343 First Street (Tax Map No. 65.56-3-61) in the City of Albany to Juan D. Albarracin, 174 Ridge Street, Newark, New Jersey, 07104 for the amount of all delinquent taxes and out of pocket expenses amounting to \$20,328.14 incurred by the County with respect to this property in return for the County giving him a Quitclaim Deed to the property and, be it further

RESOLVED, That Juan D. Albarracin shall be responsible for all closing costs and the 2023 Property Tax Bill for 343 First Street, 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. 240

RESCINDING THE CONVEYANCE OF REAL PROPERTY PURSUANT TO RESOLUTION NO. 481 FOR 2017 AND AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 17604 STEVENS ROAD (TAX MAP NO. 68.-1-59) IN THE TOWN OF KNOX

Introduced: 6/12/23

By Audit and Finance Committee:

WHEREAS, By Resolution No. 481 for 2017, this Honorable Body authorized the conveyance of various parcels of real property acquired through in rem foreclosure to the Albany County Land Bank Corporation (the "Land Bank"), including 17604 Stevens Road (Tax Map No. 68.-1-59) in the Town of Knox, and

WHEREAS, John A. Wright, the abutting property owner, has expressed an interest in acquiring the parcel and has offered to pay \$1,000 for the property and plans to combine the two parcels together, and

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

RESOLVED, By the Albany County Legislature, that Resolution No. 481 for 2017 is hereby amended by rescinding the authorization to convey 17604 Stevens Road (Tax Map No. 68.-1-59) in the Town of Knox, and, be it further

RESOLVED, That the County Executive is authorized to execute on behalf of the County any documents necessary to convey 17604 Stevens Road (Tax Map No. 68.-1-59) in the Town of Knox to John A. Wright for the amount of \$1,000, and, be it further

RESOLVED, That John A. Wright shall be responsible for all closing costs, and a pro-rated share of any current real property taxes which are owed on the property at 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. 241

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “F” FOR 2023: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING CHAPTER 106 OF THE ALBANY COUNTY CODE, SETTING FORTH REQUIREMENTS FOR LOCATION OF SUBSTANCE ABUSE TREATMENT FACILITIES WITHIN ALBANY COUNTY

Introduced: 6/12/23

By McLean Lane:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. “F” for 2023, “A Local Law of the County of Albany, New York Amending Chapter 106 of the Albany County Code, Setting Forth Requirements for Location of Substance Abuse Treatment Facilities within Albany County” to be held by the Albany County Legislature at 7:15 p.m. on Tuesday, July, 25, 2023, 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.

RESOLUTION NO. 242

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "G" FOR 2023: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING CHAPTER 242 OF THE ALBANY COUNTY CODE TO PROHIBIT THE USE SMOKING AND VAPING OF TOBACCO OR CANNABIS PRODUCTS AT COUNTY PROPERTIES AND IN COUNTY VEHICLES

Introduced: 6/12/23

By McLean Lane:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. "G" for 2023, "A Local Law of the County of Albany, New York Amending Chapter 242 of the Albany County Code to Prohibit the Use Smoking and Vaping of Tobacco or Cannabis Products at County Properties and in County Vehicles" to be held by the Albany County Legislature at 7:15 p.m. on Tuesday, July, 25, 2023, 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.

RESOLUTION NO. 243

APPOINTMENT OF A DIRECTOR TO FILL A VACANCY ON THE ALBANY COUNTY BUSINESS DEVELOPMENT CORPORATION BOARD OF DIRECTORS

Introduced: 6/12/23

By: Mr. Mauriello

WHEREAS, According to the By-Laws of the Albany County Business Development Corporation, three Directors shall be appointed by the County Legislature, of which two Directors shall serve a term of three years, one each selected by the Majority and Minority Conferences of the Legislature, and one Director shall serve a two year term, appointed by the Legislature as a whole, and

WHEREAS, According to the same By-Laws, vacancies are to be filled by the same appointing authority as that of the departing Director, and any Director chosen to fill such vacancy shall serve the remaining term duration of the departing member; and

WHEREAS, The resignation of Pamela Smith Lansing from the Business Development Corporation has caused a vacancy to be filled by the Minority Leader, and

WHEREAS, The Minority Leader has recommended the appointment of Daniel Scaring, who has a background in the fields of development and hospitality, as a Director of the Albany County Business Development Corporation to fill the vacant position, now, therefore be it

RESOLVED, By the Albany County Legislature that the following named individual be appointed to the Albany County Business Development Corporation:

Daniel Scaring	<u>Term Expiration</u> December 31, 2023
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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. "F" FOR 2023

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING CHAPTER 106 OF THE ALBANY COUNTY CODE, SETTING FORTH REQUIREMENTS FOR LOCATION OF SUBSTANCE ABUSE TREATMENT FACILITIES WITHIN ALBANY COUNTY

Introduced: 6/12/23

By McLean Lane:

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

Section 1. Article Creation.

Chapter 106, Article II, **Substance Abuse Treatment Clinics**, is hereby created.

Section 2. § 106-9 -- Legislative Purpose and Intent.

This legislation is to ensure that when a facility applies to dispense controlled substances for the purpose of treating substance use disorders, Albany County residents are offered the opportunity to be informed about the applicant and participate in the public process, including providing input, before any decisions are made by County or State authorities.

Section 3. § 106-10 - Notice of Receipt of Application to Involved Representatives.

A. Within 10 days of receipt of an application or notice of application from the New York State Office of Addiction Services and Supports (OASAS) to the "local governmental unit" which is the Albany County Department of Mental Health related to a facility applying to treat substance use disorders in the County of Albany, the Commissioner of the Department of Mental Health shall provide to the following representatives a copy of the application and/or notice of application from OASAS along with any accompanying documentation, and allow 60 days for those representatives to submit comment on the proposed facility:

- 1) The Albany County Legislator who represents the legislative district which contains the proposed location or facility; and
- 2) The Albany County Legislator who represents any legislative district adjoining the district which contains the proposed location or facility; and
- 3) Each City, Town, or Village Mayor or Supervisor who represents the municipality which contains the proposed location or facility; and
- 4) Each City, Town, or Village Council or Board member who represents the municipality which contains the proposed location or facility; and
- 5) Each New York State Senate and Assembly Representative who represents the municipality which contains the proposed location or facility; and

6) The principal of any elementary, middle, or high school within 1,500 feet of the address of the proposed location or facility.

B. All notifications pursuant to this Section shall be sent via certified mail.

Section 4. § 106-11 - Notice of Public Meeting to Involved Representatives.

A. Within 5 days of the posting of a notice of a public meeting agenda of the Behavioral Health Services Advisory Council, the Albany County Community Services Board, and/or the Albany County Alcohol and Substance Abuse Subcommittee where an application to locate a facility to treating substance use disorders in the County of Albany is on the agenda, the Commissioner of the Department of Mental Health shall provide a copy of that notice to the following representatives:

1) The Albany County Legislator who represents the legislative district which contains the proposed location or facility; and

2) The Albany County Legislator who represents any legislative district adjoining the district which contains the proposed location or facility; and

3) Each City, Town, or Village Mayor or Supervisor who represents the municipality which contains the proposed location or facility; and

4) Each City, Town, or Village Council or Board member who represents the municipality which contains the proposed location or facility; and

5) Each New York State Senate and Assembly Representative who represents the municipality which contains the proposed location or facility; and

6) The principal of any elementary, middle, or high school within 1,500 feet of the address of the proposed location or facility.

B. All notifications pursuant to this Section shall be sent via certified mail.

Section 5. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm, corporation 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 of the Local Law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of the Local Law or in its application to the person, individual, firm, corporation or circumstance directly involved in the controversy in which such judgment or order may be rendered.

Section 6. 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 7. Effective Date.

This local law shall take effect immediately after its filing with the Secretary of State.

LOCAL LAW NO. "G" FOR 2023

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING CHAPTER 242 OF THE ALBANY COUNTY CODE TO PROHIBIT THE USE SMOKING AND VAPING OF TOBACCO OR CANNABIS PRODUCTS AT COUNTY PROPERTIES AND IN COUNTY VEHICLES

Introduced: 6/12/23

By McLean Lane:

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

Section 1. Article Creation.

Chapter 242, Article VI, **Smoking and Vaping on County Properties**, is hereby created.

Section 2. § 242-32 - Legislative Intent and Purpose.

The Albany County 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. County employees and visitors to Albany County buildings or vehicles should be able to work and seek services without being exposed to second hand smoke or e-cigarette vapors, aerosols, and smells. Therefore, it is the purpose of this law to protect the public health and welfare of the residents of Albany County by prohibiting all types of smoking, vaping, and smokeless use in Albany County buildings, within 25 feet of an entrance to and Albany County buildings, and within any County vehicles.

Section 3. § 242-33 - Definitions.

Smoking – Inhaling, exhaling, burning or carrying any lighted or heated cigar, cigarette, tobacco, marijuana, hookah, or any other combustible substance in any manner or in any form, or any other lighted or heated plant or chemical product intended for inhalation, in any manner or in any form.

Vaping/Smokeless Use – The release of tobacco, nicotine, marijuana, smokeless tobacco, or e-cigarette aerosol or vapor in any manner or in any form via e-cigarette, electronic aerosol delivery system, smokeless device, or other similar device.

Section 4. § 242-34 - Smoking Prohibitions.

Smoking, vaping, and/or the use of all other tobacco products, vaping or smokeless use products, or cannabis products by any person shall be prohibited within all County owned, operated and/or maintained buildings, within 25 feet of any entrance to a County owned, operated and/or maintained building, and in all County owned, operated and/or maintained vehicles.

Section 5. § 242-35 - Signage.

- A. Signage shall be posted in a conspicuous manner advising persons about the prohibition on the use of such products and the associated fines for violations.
- B. Signs shall be posted at all major entrances to County buildings and in indoor common areas where smoking, cannabis use, e-cigarette use, and/or smokeless use is not permitted.
- C. Signs shall also be posted at outside of all major entrances to County buildings indicating that smoking, cannabis use, e-cigarette use, and/or smokeless use is not permitted within 25 feet of the entrance to any Albany County building.

Section 6. § 242-36 - Enforcement and Penalties.

Any person who violates the provisions of Section 242-34 shall be subject to the imposition of a civil penalty by the Commissioner Health of not more than \$250 for a first violation, \$350 for a second violation, and \$500 for each subsequent violation thereafter. The civil penalties provided by this section shall be recoverable in an action instituted in the name of the County of Albany.

Section 7. Severability.

If any clause, sentence, paragraph, subdivision, or part of this law or the application thereof to any person, firm, corporation 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 of the law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of the law or in its application to the person, individual, firm, corporation or circumstance directly involved in the controversy in which such judgment or order may be rendered.

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. Effective Date.

This local law shall take effect immediately after its filing with the Secretary of State.