

County of Albany

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



Meeting Agenda

Monday, September 11, 2023

7:00 PM

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

County Legislature

Call to Order

Roll Call

PREVIOUS BUSINESS

- 300.** PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "I" FOR 2023: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK ESTABLISHING CHAPTER 225 OF THE ALBANY COUNTY CODE SETTING FORTH REQUIREMENTS FOR RESETTLEMENT DISCLOSURE IN ALBANY COUNTY

Sponsors: Burgdorf, Collins, Drake, Grimm, Lockart, Mauriello, Perlee, Smith, Tunny and Whalen

CURRENT BUSINESS:

- 350.** AMENDING RESOLUTION NO. 497 FOR 2021 REGARDING PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES FOR VARIOUS ALBANY COUNTY PROJECTS

Sponsors: Public Works Committee

- 351.** AUTHORIZING THE SUBMISSION OF VARIOUS GRANT APPLICATIONS THROUGH THE NEW YORK STATE 2023 CONSOLIDATED FUNDING APPLICATION PROGRAM

Sponsors: Public Works Committee

- 352.** AUTHORIZING AN AGREEMENT WITH TOSHIBA BUSINESS SOLUTIONS REGARDING LEASE AND MAINTENANCE SERVICES FOR COUNTY COPIERS

Sponsors: Public Works Committee

- 353.** AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE COUNCIL ON THE ARTS REGARDING FACILITIES UPGRADES AT A SHAKER HERITAGE SITE

Sponsors: Public Works Committee

354. AUTHORIZING AN AGREEMENT WITH CARVER CONSTRUCTION, INC. FOR THE CR412 (AIRPORT ROAD) CULVERT OVER HANNACROIS CREEK (SITE I) CULVERT REPLACEMENT PROJECT

Sponsors: Public Works Committee

355. AUTHORIZING AN AGREEMENT WITH NATIONAL GRID FOR THE INSTALLATION OF A NEW POLE AT THE DEPARTMENT OF PUBLIC WORKS' KNOX SUBDIVISION

Sponsors: Public Works Committee

356. AMENDING RESOLUTION NO. 495 FOR 2021 REGARDING CONSTRUCTION ON THE ALBANY COUNTY RAIL TRAIL OVER NEW SCOTLAND ROAD (STATE ROUTE 85) IN THE TOWN OF BETHLEHEM

Sponsors: Public Works Committee

357. AUTHORIZING AN AGREEMENT WITH TRACEY ROAD EQUIPMENT, INC. REGARDING THE PURCHASE OF TWO HYUNDAI WHEEL LOADERS AND AMENDING THE 2023 DEPARTMENT OF PUBLIC WORKS BUDGET

Sponsors: Public Works Committee

358. AMENDING RESOLUTION NO. 254 FOR 2023 REGARDING AMENDMENTS TO THE ALBANY COUNTY PLANNING BOARD'S LIST OF NON-REFERRAL ITEMS

Sponsors: Public Works Committee

359. AUTHORIZING AN AGREEMENT WITH CARES OF NY, INC. REGARDING A CONTINUUM OF CARE PROGRAM FOR ALBANY COUNTY

Sponsors: Social Services Committee

360. AUTHORIZING PRESCHOOL EDUCATION SERVICE AGREEMENTS FOR CHILDREN WITH SPECIAL NEEDS AGES 3-5

Sponsors: Social Services Committee

361. AUTHORIZING AN AGREEMENT WITH REJHA GROUP, LLC REGARDING TRANSPORTATION FOR CHILDREN WITH SPECIAL NEEDS TO EDUCATION AND THERAPY PROGRAMS

Sponsors: Social Services Committee

362. AUTHORIZING AGREEMENTS WITH VARIOUS PROVIDERS REGARDING SERVICES ASSOCIATED WITH THE FAMILY FIRST PREVENTION SERVICES ACT

Sponsors: Social Services Committee

363. AMENDING RESOLUTION NO. 251 FOR 2023 REGARDING AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR GRANT FUNDING FOR ONGOING RENTAL SUPPLEMENTS

Sponsors: Social Services Committee

364. AMENDING RESOLUTION NO. 127 FOR 2023, AS AMENDED, REGARDING THE TUBERCULOSIS PREVENTION AND CONTROL PROGRAM AND AMENDING THE 2023 DEPARTMENT OF HEALTH BUDGET

Sponsors: Beston, Mauriello, Miller and Ward

365. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH/HEALTH RESEARCH, INC. REGARDING THE PUBLIC HEALTH EMERGENCY PREPAREDNESS PROGRAM

Sponsors: Beston, Mauriello, Miller and Ward

366. AMENDING THE 2023 DEPARTMENT OF MENTAL HEALTH BUDGET: ADMINISTRATIVE ADJUSTMENTS

Sponsors: Beston, Mauriello, Miller and Ward

367. AUTHORIZING AN AGREEMENT WITH NORTH EASTERN RESCUE VEHICLES, INC. FOR THE PURCHASE OF TWO AMBULANCES AND AMENDING THE 2023 SHERIFF'S OFFICE BUDGET

Sponsors: Public Safety Committee

368. AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT REGARDING THE BYRNE JUSTICE ASSISTANCE GRANT PROGRAM FUNDING

Sponsors: Public Safety Committee

369. AUTHORIZING THE SUBMISSION OF A NO-COST GRANT EXTENSION APPLICATION TO THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE 2020 CYBER SECURITY GRANT PROGRAM

Sponsors: Public Safety Committee

370. AMENDING AN AGREEMENT WITH SATELLITE TRACKING OF PEOPLE, LLC REGARDING GLOBAL POSITION SYSTEM SERVICES AND AMENDING THE 2023 PROBATION DEPARTMENT BUDGET

Sponsors: Public Safety Committee

371. AUTHORIZING AN AGREEMENT WITH ST. ANNE INSTITUTE REGARDING RESPITE SERVICES

Sponsors: Public Safety Committee

372. AUTHORIZING A COLLECTIVE BARGAINING AGREEMENT WITH THE ALBANY COUNTY SHERIFF'S COUNCIL 82 LOCAL 775 CORRECTIONS UNIT AND AMENDING THE 2023 SHERIFF'S OFFICE BUDGET

Sponsors: Personnel Committee

373. AUTHORIZING A COLLECTIVE BARGAINING AGREEMENT WITH THE ALBANY COUNTY DEPUTY SHERIFF'S PBA LOCAL 3872 COUNCIL 82 AND AMENDING THE 2023 SHERIFF'S OFFICE BUDGET

Sponsors: Personnel Committee

374. AUTHORIZING AN AGREEMENT WITH PAYCOM SOFTWARE LLC REGARDING HUMAN RESOURCES INFORMATION SYSTEM SERVICES AND AMENDING THE 2023 DEPARTMENT OF HUMAN RESOURCES BUDGET

Sponsors: Personnel Committee

375. AUTHORIZING A ONE-TIME RETENTION STIPEND FOR NON-UNION EMPLOYEES OF ALBANY COUNTY AND AMENDING THE 2023 ALBANY COUNTY BUDGET

Sponsors: Personnel Committee

376. AUTHORIZING AN AGREEMENT WITH NEW YORK STATE OFFICE OF GENERAL SERVICES REGARDING AID TO LOCALITIES FUNDING FOR VETERAN SERVICES

Sponsors: Audit and Finance Committee

377. AMENDING RESOLUTION NO. 158 FOR 2021 REGARDING AGREEMENTS WITH VARIOUS LEAD PARTNERS REGARDING THE COMPREHENSIVE OPIOID, STIMULANT, AND SUBSTANCE ABUSE PROGRAM

Sponsors: Audit and Finance Committee

378. AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 228 REMSEN STREET (TAX MAP NO. 10.67-5-17) IN THE CITY OF COHOES

Sponsors: Audit and Finance Committee

379. AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 23 COLUMBIA STREET (TAX MAP NO. 10.67-5-15) IN THE CITY OF COHOES

Sponsors: Audit and Finance Committee

380. AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 46 NORTH MANNING BOULEVARD (TAX MAP NO. 65.29-1-28) IN THE CITY OF ALBANY

Sponsors: Audit and Finance Committee

381. AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 170 BROAD STREET (TAX MAP NO. 76.73-3-54) AND 172 BROAD STREET (TAX MAP NO. 76.73-3-55) IN THE CITY OF ALBANY

Sponsors: Audit and Finance Committee

382. AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 58 FIRST STREET (TAX MAP NO. 65.82-2-16) IN THE CITY OF ALBANY

Sponsors: Audit and Finance Committee

383. AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 865 MYRTLE AVENUE (TAX MAP NO. 64.67-1-22) IN THE CITY OF ALBANY

Sponsors: Audit and Finance Committee

384. AMENDING THE GENERAL FUND BALANCE POLICY FOR ALBANY COUNTY

Sponsors: Audit and Finance Committee and Peter

385. AMENDING THE 2023 ALBANY COUNTY BUDGET: ADMINISTRATIVE ADJUSTMENTS

Sponsors: Audit and Finance Committee

386. REQUIRING REPORTING OF MONIES AND PROCEEDS OF ASSET FORFEITURE FUNDS MAINTAINED BY THE COUNTY

Sponsors: Peter

387. SETTING FORTH REPORTING DATES FOR FINANCIAL UPDATES TO THE LEGISLATURE

Sponsors: Peter

CONSENT AGENDA

388. AMENDING RESOLUTION NO. 304 FOR 2023 REGARDING THE DISBURSEMENT OF AMERICAN RESCUE PLAN FUNDING

LOCAL LAWS:

LOCAL LAW NO. "H" FOR 2023: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW NO. 8 FOR 1997, GRANTING A PARTIAL TAX EXEMPTION OF REAL PROPERTY OWNED BY PERSONS WITH LIMITED INCOMES WHO ARE DISABLED IN ACCORDANCE WITH THE PROVISIONS OF REAL PROPERTY TAX LAW SECTION 459-C

Sponsors: Rosano, Reinhardt, A. Joyce, Feeney, Beston, Chapman, Cleary, Commisso, Efekoro, Fein, Lekakis, Mayo, McLean Lane, Miller, Peter, Plotsky, Reidy, Ricard, Simpson, Cunningham, Burgdorf, Kuhn and Whalen

LOCAL LAW NO. "J" FOR 2023: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, IMPOSING AN ADDITIONAL ONE PERCENT RATE OF TAX ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, AND ON OCCUPANCY OF HOTEL ROOMS AND AMUSEMENT CHARGES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

Sponsors: A. Joyce and Feeney

LOCAL LAW NO. "K" FOR 2023: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK IMPOSING A TAX ON THE OCCUPANCY OF HOTEL ROOMS IN ALBANY COUNTY

Sponsors: A. Joyce and Feeney

LOCAL LAW NO. "L" FOR 2023: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK ENACTING A MORTGAGE RECORDING TAX PURSUANT TO SECTION 253-p OF THE TAX LAW OF THE STATE OF NEW YORK

Sponsors: A. Joyce and Feeney

Adjournment

RESOLUTION NO. 300

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “I” FOR 2023: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK ESTABLISHING CHAPTER 225 OF THE ALBANY COUNTY CODE SETTING FORTH REQUIREMENTS FOR RESETTLEMENT DISCLOSURE IN ALBANY COUNTY

Introduced: 7/10/23

By Burgdorf, Collins, Drake, Grimm, Lockart, Mauriello, Perlee, Smith, Tunny, Whalen:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. “I” for 2023, “A Local Law of the County of Albany, New York Establishing Chapter 225 of the Albany County Code Setting Forth Requirements for Resettlement Disclosure in Albany County” to be held by the Albany County Legislature at 7:15 p.m. on Tuesday, [August 29th] September 26th, 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 Social Services and Law Committees – 7/10/23

Favorable Recommendation Social Services Committee – 8/29/23

Favorable Recommendation Law Committee – 8/30/23

RESOLUTION NO. 350

AMENDING RESOLUTION NO. 497 FOR 2021 REGARDING PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES FOR VARIOUS ALBANY COUNTY PROJECTS

Introduced: 9/11/23

By Public Works Committee:

WHEREAS, By Resolution No. 497 for 2021, this Honorable Body authorized an agreement with C.T. Male Associates regarding professional architectural and engineering services for various Albany County projects in an amount not to exceed \$250,000 for the term commencing January 1, 2022 and ending December 31, 2023, with a one-year option to renew, and

WHEREAS, Due to construction delays, the Commissioner of the Department of General Services has requested an amendment to the aforementioned agreement to reflect a new end date of December 31, 2025, and additional funding in the amount of \$200,000, for a total contract amount of \$450,000, now, therefore, be it

RESOLVED, By the Albany County Legislature that Resolution No. 497 for 2021 is hereby amended to reflect a new end date of December 31, 2025, and additional funding in the amount of \$200,000, for a total contract amount of \$450,000, 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. 351

AUTHORIZING THE SUBMISSION OF VARIOUS GRANT APPLICATIONS THROUGH THE NEW YORK STATE 2023 CONSOLIDATED FUNDING APPLICATION PROGRAM

Introduced: 9/11/23

By Public Works Committee:

WHEREAS, The Executive Director of the Water Purification District has requested authorization to submit multiple grant applications through the New York State 2023 Consolidated Funding Application (CFA) Program seeking funds for various projects located at the Water Purification District North Plant, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is hereby authorized on behalf of the Water Purification District to submit any and all documents necessary to apply for the aforementioned grants through the 2023 CFA Program, and, be it further

RESOLVED, That the County Attorney is authorized to approve said applications 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. 352

AUTHORIZING AN AGREEMENT WITH TOSHIBA BUSINESS SOLUTIONS REGARDING LEASE AND MAINTENANCE SERVICES FOR COUNTY COPIERS

Introduced: 9/11/23

By Public Works Committee:

WHEREAS, The Commissioner of the Department of General Services has requested authorization to enter into a four-year agreement with Toshiba Business Solutions regarding lease and maintenance services for County copiers in the amount of \$250,000 for a term commencing November 1, 2023 and ending October 31, 2027, and

WHEREAS, The Department of General Services, through the County Purchasing Agent, utilizing Toshiba's national cooperative Sourcewell Contract, has recommended Toshiba Business Solutions regarding the aforementioned services for various county departments, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into a four-year agreement with Toshiba Business Solutions, Latham, NY 12110, regarding lease and maintenance services for County copiers in an amount not to exceed \$250,000 for a term commencing November 1, 2023 and ending October 31, 2027, 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. 353

**AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE
NEW YORK STATE COUNCIL ON THE ARTS REGARDING FACILITIES
UPGRADES AT THE SHAKER HERITAGE SITE**

Introduced: 9/11/23

By Public Works Committee:

WHEREAS, The Executive Director of the Shaker Heritage Society has requested authorization to submit a grant application to the New York State Council on the Arts (NYSCA) regarding the replacement of the roof of the 1851 Ministry Building, and

WHEREAS, The Executive Director has indicated that Shaker Heritage must secure landlord authorization to meet eligibility requirements for the grant, now, therefore, be it

RESOLVED, By the Albany County Legislature that the Shaker Heritage Society is authorized to submit a grant application to the NYSCA regarding facilities upgrades at a Shaker Heritage Site, 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. 354

**AUTHORIZING AN AGREEMENT WITH CARVER CONSTRUCTION, INC.
FOR THE CR412 (AIRPORT ROAD) CULVERT OVER HANNACROIS CREEK
(SITE I) CULVERT REPLACEMENT PROJECT**

Introduced: 9/11/23

By Public Works Committee:

WHEREAS, The Commissioner of the Department of Public Works has requested authorization to enter into an agreement with Carver Construction, Inc. for the CR412 (Airport Road) Culvert Over Hannacrois Creek (Site I) Culvert Replacement Project in an amount not to exceed \$724,645 for a term commencing October 1, 2023 and ending October 31, 2024, and

WHEREAS, The Department of Public Works through the County Purchasing Agent issued a request for bids for the CR412 (Airport Road) Culvert Over Hannacrois Creek (Site I) Culvert Replacement Project and three bids were received, and

WHEREAS, The Department and the Purchasing Agent reviewed said bids and have recommended awarding the contract to Carver Construction, Inc. as the lowest responsible bidder, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Carver Construction, Inc., Coeymans, NY 12045, for the CR412 (Airport Road) Culvert Over Hannacrois Creek (Site I) Culvert Replacement Project in an amount not to exceed \$724,645 for a term commencing October 1, 2023 and ending October 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. 355

**AUTHORIZING AN AGREEMENT WITH NATIONAL GRID FOR THE
INSTALLATION OF A NEW POLE AT THE DEPARTMENT OF PUBLIC
WORKS' KNOX SUBDIVISION**

Introduced: 9/11/23

By Public Works Committee:

WHEREAS, By Resolution No. 315 for 2023, this Honorable Body granted a utility easement to Niagara Mohawk Power Corporation for the installation of a new pole at the Department of Public Works' Knox Subdivision located at 1296 Township Rd. in the Town of Knox, and

WHEREAS, The Commissioner of the Department of Public Works has requested authorization to enter into an agreement with National Grid pursuant to the aforementioned agreement in the amount of \$24,178 for a term commencing September 12, 2023 and ending December 12, 2023, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with National Grid, Albany, NY 12204, for the installation of a new pole at the Department of Public Works' Knox Subdivision in the amount of \$24,178 for a term commencing September 12, 2023 and ending December 12, 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. 356

AMENDING RESOLUTION NO. 495 FOR 2021 REGARDING CONSTRUCTION ON THE ALBANY COUNTY RAIL TRAIL OVER NEW SCOTLAND ROAD (SR 85) IN THE TOWN OF BETHLEHEM

Introduced: 9/11/23

By Public Works Committee:

WHEREAS, By Resolution No. 495 for 2021, this Honorable Body authorized the execution of all necessary agreements, certifications or reimbursement requests on behalf of the County of Albany with New York State Department of Transportation in connection with the implementation of the State Reverse Betterment Agreement, and reimbursement of the approved costs associated with the improvement of roadway drainage and paving work along New Scotland Road (SR 85) in the amount of \$320,000, and

WHEREAS, The Commissioner of the Department of Public Works has requested an amendment to the aforementioned agreement to cover the actual costs of construction and construction inspection services for the State's portion of the work in the amount of \$188,000, for a new total of \$508,000, now, therefore, be it

RESOLVED, By the Albany County Legislature, that Resolution No. 495 for 2021 is hereby amended to indicate a new total amount of \$508,000, and, be it further

RESOLVED, That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, 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. 357

AUTHORIZING AN AGREEMENT WITH TRACEY ROAD EQUIPMENT, INC. REGARDING THE PURCHASE OF TWO HYUNDAI WHEEL LOADERS AND AMENDING THE 2023 DEPARTMENT OF PUBLIC WORKS BUDGET

Introduced: 9/11/23

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 two Hyundai Wheel Loaders in an amount not to exceed \$387,837 for a term commencing October 1, 2023 and ending December 31, 2023, and

WHEREAS, The Department, using Sourcewell – a national purchasing cooperative contract – has recommended Tracey Road Equipment, Inc. for the purchase and delivery of a Hyundai HL940A Wheel Loader in the amount of \$173,928.50, and a Hyundai HL960A Wheel Loader in the amount of \$213,908.90, as well as any warranty work, and service and parts for the vehicles as part of the Department's Vehicle and Truck Replacement Capital Program, and

WHEREAS, The Commissioner has indicated that a 2023 Department of Public Works Budget amendment is necessary for the aforementioned purchase in the amount of \$387,837, 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 two Hyundai Wheel Loaders in an amount not to exceed \$387,837 for a term commencing October 1, 2023 and ending December 31, 2023, and, be it further

RESOLVED, By the Albany County Legislature that the 2023 Department of Public Works budget is amended as follows:

Decrease Appropriation Account D5112.4 by \$387,837 by decreasing line item D5112 4 4075 Bridge & Road Repair by \$387,837

Increase Appropriation Account D5112.2 by \$387,837 by increasing line item D5112 2 2080 Specialty Equipment by \$387,837

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. 358

AMENDING RESOLUTION NO. 254 FOR 2023 REGARDING AMENDMENTS TO THE ALBANY COUNTY PLANNING BOARD'S LIST OF NON-REFERRAL ITEMS

Introduced: 9/11/23

By Public Works Committee:

WHEREAS, By Resolution No. 254 for 2023, this Honorable Body authorized the expansion of the Albany County Planning Board's list of Non-Referral items to include EV charging stations, fencing, and installation and modification of certain new and existing signage, and

WHEREAS, An amendment is necessary in order to complete the request, now, therefore, be it

RESOLVED, By the Albany County Legislature, that Resolution No. 254 for 2023 is hereby amended as follows:

After the First Resolved Clause, ADD:

“RESOLVED, That the Albany County Planning Board's lists of Non-Referral items is hereby amended as annexed hereto, and be it further”

and, be it further

RESOLVED, That Resolution No. 254 for 2023 is hereby further amended to annex the Albany County Planning Board's lists of Non-Referral items, as annexed hereto, to said Resolution, and, be it further

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



DANIEL P. MCCOY
COUNTY EXECUTIVE

COUNTY OF ALBANY
PLANNING BOARD
449 NEW SALEM ROAD
VOORHEESVILLE, NEW YORK 12186
PHONE (518) 655-7932 FAX (518) 447-7047

GERALD A. ENGSTROM JR.,
AICP
CHAIRPERSON

TRAVON T. JACKSON
VICE CHAIRPERSON

Exhibit A
**LIST OF NON-REFERRAL ITEMS TO THE ALBANY COUNTY PLANNING BOARD
APRIL 2023**

From the Planning Board and/or Planning and Economic Development
Department: Minor Site Plans for:

1. Temporary tents
2. Change in tenant or use
3. Storage sheds in all zoning categories except when there is a change to curb cuts on county or state roads
4. Façade changes to existing buildings
5. Replacement of wall signs on existing building

From the Zoning Board of Appeals and/or Planning and Economic Development Department:

1. Area Variances (i.e. yard setbacks, lot width, lot frontage) that relate to existing or proposed residential structures only, and are for the following types of construction or remodeling:
 - a. Additions
 - b. Decks
 - c. Swimming Pools
 - d. Sheds
 - e. Replacement of mobile homes, except those where a driveway has access to a county or state road
 - . garages, except those where a driveway has access to a county or state road

- 2. *Area Variance related to signage,***

- a. Installation/replacement of free standing signs or changes to the existing signs including the ones that may require an area variance from the Town/City/Village, as long as the signs do not cause existing and/or proposed site visibility or pedestrian obstruction to the road or located in a County/ DOT ROW.*
 - b. Signs that may require variance for internal or external illumination*
 - c. Proposal for new signs or change in square footage for existing signs that are wall/building mounted.*
3. Use Variances for relocation of businesses within the same building.
4. *Accessory Structure - EV Charging Stations*
5. *Chickens – Special Use Permit and Variance to have chickens*
6. *Lot Line Adjustment that is,*
 - a. Not a part of subdivision review*
 - b. Does not create land lock parcels*
 - c. Does not create any land disturbance (disturbance over one acre will require a SWPPP review)*
7. *Fences (unless it is corner lot due to possible site distance issues)*

The Albany County Planning Board requires the Town/City/Village to send a summary list of all non-referrals showing project name, type of action, and location within 30 days of approval.

RESOLUTION NO. 359

**AUTHORIZING AN AGREEMENT WITH CARES OF NY, INC. REGARDING
A CONTINUUM OF CARE PROGRAM FOR ALBANY COUNTY**

Introduced: 9/11/23

By Social Services Committee:

WHEREAS, Pursuant to provisions in the Continuum of Care (CoC) Program interim rule 24 CFR part 578.7, the U.S. Department of Housing and Urban Development requires that all CoC funded partners participate in their CoC's Coordinated Entry project, and

WHEREAS, The Commissioner of the Department of Social Services has requested authorization to enter into an agreement with Cares of NY, Inc. to be represented by and participate in the review of applications for housing assistance handled by the Coordinated Assessment Entry Committee utilizing the Homeless Management Information System for assessments for a term commencing October 1, 2023 and ending September 30, 2024, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Cares of NY, Inc., Saratoga Springs, NY 12866, for a term commencing October 1, 2023 and ending September 30, 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. 360

AUTHORIZING PRESCHOOL EDUCATION SERVICE AGREEMENTS FOR CHILDREN WITH SPECIAL NEEDS AGES 3-5

Introduced: 9/11/23

By Social Services Committee:

WHEREAS, Pursuant to New York State Education Law, Albany County is required to provide an approved preschool special education program for children ages 3 - 5 years old who have been evaluated and determined by the Board of Education to have a disabling condition, and

WHEREAS, As of November 2017, the law was amended to establish that all school districts are approved evaluators of preschool students suspected of having a disability, and

WHEREAS, The Commissioner of the Department for Children, Youth and Families has requested authorization to enter into agreements with the School Districts listed below for the provision of preschool evaluation services for children with special needs at the applicable rates established or approved by the New York State Education Department (NYSED), where Albany County is reimbursed 59.5% for costs incurred in the delivery of these services after backing out Medicaid reimbursement, for a term commencing July 1, 2023, and ending June 30, 2024, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into agreements with the School Districts listed below for the provision of preschool evaluation services for children with special needs at the applicable rates established or approved by the NYSED, where Albany County is reimbursed 59.5% for costs incurred in the delivery of these services after backing out Medicaid reimbursement, for a term commencing July 1, 2023, and ending June 30, 2024:

Albany City Schools
Berne-Knox-Westerlo
Bethlehem
Cairo-Durham
Cohoes
Duanesburg
Green Island
Greenville
Guilderland
Menands

Middleburgh
Mohonasen
Niskayuna
North Colonie
Ravena-Coeymans-Selkirk
Schalmont
Schoharie
South Colonie
Voorheesville
Watervliet

and, be it further

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

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

RESOLUTION NO. 361

AUTHORIZING AN AGREEMENT WITH REJHA GROUP, LLC REGARDING TRANSPORTATION FOR CHILDREN WITH SPECIAL NEEDS TO EDUCATION AND THERAPY PROGRAMS

Introduced: 9/11/23

By Social Services Committee:

WHEREAS, The Department for Children, Youth and Families provides appropriate transportation services for children who have been evaluated and found to have special needs related to special education and therapy programs assigned by school district-based committees, as mandated by New York State, and

WHEREAS, The costs associated with these transportation services are reimbursed by the New York State Education Department at a rate of 59.5% after subtracting out any reimbursement received from Medicaid, and

WHEREAS, The Commissioner of the Department for Children, Youth and Families has requested authorization to enter into an agreement with Rejha Group, LLC regarding transportation for children with special needs to special education and therapy programs in all six transportation zones for a term commencing September 1, 2023 and ending August 31, 2024 for the second and final renewal option for all six transportation zones, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Rejha Group, LLC, Albany, NY 12205 regarding transportation for children with special needs to special education and therapy programs for a term commencing September 1, 2023 and ending August 31, 2024, for the following transportation zones:

Zone #1 not to exceed \$180,999	Zone #4 not to exceed \$1,044,823
Zone #2 not to exceed \$397,666	Zone #5 not to exceed \$570,731
Zone #3 not to exceed \$897,139	Zone #6 not to exceed \$1,211,863

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. 362

AUTHORIZING AGREEMENTS WITH VARIOUS PROVIDERS REGARDING SERVICES ASSOCIATED WITH THE FAMILY FIRST PREVENTION SERVICES ACT

Introduced: 9/11/23
By Social Services Committee:

WHEREAS, In 2018, the Family First Prevention Services Act was enacted, which has as its goal to reduce the number of children in congregate care, increase the number of kinship and foster care homes, and promote interventions that keep children safely at home with relatives or in the community whenever possible, and

WHEREAS, The Commissioner of the Department for Children, Youth and Families has indicated that the aforementioned legislation requires that a child who is placed in a qualified residential treatment program must be assessed by a licensed clinician or qualified individual (QI) to determine the appropriate level of care within 30 days of the start of each placement in congregate care, and

WHEREAS, The Commissioner has requested authorization to enter into agreements with the following New York State Office of Children and Family Services (OCFS) approved QI providers for the facilitation of services associated with the Family First Prevention Services Act:

Berkshire Farm Center & Services for Youth, Canaan, NY 12029
LaSalle School, Albany, NY 12203
Northern Rivers Family of Services, Albany, NY 12208
St. Anne Institute, Albany, NY 12206
St. Catherine’s Center for Children, Albany, NY 12203
JCCA Repair the World, Brooklyn, NY 11210
William George Agency, Marathon, NY 13803

now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into agreements with the aforementioned OCFS approved QI providers for the facilitation of services associated with the Family First Prevention Services Act in an amount not to exceed \$20,000 per provider, for a term commencing September 1, 2023 and ending August 31, 2024, and, be it further

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

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

RESOLUTION NO. 363

AMENDING RESOLUTION NO. 251 FOR 2023 REGARDING AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR GRANT FUNDING FOR ONGOING RENTAL SUPPLEMENTS

Introduced: 9/11/23

By Social Services Committee:

WHEREAS, By Resolution No. 251 for 2023, this Honorable Body authorized an agreement with the New York State Office Of Temporary And Disability Assistance regarding ongoing rental supplements to eligible households or persons which are homeless or facing an imminent loss of housing, and

WHEREAS, An amendment is necessary in order to effectuate the program, now, therefore, be it

RESOLVED, By the Albany County Legislature, that Resolution No. 251 for 2023 is hereby amended to reflect a term beginning 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. 364

AMENDING RESOLUTION NO. 127 FOR 2023, AS AMENDED, REGARDING THE TUBERCULOSIS PREVENTION AND CONTROL PROGRAM AND AMENDING THE 2023 DEPARTMENT OF HEALTH BUDGET

Introduced: 9/11/23

By Beston, Mauriello, Miller and Ward:

WHEREAS, By Resolution No. 184 for 2019, this Honorable Body authorized an agreement with the New York State Department of Health, Bureau of Tuberculosis Control, regarding the Tuberculosis Prevention and Control Program in an amount not to exceed \$39,166 per year, for a total amount not to exceed \$195,830, for the term commencing April 1, 2019 and ending March 31, 2024, and

WHEREAS, By Resolution No. 127 for 2023, this Honorable Body authorized additional funding in the amount of \$7,332 for a new total annual amount of \$46,498, and

WHEREAS, The Commissioner of Health has been notified of additional funding in the amount of \$19,159 for a new total annual amount of \$65,657, and

WHEREAS, The Commissioner has indicated that the supplemental funding will be used to support the Ukrainian Refugee population by collaborating with the Refugee Health Program to provide outreach, testing, evaluation and clinic services to identified Ukrainian refugees, and

WHEREAS, The Commissioner has also indicated that a budget amendment is necessary to incorporate the aforementioned funding into the 2023 Department of Health Budget, now, therefore, be it

RESOLVED, By the Albany County Legislature that Resolution No. 127 for 2023 is hereby amended in the amount of \$19,159 for a new total amount of \$65,657, and, be it further

RESOLVED, That the 2023 Department of Health Budget is amended as follows:

Increase Revenue Account A4010 0 3432 TB Detection & Treatment Grant by \$19,159

Increase Appropriation Account A4010.4 by \$19,159 by increasing the following line items:

Increase Line Item A4010 4 4023 Medical Supplies by \$300

Increase Line Item A4010 4 4046 Fees for Services by \$18,859

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. 365

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH/HEALTH RESEARCH, INC. REGARDING THE PUBLIC HEALTH EMERGENCY PREPAREDNESS PROGRAM

Introduced: 9/11/23

By Beston, Mauriello, Miller and Ward:

WHEREAS, The Commissioner of Health has requested authorization to enter into an agreement with the New York State Department of Health/Health Research, Inc. (NYSDOH/HRI) regarding the Public Health Emergency Preparedness Program in an amount not to exceed \$341,339 for the term commencing July 1, 2023 and ending June 30, 2024, and

WHEREAS, The Commissioner indicated that the funding will be used to provide enhanced services in the five focus areas of planning and assessment, surveillance, information and communication technology, risk communication, and education and training of staff, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the NYSDOH/HRI regarding the Public Health Emergency Preparedness Program in an amount not to exceed \$341,339 for the term commencing July 1, 2023 and ending June 30, 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. 366

**AMENDING THE 2023 DEPARTMENT OF MENTAL HEALTH BUDGET:
ADMINISTRATIVE ADJUSTMENTS**

Introduced: 9/11/23

By Beston, Mauriello, Miller and Ward:

WHEREAS, The Director of the Department of Mental Health has requested authorization to amend the 2023 Mental Health Department budget to transfer funds into the overtime account from two vacant Staff Social Worker lines, and

WHEREAS, The Director has indicated that the overtime account is currently projected to be depleted of funds in September due to Staff Social Worker vacancies in the 24/7 Mobile Crisis Team and a large census of inmates requiring additional Mental Health Services at the Albany County Correctional Facility, now, therefore, be it

RESOLVED, By the Albany County Legislature that the 2023 Department of Mental Health Budget is amended as follows:

Decrease Appropriation Account A4310.1 by \$40,000 by decreasing the following line items:

Decrease Line Item A4310 1 2205 008 430041 Staff Social Worker by \$20,689 for an annual salary of \$57,934

Decrease Line Item A4310 1 2205 009 430042 Staff Social Worker by \$19,311 for an annual salary of \$57,934

Increase Appropriation Account A4310.1 by \$40,000 by increasing Line Item A4310 1 9900 Overtime by \$40,000

and, be it further

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

RESOLUTION NO. 367

AUTHORIZING AN AGREEMENT WITH NORTH EASTERN RESCUE VEHICLES, INC. FOR THE PURCHASE OF TWO AMBULANCES AND AMENDING THE 2023 SHERIFF'S OFFICE BUDGET

Introduced: 9/11/23

By Public Safety Committee:

WHEREAS, The Albany County Sheriff has requested authorization to enter into an agreement with North Eastern Rescue Vehicles, Inc. regarding the purchase of two ambulances in an amount not to exceed \$168,600 per ambulance, for a total amount of \$337,200, and

WHEREAS, The Sheriff's Office, through the Albany County Purchasing Agent, issued a request for bids regarding the purchase of two ambulances and one bid was received, and

WHEREAS, The Sheriff's Office reviewed said bid and recommended awarding a contract to North Eastern Rescue Vehicles, Inc. as the sole responsible bidder, and

WHEREAS, The Sheriff has also requested a budget amendment in order to complete the purchase of the ambulances, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with North Eastern Rescue Vehicles, Inc., Syracuse, NY 13209 regarding the purchase of two ambulances in an amount not to exceed \$168,600 per ambulance, for a total amount of \$337,200, and, be it further

RESOLVED, By the Albany County Legislature, that the 2023 Sheriff's Office Budget is hereby amended as follows:

Decrease Reserve Account A00890 Reserve EMS Ambulance Fund by \$337,200

Increase Appropriation Account A3110.2 by \$337,200 by increasing Line Item A3110 2 2400 Automobiles by \$337,200

and, be it further

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

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

RESOLUTION NO. 368

**AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT REGARDING
THE BYRNE JUSTICE ASSISTANCE GRANT PROGRAM FUNDING**

Introduced: 9/11/23

By Public Safety Committee:

WHEREAS, The Byrne Justice Assistance Grant, offered through the New York State Division of Criminal Justice Services (DCJS), gives local governments the ability to pass through funding, thereby allowing the State to directly coordinate with the grantee, and

WHEREAS, The Albany County Sheriff has indicated that the County of Albany has been awarded federal funding through the Byrne Justice Assistance Grant Program in the amount of \$80,015, and

WHEREAS, The Sheriff has requested authorization to enter into an intergovernmental agreement between Albany County and the City of Albany to allow for a pass-through waiver regarding this grant funding and collaboration in utilizing said grant funds to enhance various City law enforcement programs, and

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

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an intergovernmental agreement with the City of Albany providing for a waiver and a pass-through of funding related to the DCJS Byrne Justice Assistance Grant Program in the amount of \$80,015 to the City of Albany for various law enforcement purposes, and, be it further

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

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

RESOLUTION NO. 369

AUTHORIZING THE SUBMISSION OF A NO-COST GRANT EXTENSION APPLICATION TO THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE 2020 CYBER SECURITY GRANT PROGRAM

Introduced: 9/11/23

By Public Safety Committee:

WHEREAS, The Chief Information Officer has requested authorization to submit a no-cost grant extension application to the New York State Division of Homeland Security and Emergency Services regarding the 2020 Cyber Security Grant Program, and

WHEREAS, The Chief Information Officer is requesting the grant period be extended until August 31, 2024 to allow the recently found vendor to complete the project, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to submit a no-cost grant extension application to the New York State Division of Homeland Security and Emergency Services regarding the 2020 Cyber Security Grant Program, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 370

AMENDING AN AGREEMENT WITH SATELLITE TRACKING OF PEOPLE, LLC REGARDING GLOBAL POSITION SYSTEM SERVICES AND AMENDING THE 2023 PROBATION DEPARTMENT BUDGET

Introduced: 9/11/23

By Public Safety Committee:

WHEREAS, On December 19, 2022, the Contract Administration Board authorized an agreement with Satellite Tracking of People, LLC regarding Global Position System services in an amount not to exceed \$90,000 for the term commencing January 1, 2023 and ending December 31, 2023, and

WHEREAS, The Director of the Probation Department has indicated the current contract amount is not projected to meet the need for the remainder of the year and has requested an increase of \$70,000 for a total contract amount of \$160,000, and

WHEREAS, The Director has also indicated that a budget amendment is necessary to reallocate funds in the 2023 Probation Department Budget, now, therefore, be it

RESOLVED, By the Albany County Legislature that current contract with Satellite Tracking of People, LLC regarding Global Position System services is hereby amended in the amount of \$70,000, for a new total amount of \$160,000, and, be it further

RESOLVED, That the 2023 Probation Budget is amended as follows:

Decrease Appropriation Account A3140.2 by \$70,000 by decreasing Line Item A3140 2 2050 Computer Equipment by \$70,000

Increase Appropriation Account A3140.4 by \$70,000 by increasing Line Item A3140 4 4046 Fees for Services by \$70,000

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. 371

**AUTHORIZING AN AGREEMENT WITH ST. ANNE INSTITUTE
REGARDING RESPITE SERVICES**

Introduced: 9/11/23

By Public Safety Committee:

WHEREAS, The Director of Probation has requested authorization to enter into an agreement with St. Anne Institute regarding respite services in an amount not to exceed \$183,000 for a term commencing September 1, 2023 and ending August 31, 2024 with two one-year optional renewals, and

WHEREAS, The Director has indicated that the Probation Department provides respite services for Raise the Age youth and PINS youth as an alternative to detention for youth whose risk level may not reach the level needed for detention but who are unable to return home while their case is pending in court, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with St. Anne Institute, Albany, NY 12206 regarding respite services in an amount not to exceed \$183,000 for a term commencing September 1, 2023 and ending August 31, 2024 with two one-year optional renewals, 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. 372

AUTHORIZING A COLLECTIVE BARGAINING AGREEMENT WITH THE ALBANY COUNTY SHERIFF'S COUNCIL 82 LOCAL 775 CORRECTIONS UNIT AND AMENDING THE 2023 SHERIFF'S OFFICE BUDGET

Introduced: 9/11/23

By Personnel Committee:

WHEREAS, Legislative approval is required to authorize Albany County to enter into a collective bargaining agreement with the Albany County Sheriff's Council 82 Local 775 Corrections Unit for a term commencing January 1, 2022 and ending December 31, 2027, and

WHEREAS, This agreement would provide for a 2% salary increase retroactive to January 1 for years 2022 and 2023, a 3% salary increase for years 2024 through 2027, and a one-time retention bonus in the amount of \$2,500, and

WHEREAS, Additional terms and conditions of employment were modified in accordance with the annexed collective bargaining agreement and ratified by the membership of the bargaining unit, and

WHEREAS, The Sheriff has indicated that a budget amendment is necessary to accommodate this agreement, now, therefore, be it

RESOLVED, By the Albany County Legislature that Albany County is authorized to enter into a collective bargaining agreement with the Albany County Sheriff's Council 82 Local 775 Corrections Unit as annexed hereto, for a term commencing January 1, 2022 and ending December 31, 2027, and, be it further

RESOLVED, That the 2023 Sheriff's Office Budget is hereby amended as indicated on the spreadsheet annexed hereto, 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.

**MEMORANDUM OF AGREEMENT
BY AND BETWEEN
ALBANY COUNTY
AND
ALBANY COUNTY SHERIFF'S
LOCAL 775 COUNCIL 82, AFSCME, AFL-CIO**

This Memorandum of Agreement by and between the County of Albany ("County") and the Albany County Sheriff's, Local 775 Council 82, AFSCME, AFL-CIO ("Union") sets forth the full agreement of the parties to a successor agreement relating to the January 1, 2017, to December 31, 2021, collective bargaining agreement for the period January 1, 2022, to December 31, 2027. The terms and conditions of the 2017-2021 collective bargaining agreement shall remain in full force and effect unless otherwise specifically modified, changed, or altered by the Memorandum of Agreement. This Memorandum of Agreement is subject to ratification by members of the Union and approval by the County Legislators of Albany County.

Article XXII Health Insurance

County proposal # 3 – attached to and made part of this MOA.

Article XVI Section 2 (a) Vacations

Include April and May as primetime months.

Article XVI Section 1 (b) Vacation Accumulation

Increase from 75 to 100 days.

Article XVIII Section 1 Sick Leave

Sick leave time used in two (2) hour increments must be requested.

Use of two (2) hours of sick leave is to be at the end of the shift and not the beginning.

Change notification time for calling in sick to at least two (2) hours before the start of the shift.

Article XV Section 1 Holidays

(Effective and retroactive to 1/1/2023)

Remove language about amount paid in 2000 in paragraph 1.

Add Juneteenth to be used as a floating holiday; used for time off or paid for the holiday (if not used by the end of the calendar year, employee is paid for the day).

July 4th, Thanksgiving, Christmas, and New Years Day will be considered premium holidays. Employees working their regularly scheduled day will receive 8 hours of compensatory time. If an employee volunteers or is ordered for overtime, they will receive pay at the rate of double time plus 8 hours of compensatory time. If the employee is working as a work substitution, they will receive no additional compensation.

Article XVIII Section 13 Sick Leave Incentive

Modify Quarters as follows:

(Effective and retroactive to 1/1/2023)

January – March	\$500
April – June	\$1,000
July - September	\$1,000
October - December	\$500

Article X Section 7 Voluntary Overtime

Modify from one (1) hour notice to two (2) hours' notice to cancel an overtime job.

Article X Section 10 Recall

Recall is when an officer has already left their job assignment, workstation, or the correctional facility. If recalled at that time to work, they will be guaranteed a minimum of four (4) hours which shall be used to compute the officers forty (40) hour work week. Upon recall there shall be no make work.

Article XXVII Section 16 Line-up

Line-up pay shall be at time and a half rate (1.5) and can be taken in pay or compensatory time.

Officers will make the selection of pay or compensatory time at the beginning of each year.

Article XIV Section 3 Hazardous Duty Pay

Modify as follows:

(Effective and retroactive to 1/1/2023)

2022	\$750
2023	\$1,000
2024	\$1,000
2025	\$1,250
2026	\$1,250
2027	\$1,500

New Shift Differential

Officers working the A-Line and C-Line shifts will receive a shift differential in the amount of:

(Effective and retroactive to 1/1/2023)

A-Line	\$1.00/hour
C-Line	\$.80/hour

Article XVII Weight Standards

Delete this section.

Article XIII Longevity

(Effective and Retroactive to 1/1/2022)

3-4 years	\$150
5-6 years	\$500
7-9 years	\$1,000
10-14 years	\$1,500
15-19 years	\$2,000

20+ years \$5,000

Article XIII Appendix A Salaries

Effective upon and retroactive to 1/1/2022:

2022	2%
2023	Modify Salary Schedule as follows:
	Base \$49,000
	I \$52,441
	II \$53,877
	III \$55,333
	IV \$56,799
	V \$62,858
	VI \$71,432
2024	3%
2025	3%
2026	3%
2027	3%

***ID Officer and Senior ID Officer salary schedule and wage adjustments will mirror the increases above, keeping the same percentage gap between top step Correction Officer and both job titles in 2023. All other years of this MOA will follow percentage wage increases as listed above. ***

There will be a one-time Bonus of \$2,500 paid to all employees upon ratification of the MOA.

****NOTE: All retroactive payments, to include the one-time Bonus, will follow Article XIII Section 1 Retroactivity as outlined in the CBA. Retroactive payments shall be made within 45 days of ratification of this MOA. ****

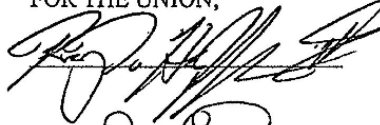
DATED: June 14, 2023

FOR THE COUNTY:



Peter Apostol, Esq.
Director of Employee
Relations

FOR THE UNION:







COUNCILOR STAFF DIRECTOR

Albany County Proposal 3

Increased Health Insurance Coverage

Current Coverage	Proposed Enhanced Coverage
Hearing Aids – not currently covered under our plan	Hearing Aids – One per ear, every 3 years
Vision Coverage – 1 exam every two years Eye wear discount through Blue View Vision at 35% on select lenses and frames. No non-collection coverage.	Vision Coverage - 1 exam every 12 months 1 pair of glasses or contacts every 24 months – on select lenses and frames covered collection at 100%, up to \$75 allowance for non-covered collection.
Dental Coverage – <ul style="list-style-type: none"> - Maximum: 1,000 per person each calendar year - Diagnostic and Preventative Care counts toward maximum - Basic Services, Endodontics, periodontics, oral surgery – 80% in network and 70% out of network - Major services, prosthodontics - 50% in network and 40% out of network - Temporomandibular Joint Benefits – 50% in network and 50% out of network - Orthodontic Maximums - \$1,000 lifetime 	Dental Coverage – <ul style="list-style-type: none"> - Maximum: 1,500 per person each calendar year - Diagnostic and Preventative Care Do NOT count toward maximum - Basic Services, Endodontics, periodontics, oral surgery, major services, prosthodontics – 100% in network and 85% out of network - Temporomandibular joint benefits – 100% in network and 50% - Orthodontic Maximums - \$2,000 lifetime

APPROPRIATIONS

FUND		ORG		BUDGET LINE		DESCRIPTION	INCREASE	DECREASE	UNIT COST	DEPARTMENT NAME
		OBJ	PROJECT	FOR POSITIONS ONLY						
				STATE POS. CODE	POSITION CONTROL					
A	3150	1	4115	236	390308	Corrections Officer	\$7,941		\$49,000	Corrections
A	3150	1	4115	243	390315	Corrections Officer	\$7,941		\$49,000	Corrections
A	3150	1	4115	244	390316	Corrections Officer	\$7,941		\$49,000	Corrections
A	3150	1	4115	251	390323	Corrections Officer	\$7,941		\$49,000	Corrections
A	3150	1	4115	267	390339	Corrections Officer	\$7,941		\$49,000	Corrections
A	3150	1	4115	013	390078	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	028	390093	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	035	390100	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	042	390107	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	070	390135	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	076	390141	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	077	390142	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	102	390167	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	107	390172	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	109	390174	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	132	390204	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	143	390215	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	148	390220	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	149	390221	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	160	390232	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	170	390242	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	178	390250	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	203	390275	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	212	390284	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	215	390287	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	219	390291	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	220	390292	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	268	390340	Corrections Officer	\$3,504		\$52,441	Corrections
A	3150	1	4115	269	390341	Corrections Officer	\$3,504		\$52,441	Corrections

A	3150	1	4115	276	390348	Corrections Officer	\$3,504	\$52,441	Corrections
A	3150	1	4115	278	390350	Corrections Officer	\$3,504	\$52,441	Corrections
A	3150	1	4115	279	390351	Corrections Officer	\$3,504	\$52,441	Corrections
A	3150	1	4115	282	390354	Corrections Officer	\$3,504	\$52,441	Corrections
A	3150	1	4115	298	390370	Corrections Officer	\$3,504	\$52,441	Corrections
A	3150	1	4115	006	390198	Corrections Officer	\$3,600	\$53,877	Corrections
A	3150	1	4115	036	390101	Corrections Officer	\$3,600	\$53,877	Corrections
A	3150	1	4115	052	390117	Corrections Officer	\$3,600	\$53,877	Corrections
A	3150	1	4115	060	390125	Corrections Officer	\$3,600	\$53,877	Corrections
A	3150	1	4115	085	390150	Corrections Officer	\$3,600	\$53,877	Corrections
A	3150	1	4115	151	390223	Corrections Officer	\$3,600	\$53,877	Corrections
A	3150	1	4115	154	390226	Corrections Officer	\$3,600	\$53,877	Corrections
A	3150	1	4115	222	390294	Corrections Officer	\$3,600	\$53,877	Corrections
A	3150	1	4115	235	390307	Corrections Officer	\$3,600	\$53,877	Corrections
A	3150	1	4115	277	390349	Corrections Officer	\$3,600	\$53,877	Corrections
A	3150	1	4115	307	390371	Corrections Officer	\$4,201	\$62,858	Corrections
A	3150	1	4115	062	390127	Corrections Officer	\$4,201	\$62,858	Corrections
A	3150	1	4115	117	390182	Corrections Officer	\$4,201	\$62,858	Corrections
A	3150	1	4115	136	390208	Corrections Officer	\$4,201	\$62,858	Corrections
A	3150	1	4115	145	390217	Corrections Officer	\$4,201	\$62,858	Corrections
A	3150	1	4115	146	390218	Corrections Officer	\$4,201	\$62,858	Corrections
A	3150	1	4115	159	390231	Corrections Officer	\$4,201	\$62,858	Corrections
A	3150	1	4115	162	390234	Corrections Officer	\$4,201	\$62,858	Corrections
A	3150	1	4115	262	390334	Corrections Officer	\$4,201	\$62,858	Corrections
A	3150	1	4115	299	390004	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	300	390011	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	303	390014	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	304	390015	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	305	390016	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	306	390045	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	308	390372	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	001	390193	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	002	390194	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	003	390195	Corrections Officer	\$5,735	\$71,432	Corrections

A	3150	1	4115	004	390196	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	005	390197	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	007	390199	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	008	390073	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	010	390075	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	011	390076	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	012	390077	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	014	390079	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	015	390080	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	016	390081	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	017	390082	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	019	390084	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	023	390088	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	025	390090	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	026	390091	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	027	390092	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	029	390094	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	030	390095	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	032	390097	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	038	390103	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	039	390104	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	040	390105	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	043	390108	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	044	390109	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	045	390110	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	048	390113	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	049	390114	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	051	390116	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	053	390118	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	054	390119	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	055	390120	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	058	390123	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	059	390124	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	061	390126	Corrections Officer	\$5,735	\$71,432	Corrections

A	3150	1	4115	063	390128	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	065	390130	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	067	390132	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	069	390134	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	071	390136	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	072	390137	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	074	390139	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	081	390146	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	082	390147	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	083	390148	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	088	390153	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	090	390155	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	091	390156	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	092	390157	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	095	390160	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	097	390162	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	098	390163	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	101	390166	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	104	390169	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	105	390170	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	106	390171	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	108	390173	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	111	390176	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	114	390179	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	115	390180	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	116	390181	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	118	390183	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	119	390184	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	120	390185	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	121	390186	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	122	390187	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	124	390189	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	130	390202	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	134	390206	Corrections Officer	\$5,735	\$71,432	Corrections

A	3150	1	4115	135	390207	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	137	390209	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	138	390210	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	140	390212	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	141	390213	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	142	390214	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	147	390219	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	150	390222	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	153	390225	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	155	390227	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	156	390228	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	157	390229	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	163	390235	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	164	390236	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	165	390237	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	166	390238	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	167	390239	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	168	390240	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	169	390241	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	172	390244	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	173	390245	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	176	390248	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	179	390251	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	181	390253	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	182	390254	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	183	390255	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	184	390256	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	186	390258	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	188	390260	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	189	390261	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	190	390262	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	191	390263	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	192	390264	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	193	390265	Corrections Officer	\$5,735	\$71,432	Corrections

A	3150	1	4115	194	390266	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	195	390267	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	196	390268	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	197	390269	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	199	390271	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	200	390272	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	201	390273	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	202	390274	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	205	390277	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	208	390280	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	209	390281	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	210	390282	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	211	390283	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	214	390286	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	216	390288	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	217	390289	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	218	390290	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	221	390293	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	223	390295	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	224	390296	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	226	390298	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	227	390299	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	230	390302	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	231	390303	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	233	390305	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	234	390306	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	237	390309	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	238	390310	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	241	390313	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	242	390314	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	245	390317	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	246	390318	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	248	390320	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	249	390321	Corrections Officer	\$5,735	\$71,432	Corrections

A	3150	1	4115	250	390322	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	252	390324	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	253	390325	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	254	390326	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	255	390327	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	257	390329	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	258	390330	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	259	390331	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	260	390332	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	261	390333	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	263	390335	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	264	390336	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	265	390337	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	266	390338	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	270	390342	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	271	390343	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	273	390345	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	274	390346	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	275	390347	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	280	390352	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	281	390353	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	283	390355	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	284	390356	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	285	390357	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	286	390358	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	287	390359	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	288	390360	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	289	390361	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	290	390362	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	291	390363	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	292	390364	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	293	390365	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	294	390366	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4115	296	390368	Corrections Officer	\$5,735	\$71,432	Corrections

A	3150	1	4115	297	390369	Corrections Officer	\$5,735	\$71,432	Corrections
A	3150	1	4117	001	390382	Identification Officer	\$5,773	\$73,423	Corrections
A	3150	1	4118	001	390381	Senior Identification Officer	\$5,804	\$75,009	Corrections
A	3150	8	9030			Social Security	\$96,753	\$2,040,497	Corrections
A	3150	1	9850			Sick Leave Incentive	\$68,500	\$193,500	Corrections
A	3150	1	9900			Overtime	\$376,008	\$2,376,008	Corrections
A	3150	1	9948			Shift Differential	\$230,048	\$234,148	Corrections
A	3150	1	9954			Enhanced Pay	\$590,000	\$667,500	Corrections
A	3150	1	9950			Longevity 2022 2023	\$659,600	\$1,118,950	Corrections
A	3150	1	9915			Hazardous Duty Pay	\$59,000	\$309,000	Corrections
A	0599					Appropriated Fund Balance		\$1,262,449	
A	6100	4	4252			Medical Services Therapy		\$2,082,202	

TOTAL APPROPRIATIONS **\$3,344,651** **\$3,344,651**

ESTIMATED REVENUES

BUDGET LINE						DESCRIPTION	DECREASE	INCREASE	UNIT COST	DEPARTMENT NAME
FUND	ORG	OBJ	PROJECT	FOR POSITIONS ONLY						
				STATE POS. CODE	POSITION CONTROL					
A	0000	00000	00000	000	000000					
TOTAL REVENUES							\$0	\$0		
GRAND TOTAL							\$3,344,651	\$3,344,651		

RESOLUTION NO. 373

AUTHORIZING A COLLECTIVE BARGAINING AGREEMENT WITH THE ALBANY COUNTY DEPUTY SHERIFF'S PBA LOCAL 3872 COUNCIL 82 AND AMENDING THE 2023 SHERIFF'S OFFICE BUDGET

Introduced: 9/11/23

By Personnel Committee:

WHEREAS, Legislative approval is required to authorize Albany County to enter into a collective bargaining agreement with the Albany County Deputy Sheriff's PBA Local 3872 Council 82 for a term commencing January 1, 2022 and ending December 31, 2027, and

WHEREAS, This agreement would provide for a 2% salary increase retroactive to January 1 for year 2022, a 2% increase in 2023 with a \$1,500 increase to base salary retroactive to January 1, a 3% salary increase for years 2024 through 2027, and a one-time retention bonus in the amount of \$2,500, and

WHEREAS, Additional terms and conditions of employment were modified in accordance with the annexed collective bargaining agreement and ratified by the membership of the bargaining unit, and

WHEREAS, The Sheriff has indicated that a budget amendment is necessary to accommodate this agreement, now, therefore, be it

RESOLVED, By the Albany County Legislature that Albany County is authorized to enter into a collective bargaining agreement with the Albany County Deputy Sheriff's PBA Local 3872 Council 82 as annexed hereto, for a term commencing January 1, 2022 and ending December 31, 2027, and, be it further

RESOLVED, That the 2023 Sheriff's Office Budget is hereby amended as indicated on the spreadsheet annexed hereto, 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.

**MEMORANDUM OF AGREEMENT
BY AND BETWEEN
ALBANY COUNTY
AND
ALBANY COUNTY DEPUTY SHERIFF'S PBA
LOCAL 3872 COUNCIL 82, AFSCME, AFL-CIO**

This Memorandum of Agreement by and between the County of Albany ("County") and the Albany County Deputy Sheriff's PBA, Local 3872 Council 82, AFSCME, AFL-CIO ("Union") sets forth the full agreement of the parties to a successor agreement relating to the January 1, 2017, to December 31, 2021, collective bargaining agreement for the period January 1, 2022, to December 31, 2027. The terms and conditions of the 2017-2021 collective bargaining agreement shall remain in full force and effect unless otherwise specifically modified, changed, or altered by the Memorandum of Agreement. This Memorandum of Agreement is subject to ratification by members of the Union and approval by the County Legislators of Albany County.

Article XXII Health Insurance

County proposal # 2 – attached to and made part of this MOA.

Article XV Section 1 Holidays

(Effective and retroactive to 1/1/2023)

Add Juneteenth to be used as a floating holiday; used for time off or paid for the holiday (if not used by the end of the calendar year, employee is paid for the day).

July 4th, Thanksgiving, Christmas, and New Years Day will be considered premium holidays. Employees working their regularly scheduled day will receive 8 hours of compensatory time. If an employee volunteers or is ordered for overtime, they will receive pay at the rate of double time plus 8 hours of compensatory time.

Article XIII Section 4

Lateral Transfers

Lateral transfers starting salaries shall be commensurate with their years of experience as a Police Officer or Deputy with the final decision on starting salary being the Sheriff's.

Prior experience at other Police agencies will not count toward credit for seniority. Prior service with Albany County Corrections will count toward years of service for salary and accruals, but not seniority. Those who transferred from Corrections to the Deputy's who are currently employed will be grandfathered in under this provision.

Special details within the Albany County Sheriff's Department, the Deputy must have a minimum of two (2) years of full-time service with the Department to be considered for the detail.

Article XIV Section 3

BMP Certification Pay

Modify as follows:

(Effective and retroactive to 1/1/2023)

2022	\$750
2023	\$1,000
2024	\$1,000
2025	\$1,250
2026	\$1,250
2027	\$1,500

New Shift Differential

Officers working the A-Line and C-Line shifts will receive a shift differential in the amount of:

(Effective and retroactive to 1/1/2023)

A-Line	\$1.00/hour
C-Line	\$.80/hour

NEW Fitness Incentive

Cooper Fitness Standard test administered to evaluate the physical fitness of participating Deputies (voluntary). Deputies who complete the test with a passing grade based off of Academy standards, employees receive a five hundred dollar (\$500). If a Deputy takes the test and completes the test parameters but does not qualify according to the testing scale, they shall receive a two-hundred- and fifty-dollar (\$250) bonus.

Article XX Section 1(A) Bereavement Leave

Modify language changing calendar days to scheduled workdays.

Article XXVII Section 15 FTO Compensation

Modify language to compensate FTO's two (2) hours compensatory time per eight (8) hours worked when assigned to FTO duty.

Article IX Work Hours and Schedules

Memorialize Transportation Unit hours as 0800-1600 and 0900-1700hours.

Memorialize the new patrol schedule currently in operation.

Article VIII Section 4 (F) Seniority

Remove Family Court detail from the list of postings.

Article XXII Section C Paragraph 4 Spousal/ Dependent Coverage

All provisions pertaining to the continuation of Health Insurance for retirees as outlined in Rules and Regulations shall continue, with the below exception, which grants continued Health Insurance Coverage for Spouse/Dependents, regardless of employment date with Albany County, but in accordance with the below eligibility and contribution requirements.

Spousal/Dependent Coverage -

Spouses and eligible dependents of County retirees (employees) remain covered as long as the retiree maintains an active enrollment. At the time of death of a retired, or active, County employee, spouse and dependent coverage may be extended as follows:

a. Spouses and eligible dependents will be covered for a three (3) month period. At the end of three months spouses and eligible dependents have the option of electing COBRA benefits; or may be eligible for extended benefits in b. or c. as follows:

2022	2%
2023	\$1,500 on base plus 2%
2024	3% on all steps except top deputy which will increase to \$80,000.
2025	2.75%
2026	2.75%
2027	3%

Article XXXVIII One-Time Bonus

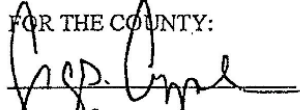
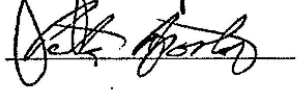
There will be a one-time Bonus of \$2,500 paid to all employees on the payroll upon execution of the new contract.

The Union agrees not to contest the County removing the six (6) Deputies positions that were previously assigned to Family Court in future County budgets.

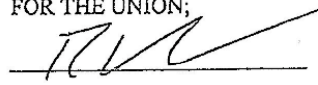

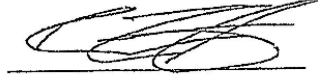
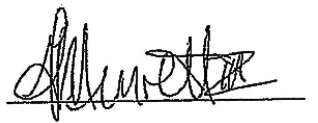
**NOTE: All retroactive payments will be paid to employees on the payroll, or who separated from service due to retirement or disability. Retroactive payments shall be made upon execution of the new contract. **

DATED: July 18, 2023

FOR THE COUNTY:

FOR THE UNION;

RZP

Albany County Proposal 2

Increased Health Insurance Coverage

Current Coverage	Proposed Enhanced Coverage
Hearing Aids – not currently covered under our plan	Hearing Aids – One per ear, every 3 years
<p>Vision Coverage –</p> <p>1 exam every two years</p> <p>Eye wear discount through Blue View Vision at 35% on select lenses and frames. No non-collection coverage.</p>	<p>Vision Coverage –</p> <p>1 exam every 12 months</p> <p>1 pair of glasses or contacts every 24 months – on select lenses and frames covered collection at 100%, up to \$75 allowance for non-covered collection.</p>
<p>Dental Coverage –</p> <ul style="list-style-type: none"> - Maximum: 1,000 per person each calendar year - Diagnostic and Preventative Care counts toward maximum - Basic Services, Endodontics, periodontics, oral surgery – 80% in network and 70% out of network - Major services, prosthodontics - 50% in network and 40% out of network - Temporomandibular Joint Benefits – 50% in network and 50% out of network - Orthodontic Maximums - \$1,000 lifetime 	<p>Dental Coverage –</p> <ul style="list-style-type: none"> - Maximum: 1,500 per person each calendar year - Diagnostic and Preventative Care Do NOT count toward maximum - Basic Services, Endodontics, periodontics, oral surgery, major services, prosthodontics – 100% in network and 85% out of network - Temporomandibular joint benefits – 100% in network and 50% - Orthodontic Maximums - \$2,000 lifetime

APPROPRIATIONS

FUND ORG		BUDGET LINE		FOR POSITIONS ONLY		DESCRIPTION	INCREASE	DECREASE	UNIT COST	DEPARTMENT NAME	
		OBJ	PROJECT	STATE POS. CODE	POSITION CONTROL						
A	3110	1	4138	10000	4	370055	Deputy Sheriff	\$3,521		\$52,811	Sheriff
A	3110	1	4138	10000	12	370063	Deputy Sheriff	\$3,521		\$52,811	Sheriff
A	3110	1	4138	10000	18	370069	Deputy Sheriff	\$3,521		\$52,811	Sheriff
A	3110	1	4138	10000	23	370074	Deputy Sheriff	\$3,521		\$52,811	Sheriff
A	3110	1	4138	10000	32	370083	Deputy Sheriff	\$3,521		\$52,811	Sheriff
A	3110	1	4138	10000	48	370099	Deputy Sheriff	\$3,521		\$52,811	Sheriff
A	3110	1	4138	10000	52	370103	Deputy Sheriff	\$3,521		\$52,811	Sheriff
A	3110	1	4138	10000	55	370106	Deputy Sheriff	\$3,521		\$52,811	Sheriff
A	3110	1	4138	10000	83	370184	Deputy Sheriff	\$3,521		\$52,811	Sheriff
A	3110	1	4138	10000	3	370054	Deputy Sheriff	\$4,907		\$54,197	Sheriff
A	3110	1	4138	10000	11	370062	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	14	370065	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	20	370071	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	21	370072	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	22	370073	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	26	370077	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	37	370088	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	47	370098	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	51	370102	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	56	370107	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	59	370110	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	62	370113	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	68	370155	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	80	370181	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	81	370182	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	91	370229	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	92	370303	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	102	379264	Deputy Sheriff	\$3,575		\$54,197	Sheriff
A	3110	1	4138	10000	15	370066	Deputy Sheriff	\$3,629		\$55,593	Sheriff
A	3110	1	4138	10000	24	370075	Deputy Sheriff	\$3,629		\$55,593	Sheriff
A	3110	1	4138	10000	53	370104	Deputy Sheriff	\$3,629		\$55,593	Sheriff
A	3110	1	4138	10000	66	370117	Deputy Sheriff	\$3,629		\$55,593	Sheriff
A	3110	1	4138	10000	85	370186	Deputy Sheriff	\$3,629		\$55,593	Sheriff
A	3110	1	4138	10000	88	370226	Deputy Sheriff	\$3,629		\$55,593	Sheriff
A	3110	1	4138	10000	95	370306	Deputy Sheriff	\$3,629		\$55,593	Sheriff
A	3110	1	4138	10000	99	370309	Deputy Sheriff	\$3,629		\$55,593	Sheriff
A	3110	1	4138	10000	9	370060	Deputy Sheriff	\$3,858		\$61,477	Sheriff
A	3110	1	4138	10000	27	370078	Deputy Sheriff	\$3,858		\$61,477	Sheriff
A	3110	1	4138	10000	40	370091	Deputy Sheriff	\$3,858		\$61,477	Sheriff
A	3110	1	4138	10000	49	370100	Deputy Sheriff	\$3,858		\$61,477	Sheriff
A	3110	1	4138	10000	70	370157	Deputy Sheriff	\$3,858		\$61,477	Sheriff
A	3110	1	4138	10000	79	370180	Deputy Sheriff	\$3,858		\$61,477	Sheriff
A	3110	1	4138	10000	96	370151	Deputy Sheriff	\$3,858		\$61,477	Sheriff
A	3110	1	4138	10000	98	370308	Deputy Sheriff	\$3,858		\$61,477	Sheriff
A	3110	1	4138	10000	100	370310	Deputy Sheriff	\$3,858		\$61,477	Sheriff
A	3110	1	4138	10000	101	370311	Deputy Sheriff	\$3,858		\$61,477	Sheriff
A	3110	1	4138	10000	103	379265	Deputy Sheriff	\$3,858		\$61,477	Sheriff
A	3110	1	4138	10000	1	370052	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	2	370053	Deputy Sheriff	\$23,592		\$75,556	Sheriff
A	3110	1	4138	10000	5	370056	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	6	370057	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	7	370058	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	10	370061	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	13	370064	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	16	370067	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	19	370070	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	25	370076	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	28	370079	Deputy Sheriff	\$24,934		\$75,556	Sheriff
A	3110	1	4138	10000	29	370080	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	30	370081	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	31	370082	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	33	370084	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	34	370085	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	35	370086	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	36	370087	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	38	370089	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	39	370090	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	41	370092	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	42	370093	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	43	370094	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	44	370095	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	45	370096	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	46	370097	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	50	370101	Deputy Sheriff	\$4,405		\$75,556	Sheriff
A	3110	1	4138	10000	54	370105	Deputy Sheriff	\$4,405		\$75,556	Sheriff

A	3110	1	4138	10000	57	370108	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	58	370109	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	60	370111	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	61	370112	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	63	370114	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	64	370115	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	65	370116	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	67	370154	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	69	370156	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	71	370158	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	72	370152	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	73	370153	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	74	370220	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	75	370221	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	76	370222	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	77	370223	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	78	370224	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	82	370183	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	84	370185	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	86	370187	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	87	370225	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	89	370227	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	90	370228	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	93	370304	Deputy Sheriff	\$24,934	\$75,556	Sheriff
A	3110	1	4138	10000	94	370305	Deputy Sheriff	\$4,405	\$75,556	Sheriff
A	3110	1	4138	10000	97	370307	Deputy Sheriff	\$17,937	\$75,556	Sheriff

A	3110	8	9030			Social Security		\$37,031	\$1,374,991	Sheriff
A	3110	1	9900			Overtime		\$173,529	\$1,744,249	Sheriff
A	3110	1	9948			Shift Differential		\$60,000	\$159,000	Sheriff
A	3110	1	9954			Enhanced Pay		\$250,000	\$369,500	Sheriff
A	3110	1	9950			Longevity		\$74,900	\$315,250	Sheriff
A	3110	1	9915			Hazardous Duty Pay		\$25,000	\$92,000	Sheriff

A	0599					Appropriated Fund Balance			\$502,404	
A	6100	4	4252			Medical Services Therapy			\$602,119	

TOTAL APPROPRIATIONS **\$1,104,523** **\$1,104,523**

ESTIMATED REVENUES

BUDGET LINE						DESCRIPTION	DECREASE	INCREASE	UNIT COST	DEPARTMENT NAME
FUND	ORG	OBJ	PROJECT	FOR POSITIONS ONLY						
				STATE POS. CODE	POSITION CONTROL					
A	0000	00000	00000	000	000000					
TOTAL REVENUES							\$0	\$0		
GRAND TOTAL							\$1,104,523	\$1,104,523		

RESOLUTION NO. 374

AUTHORIZING AN AGREEMENT WITH PAYCOM SOFTWARE LLC REGARDING HUMAN RESOURCES INFORMATION SYSTEM SERVICES AND AMENDING THE 2023 DEPARTMENT OF HUMAN RESOURCES BUDGET

Introduced: 9/11/23
By Personnel Committee:

WHEREAS, The Commissioner of the Department of Human Resources has requested authorization to enter into an agreement with Paycom Software LLC regarding human resources information systems to enhance employee access and payroll delivery for the employees of Albany County, and

WHEREAS, The Department issued a Request For Bids for programs that would work in tandem with MUNIS and Kronos systems for Albany County and enhance employee access and payroll delivery, and five bids were received, and

WHEREAS, Upon review of said bids the Department has recommended awarding the contract to Paycom Software LLC., as the lowest responsible bidder, for a term commencing September 1, 2023, and ending August 31, 2026, with two one-year options to renew, in an amount not to exceed \$1,113,572, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Paycom Software LLC, Oklahoma City, OK 73142 regarding human resources information systems and to enhance employee access and payroll delivery for County employees for a term commencing September 1, 2023, and ending August 31, 2026, with two one-year options to renew, in an amount not to exceed \$1,113,572, and, be it further

RESOLVED, That the 2023 Department of Human Resources Budget is hereby amended as indicated on the spreadsheet annexed hereto, 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.

APPROPRIATIONS

BUDGET LINE							DESCRIPTION	INCREASE	DECREASE	UNIT COST	DEPARTMENT NAME	
FUND	ORG	OBJ	PRO	FOR POSITIONS ONLY								
				STATE	POSITION							
				POS. CODE	CONTROL							
A	1432	44041	10000			Computer Fees	\$631,202			\$641,202	Human Resources	
TOTAL APPROPRIATIONS							<u>\$631,202</u>		<u>\$0</u>			

ESTIMATED REVENUES

BUDGET LINE							DESCRIPTION	DECREASE	INCREASE	UNIT COST	DEPARTMENT NAME	
FUND	ORG	OBJ	PRO	FOR POSITIONS ONLY								
				STATE	POSITION							
				POS. CODE	CONTROL							
A	1432	01244	10000			Pharmaceutical Rebates		\$631,202		\$631,202	Human Resources	
TOTAL REVENUES							<u>\$0</u>	<u>\$631,202</u>				
GRAND TOTAL							<u>\$631,202</u>	<u>\$631,202</u>				

RESOLUTION NO. 375

AUTHORIZING A ONE-TIME ALLOCATION FOR NON-UNION EMPLOYEES OF ALBANY COUNTY AND AMENDING THE 2023 ALBANY COUNTY BUDGET

Introduced: 9/11/23

By Personnel Committee:

WHEREAS, This Honorable Body has recently authorized union contracts for almost all of the collective bargaining units for Albany County, all of which include a one-time signing bonus for their respective union employees, and

WHEREAS, The County Executive has requested authorization for the payment of a one-time allocation for all non-union employees of Albany County, excluding elected officials, in the amount of \$3,000, and

WHEREAS, A budget amendment is necessary to appropriate said funding, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to facilitate the payment of a one-time allocation to all non-union county employees, excluding elected officials, in the amount of \$3,000, and, be it further

RESOLVED, That the 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.

APPROPRIATIONS

BUDGET LINE				DESCRIPTION	INCREASE	DECREASE	UNIT COST	DEPARTMENT NAME
FUND	ORG	OBJ	PRO					
FOR POSITIONS ONLY								
STATE POS. POSITION								
CODE CONTROL								
A9	1010	19954	10000	Enhanced Pay	\$63,000		\$63,000	Legislature
A9	1164	19954	10000	Enhanced Pay	\$3,000		\$24,000	General Services - Unified Court Administration
A9	1165	19954	10000	Enhanced Pay	\$195,000		\$347,620	District Attorney
A9	1170	19954	10000	Enhanced Pay	\$171,000		\$421,000	Public Defender
A9	1171	19954	10000	Enhanced Pay	\$45,000		\$45,000	Alternate Public Defender
A9	1172	19954	10000	Enhanced Pay	\$18,000		\$18,000	Assigned Counsel Program
A9	1173	19954	10000	Enhanced Pay	\$9,000		\$9,000	Regional Immigration Assistance Center
A9	1185	19954	10000	Enhanced Pay	\$6,000		\$6,000	Coroner
A9	1230	19954	10000	Enhanced Pay	\$36,000		\$36,000	County Executive
A9	1310	19954	10000	Enhanced Pay	\$51,000		\$51,000	Management & Budget - Finance
A9	1315	19954	10000	Enhanced Pay	\$54,000		\$54,000	Audit and Control
A9	1340	19954	10000	Enhanced Pay	\$18,000		\$268,000	Management & Budget
A9	1345	19954	10000	Enhanced Pay	\$18,000		\$18,000	General Services - Central Purchasing
A9	1355	19954	10000	Enhanced Pay	\$18,000		\$18,000	Management & Budget - Real Property Tax Agency
A9	1410	19954	10000	Enhanced Pay	\$18,000		\$58,000	Clerk
A9	1411	19954	10000	Enhanced Pay	\$9,000		\$39,000	Hall of Records
A9	1420	19954	10000	Enhanced Pay	\$102,000		\$102,000	Law
A9	1430	19954	10000	Enhanced Pay	\$21,000		\$21,000	Civil Service
A9	1432	19954	10000	Enhanced Pay	\$63,000		\$63,000	Human Resources
A9	1440	19954	10000	Enhanced Pay	\$18,000		\$18,000	General Services - Plans & Projects
A9	1450	19954	10000	Enhanced Pay	\$69,000		\$69,000	Board of Elections
A9	1610	19954	10000	Enhanced Pay	\$9,000		\$12,000	General Services - Administration
A9	1620	19954	10000	Enhanced Pay	\$21,000		\$192,000	General Services - Building Services
A9	1640	19954	10000	Enhanced Pay	\$3,000		\$6,000	General Services - Fleet Management
A9	1670	19954	10000	Enhanced Pay	\$3,000		\$12,000	General Services - Central Printing
A9	1680	19954	10000	Enhanced Pay	\$78,000		\$78,000	Management & Budget - Information Services
A9	3020	19954	10000	Enhanced Pay	\$30,000		\$46,000	E-911
A9	3110	19954	10000	Enhanced Pay	\$159,000		\$278,500	Sheriff
A9	3140	19954	10000	Enhanced Pay	\$21,000		\$312,000	Probation
A9	3150	19954	10000	Enhanced Pay	\$87,000		\$164,500	Correctional Facility
A9	3189	19954	10000	Enhanced Pay	\$9,000		\$9,000	Stop-DWI (Traffic Safety Board)
A9	3650	19954	10000	Enhanced Pay	\$9,000		\$9,000	Management & Budget - Demolitions/Stabilizations
A9	4010	19954	10000	Enhanced Pay	\$51,000		\$231,000	Health
A9	4310	19954	10000	Enhanced Pay	\$36,000		\$175,500	Mental Health
A9	4610	19954	10000	Enhanced Pay	\$9,000		\$34,500	Crime Victims & Sexual Violence Center
A9	6010	19954	10000	Enhanced Pay	\$45,000		\$455,000	Social Services
A9	6119	19954	10000	Enhanced Pay	\$27,000		\$184,500	Children, Youth and Families
A9	6510	19954	10000	Enhanced Pay	\$6,000		\$6,000	Veterans Service Bureau
A9	6610	19954	10000	Enhanced Pay	\$12,000		\$12,000	General Services - Consumer Affairs
A9	6772	19954	10000	Enhanced Pay	\$15,000		\$22,500	Aging
A9	7310	19954	10000	Enhanced Pay	\$3,000		\$8,000	Children, Youth and Families - Youth Bureau
A9	7410	19954	10000	Enhanced Pay	\$24,000		\$24,000	Parks & Recreation
A9	8020	19954	10000	Enhanced Pay	\$6,000		\$6,000	Economic Development Conservation & Planning
A9	8021	19954	10000	Enhanced Pay	\$3,000		\$3,000	Stormwater Coalition
D9	5010	19954	10000	Enhanced Pay	\$24,000		\$24,000	Public Works - Administration
D9	5020	19954	10000	Enhanced Pay	\$21,000		\$21,000	Public Works - Highway Engineering
D9	5110	19954	10000	Enhanced Pay	\$24,000		\$139,000	Public Works - Maintenance Roads & Buildings
DM9	5130	19954	10000	Enhanced Pay	\$3,000		\$25,500	Public Works - Road Machinery
A	99901	99901	10000	Interfund Transfer	\$36,000		\$36,000	
G9	8110	19954	10000	Enhanced Pay	\$12,000		\$17,000	Water Purification District - Administration
G9	8130	19954	10000	Enhanced Pay	\$24,000		\$129,000	Water Purification District - Sewage Treatment
NH9	6020	19954	10000	Enhanced Pay	\$51,000		\$51,000	Nursing Home
TOTAL APPROPRIATIONS					\$1,866,000	\$0		

ESTIMATED REVENUES

BUDGET LINE				DESCRIPTION	DECREASE	INCREASE	UNIT COST	DEPARTMENT NAME
FUND	ORG	OBJ	PRO					
FOR POSITIONS ONLY								
STATE POS. POSITION								
CODE CONTROL								
G	55031	05031		Interfund Transfer		\$36,000		Water Purification
A		0599		Appropriated Fund Balance		\$1,671,000		
D		0599		Appropriated Fund Balance		\$69,000		
DM		0599		Appropriated Fund Balance		\$3,000		
A		0599		Appropriated Fund Balance		\$36,000		
NH		0599		Appropriated Fund Balance		\$51,000		
TOTAL REVENUES					\$0	\$1,866,000		
GRAND TOTAL					\$1,866,000	\$1,866,000		

RESOLUTION NO. 376

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF GENERAL SERVICES REGARDING AID TO LOCALITIES FUNDING FOR VETERAN SERVICES

Introduced: 9/11/23

By Audit and Finance Committee:

WHEREAS, The Director of the Department of the Albany County Veterans Service Bureau has been notified by the New York State Division of Veterans' Services that an allocation of \$35,000 is available from the New York State Aid to Localities Fund, for a term starting April 1, 2022 and ending March 31, 2023, and

WHEREAS, The Director has indicated that the New York State Office of General Services will be administering this allocation, and that such funding will be used to reimburse personnel costs and support local veteran services in Albany County, now, therefore, be it

RESOLVED, By the Albany County Legislature, that the County Executive is authorized to enter into an agreement with the New York State Office of General Services regarding Aid to Localities Funding of \$35,000 for reimbursement of personnel costs and supporting local veteran services in Albany County, for a 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. 377

AMENDING RESOLUTION NO. 158 FOR 2021 REGARDING AGREEMENTS WITH VARIOUS LEAD PARTNERS REGARDING THE COMPREHENSIVE OPIOID, STIMULANT, AND SUBSTANCE ABUSE PROGRAM

Introduced: 9/11/23

By Audit and Finance Committee:

WHEREAS, By Resolution No. 472 for 2020, this Honorable Body authorized an agreement with the United States Department of Justice, Office of Justice Programs regarding the Comprehensive Opioid, Stimulant, and Substance Abuse Program grant in the amount of \$898,062 for the term commencing October 1, 2020 and ending September 30, 2023, and

WHEREAS, By Resolution No. 158 for 2021, this Honorable Body authorized agreements with the Public Defender Association/LEAD National Support Bureau, Seattle, Washington 98104; Catholic Charities Care Coordination Services, Albany, New York 12204; the Center for Law and Justice, Albany, New York 12204; and the Albany Police Department in connection with sub-awarding grant funds in the amount of \$785,850 for the term commencing October 1, 2020 and ending September 30, 2023, and

WHEREAS, The County Executive's Office has requested authorization to amend Resolution No. 158 for 2021 to extend these agreements for an additional year to allow the LEAD sub recipients to spend down the remaining funding, and

WHEREAS, The County Executive has additionally requested an amendment to Resolution No. 158 for 2021 in order to enter into agreements with the Cities of Cohoes and Watervliet Police Departments to participate in this program as well, now, therefore, be it

RESOLVED, By the Albany County Legislature that Resolution No. 158 for 2021 is hereby amended to reflect an ending date of September 30, 2024, and to incorporate the Cities of Cohoes and Watervliet Police Departments as sub recipients under the program, and, be it further

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

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

RESOLUTION NO. 378

**AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT
228 REMSEN STREET (TAX MAP NO. 10.67-5-17) IN THE CITY OF COHOES**

Introduced: 9/11/23

By Audit and Finance Committee:

WHEREAS, The County of Albany has acquired through in rem foreclosure title to a parcel of real property located at 228 Remsen Street (Tax Map No. 10.67-5-17) in the City of Cohoes, and

WHEREAS, The Cohoes Industrial Development Agency has expressed an interest in acquiring the property for \$1, and intends to develop this and other parcels in order to restore Remsen Street, and

WHEREAS, The Albany County Real Property Disposition Plan, adopted by Resolution No. 29 for 2019, allows for properties to be sold to municipalities for use for a governmental purpose, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey 228 Remsen Street (Tax Map No. 10.67-5-17) in the City of Cohoes to the Cohoes Industrial Development Agency for \$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. 379

AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 23 COLUMBIA STREET (TAX MAP NO. 10.67-5-15) IN THE CITY OF COHOES

Introduced: 9/11/23

By Audit and Finance Committee:

WHEREAS, The County of Albany has acquired through in rem foreclosure title to a parcel of real property located at 23 Columbia Street (Tax Map No. 10.67-5-15) in the City of Cohoes, and

WHEREAS, The Cohoes Industrial Development Agency has expressed an interest in acquiring the property for \$1, and intends to develop this and other parcels in order to restore the Remsen Street corridor, and

WHEREAS, The Albany County Real Property Disposition Plan, adopted by Resolution No. 29 for 2019, allows for properties to be sold to municipalities for use for a governmental purpose, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey 23 Columbia Street (Tax Map No. 10.67-5-15) in the City of Cohoes to the Cohoes Industrial Development Agency for \$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. 380

AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 46 NORTH MANNING BOULEVARD (TAX MAP NO. 65.29-1-28) IN THE CITY OF ALBANY

Introduced: 9/11/23

By Audit and Finance Committee:

WHEREAS, The County of Albany has acquired through in rem foreclosure title to a parcel of real property located at 46 North Manning Boulevard (Tax Map No. 65.29-1-28) in the City of Albany, and

WHEREAS, Pavel Karakalchu, an abutting property owner has expressed an interest in acquiring this parcel for \$2,500, and

WHEREAS, Revisions to the County's Real Property Disposition Plan approved by Resolution No. 29 for 2019 allow for properties to be sold to abutting property owners, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey property located at 46 North Manning Boulevard (Tax Map No. 65.29-1-28) in the City of Albany for \$2,500 to Pavel Karakalchu, 1555 Crescent Road, Clifton Park, NY 12065, and, be it further

RESOLVED, That Pavel Karakalchu shall be responsible for all closing costs as well as a pro-rated share of any and all property taxes owed on the property at the time of 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. 381

AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 170 BROAD STREET (TAX MAP NO. 76.73-3-54) AND 172 BROAD STREET (TAX MAP NO. 76.73-3-55) IN THE CITY OF ALBANY

Introduced: 9/11/23

By Audit and Finance Committee:

WHEREAS, The County of Albany has acquired through in rem foreclosure title to parcels of real property located at 170 Broad Street (Tax Map No. 76.73-3-54) and 172 Broad Street (Tax Map No. 76.73-3-55) in the City of Albany, and

WHEREAS, 223 Preservation LLC, an abutting property owner to both parcels has expressed an interest in acquiring these parcels for \$4,700, and

WHEREAS, Revisions to the County's Real Property Disposition Plan approved by Resolution No. 29 for 2019 allow for properties to be sold to abutting property owners, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey property located at 170 Broad Street (Tax Map No. 76.73-3-54) and 172 Broad Street (Tax Map No. 76.73-3-55) in the City of Albany to 223 Preservation LLC, 937 River Road, Selkirk, NY 12158 for \$4,700, and, be it further

RESOLVED, That 223 Preservation LLC shall be responsible for all closing costs as well as a pro-rated share of any and all property taxes owed on the property at the time of 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. 382

AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 58 FIRST STREET (TAX MAP NO. 65.82-2-16) IN THE CITY OF ALBANY

Introduced: 9/11/23

By Audit and Finance Committee:

WHEREAS, The County of Albany has acquired through in rem foreclosure title to a parcel of real property located at 85 First Street (Tax Map No. 65.82-2-16) in the City of Albany, and

WHEREAS, Larry Lee McCallister, an abutting property owner, has expressed an interest in acquiring the parcel for \$1,000, and

WHEREAS, Revisions to the County's Real Property Disposition Plan approved by Resolution No. 29 for 2019 allow for properties to be sold to abutting property owners, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey property located at 58 First Street (Tax Map No. 65.82-2-16) in the City of Albany to Larry Lee McCallister, 69 First Street, Albany, NY 12201 for \$1,000, and, be it further

RESOLVED, That Larry Lee McCallister shall be responsible for all closing costs as well as a pro-rated share of any and all property taxes owed on the property at the time of 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. 383

AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 865 MYRTLE AVENUE (TAX MAP NO. 64.67-1-22) IN THE CITY OF ALBANY

Introduced: 9/11/23

By Audit and Finance Committee:

WHEREAS, The County of Albany has acquired through in rem foreclosure title to a parcel of real property located at 865 Myrtle Avenue (Tax Map No. 64.67-1-22) in the City of Albany, and

WHEREAS, Antonette Atkins, an abutting property owner, has expressed an interest in acquiring the parcel for \$5,000, and

WHEREAS, Revisions to the County's Real Property Disposition Plan approved by Resolution No. 29 for 2019 allow for properties to be sold to abutting property owners, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey property located at 865 Myrtle Avenue (Tax Map No. 64.67-1-22) in the City of Albany to Antonette Atkins, 863 Myrtle Avenue, Albany, NY 12208 for \$5,000, and, be it further

RESOLVED, That Antonette Atkins shall be responsible for all closing costs as well as a pro-rated share of any and all property taxes owed on the property at the time of 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. 384

AMENDING THE GENERAL FUND BALANCE POLICY FOR ALBANY COUNTY

Introduced: 9/11/23

By Audit and Finance Committee and Peter:

WHEREAS, The Governmental Accounting Standards Board and the New York State Comptroller recommend that municipal corporations establish general fund balance policies in order to provide clear fund balance classifications and establish parameters by which to account for fiscal resources, and

WHEREAS, By Resolution No. 468 for 2020, this Honorable Body adopted a General Fund Balance Policy for Albany County, and

WHEREAS, The Commissioner of the Albany County Department of Management and Budget has reviewed the policy, and in consultation with the Albany County Comptroller, has requested amendments be adopted to more fully reflect the needs of Albany County, now, therefore, be it

RESOLVED, By the Albany County Legislature that the Albany County General Fund Balance Policy, as amended and annexed hereto, is hereby adopted, 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.

ALBANY COUNTY GENERAL FUND BALANCE POLICY

Purpose

Albany County proposes to enact the following policy in an effort to ensure financial stability through the maintenance of a reserve fund that guides the use of resources for financial security.

County reserve funds must be properly established and maintained in order to facilitate an open and transparent use of public funds. The primary objective is to maintain a prudent level of financial resources to provide necessary services while minimizing the need to raise taxes and fees due to unanticipated one-time expenditures or temporary revenue shortfalls. Proper management of a healthy fund balance will also ensure that the County is able to maintain the highest possible credit ratings, further improving the County's fiscal situation in both the near and long term.

Background

Statement No. 54 from the Governmental Accounting Standards Board (GASB), titled "Fund Balance Reporting and Governmental Fund Type Definitions" is intended to provide clear fund balance classifications to enhance the usefulness and accountability of fund balance information.

Minimum Fund Balance for the General Fund

- This policy shall apply to the County's General Fund only.
- The Department of Management and Budget will provide guidance to any changes to fund balance.
- The County shall strive to maintain unexpended surplus funds of not less than 10% and not more than 15% of the adopted appropriations in the general fund as per the most recent Audited Financials compared to the current year's adopted budget, excluding interfund transfers, with a target of 12.5%.
- These funds will generally come from excess revenues over expenditures.
- It is the intent of the County to limit the use of these fund balances to address unanticipated, non-recurring needs, or unanticipated future obligations. Fund balances should not normally be applied to recurring annual operating expenditures.
- There shall not be a drawdown of more than 10% of the fund balance in any given year outside of a declared State of Emergency or a 20% or greater reduction to any major revenue stream.
- In the event that unassigned fund balance exceeds the 12.5% target of adopted budget appropriations, the Department of Management and Budget will present to the Legislature options for utilizing the excess, including capital in lieu of borrowing, the funding of accrued liabilities, covering one-time

expenditures, the payoff of any bonds that have reached their redemption date, or the start-up of expenditures for new programs.

- In the event the unassigned fund balance is below the 10% minimum the Department of Management and Budget will work towards increasing the amount at the earliest appropriate time.

The County will spend the most restricted dollars before less restricted where such spending is appropriate and the legal restriction does not limit the use of such restricted amounts for the purpose in question in the following order:

- Non-spendable (if funds become spendable)
- Restricted
- Committed
- Assigned
- Unassigned

Definitions

- *Non-spendable* – consists of assets that are inherently non-spendable in the current period either because of their form or because they must be maintained intact, including prepaid items, inventories, long-term portions of loans receivable, financial assets held for resale, and principal of endowments.
- *Restricted* – consists of amounts that are subject to externally enforceable legal purpose restrictions imposed by creditors, grantors, contributors, or laws and regulations of other governments; or through constitutional provisions or enabling legislation.
- *Committed* – consists of amounts that are subject to a purpose constraint imposed by a formal action of the government's highest level of decision-making authority before the end of the fiscal year, and that require the same level of formal action to remove the constraint.
- *Assigned* – consists of amounts that are subject to a purpose constraint that represents an intended use established by the government's highest level of decision-making authority, or by their designated body or official. The purpose of the assignment must be narrower than the purpose of the general fund, and in funds other than the general fund, assigned fund balance represents the residual amount of fund balance.
- *Unassigned* – represents the residual classification for the government's general fund, and could report a surplus or deficit. In funds other than the general fund, the unassigned classification should be used only to report a deficit balance resulting from overspending for specific purposes for which amounts had been restricted, committed, or assigned.

RESOLUTION NO. 385

AMENDING THE 2023 ALBANY COUNTY BUDGET: ADMINISTRATIVE ADJUSTMENTS

Introduced: 9/11/23

By Audit and Finance Committee:

WHEREAS, The Commissioner of the Department of Management and Budget has requested a budget amendment to the Division of Finance in order to reorganize the staff pay structure to better meet the changing needs of the Department, 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.

APPROPRIATIONS

BUDGET LINE						DESCRIPTION	INCREASE	DECREASE	UNIT COST	DEPARTMENT NAME
FUND	ORG	OBJ	PRO	FOR POSITIONS ONLY						
				STATE POS. CODE	POSITION CONTROL					
A9	1310	16312		002	180024	Sr. Foreclosure Clerk	\$ 2,129		\$ 73,529	Finance
A9	1310	16320		002	180057	Foreclosure Clerk	\$ 12,923		\$ 58,823	Finance
A9	1310	16320		001	180055	Foreclosure Clerk	\$ 12,923		\$ 58,823	Finance
A9	1310	16321		001	180088	Senior Foreclosure Inspector	\$ 18,383		\$ 73,529	Finance
A9	1310	16317		001	180058	Foreclosure Inspector	\$ 4,325		\$ 44,117	Finance
A9	1310	16317		002	180059	Foreclosure Inspector	\$ 4,325		\$ 44,117	Finance
A9	1310	16311		010	180080	Finance Clerk		\$ 39,614	\$ -	Finance
A9	1310	16311		001	180071	Finance Clerk	\$ 3,991		\$ 63,725	Finance
A9	1310	16311		008	180078	Finance Clerk	\$ 7,918		\$ 53,921	Finance
A9	1310	16311		006	180076	Finance Clerk	\$ 6,192		\$ 53,921	Finance
A9	1310	16092		001	180083	Abstractor		\$ 45,231	\$ -	Finance
A9	1310	12914		002	180085	Title Searcher		\$ 51,000	\$ -	Finance
A9	1310	11224		001	180052	Tax Records Manager	\$ 7,031		\$ 78,431	Finance
A9	1310	12574		001	180004	Financial Operations Manager	\$ 7,031		\$ 78,431	Finance
A9	1310	16225		001	180087	Office Assistant III	\$ 12,010		\$ 48,039	Finance
A9	1310	19970				Temporary Help	\$ 36,664		\$ 68,871	Finance

TOTAL APPROPRIATIONS \$ 135,845 \$ 135,845

ESTIMATED REVENUES

BUDGET LINE						DESCRIPTION	INCREASE	UNIT COST	DEPARTMENT NAME	
FUND	ORG	OBJ	PRO	FOR POSITIONS ONLY						
				STATE POS. CODE	POSITION CONTROL					
TOTAL REVENUES							<u>\$0</u>		<u>\$0</u>	
GRAND TOTAL							<u>\$135,845</u>		<u>\$135,845</u>	

RESOLUTION NO. 386

REQUIRING REPORTING OF MONIES AND PROCEEDS OF ASSET FORFEITURE FUNDS MAINTAINED BY THE COUNTY

Introduced: 9/11/23
By Peter:

WHEREAS, The Albany County Charter vests oversight of the County's financial affairs with the County Legislature and charges the Legislature with the examination of such books, records, and papers pertaining to the money, funds, or other property belonging to the County, and

WHEREAS, In order to maintain sound fiscal practices, it is necessary that all money, funds, or other property belonging to the County be reported to the Legislature, including accounts not listed in the County's unified chart of accounts, and

WHEREAS, The New York State General Municipal Law sets forth requirements for the management of asset forfeiture funds, including production of reports to the State Comptroller and County Legislature, now, therefore, be it

RESOLVED, By the Albany County Legislature that, in accordance with New York State General Municipal Law § 6-v, the Albany County Comptroller shall render a detailed report regarding the operation and condition of the asset forfeiture escrow fund – including statements of all funds spent, what such funds were spent on, what organizations and/or entities received such funds, and where any resulting programs or fruits are located – to the County Legislature at the termination of each fiscal year, but in no event later than January 31st of each year, 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. 387

SETTING FORTH REPORTING DATES FOR FINANCIAL UPDATES TO THE LEGISLATURE

Introduced: 9/11/23
By Peter:

WHEREAS, Among its many responsibilities, the Albany County Legislature must make appropriations, levy taxes, and adopt a County Budget pursuant to State law and the Albany County Charter, and

WHEREAS, The Legislature works closely with the County Executive, the County Comptroller, and the Commissioner of the Department of Management and Budget to gain the financial information necessary to make such decisions, and

WHEREAS, The Legislature desires to put in place reporting dates to maximize efficiency and provide for the timely flow of financial information between the involved parties to ensure that the Legislature has the most up to date financial information available to allow it to make financial decisions in the best interests of the residents and taxpayers of Albany County, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Comptroller shall submit to the Clerk of the Legislature by February 1st of each year a list of all actions the Comptroller has taken in the prior calendar year as public administrator, including what properties or assets were sold and how any resulting funds were spent, as well as the annual reporting documents submitted to the Surrogate's Court, and, be it further

RESOLVED, That the Comptroller shall submit to the Clerk of the Legislature and the Chair of the Legislative Audit and Finance Committee by May 14th of each year a copy of the Annual Update Document submitted to the New York State Comptroller in April each year, as well as a snapshot summary of the unrestricted fund balance as of that date, and, be it further

RESOLVED, That the Comptroller shall appear and present on the fiscal state of the County to the Albany County Legislature at the May Legislative meeting, or if that is not feasible for any given year, the Comptroller shall submit a request to the Chairman of the Legislature by April 30th of such year to appear and present at the June Legislative meeting, and, be it further

RESOLVED, That the Commissioner of the Department of Management and Budget shall include in the submission of the Capital Program to the Legislature by

July 1st of each year all applicable bond identification information for each of the included proposed projects, and, be it further

RESOLVED, That the Commissioner of the Department of Management and Budget shall include in all requests for legislative action relating to capital projects listed in the Capital Program where in the Capital Program the project is contained and the funding source for such capital project, 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. 388

AMENDING RESOLUTION NO. 304 FOR 2023 REGARDING THE DISBURSEMENT OF AMERICAN RESCUE PLAN FUNDING

Introduced:

By ARPA Executive Committee:

WHEREAS, The County of Albany received \$29.6 million in funds from the American Rescue Plan Act (ARPA) which may be used for various projects and programs within the County to help mitigate the long-term effects of the COVID-19 Pandemic, and

WHEREAS, By Resolution No. 304 of 2023, this Honorable Body authorized the disbursement of American Rescue Plan funding to the Albany County Division of Information Services regarding the replacement of the existing central storage system in the amount of \$312,000 for a term ending December 31, 2025, and

WHEREAS, The ARPA Executive Committee has requested authorization to enter into an agreement with CORE BTS for the purchase of a new Net App Inc. central storage system in the amount of \$297,976 for a term commencing immediately and ending December 31, 2025, and

WHEREAS, The ARPA Executive Committee has indicated that this replacement of the existing central storage system will improve both overall infrastructure speed and County security, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with CORE BTS, Clifton Park, NY 12065, regarding the replacement of the existing central storage system in an amount not to exceed \$297,976 for a term commencing immediately 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.

LOCAL LAW NO. H FOR 2023

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING CHAPTER 270 OF THE ALBANY COUNTY CODE TO PROVIDE REAL PROPERTY TAX EXEMPTIONS FOR PERSONS WITH DISABILITIES AND LIMITED INCOMES

[A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW NO. 8 FOR 1997, GRANTING A PARTIAL TAX EXEMPTION OF REAL PROPERTY OWNED BY PERSONS WITH LIMITED INCOMES WHO ARE DISABLED IN ACCORDANCE WITH THE PROVISIONS OF REAL PROPERTY TAX LAW SECTION 459-C]

Introduced: 4/10/23

By Rosano, Reinhardt, A. Joyce, Feeney, Willingham, Beston, Chapman, Cleary, Commisso, Efekoro, Fein, Lekakis, Mayo, Mclean Lane, Miller, Peter, Plotsky, Reidy, Reinhardt, Ricard, Simpson, Cunningham, Burgdorf, Kuhn and Whalen:

A Local Law amending Chapter 270 of the Code of the County of Albany to create an updated real property tax exemption for persons with disabilities and limited incomes pursuant to the New York State Real Property Tax Law.

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

Section 1. Amending prior local law.

This Local Law hereby amends the following sections of Article IX: Exemption for Disabled Persons with Limited Income as it is currently written: §270-78 to §270-86

Section 2. Title.

This article shall be known as the "Exemption for Disabled Persons with Limited Income."

Section 3. § 270-78 Exemption amount.

Pursuant to §459 of the Real Property Tax Law of the State of New York, effective as hereinafter provided, there shall be an exemption from taxation for general county purposes to the extent of the percentage of assessed valuation provided in the following schedule, determined by the maximum income exemption eligibility level also provided in the following schedule up to a maximum of fifty percent (50%) of the assessed valuation of real property owned by one (1) or more persons with disabilities, or real property owned by a husband or wife, or both, or by siblings, at least one of

whom has a disability, and whose income, as hereinafter defined, is limited by reason of such disability:

<u>ANNUAL INCOME</u>	<u>PERCENTAGE OF ASSESSED VALUATION EXEMPT FROM TAXATION</u>
\$50,000 or less	50
More than \$50,000 but less than \$51,000	45
\$51,000 or more but less than \$52,000	40
\$52,000 or more but less than \$53,000	35
\$53,000 or more but less than \$53,900	30
\$53,900 or more but less than \$54,800	25
\$54,800 or more but less than \$55,700	20
\$55,700 or more but less than \$56,600	15
\$56,600 or more but less than \$57,500	10
\$57,500 or more but less than \$58,400	5

Section 4. § 270-79. Definitions.

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

“Sibling” shall include persons whose relationship as siblings has been established through either half blood, whole blood or adoption.

“Person with a Disability” is one who has a physical or mental impairment, not due to current use of alcohol or illegal drug use, which substantially limits such person’s ability to engage in one or more major life activities, such as caring for one’s self, performing manual tasks, walking, seeing, hearing, speaking, breathing, learning and working, and who (I) is certified to receive social security disability insurance (SSDI) or supplemental security income (SSI) benefits under the Federal Social Security Act, or (II) is certified to receive Railroad Retirement Disability benefits under the Federal Railroad Retirement Act, or (III) has received a certification from the State Commission for the Blind and Visually Handicapped stating that such person is legally blind or (IV) is certified to receive a United States Postal Service disability pension.

Section 5. § 270-80. Required Proof.

An award letter from the Social Security Administration or the Railroad Retirement Board, or a certification from the State Commission for the Blind and Visually Handicapped, or an award letter from the United States Postal Service shall be submitted as proof of disability.

Section 6. § 270-81 Computation of Exemption.

Any exemption provided by this local law shall be computed after all other partial exemptions allowed by law, excluding the School Tax Relief (STAR) exemption have been subtracted from the total amount assessed; provided, however, that no parcel may receive an exemption for the same tax purpose pursuant to both this local law and Section 467 of the Real Property Tax Law.

Section 7. § 270-82. Real Property Held in Trust.

Notwithstanding any other provisions of law to the contrary, the provisions of this local law shall apply to real property held in trust solely for the benefit of a person or persons who would otherwise be eligible for a real property tax exemption pursuant to this local law.

Section 8. § 270-83 Cooperative apartment ownership.

- A. Title to that portion of real property owned by a cooperative apartment corporation in which a tenant-stockholder of such corporation resides, and which is represented by his share or shares of stock in such corporation as determined by its or their proportional relationship to the total outstanding stock of the corporation, including that owned by the corporation, shall be deemed to be vested in such tenant-stockholder.
- B. That proportion of the assessment of such real property owned by a cooperative apartment corporation determined by the relationship of such real property vested in such tenant-stockholder to such entire parcel and the buildings thereon owned by such cooperative apartment corporation in which such tenant-stockholder resides shall be subject to exemption from taxation pursuant to this section and any exemption so granted shall be credited by the appropriate taxing authority against the assessed valuation of such real property; the reduction in real property taxes realized thereby shall be credited by the cooperative apartment corporation against the amount of such taxes otherwise payable by or chargeable to such tenant-stockholder.

Section 9. § 270-84. Conditions on grant of exemption.

No exemption shall be granted:

- A. If the income of the owner or the combined income of the owners of the property for the applicable income tax year [exceeds the sum of three thousand dollars, or such other sum not] is less than three thousand dollars [n]or more than fifty eight thousand four hundred dollars, as authorized by RPTL § 459-c.
- B. That proportion of the assessment of such real property owned by a cooperative apartment corporation determined by the relationship of such real property

vested in such tenant-stockholder to such entire parcel and the buildings thereon owned by such cooperative apartment corporation in which such tenant-stockholder resides shall be subject to exemption from taxation pursuant to this section and any exemption so granted shall be credited by the appropriate taxing authority against the assessed valuation of such real property; the reduction in real property taxes realized thereby shall be credited by the cooperative apartment corporation against the amount of such taxes otherwise payable by or chargeable to such tenant-stockholder.

- C. Where title is vested in a married person, the combined income of such person and such person's spouse may not exceed such sum, except where one spouse or ex-spouse is absent from the property due to divorce, legal separation or abandonment, then only the income of the spouse or ex-spouse residing on the property shall be considered and may not exceed such sum.
- D. The term "income" as used herein shall mean the "adjusted gross income" for federal income tax purposes as reported on the applicant's federal or state income tax return for the applicable income tax year, subject to any subsequent amendments or revisions, plus any social security benefits not included in such federal adjusted gross income; provided that if no such return was filed for the applicable income tax year, the applicant's income shall be determined based on the amounts that would have so been reported if such a return had been filed; and provided further, that when determining income for purposes of this section, the following conditions shall be applicable:
 - 1. the applicant's income shall be offset by all medical and prescription drug expenses actually paid that were not reimbursed or paid for by insurance;
 - 2. any tax-exempt interest or dividends that were excluded from the applicant's federal adjusted gross income shall be considered income; and
 - 3. any losses that were applied to reduce the applicant's federal adjusted gross income shall be subject to the following limitations:
 - a. the net amount of loss reported on federal Schedule C, D, E, or F shall not exceed three thousand dollars per schedule,
 - b. the net amount of any other separate category of loss shall not exceed three thousand dollars, and
 - c. the aggregate amount of all losses shall not exceed fifteen thousand dollars;
- E. unless the property is used exclusively for residential purposes, provided, however, that in the event any portion of such property is not so used exclusively for residential purposes but is used for other purposes, such portion shall be subject to taxation or PILOT and the remaining portion only shall be entitled to the exemption provided by this section;
- F. unless the real property is the legal residence of and is occupied in whole or in part by the disabled person; except where the disabled person is absent from the residence while receiving health-related care as an inpatient of a residential health care facility, as defined in section twenty-eight hundred one of the public health law, provided that any income accruing to that person shall

be considered income for purposes of this section only to the extent that it exceeds the amount paid by such person or spouse or sibling of such person for care in the facility.

Section 10. § 270-85 Application for exemption.

- A. Application for such exemption must be made annually by the owner, or all of the owners of the property, on forms prescribed by the State Board to be furnished by the appropriate local assessing unit, and shall furnish the information and be executed in the manner required or prescribed on such forms, and shall be filed in such Assessor's Office on or before the appropriate taxable status date; provided however, proof of a permanent disability need be submitted only in the year an exemption pursuant to this local law is first sought or the disability is first determined to be permanent.
- B. At least sixty (60) days prior to the appropriate taxable status date, the appropriate local assessing unit shall mail to each person who was granted an exemption pursuant to this local law on the latest completed assessment roll an application form and a notice that such application must be filed on or before taxable status date and be approved in order for the exemption to continue to be granted. Failure to mail such application form or the failure of such person to receive the same shall not prevent the levy, collection and enforcement of the payment of the taxes on property owned by such person.

Section 11. § 270-86 When effective, applicability.

This law shall take effect immediately and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on and after January 1, 2024.

Referred to Law Committee – 7/10/23

Favorable Recommendation Law Committee – 8/30/23

LOCAL LAW NO. “J” FOR 2023

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

Introduced: 7/10/23

By A. Joyce and Feeney:

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

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

“SECTION 2. Imposition of sales tax. On and after March 1, 1970, there is hereby imposed and there shall be paid a tax of three percent upon, and for the period commencing September 1, 1992, and ending November 30, 2025, there is hereby imposed and there shall be paid an additional tax at the rate of one percent upon.”

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

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

Notwithstanding any inconsistent provision of this Local Law, receipts from the sale of property and services described in Section 2-A of this Local Law and consideration given or contracted to be given for such property and services shall be exempt from the additional one percent rate of sales and compensating use taxes imposed by Sections 2 and 4, respectively, of this Local Law for the period commencing September 1, 1992, and ending November 30, 2025.”

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

“(g) With respect to the additional tax of one percent imposed for the period commencing September 1, 1992, and ending November 30, 2025, the provisions of subdivisions (a), (b), (c), (d) and (e) of this Section apply,

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

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

“SECTION 4. Imposition of compensating use tax.

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

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

2025, the tax shall be at the rate of four percent, and on and after December 1, 2025, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of Section One, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For purposes of subclause (i) of clause (B) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2025, the tax shall be at the rate of four percent, and on and after December 1, 2025, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of subclause (ii) of clause (B) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2025, the tax shall be at the rate of four percent, and on and after December 1, 2025, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of Section One.

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

(f) For purposes of clauses (C), (D) and (E) of subdivision (a) of this section, for the period commencing September 1, 1992, and ending November 30, 2025, the tax shall be at the rate of four percent, and on

and after December 1, 2025, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration for any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon which the service was performed as such charges are described in paragraph three of subdivision (b) of Section One.

(g) For purposes of clause (F) of subdivision (a) of this Section, for the period commencing September 1, 1992, and ending November 30, 2025, the tax shall be at the rate of four percent, and on and after December 1, 2025, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes, used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.”

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

(B) With respect to the additional tax of one percent imposed for the period beginning September 1, 1992, and ending November 30, 2025, in respect to the use of property used by the purchaser in this County prior to September 1, 1992.”

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

“(r) Notwithstanding any inconsistent provision of law, the County shall allocate and distribute quarterly to the cities and the area in the County outside the cities the same proportion of net collections attributable to the additional one percent rate of taxes imposed by sections two and four of this Local Law for the period commencing December 1, 2023 and ending November 30, 2025, as the County allocates and distributes the net collections from the County’s three percent rate of such taxes, as of July 20, 2023, and such portion of net collections attributable to such additional one percent rate of such taxes shall be allocated and distributed to the towns and villages in the County in the same manner as the net collections attributable to the County’s three percent rate of such taxes are allocated and distributed to such towns and villages as of July 20, 2023. In the event that any city

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

SECTION 7. This enactment shall take effect December 1, 2023.

Referred to Law Committee – 7/10/23

Favorable Recommendation Law Committee – 8/30/23

LOCAL LAW NO. “K” FOR 2023

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

Introduced: 7/10/23

By A. Joyce and Feeney:

BE IT ENACTED by the County Legislature of the County of Albany that Local Law No. 3 for 1980 as amended by Local Law No. 8 for 1981, Local Law No. 3 for 1986, Local Law No. 3 for 2005, Local Law No. 11 for 2006, Local Law No. 8 for 2009, Local Law No. 10 for 2010, Local Law No. 2 for 2012, Local Law No. 4 for 2014, Local Law No. 8 for 2016, Local Law No. 5 for 2018 and Local Law No. 5 for 2020, pursuant to Chapter 693 of the Laws of 1980 of the State of New York, Chapter 375 of the Laws of 1985 of the State of New York, Chapter 531 of the Laws of 2005 of the State of New York, Chapter 194 of the Laws of 2006 of the State of New York, Chapter 105 of the Laws of 2009 of the State of New York, Chapter 401 of the Laws of 2010 of the State of New York, Chapter 312 of the Laws of 2012 of the State of New York, Chapter 228 of the Laws of 2014 of the State of New York, Chapter 452 of the Laws of 2016 of the State of New York, Chapter 134 of the Laws of 2018 of the State of New York, Chapter 58 of the Laws of 2020 of the State of New York and Chapter 337 of the Laws of 2023 of the State of New York is hereby amended as follows:

SECTION 1. During the period January 1, 2024 to December 31, 2024, Section 2 of Local Law No. 3 for 1980 as amended by Local Law No. 3 for 1986, Local Law No. 3 for 2005, Local Law No. 11 for 2006, Local Law No. 8 for 2009, Local Law No. 10 for 2010, Local Law No. 2 for 2012, Local Law No. 4 for 2014, Local Law No. 8 for 2016, Local Law No. 5 for 2018 and Local Law No. 5 for 2020 is amended to read as follows:

Imposition of Tax

On and after the first day of January 1, 2024, there is hereby imposed and there shall be paid a tax of six percent of the per diem rental rate charged to occupants for each hotel or motel room except that the tax shall not be imposed upon a permanent resident of such hotel or motel.

SECTION 2. During the period January 1, 2024 to December 31, 2024, Section 12 of Local Law No. 3 for 1980 as amended by Local Law No. 3 for 1986, Local Law No. 3 for 2005, Local Law No. 11 for 2006, Local Law No. 8 for 2009 Local Law No. 10 for 2010, Local Law No. 2 for 2012, Local Law No. 4 for 2014, Local Law No. 8 for 2016, Local Law No. 5 for 2018 and Local Law No. 5 for 2020 is amended to read as follows:

Disposition of Revenues

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

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

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

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

SECTION 3. On and after the Albany Convention Center completion date, defined as the date on which the architect for the convention center project issues a certificate of substantial completion in substantial conformity with AIA Document G704-2000 stating that the convention center facility is sufficiently complete in accordance with the contract or contracts for construction that the owner can occupy or utilize the convention center facility for its intended use:

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

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

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

the fund. Said moneys so deposited shall be used solely and exclusively by the Albany Convention Center Authority for the development of a convention center project to be located in the City of Albany. Albany County shall pay the moneys in such fund over to such authority upon application for such moneys by the authority.

SECTION 4. This local law supersedes Local Law No. 5 for 2020 and shall take effect January 1, 2024 and expire and be deemed repealed December 31, 2024.

Referred to Law Committee – 7/10/23

Favorable Recommendation Law Committee – 8/30/23

LOCAL LAW NO. "L" FOR 2023

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

Introduced: 7/10/23

By A. Joyce and Feeney:

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

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

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

SECTION 3. This local law shall expire December 1, 2025, provided further, however, that such expiration shall not preclude the adoption and enactment of additional local laws by the County of Albany pursuant to the provisions of Section 253-p of the Tax Law upon the expiration of this local law or any subsequent local law adopted and enacted pursuant to the provisions thereof.

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

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

SECTION 5. This local law shall take effect on December 1, 2023, provided that the Clerk of this Legislature shall mail a certified copy hereof by registered or certified mail to the Commissioner of the New York State Department of Taxation and Finance at least 30 days prior to such date. The Clerk of this Legislature shall also file certified copies hereof with the County Clerk of the County of Albany, the Secretary of State of the State of New York and the State Comptroller within five days after the enactment of this local law.

Referred to Law Committee – 7/10/23

Favorable Recommendation Law Committee – 8/30/23