AGENDA
ALBANY COUNTY LEGISLATURE
AUGUST 12, 2019

PREVIOUS BUSINESS:

RESOLUTION NO. 204: AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 171 TROY SCHENECTADY ROAD (TAX MAP NO. 32.1-2-5.2) IN THE TOWN OF COLONIE

By Audit and Finance Committee

RESOLUTION NO. 222: REQUIRING THE SUBMISSION OF AMENDED LOCAL LAWS PRIOR TO LEGISLATIVE ACTION

By Mr. Mauriello


By Messrs. Feeney and Ward
CURRENT BUSINESS:

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

By Elder Care Committee

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

By Elder Care Committee

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

By Elder Care Committee

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

By Elder Care Committee

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

By Elder Care Committee

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

By Elder Care Committee

308. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING THE COMMUNITY SERVICES FOR THE ELDERLY PROGRAM
By Elder Care Committee

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

By Elder Care Committee

310. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING UNMET NEED AND AMENDING THE 2019 DEPARTMENT FOR AGING BUDGET

By Elder Care Committee

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

By Elder Care Committee

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

By Elder Care Committee

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

By Elder Care Committee

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

By Elder Care Committee

315. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING RAPE CRISIS SERVICES AND PREVENTION PROGRAMMING
By Law Committee

316. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE COALITION AGAINST SEXUAL ASSAULT REGARDING THE SEXUAL ASSAULT SERVICES PROGRAM

By Law Committee

317. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF VICTIM SERVICES REGARDING THE VICTIM AND WITNESS ASSISTANCE PROGRAM

By Law Committee

318. AUTHORIZING AGREEMENTS REGARDING ALBANY COUNTY INSURANCE COVERAGE

By Law Committee

319. AUTHORIZING AN AGREEMENT WITH MILTON CAT POWER SYSTEMS REGARDING THE REMOVAL AND REPLACEMENT OF THE SWITCH GEAR AND GENERATORS AT THE CORRECTIONAL FACILITY

By Public Works Committee

320. AUTHORIZING AN AGREEMENT WITH PRIME HIGHWAY CONTRACTORS, LLC REGARDING THE CONSTRUCTION OF AN EMERGENCY CR 6 CULVERT REPLACEMENT FOR TRIBUTARY TO SWITZKILL CREEK PROJECT IN THE TOWN OF BERNE

By Public Works Committee

321. AUTHORIZING AN AGREEMENT WITH TRACEY ROAD EQUIPMENT, INC. REGARDING THE PURCHASE OF FIVE TANDEM DUMP TRUCKS

By Public Works Committee

322. AUTHORIZING A SUPPLEMENTAL AGREEMENT WITH MJ ENGINEERING AND LAND SURVEYING, P.C. REGARDING DESIGN SERVICES FOR THE ALBANY COUNTY RAIL TRAIL
OVER NEW SCOTLAND ROAD (NYS 85) BRIDGE REPLACEMENT PROJECT

By Public Works Committee

323. AUTHORIZING AN AGREEMENT WITH SPECTACOR MANAGEMENT GROUP REGARDING OPERATING AND MANAGEMENT SERVICES FOR THE TIMES UNION CENTER

By Public Works Committee

324. AUTHORIZING AN AGREEMENT WITH KONE, INC. REGARDING THE REPLACEMENT OF THREE PASSENGER ELEVATORS AT THE TIMES UNION CENTER

By Public Works Committee

325. AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF ALBANY WATER BOARD AND THE ALBANY COUNTY WATER PURIFICATION DISTRICT REGARDING THE BEAVER CREEK CLEAN RIVER FACILITY PROJECT

By Public Works Committee

326. AUTHORIZING LEASE AGREEMENTS WITH JAMES KLEINBAUM ATTORNEYS AT LAW, COLUMBIA TILE, CHICAGO TITLE, AND MAURICE TESSIER REGARDING CORPORATE SUITE NO. 25 AT THE TIMES UNION CENTER

By Public Works Committee

327. AUTHORIZING A LEASE AGREEMENT WITH ORTHOPEDICSNY, LLP REGARDING CORPORATE SUITE NO. 6 AT THE TIMES UNION CENTER

By Public Works Committee

328. AUTHORIZING A LEASE AGREEMENT WITH TRUSTCO BANK REGARDING CORPORATE SUITE NO. 11 AT THE TIMES UNION CENTER

By Public Works Committee
329. AUTHORIZING RENEWAL OF AN AGREEMENT WITH EXECUTIVE CLEANING SERVICES OF ALBANY, INC. REGARDING JANITORIAL AND CLEANING SERVICES AT THE TIMES UNION CENTER

By Public Works Committee

330. AUTHORIZING AGREEMENTS REGARDING TRANSPORTATION FOR CHILDREN WITH SPECIAL NEEDS TO EDUCATION AND THERAPY PROGRAMS

By Social Services Committee

331. AUTHORIZING AN AGREEMENT WITH NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES REGARDING THE FAMILY FIRST PREVENTION SERVICES ACT AND AMENDING THE 2019 DEPARTMENT FOR CHILDREN, YOUTH AND FAMILIES BUDGET

By Social Services Committee

332. AUTHORIZING AN AGREEMENT WITH TRINITY ALLIANCE OF THE CAPITAL REGION, INC. REGARDING THE PROVISION OF FAMILY AND NEIGHBORHOOD RESOURCE CENTER SERVICES

By Social Services Committee

333. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION REGARDING THE MAINTENANCE OF SNOWMOBILE TRAILS IN ALBANY COUNTY

By Conservation, Sustainability and Green Initiatives Committee

334. AMENDING RESOLUTION NO. 259 FOR 2018: EXTENDING AN AGREEMENT WITH HEALTH RESEARCH, INC. REGARDING THE PUBLIC HEALTH EMERGENCY PREPAREDNESS PROGRAM

By Health Committee
335. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE GOVERNOR’S TRAFFIC SAFETY COMMITTEE REGARDING THE GENERAL HIGHWAY SAFETY GRANT PROGRAM AND AMENDING THE 2019 HEALTH DEPARTMENT BUDGET

By Health Committee

336. AMENDING RESOLUTION NO. 159 FOR 2018 REGARDING THE 2017/2018 STATEWIDE INTEROPERABILITY COMMUNICATIONS GRANT

By Public Safety Committee

337. ADOPTING THE ALBANY COUNTY CAPITAL PROGRAM FOR 2020-2024

By Audit and Finance Committee

338. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF VICTIM SERVICES REGARDING THE CRIME VICTIM ASSISTANCE GRANT AND AMENDING THE 2019 DISTRICT ATTORNEY’S OFFICE BUDGET

By Audit and Finance Committee

339. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE STATE HOMELAND SECURITY AND LAW ENFORCEMENT TERRORISM PREVENTION GRANT AND AMENDING THE 2019 SHERIFF’S OFFICE BUDGET

By Audit and Finance Committee

340. AMENDING THE 2019 SHERIFF’S OFFICE BUDGET: VEHICLE SALVAGE FUNDS

By Audit and Finance Committee

341. AMENDING THE 2019 DEPARTMENT OF HEALTH BUDGET: ADMINISTRATIVE ADJUSTMENTS

By Audit and Finance Committee
342. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH/HEALTH RESEARCH, INC. REGARDING THE OVERDOSE DATA TO ACTION PROGRAM AND AMENDING THE 2019 DEPARTMENT OF HEALTH BUDGET

By Audit and Finance Committee

343. AMENDING THE 2019 DEPARTMENT OF MENTAL HEALTH BUDGET: OVERTIME

By Audit and Finance Committee

344. AMENDING THE 2019 DEPARTMENT OF MENTAL HEALTH BUDGET: ADMINISTRATIVE ADJUSTMENTS

By Audit and Finance Committee

345. AMENDING THE 2019 DEPARTMENT OF MENTAL HEALTH BUDGET: STAFF ADJUSTMENTS

By Audit and Finance Committee

346. AMENDING RESOLUTION NO. 203 FOR 2019 REGARDING THE AUTHORIZATION TO CONVEY PARCELS OF REAL PROPERTY TO ACLB HOLDINGS, LLC.

By Audit and Finance Committee

347. AMENDING RESOLUTION NO. 251 FOR 2019 REGARDING THE CONVEYANCE OF REAL PROPERTY AT 182 BREVATOR STREET (TAX MAP NO. 53.82-1-9) IN THE CITY OF ALBANY

By Audit and Finance Committee

348. AUTHORIZING THE ALBANY COUNTY EXECUTIVE TO SUBMIT MULTIPLE APPLICATIONS FOR VARIOUS PROJECTS THROUGH THE NEW YORK STATE 2019 CONSOLIDATED FUNDING APPLICATION (CFA) PROCESS

By Audit and Finance Committee

349. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH REGARDING THE MATERNAL AND
INFANT COMMUNITY HEALTH COLLABORATIVE AND 
AMENDING THE 2019 DEPARTMENT OF HEALTH BUDGET

By Audit and Finance Committee

350. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “D” FOR 2019 - A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK TO INCENTIVIZE THE USE OF REUSABLE SHOPPING BAGS AND TO INSTITUTE A FEE ON THE USE OF PAPER BAGS IN ALBANY COUNTY SHOPPING ESTABLISHMENTS

By Ms. Cunningham

351. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “E” FOR 2019 - A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK PROHIBITING THE SALE OF FLAVORED TOBACCO PRODUCTS

By Messrs. Miller and Simpson:

352. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “F” FOR 2019 - A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK TO REQUIRE ALBANY COUNTY RESTAURANTS AND EATING ESTABLISHMENTS TO PROVIDE STRAWS AND PLASTIC CUTLERY ONLY UPON REQUEST

By Ms. Cunningham

353. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “G” FOR 2019 - A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW NO. 2 FOR 2018 REGARDING THE SUSTAINABLE ENERGY LOAN PROGRAM

By Mr. Touchette

354. APPOINTMENT OF A MEMBER TO THE COMMUNITY SERVICES BOARD

By Ms. Willingham

355. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “H” FOR 2019 - A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW NO. 8 FOR 2011 TO MODIFY THE
PROCEDURES FOR IDENTIFYING INDIVIDUALS REQUIRED TO FILL OUT FINANCIAL DISCLOSURE FORMS

By Mr. A. Joyce

356. RESCINDING RESOLUTION NO. 217 FOR 2019

By Messrs. Mauriello, Burgdorf, Drake, Mendick and Grimm

357. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “F” FOR 2018

By Mr. Drake

LOCAL LAWS:

LOCAL LAW “F” FOR 2018: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW NO. 8 FOR 2011 AS SUBSEQUENTLY AMENDED TO IMPLEMENT AN ANTI-NEPOTISM POLICY

By Mr. Drake

LOCAL LAW NO. “G” FOR 2019: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW NO. 2 FOR 2018 REGARDING THE SUSTAINABLE ENERGY LOAN PROGRAM

By Mr. Touchette

LOCAL LAW NO. “H” FOR 2019: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW NO. 8 FOR 2011 TO MODIFY THE PROCEDURES FOR IDENTIFYING INDIVIDUALS REQUIRED TO FILL OUT FINANCIAL DISCLOSURE FORMS

By Mr. A. Joyce
RESOLUTION NO. 204

AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LOCATED AT 171 TROY SCHENECTADY ROAD (TAX MAP NO. 32.1-2-5.2) IN THE TOWN OF COLONIE

Introduced: 5/13/19
By Audit and Finance Committee:

WHEREAS, The County of Albany has acquired through in rem foreclosure title to a parcel of real property at 171 Troy Schenectady Road (Tax Map No. 32.1-2-5.2) in the Town of Colonie, and

WHEREAS, ACLB Holdings, LLC., a subsidiary of the Albany County Land Bank Corporation has expressed an interest in acquiring this parcel of real property to carry out its mission to revitalize communities, and

WHEREAS, It is in the best interests of County taxpayers to support the Land Bank in its efforts to develop affordable housing as a means to stabilize neighborhoods, return properties to the tax rolls and provide pro-active tools to mitigate costs, spur investment and improve property values, 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 171 Troy Schenectady Road (Tax Map No. 32.1-2-5.2) in the Town of Colonie to ACLB Holdings, LLC., 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.

Referred to Audit and Finance Committee - 5/13/19
Favorable Recommendation Audit and Finance Committee – 7/24/19
RESOLUTION NO. 222

REQUIRING THE SUBMISSION OF AMENDED LOCAL LAWS PRIOR TO LEGISLATIVE ACTION

Introduced: 5/13/19
By: Mauriello

WHEREAS, It is in the public interest to have their elected officials informed of the details of what they are voting on, and

WHEREAS, Proposed Local Laws introduced in the Legislature are required to provide a Fiscal Impact Statement so the Legislature can make informed decisions on major legislative actions that may negatively impact persons or businesses in Albany County, and

WHEREAS, The Legislature and the public should be able to track the current version of proposed Local Laws that have had amendments made to them, and

WHEREAS, Legislative standing committees are integral to the deliberative process and a 21st century legislature should be transparent by only voting on measures they have read and that have been made available for public review through notice and public posting with sufficient time, and

WHEREAS, Public Hearings are often the only opportunity for the public to comment on proposals they support or oppose and are a crucial part of the process in how a bill becomes a law, and

WHEREAS, Convenience for the prime sponsors of legislation has led to Public Hearings being approved by standing committees without the current version of the law being available to Legislators or the public for complete review, now, therefore be it

RESOLVED, That the Albany County Legislature hereby does adopt as policy that all proposed Local Laws shall be in their complete form and delivered to the Majority and Minority Counsels or included in a posting on the County website at least 48 hours before meetings of the Legislative standing committees where they may be acted upon, and, be it further

RESOLVED, That an accurate Fiscal Impact Statement must be included with any and all proposed Local Laws at the time of introduction in compliance with the Rules of the Legislature, and, be it further

RESOLVED, That the Chairman of the Legislature shall return to the sponsor(s) any submissions of a proposed Local Law that is not in complete form and lacking a proper and accurate Fiscal Impact Statement when required, and, be it further

RESOLVED, That amendments made per Resolution 83 of 2016 to proposed Local Laws introduced before and after the effective date of this resolution must be made available to the Legislature and the public via electronic mail and/or the website at least 48 hours before any legislative action (defined as voting for Public Hearings and/or any committee action other than tabling said bill) is taken on the proposed Local Law, and, be it further
RESOLVED, Nothing contained within this Resolution shall be construed to prohibit the timely movement of legislation under Rule 11 of the Rules of the Legislature, and, be it further

RESOLVED, That the requirements of this Resolution may be waived when the Majority Leader and Minority Leader, or their respective designees, together agree that circumstances exist which warrant such action, and be it further.

RESOLVED, That this resolution shall take effect January 1, 2020, though nothing in this resolution shall prohibit Albany County from adopting these measures before the effective date, and, be it further

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

Referred to Law Committee – 5/13/19
Without Recommendation Law Committee – 7/22/19
RESOLUTION NO. 299

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “C” FOR 2019 - A LOCAL LAW OF THE COUNTY OF ALBANY AMENDING AND UPDATING LOCAL LAW NO. 2 FOR 2011 REQUIRING ITEM PRICING BY RETAIL STORES IN THE COUNTY OF ALBANY

Introduced: 7/8/19
By Messrs. Feeney and Ward:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. “C” for 2019, “A Local Law Of The County Of Albany Amending And Updating Local Law No. 2 For 2011 Requiring Item Pricing By Retail Stores In The County Of Albany” be held by the County Legislature in the William J. Conboy II Legislative Chambers, Albany County Courthouse, Albany, New York at 7:15 p.m. on Tuesday, August 27, 2019, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.

Referred to Law and Audit and Finance Committees – 7/8/19
Favorable Recommendation Law Committee – 7/22/19
RESOLUTION NO. 302

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

Introduced: 8/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging to accept Title III-B Supportive Services Program funding in the amount of $275,257 for the term commencing January 1, 2020 and ending December 31, 2020, and

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

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging to accept Title III-B Supportive Services Program funding in the amount of $275,257 for the term commencing January 1, 2020 and ending December 31, 2020, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 303

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

Introduced: 8/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging to accept Title III-C-1 Congregate Meals Program funding in the amount of $375,043 for the term commencing January 1, 2020 and ending December 31, 2020, and

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

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging to accept Title III-C-1 Congregate Meals Program funding in the amount of $375,043 for the term commencing January 1, 2020 and ending December 31, 2020, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 304

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

Introduced: 8/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging to accept Title III-C-2 Home Delivered Meals Program funding in the amount of $192,831 for the term commencing January 1, 2020 and ending December 31, 2020, and

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

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging to accept Title III-C-2 Home Delivered Meals Program funding in the amount of $192,831 for the term commencing January 1, 2020 and ending December 31, 2020, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 305

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

Introduced: 8/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging to accept Title III-D Medication Management Program funding in the amount of $45,168 for the term commencing January 1, 2020 and ending December 31, 2020, and

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

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging to accept Title III-D Medication Management Program funding in the amount of $45,168 for the term commencing January 1, 2020 and ending December 31, 2020, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 306

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

Introduced: 8/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging to accept Title III-E Elder Caregiver Support Program funding in the amount of $155,446 for the term commencing January 1, 2020 and ending December 31, 2020, and

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

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging to accept Title III-E Elder Caregiver Support Program funding in the amount of $155,446 for the term commencing January 1, 2020 and ending December 31, 2020, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 307

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

Introduced: 8/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding the Expanded In-Home Services for the Elderly Program (EISEP) in the amount of $824,665 for the term commencing April 1, 2019 and ending March 31, 2020, and

WHEREAS, The Commissioner indicated that the funding, which requires a 51% County match, will be used by the Department for Aging in conjunction with the Albany County Department of Social Services to provide assessments, case management, and non-medical home care services for older adults in Albany County who are eligible for EISEP services, and

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

RESOLVED, By the Albany County Legislature that the County Executive is authorized enter into an agreement with the New York State Office for the Aging regarding EISEP in the amount of $824,665 for the term commencing April 1, 2019 and ending March 31, 2020, and, be it further

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

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 308

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

Introduced: 8/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding the Community Services for the Elderly program in the amount of $529,813 for the term commencing April 1, 2019 and ending March 31, 2020, and

WHEREAS, The Commissioner indicated that the funding, which requires a 25% County match, will be used to support programs and services that provide transportation for older adults living in Albany County, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging regarding the Community Services for the Elderly program in the amount of $529,813 for the term commencing April 1, 2019 and ending March 31, 2020, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 309

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

Introduced: 8/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding the Wellness in Nutrition program in the amount of $478,417 for the term commencing April 1, 2019 and ending March 31, 2020, and

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

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

RESOLVED, By the Albany County Legislature that the County Executive is authorized to accept grant funding from the New York State Office for the Aging regarding the Wellness in Nutrition program in the amount of $478,417 for the term commencing April 1, 2019 and ending March 31, 2020, and, be it further

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

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 310

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE FOR THE AGING REGARDING UNMET NEED AND AMENDING THE 2019 DEPARTMENT FOR AGING BUDGET

Introduced: 8/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding unmet need services in the amount of $330,910 for the term commencing April 1, 2019 and ending March 31, 2020, and

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

WHEREAS, The Commissioner has also indicated that a budget amendment is necessary to incorporate the funding into the 2019 Department for Aging Budget, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging regarding unmet need services in the amount of $330,910 for the term commencing April 1, 2019 and ending March 31, 2020, and, be it further

RESOLVED, By the Albany County Legislature that the 2019 Department for Aging Budget is hereby amended as follows:

Increase Revenue Account A3780 EISEP Unmet Need by $330,910

Increase Appropriation Account A6772 4 by $330,910 by increasing Line Item A6772 4 4046 Fees for Services by $330,910

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. 311

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

Introduced: 8/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding the Health Insurance Information, Counseling and Assistance Program in the amount of $33,284 for the term commencing April 1, 2019 and ending March 31, 2020, and

WHEREAS, The Commissioner indicated that the funding will be used to provide counseling to seniors about their Medicare options and assist them in making informed decisions when choosing a Medicare Part D program, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging regarding the Health Insurance Information, Counseling and Assistance Program in the amount of $33,284 for the term commencing April 1, 2019 and ending March 31, 2020, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 312

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

Introduced: 8/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding the AAA State Transportation Program in the amount of $16,926 for the term commencing April 1, 2019 and ending March 31, 2020, and

WHEREAS, The Commissioner indicated that the funding will be used to support vital transportation services to seniors living in Albany County, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging regarding the AAA State Transportation Program in the amount of $16,926 for the term commencing April 1, 2019 and ending March 31, 2020, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 313

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

Introduced: 8/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding the Congregate Services Initiative program in the amount of $6,512 for the term commencing April 1, 2019 and ending March 31, 2020, and

WHEREAS, The Commissioner indicated that the funding, which requires a 25% County match, will be used to provide enhanced funding to congregate meal providers in Albany County, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging regarding the Congregate Services Initiative program in the amount of $6,512 for the term commencing April 1, 2019 and ending March 31, 2020, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 314

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

Introduced: 8/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with the New York State Office for the Aging regarding the NY Connects Expansion and Enhancement program in the amount of $363,281 for the term commencing April 1, 2019 and ending March 31, 2020, and

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

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

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Office for the Aging regarding the NY Connects Expansion and Enhancement program in the amount of $363,281 and enter into an agreement with the Albany County Department of Social Services for the term commencing April 1, 2019 and ending March 31, 2020, and, be it further

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

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 315

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING RAPE CRISIS SERVICES AND PREVENTION PROGRAMMING

Introduced: 8/12/19
By Law Committee:

WHEREAS, The Director of the Albany County Crime Victim and Sexual Violence Center has requested authorization to enter into an agreement with the New York State Division of Criminal Justice Services regarding rape crisis services and prevention programming in the amount of $97,194 for the term commencing October 1, 2019 and ending September 30, 2020 with two one-year options to renew, and

WHEREAS, The Director indicated that the funding will be used to provide direct services to sexual assault victims, criminal justice advocacy in local courts, 24-hour sexual assault hotline services, and sexual assault prevention activities in local schools, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Division of Criminal Justice Services regarding rape crisis services and prevention programming in the amount of $97,194 for the term commencing October 1, 2019 and ending September 30, 2020 with two one-year options to renew, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 316

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE COALITION AGAINST SEXUAL ASSAULT REGARDING THE SEXUAL ASSAULT SERVICES PROGRAM

Introduced: 8/12/19
By Law Committee:

WHEREAS, The Director of the Albany County Crime Victim and Sexual Violence Center has requested authorization to enter into an agreement with the New York State Coalition Against Sexual Assault regarding the Sexual Assault Services Program in the amount of $10,250 for the term commencing July 1, 2019 and ending May 31, 2020, and

WHEREAS, The Director indicated that the funding will be used to provide clinical and court advocacy services to victims of sexual assault residing in Albany County with limited English proficiency, including refugees and immigrants, as required by New York State, 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 Coalition Against Sexual Assault regarding the Sexual Assault Services Program in the amount of $10,250 for the term commencing July 1, 2019 and ending May 31, 2020, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 317

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF VICTIM SERVICES REGARDING THE VICTIM AND WITNESS ASSISTANCE PROGRAM

Introduced: 8/12/19
By Law Committee:

WHEREAS, The Director of the Albany County Crime Victim and Sexual Violence Center has requested authorization to enter into a multi-year agreement with the New York State Office of Victim Services regarding the federal Victims of Crime Act (VOCA) Victim and Witness Assistance program in a total amount of $2,009,575 over a three-year term commencing October 1, 2019 and ending September 30, 2022 with a potential two-year renewal option dependent on future VOCA funding on the federal level, and

WHEREAS, The Director has also requested authorization to enter into the first year of the multi-year agreement in the amount of $638,401 for the term commencing October 1, 2019 and ending September 30, 2020, and

WHEREAS, The Director indicated that the funding will be used to support 15 staff positions providing direct services to crime victims as well as operational costs throughout the duration of the three-year term, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is to enter into an agreement with the New York State Office of Victim Services regarding the VOCA Victim and Witness Assistance program in a total amount of $2,009,575 over a three-year term commencing October 1, 2019 and ending September 30, 2022 with a potential two-year renewal option, and, be it further

RESOLVED, That the County Executive is further authorized to enter into the first year of the multi-year agreement in the amount of $638,401 for the term commencing October 1, 2019 and ending September 30, 2020, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 318

AUTHORIZING AGREEMENTS REGARDING ALBANY COUNTY INSURANCE COVERAGE

Introduced: 8/12/19
By Law Committee:

WHEREAS, The Albany County Attorney’s Office, upon the recommendation of the County’s insurance consultant, has requested authorization to enter into agreements for the County's insurance coverage through Arthur J. Gallagher Risk Management Services, Inc., and

WHEREAS, It has been recommended that the County enter into agreements with Argonaut Insurance Company for Excess Commercial, General, Automobile, Law Enforcement, Public Officials, and Employment Practices coverage; Allied World for Excess insurance; Travelers for Property insurance; Greenwich for Boiler and Machinery coverage; Travelers for Crime insurance; Medical Liability Mutual Insurance Company for Medical Liability coverage; ACE for Cyber Liability insurance; and Navigators for Pollution coverage in a total combined premium amount of $1,312,951, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into agreements through Arthur J. Gallagher Risk Management Services, Inc. with Argonaut Insurance Company for Excess Commercial, General, Automobile, Law Enforcement, Public Officials, and Employment Practices coverage at an annual premium not to exceed $422,019; Allied World for Excess insurance at an annual premium not to exceed $97,748; Travelers for Property insurance at an annual premium not to exceed $244,243 + $821 Fire Fee; Greenwich for Boiler and Machinery coverage at an annual premium not to exceed $21,713; Travelers for Crime insurance at an annual premium not to exceed $4,508; Medical Liability Mutual Insurance Company for Medical Liability insurance at an annual premium not to exceed $378,949; and ACE for Cyber Liability insurance at an annual premium not to exceed $61,252 for the term commencing August 15, 2019 and ending August 15, 2020, and Navigators for Pollution coverage for a three-year term at a premium not to exceed $81,698, in a total combined premium amount of $1,312,951, 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. 319

AUTHORIZING AN AGREEMENT WITH MILTON CAT POWER SYSTEMS REGARDING THE REMOVAL AND REPLACEMENT OF THE SWITCH GEAR AND GENERATORS AT THE CORRECTIONAL FACILITY

Introduced: 8/12/19
By Public Works Committee:

WHEREAS, The Albany County Sheriff has requested authorization to enter into an agreement with Milton Cat Power Systems regarding the removal and replacement of the switch gear and generators at the Albany County Correctional Facility in the amount of $2,213,700 for the term commencing August 1, 2019 and ending May 31, 2020, and

WHEREAS, The Sheriff has indicated after conducting a careful review of qualified vendors, in collaboration with the County Purchasing Agent and County Attorney, that Milton Cat Power Systems has been recommended as the most qualified vendor available through the National Cooperative Purchasing Alliance, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Milton Cat Power Systems regarding the removal and replacement of the switch gear and generators at the Albany County Correctional Facility in the amount of $2,213,700 for the term commencing August 1, 2019 and ending May 31, 2020, and, be it further

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

RESOLVED, That the Clerk of the County legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 320

AUTHORIZING AN AGREEMENT WITH PRIME HIGHWAY CONTRACTORS, LLC REGARDING THE CONSTRUCTION OF AN EMERGENCY CR 6 CULVERT REPLACEMENT FOR TRIBUTARY TO SWITZKILL CREEK PROJECT IN THE TOWN OF BERNE

Introduced: 8/12/19
By Public Works Committee:

WHEREAS, The Commissioner of the Albany County Department of Public Works has requested authorization to enter into an agreement with Prime Highway Contractors, LLC regarding the construction of an Emergency CR6 Culvert Replacement for Tributary to Switzkill Creek Project in the Town of Berne in the amount of $627,253 for the term commencing September 1, 2019 and ending February 28, 2020, and

WHEREAS, The Department of Public Works, through the County Purchasing Agent, issued a request for bids and on July 15, 2019 three bids were received pertaining to the project, and

WHEREAS, The Department of Public Works engineering consultant Greenman-Pedersen, Inc. reviewed said bids and recommended awarding the contract to Prime Highway Contractors, LLC as the lowest responsible bidder, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Prime Highway Contractors, LLC, Albany, NY 12206 regarding the construction of an Emergency CR6 Culvert Replacement for Tributary to Switzkill Creek Project in the Town of Berne in the amount of $627,253 for the term commencing September 1, 2019 and ending February 28, 2020, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 321

AUTHORIZING AN AGREEMENT WITH TRACEY ROAD EQUIPMENT, INC. REGARDING THE PURCHASE OF FIVE TANDEM DUMP TRUCKS

Introduced: 8/12/19
By Public Works Committee:

WHEREAS, The Commissioner of the Albany County Department of Public Works has requested authorization to enter into an agreement with Tracey Road Equipment, Inc. in an amount not to exceed $1,024,179 regarding the purchase and delivery of five tandem dump trucks in accordance with the Public Works Vehicle and Truck Replacement Program for the term commencing September 1, 2019 and ending August 31, 2020, and

WHEREAS, The Department of Public Works, through the County Purchasing Agent, utilizing an existing Onondaga County bid process, has recommended Tracey Road Equipment, Inc. as the lowest responsible bidder for the purchase and delivery of five tandem dump trucks and any warranty work, service and parts for the vehicles, and

WHEREAS, The Commissioner indicated that the purchase and delivery of five tandem dump trucks and any warranty work, service and parts for the vehicles will cost $1,024,179, 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., Albany, NY 12205 in an amount not to exceed $1,024,179 regarding the purchase and delivery of five tandem dump trucks and any warranty work, service and parts for the vehicles for the term commencing September 1, 2019 and ending August 31, 2020, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 322

AUTHORIZING A SUPPLEMENTAL AGREEMENT WITH MJ ENGINEERING AND LAND SURVEYING, P.C. REGARDING DESIGN SERVICES FOR THE ALBANY COUNTY RAIL TRAIL OVER NEW SCOTLAND ROAD (NYS 85) BRIDGE REPLACEMENT PROJECT

Introduced: 8/12/19
By Public Works Committee:

WHEREAS, By Resolution No. 455 for 2018, this Honorable Body authorized an agreement with MJ Engineering and Land Surveying, P.C. regarding design and construction inspection services for the Albany County Rail Trail over New Scotland Road (NYS 85) Bridge Replacement Project in the amount of $95,500, and

WHEREAS, By Resolution No. 82 for 2019, this Honorable Body authorized two supplemental agreements in order to provide for additional design and inspection services in the amount of $24,000, and to fund the SEQR Type I process in the amount of $9,000 for a total amount of $128,500, and

WHEREAS, The Commissioner of the Albany County Department of Public Works has requested authorization to enter into a third supplemental agreement with MJ Engineering and Land Surveying, P.C. regarding the expansion of design services for the Albany County Rail Trail over New Scotland Road (NYS 85) Bridge Replacement Project in the amount of $31,000 for a total contract amount of $159,500, now, therefore be it

RESOLVED, By the Albany County Legislature that County Executive is authorized to enter into a third supplemental agreement with MJ Engineering and Land Surveying, P.C. regarding the expansion of design services for the Albany County Rail Trail over New Scotland Road (NYS 85) Bridge Replacement Project in the amount of $31,000 for a total contract amount of $159,500, 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. 323

AUTHORIZING AN AGREEMENT WITH SPECTACOR MANAGEMENT GROUP REGARDING OPERATING AND MANAGEMENT SERVICES FOR THE TIMES UNION CENTER

Introduced: 8/12/19
By Public Works Committee:

WHEREAS, The County Executive has requested authorization to adjust the existing contract with Spectator Management Group (SMG) in order to enter into a new agreement for the operation and management of the Times Union Center for a term commencing on July 1, 2020 and ending December 31, 2025, with one six-year option to renew to be exercised by July 15, 2024, and

WHEREAS, According to the terms of the proposed agreement SMG will guarantee that the County will receive the first $600,000 of net operation income; thereafter SMG will receive the next $280,000 of net operation income (NOI) as a base management fee and thereafter any NOI in excess of $1,000,000 shall be distributed 70% to the County and 30% to SMG, and thereafter any NOI in excess of $1,500,000 shall be distributed 65% to the County and 35% to SMG with no caps on the revenue split amounts, and

WHEREAS, SMG will provide the County with $35,000 annually during the term of the Operating and Management Agreement for the promotion fund, and

WHEREAS, The Albany County Purchasing agent has indicated that, due to the unique nature of the agreement, the procurement requirements contained within the Section 103 of the New York State General Municipal Law are satisfied and no bid process is required, and

WHEREAS, This Honorable Body adopted a County Procurement policy pursuant to Section 104 of the General Municipal Law, which is more strict than the requirements found under Sections 103 referenced above, and which under other circumstances would require contracts of this nature to be bid, and

WHEREAS, The County Purchasing Agent and County Attorney have indicated that it is appropriate and proper for the Legislature to waive the County procurement policy, at the request of the County Executive, given that it has been determined that it is in the County’s best interest to do so, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Spectacor Management Group for the operation and management of the Times Union Center commencing on January 1,
2019 and ending December 31, 2025 with one six-year option to renew to be exercised by July 15, 2024 in accordance with the terms set forth herein, 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. 324

AUTHORIZING AN AGREEMENT WITH KONE, INC. REGARDING THE REPLACEMENT OF THREE PASSENGER ELEVATORS AT THE TIMES UNION CENTER

Introduced: 8/12/19
By Public Works Committee:

WHEREAS, The Commissioner of the Albany County Department of General Services has requested authorization to enter into an agreement with Kone, Inc. regarding the replacement of three passenger elevators at the Times Union Center garage in amount not to exceed $667,000 for the term commencing August 1, 2019 and ending July 31, 2020, and

WHEREAS, The Albany County Facilities Engineering Division in collaboration with the Albany County Purchasing Division solicited proposals and, after review of the submitted proposals, the Facilities Engineering Division has recommended the contract be awarded to Kone, Inc. the lowest responsible bidder available through the U.S. Communities Cooperative Purchasing Network, and

WHEREAS, The Commissioner has indicated the elevators are imperative to the daily operations of the Times Union Center garage as they provide conveyance and handicap accessibility to all levels of the parking garage, Times Union Center, Albany Capital Center and Empire State Plaza, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Kone, Inc. regarding the replacement of three passenger elevators at the Times Union Center garage in amount not to exceed $667,000 for the term commencing August 1, 2019 and ending July 31, 2020, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 325

AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF ALBANY WATER BOARD AND THE ALBANY COUNTY WATER PURIFICATION DISTRICT REGARDING THE BEAVER CREEK CLEAN RIVER FACILITY PROJECT

Introduced: 8/12/19
By Public Works Committee:

WHEREAS, The Executive Director of the Albany County Water Purification District (ACWPD) has requested authorization to enter into an intermunicipal agreement with the City of Albany Water Board (AWB) regarding the design, permitting and construction of the Beaver Creek Clean River Facility Project for the term commencing August 1, 2019 and ending August 1, 2021, and

WHEREAS, The Executive Director has indicated that on November 7, 2018, the City of Albany Water Board of Commissioners approved a plan to improve and redirect flow and floatables from the City’s water treatment facility located in Lincoln Park to the County’s Water Purification District’s South Plant at no cost to the County, and

WHEREAS, As part of the approved plan, the AWB shall be responsible for the necessary improvements and all costs associated therein to the ACWPD South Plant to manage the transfer of flows and floatables to the plant, and

WHEREAS, The Director has indicated this agreement will allow the AWB to secure project funding from with the Environmental Facilities Corporation and establish the required improvements at the District’s South Plant as stipulated in the Board’s approved Beaver Creek Clean River Facility Project plan, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute an intermunicipal agreement between the City of Albany Water Board and the Albany County Water Purification District regarding the design, permitting and construction of the Beaver Creek Clean River Facility Project for the term commencing August 1, 2019 and ending August 1, 2021, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate Albany County and City of Albany Water Board Officials.
RESOLUTION NO. 326

AUTHORIZING LEASE AGREEMENTS WITH JAMES KLEINBAUM ATTORNEYS AT LAW, COLUMBIA TILE, CHICAGO TITLE, AND MAURICE TESSIER REGARDING CORPORATE SUITE NO. 25 AT THE TIMES UNION CENTER

Introduced: 8/12/19  
By Public Works Committee:

WHEREAS, The following (Suite holders) have indicated an interest in renewing their lease of Corporate Suite No. 25 at the Times Union Center in accordance with terms and conditions approved by the County Attorney,

<table>
<thead>
<tr>
<th>Tenant</th>
<th>Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>James Kleinbaum Attorneys at Law</td>
<td>18 Park Row, Chatham, NY 12037</td>
</tr>
<tr>
<td>Columbia Tile</td>
<td>18 Washington Ave., Chatham, NY 12037</td>
</tr>
<tr>
<td>Chicago Title Insurance Company</td>
<td>80 State Street, Albany, NY 12207</td>
</tr>
<tr>
<td>Maurice Tessier</td>
<td>29 Princess Lane, Loudonville, NY 12211</td>
</tr>
</tbody>
</table>

and

WHEREAS, The Suite holders have agreed to pay an annual rental fee of $20,500 for said suite, and

WHEREAS, The Suite holders have also agreed to pay $30,500 annually for advertising within the Arena, and

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

WHEREAS, The term of said lease shall be for a three (3) year period, commencing on September 1, 2019 and ending on August 31, 2022, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into lease agreements with the aforesaid Suite holders to lease Corporate Suite No. 25 at the Times Union Center pursuant to the aforementioned terms, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 327

AUTHORIZING A LEASE AGREEMENT WITH ORTHOPEDICSNY, LLP REGARDING CORPORATE SUITE NO. 6 AT THE TIMES UNION CENTER

Introduced: 8/12/19
By Public Works Committee:

WHEREAS, OrthopedicsNY, LLP, 121 Everett Rd., Albany, NY 12211 (Suite holder) has indicated an interest in the renewal of a lease for Corporate Suite No. 6 at the Times Union Center in accordance with terms and conditions approved by the County Attorney, and

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

WHEREAS, The Suite holder has also agreed to pay $30,500 annually for advertising within the Arena, and

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

WHEREAS, The term of said lease shall be for a three (3) year period, commencing on September 1, 2019 and ending on August 31, 2022, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into a lease agreement with the aforesaid Suite holder to lease Corporate Suite No. 6 at the Times Union Center pursuant to the aforementioned terms, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 328

AUTHORIZING A LEASE AGREEMENT WITH TRUSTCO BANK REGARDING CORPORATE SUITE NO. 11 AT THE TIMES UNION CENTER

Introduced: 8/12/19
By Public Works Committee:

WHEREAS, Trustco Bank, 5 Sarnowski Dr., Glenville, NY 12302 (Suite holder) has indicated an interest in the renewal of a lease for Corporate Suite No. 11 at the Times Union Center in accordance with terms and conditions approved by the County Attorney, and

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

WHEREAS, The Suite holder has also agreed to pay $30,500 annually for advertising within the Arena, and

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

WHEREAS, The term of said lease shall be for a three (3) year period, commencing on September 1, 2019 and ending on August 31, 2022, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into a lease agreement with the aforesaid Suite holder to lease Corporate Suite No. 11 at the Times Union Center pursuant to the aforementioned terms, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 329

AUTHORIZING RENEWAL OF AN AGREEMENT WITH EXECUTIVE CLEANING SERVICES OF ALBANY, INC. REGARDING JANITORIAL AND CLEANING SERVICES AT THE TIMES UNION CENTER

Introduced: 8/12/19
By Public Works Committee:

WHEREAS, By Resolution No. 462 for 2016 this Honorable Body authorized an agreement with Executive Cleaning Services of Albany, Inc. regarding janitorial and cleaning services at the Times Union Center in an amount not to exceed the agreed upon weekly cleaning rate, which vary based on attendance figures, for the term commencing November 16, 2016 and ending November 15, 2019 with the option to renew the agreement for an additional term upon the mutual agreement of the parties, and

WHEREAS, The General Manager of the Times Union Center has requested authorization to execute the optional three year renewal term and enter into an agreement with Executive Cleaning Services of Albany, Inc. regarding janitorial and cleaning services at the Times Union Center in an amount not to exceed the rates agreed upon in the initial contract for the term commencing November 16, 2019 and ending November 15, 2022, and

WHEREAS, The General Manager indicated the renewal agreement will provide for the weekly cleaning of the Times Union Center (TUC) proper, TUC Parking Garage cleaning, TUC Window cleaning, and TUC Event cleaning, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute the optional three year renewal term and enter into an agreement Executive Cleaning Services of Albany, Inc. regarding the aforementioned janitorial and cleaning services at the Times Union Center in accordance with the proposal submitted in an amount not to exceed the rates agreed upon in the initial contract for the term commencing November 16, 2019 and ending November 15, 2022, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 330

AUTHORIZING AGREEMENTS REGARDING TRANSPORTATION FOR CHILDREN WITH SPECIAL NEEDS TO EDUCATION AND THERAPY PROGRAMS

Introduced: 8/12/19
By Social Services Committee:

WHEREAS, The Commissioner of the Albany County Department for Children, Youth and Families has requested authorization to enter into agreements, the first optional one year renewal, with Rejha Group LLC regarding transportation of children with special needs to education and therapy programs in all six transportation zones for the term commencing September 1, 2019 and ending August 31, 2020, with one additional one-year option to renew, and

WHEREAS, The County Department for Children, Youth and Families is required to provide 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, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into agreements with Rejha Group LLC, Albany, NY 12205 regarding transportation of children with special needs to education and therapy programs for the term commencing September 1, 2019 and ending August 31, 2020, for the following six district transportation zones:

Zone #1 Not to exceed $467,525 Zone #4 Not to exceed $875,113
Zone #2 Not to exceed $332,876 Zone #5 Not to exceed $506,823
Zone #3 Not to exceed $877,978 Zone #6 Not to exceed $939,542

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. 331

AUTHORIZING AN AGREEMENT WITH NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES REGARDING THE FAMILY FIRST PREVENTION SERVICES ACT AND AMENDING THE 2019 DEPARTMENT FOR CHILDREN, YOUTH AND FAMILIES BUDGET

Introduced: 8/12/19
By Social Services Committee:

WHEREAS, The Commissioner of the Albany County Department for Children, Youth and Families (DCYF) has requested authorization to enter into an agreement with New York State Office of Children and Family Services regarding the acceptance of grant funding in the amount of $53,905 for the term commencing April 1, 2019 and ending March 31, 2020, and

WHEREAS, The Commissioner indicated the Family First Transition funding will help to support, recruit and retain current and prospective foster families, including kinship caregivers for children in foster care, and

WHEREAS, The Commissioner has also requested a budget amendment in the amount of $53,905 to incorporate the aforementioned funding into the 2019 DCYF budget, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter an agreement with the New York State Office of Children and Family Services regarding the Family First Prevention Services Act in the amount of $53,905 for the term commencing April 1, 2019 and ending March 31, 2020, and, be it further

RESOLVED, By the Albany County Legislature, that the 2019 Department for Children, Youth and Families Budget is amended as follows:

Increase Revenue Account A3407 Child Advocacy Center by $53,905

Increase Appropriation Account A6119 by $53,905 by increasing line item A6119 4 4046 Fees for Services by $53,905

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. 332

AUTHORIZING AN AGREEMENT WITH TRINITY ALLIANCE OF THE CAPITAL REGION, INC. REGARDING THE PROVISION OF FAMILY AND NEIGHBORHOOD RESOURCE CENTER SERVICES

Introduced: 8/12/19
By Social Services Committee:

WHEREAS, The Commissioner of the Albany County Department for Children, Youth and Families has requested authorization to enter into an agreement with Trinity Alliance of the Capital Region, Inc. regarding the provision of Family and Neighborhood Resource Center (FNRC) services for the term commencing October 1, 2019 and ending September 30, 2020 in the amount of $170,000, and

WHEREAS, The Commissioner has indicated that the funding, which requires a 30.5% County match, will be used to provide family stabilization through the provision of family strengthening primary, secondary and tertiary preventive measures, all aimed at preventing placement of children in foster care, mental health hospitalization and/or criminal justice involvement, and

WHEREAS, The Commissioner has further indicated the FNRC provides reunification support for families with individuals returning from incarceration or residential treatment, support solutions outside the income maintenance system through the distribution of emergency food supplies and is a provider of multiple supports for youth returning from foster care, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Trinity Alliance of the Capital Region, Inc. regarding the provision of Family and Neighborhood Resource Center Services for the term commencing October 1, 2019 and ending September 30, 2020 in an amount not to exceed $170,000, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 333

AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION REGARDING THE MAINTENANCE OF SNOWMOBILE TRAILS IN ALBANY COUNTY

Introduced: 8/12/19
By Conservation, Sustainability and Green Initiatives Committee:

WHEREAS, The Senior Natural Resource Planner of the Albany County Department of Economic Development, Conservation and Planning has requested approval to submit a grant application to the New York State Office of Parks, Recreation and Historic Preservation on behalf of the Frontier Sno-Riders Snowmobile Club and Ridgerunners Snowmobile Club of Middleburgh for the purpose of maintaining designated snowmobile trails in Albany County, and

WHEREAS, The Senior Natural Resource Planner has indicated that existing snowmobile trails and proposed new trails in Albany County are eligible for maintenance funding at no cost to the County from the New York State Office of Parks, Recreation and Historic Preservation and the County will be notified of the amount of funding available later this year, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to submit a grant application to the New York State Office of Parks, Recreation and Historic Preservation on behalf of the Frontier Sno-Riders Snowmobile Club and Ridgerunners Snowmobile Club of Middleburgh for the purpose of maintaining designated snowmobile trails in Albany County at no cost to the County, 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. 334

AMENDING RESOLUTION NO. 259 FOR 2018: EXTENDING AN AGREEMENT WITH HEALTH RESEARCH, INC. REGARDING THE PUBLIC HEALTH EMERGENCY PREPAREDNESS PROGRAM

Introduced: 8/12/19
By Health Committee:

WHEREAS, By Resolution No. 259 for 2018 this Honorable Body authorized an agreement with Health Research, Inc. regarding the Public Health Emergency Preparedness Grant in an amount not to exceed $304,040 for a term commencing July 1, 2018 and ending June 30, 2019, and

WHEREAS, The Public Health Emergency Preparedness Grant provides funding for enhanced services in the five focus areas of planning and assessment, surveillance, information and communication technology, risk communication, education and training of staff, and

WHEREAS, The Commissioner of the Department of Health has requested authorization to extend the agreement with Health Research, Inc. regarding the Public Health Emergency Preparedness Grant with an ending date of August 31, 2019 rather than June 30, 2019, now, therefore be it

RESOLVED, By the Albany County Legislature that Resolution No. 259 for 2018 is amended to reflect that the extended agreement with Health Research, Inc. regarding the Public Health Emergency Preparedness Grant with an ending date of August 31, 2019 rather than June 30, 2019, 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. 335

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE GOVERNOR’S TRAFFIC SAFETY COMMITTEE REGARDING THE GENERAL HIGHWAY SAFETY GRANT PROGRAM AND AMENDING THE 2019 HEALTH DEPARTMENT BUDGET

Introduced: 8/12/19
By Health Committee:

WHEREAS, The Commissioner of the Albany County Department of Health has requested authorization to enter into an agreement with the New York State Governor’s Traffic Safety Committee regarding the 2020 General Highway Safety Grant Program in the amount of $31,555 for the term commencing October 1, 2019 and ending September 30, 2020, and

WHEREAS, The Commissioner has indicated that the funding will be used to expand the scale of public awareness activities and to extend the geographic scope of the 2020 General Highway Safety Grant Program initiative which presently addresses the Central Avenue corridor in the City of Albany, and

WHEREAS, The Commissioner has also requested a budget amendment to incorporate $787 of said funding into the 2019 Department of Health Budget, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Governor’s Traffic Safety Committee regarding the 2020 General Highway Safety Grant Program in the amount of $31,555 for the term commencing October 1, 2019 and ending September 30, 2020, and, be it further

RESOLVED, That the 2019 Department of Health Budget is amended to incorporate said funding as follows:

Increase Revenue Account A4401 Public Health Grants by $787

Increase Appropriation Account A4010.4 by $787 by increasing the following Line Items:
Increase Line Item A4010.4 4038 Travel Mileage Freight by $137
Increase Line Item A4010.4 4039 Conferences Training Tuition by $650

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. 336

AMENDING RESOLUTION NO. 159 FOR 2018 REGARDING THE 2017/2018 STATEWIDE INTEROPERABILITY COMMUNICATIONS GRANT

Introduced: 8/12/19
By Public Safety Committee:

WHEREAS, By Resolution No. 159 for 2018 this Honorable Body authorized a two-year agreement with the New York State Office of Homeland Security and Emergency Services regarding the 2017/2018 Statewide Interoperability Communications Grant in an amount not to exceed $1,272,530 for the period January 1, 2018 to December 31, 2019, and

WHEREAS, The Albany County Sheriff has requested authorization to extend the agreement with the New York State Office of Homeland Security and Emergency Services regarding the 2017/2018 Statewide Interoperability Communications Grant with an ending date of December 31, 2020 rather than December 31, 2019, and

WHEREAS, The 2017/2018 Statewide Interoperability Communications Grant will be used to offset costs associated with the 911 interoperable communications system, now, therefore be it

RESOLVED, By the Albany County Legislature that Resolution No. 159 for 2018 is amended to reflect that the extended agreement with the New York State Office of Homeland Security and Emergency Services regarding the 2017/2018 Statewide Interoperability Communications Grant with an ending date of December 31, 2020 rather than December 31, 2019, 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. 337

ADOPTING THE ALBANY COUNTY CAPITAL PROGRAM FOR 2020-2024

Introduced: 8/12/19
By Audit and Finance Committee:

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

WHEREAS, The County Executive has prepared and submitted a five-year Capital Program for 2020-2024 to this Honorable Body which includes a summary of projects, a list of all capital improvements proposed to be undertaken during the next five fiscal years, cost estimates and recommended time schedules for each improvement and the proposed methods of financing the facilities to be constructed or acquired, and

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

WHEREAS, This Honorable Body held said public hearing on July 23rd, 2019, as published, now, therefore be it

RESOLVED, That the 2020-2024 Capital Program as set forth in the published summary is hereby adopted by this Honorable Body, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 338

AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND AN AGREEMENT WITH THE NEW YORK STATE OFFICE OF VICTIM SERVICES REGARDING THE CRIME VICTIM ASSISTANCE GRANT AND AMENDING THE 2019 DISTRICT ATTORNEY’S OFFICE BUDGET

Introduced: 8/12/19
By Audit and Finance Committee:

WHEREAS, The Albany County District Attorney has requested authorization to submit a grant application to and enter into a multi-year agreement with the New York State Office of Victim Services regarding the Crime Victim Assistance Grant in a total amount of $426,356 over a three-year term commencing October 1, 2019 and ending September 30, 2022 with a potential two-year renewal option dependent on future federal funding, and

WHEREAS, The District Attorney has also requested authorization to enter into the first year of the multi-year agreement in the amount of $139,314 for the term commencing October 1, 2019 and ending September 30, 2020, and

WHEREAS, The District Attorney indicated that the funding will be used to fund new Crime Victim Caseworker and Crime Victim Program Coordinator positions as well as the fringe benefits for these positions, and

WHEREAS, The District Attorney has also indicated that a budget amendment is necessary to incorporate a portion of the funding from the first year of the grant into the 2019 District Attorney’s Office Budget, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to submit a grant application to and enter into a multi-year agreement with the New York State Office of Victim Services regarding the Crime Victim Assistance Grant in a total amount of $426,356 over a three-year term commencing October 1, 2019 and ending September 30, 2022 with a potential two-year renewal option dependent on future federal funding, and, be it further

RESOLVED, That the County Executive is further authorized to enter into the first year of the multi-year agreement in the amount of $139,314 for the term commencing October 1, 2019 and ending September 30, 2020, and, be it further

RESOLVED, That the 2019 District Attorney’s Office Budget is hereby amended as follows:

Increase Revenue Account A3496 Victims Assistance Grant by $34,877
Increase Appropriation Account A1165.1 by $29,627 by creating and increasing the following line items:
Create and Increase Line Item A1165 1 2262 001 Crime Victim Program Coordinator by $19,136 with an annual salary of $76,512
Increase Line Item A1165 1 2237 002 Crime Victim Caseworker by $10,491 with an annual salary of $41,930

Increase Appropriation Account A1165.8 by $5,250 by increasing the following line items:
Increase Line Item A1165 8 9010 State Retirement by $1,345
Increase Line Item A1165 8 9030 Social Security by $942
Increase Line Item A1165 8 9060 Hospital and Medical Insurance by $2,963

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. 339

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE STATE HOMELAND SECURITY AND LAW ENFORCEMENT TERRORISM PREVENTION GRANT AND AMENDING THE 2019 SHERIFF'S OFFICE BUDGET

Introduced: 8/12/19
By Audit and Finance Committee:

WHEREAS, The Albany County Sheriff's Office has requested authorization to enter into a three year agreement with the New York State Division of Homeland Security and Emergency Services in the amount of $151,400 regarding the State Law Enforcement Terrorism Prevention Program for the period commencing September 1, 2019 and ending August 31, 2022, and

WHEREAS, The Sheriff indicated that funding for the program would be used to enhance the 800mhz Interoperable Communications Project and to purchase equipment to strengthen Law Enforcement Counter Terrorism, Search and Rescue capabilities, and

WHEREAS, The Sheriff has also requested a budget amendment in order to appropriate aforesaid funding to enhance the Office’s Homeland Security Program, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into a three year agreement with the New York State Division of Homeland Security and Emergency Services in an amount not to exceed $151,400 regarding the State Law Enforcement Terrorism Prevention Program for the period commencing September 1, 2019 and ending August 31, 2022, and, be it further

RESOLVED, That the 2019 Sheriff's Office Budget is amended as follows:

Increase Revenue Account A3306 Homeland Security by $151,400

Increase Appropriation Account A3110.2 by $151,400 by increasing the following line items:
Increase Line Item A3110 2 2100 Communication Equipment by $121,200
Increase Line Item A3110 2 2750 Security Equipment by $30,200

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. 340

AMENDING THE 2019 SHERIFF’S OFFICE BUDGET: VEHICLE SALVAGE FUNDS

Introduced: 8/12/19
By Audit and Finance Committee:

WHEREAS, The Sheriff has requested a budget amendment to transfer $26,404.50 in revenue from insurance recovery proceeds into the Sheriff’s Office automobiles line and $17,450 from auction proceeds into the specialty equipment line, and

WHEREAS, The Sheriff also requested that his budget be amended to incorporate said funding, now, therefore be it

RESOLVED, By the Albany County Legislature that the 2019 Sheriff’s Office Budget is amended as follows:

Increase Revenue Account A2770 Other Unclassified Revenues by $43,854.50

Increase Appropriation Account A3110.2 by $43,854.50 by the increasing the following line items:
Increase line item A3110 2 2080 Specialty Equipment by $17,450
Increase line item A3110 2 2400 Automobiles by $26,404.50

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. 341

AMENDING THE 2019 DEPARTMENT OF HEALTH BUDGET: ADMINISTRATIVE ADJUSTMENTS

Introduced: 8/12/19
By Audit and Finance Committee:

WHEREAS, The Commissioner of the Albany County Department of Health has requested authorization to create two positions relating to disease prevention and public health preparedness and to increase a Supervising Community Health Worker position consistent with their collective bargaining agreement, and

WHEREAS, The Commissioner has indicated that such changes will use funds from a vacant position and will be budget neutral, and that the new positions will assist with the timely treatment of individuals with sexually transmitted diseases and will coordinate departmental training programs regarding emergency preparedness, and

WHEREAS, The Commissioner has requested a budget amendment to appropriate funds for the aforementioned changes, now, therefore be it

RESOLVED, By the Albany County Legislature that the 2019 Health Department Budget is amended as follows:

Decrease Appropriation Account A4010.1 by $37,897 by decreasing Line Item A4010 1 6302 008 Medical Clerk Typist by $37,897 with an annual salary of $38,207

Increase Appropriation Account A4010.1 by $18,479 by creating and increasing Line Item A4010 1 3192 Disease Intervention Specialist II by $18,479 for the balance of fiscal year 2019 with an annual salary of $56,523

Increase Appropriation Account A4010.1 by $18,798 by creating and increasing Line Item A4010 1 2604 Associate Public Health Planner by $18,798 for the balance of fiscal year 2019 with an annual salary of $57,500

Increase Appropriation Account A4010.1 by $620 by increasing Line Item A4010 1 3101 001 Supervising Community Health Worker by $620 for the balance of fiscal year 2019 with an annual salary of $54,393

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. 342

AUTHORIZING AN AGREEMENT WITH NEW YORK STATE DEPARTMENT OF HEALTH/HEALTH RESEARCH, INC. REGARDING THE OVERDOSE DATA TO ACTION PROGRAM AND AMENDING THE 2019 DEPARTMENT OF HEALTH BUDGET

Introduced: 8/12/19
By Audit and Finance Committee:

WHEREAS, The Commissioner of the Albany County Department of Health has requested authorization to enter into a three-year agreement with the New York State Department of Health/Health Research, Inc. regarding the Overdose Data to Action program in the amount of $72,000 per year for a total amount of $216,000 for the term commencing September 1, 2019 and ending August 31, 2022, and

WHEREAS, The Commissioner has also requested authorization to enter into the first year of the three-year agreement in the amount of $72,000 for the term commencing September 1, 2019 and ending August 31, 2020, and

WHEREAS, The Commissioner has indicated that the grant funding will be used to support the collection of high quality, timely, and comprehensive data on overdose morbidity and mortality as well as the use of such data to inform prevention and response efforts, and

WHEREAS, The Commissioner has also indicated that a budget amendment is necessary to incorporate $37,975 of the funding from the first year of the grant into the 2019 Albany County Department of Health Budget to create an Epidemiologist position to support prevention and response activities related to opioid use disorder and chronic disease, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into a three-year agreement with the New York State Department of Health/Health Research, Inc. regarding the Overdose Data to Action Program in the amount of $72,000 per year for a total amount of $216,000 for the term commencing September 1, 2019 and ending August 31, 2022, and, be it further

RESOLVED, That the County Executive is further authorized to enter into the first year of the three-year agreement in the amount of $72,000 for the term commencing September 1, 2019 and ending August 31, 2020, and, be it further

RESOLVED, By the Albany County Legislature, that the 2019 Albany County Department of Health Budget is amended as follows:
Increase Revenue Account A4325 Overdose Data to Action by $37,975

Create and Increase Appropriation Account A4010.1 by $22,885 by increasing line item A4010 1 2138 002 Epidemiologist by $22,885 with an annual salary of $70,000

Increase Appropriation Account A4010.2 by $1,300 by increasing line item A4010 2 2050 Computer Equipment by $1,300

Increase Appropriation Account A4010.4 by $1,000 by increasing line item A4010 4 4046 Fees for Services by $1,000

Increase Appropriation Account A4010.8 by $12,790 by increasing the following line items:
- A4010 8 9010 State Retirement by $4,303
- A4010 8 9030 Social Security by $1,751
- A4010 8 9060 Hospital and Medical Insurance by $6,736

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. 343

AMENDING THE 2019 MENTAL HEALTH DEPARTMENT BUDGET: OVERTIME

Introduced: 8/12/19
By Audit and Finance Committee:

WHEREAS, The Director of the Department of Mental Health has indicated that due to vacancies on the Mobile Crisis Team and the Mental Health Unit at Albany County Correctional Facility overtime is necessary to ensure a response to a crisis in the community on the evening shift, and

WHEREAS, The Director has requested a budget amendment in the amount of $24,000 to cover the aforementioned overtime expenses, now, therefore be it

RESOLVED, By the Albany County Legislature that the 2019 Department of Mental Health Budget in Appropriation Account A4310.1 is amended as follows:

Decrease Line Item A4310 1 2205 024 Staff Social Worker by $24,000 for fiscal year 2019 with an annual salary of $53,537

Increase Line Item A4310 1 9900 Overtime by $24,000

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. 344

AMENDING THE 2019 DEPARTMENT OF MENTAL HEALTH BUDGET: ADMINISTRATIVE ADJUSTMENTS

Introduced: 8/12/19
By Audit and Finance Committee:

WHEREAS, The Commissioner of the Department of Mental Health has been notified that two non-for-profit corporations which provide County services, Hope House, Inc. and The Next Step, Inc. have merged into one entity, and

WHEREAS, The Commissioner has requested a budget amendment to allocate any remaining funds previously designated to The Next Step, Inc. to Hope House, Inc. in order to maintain funding for ongoing programs, now, therefore be it

RESOLVED, By the Albany County Legislature that 2019 Albany County Budget is hereby amended as follows:

Decrease Appropriation Account A4230.4 by $140,913 by decreasing Line Item A4230 4 4440 The Next Step by $140,913

Increase Appropriation Account A4230.4 by $140,913 by increasing Line Item A4230 4 2212 Hope House by $140,913

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. 345

AMENDING THE 2019 DEPARTMENT OF MENTAL HEALTH BUDGET: STAFF ADJUSTMENTS

Introduced: 8/12/19
By Audit and Finance Committee:

WHEREAS, The Commissioner of the Department of Mental Health has indicated that they have had difficulty recruiting qualified licensed Master of Social Work candidates for vacant positions within their department, and

WHEREAS, The Commissioner has requested authorization to increase five (5) Staff Social Worker positions and one (1) Supervising Social Worker position from thirty-five (35) hours to forty (40) hours per week in order to provided necessary clinic services, and that funding for additional time will be offset by a vacant Staff Social Worker position, and

WHEREAS, An amendment to the Department’s budget is necessary to carry out this request, now, therefore be it

RESOLVED, By the Albany County Legislature that the 2019 Department of Mental Health Budget is hereby amended as follows:

Decrease Appropriation Account A4310.1 by $15,392 by decreasing line item A4310 1 2205 019 Staff Social Worker by $15,392 with an annual salary of $47,011

Increase Appropriation Account A4310.1 by $15,392 by increasing the line items as follows:
Increase line item A4310 1 2201 001 Supervising Social Worker by $1,148 with an annual salary of $70,193
Increase line item A4310 1 2205 001 Staff Social Worker by $2,401 with an annual salary of $49,954
Increase line item A4310 1 2205 010 Staff Social Worker by $2,345 with an annual salary of $49,764
Increase line item A4310 1 2205 020 Staff Social Worker by $2,394 with an annual salary of $50,808
Increase line item A4310 1 2205 026 Staff Social Worker by $2,366 with an annual salary of $50,210
Increase line item A4310 1 2205 044 Staff Social Worker by $2,369 with an annual salary of $50,761
Increase line item A4310 1 2205 045 Staff Social Worker by $2,369 with an annual salary of $50,761
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. 346

AMENDING RESOLUTION NO. 203 FOR 2019 REGARDING THE AUTHORIZATION TO CONVEY PARCELS OF REAL PROPERTY TO ACLB HOLDINGS, LLC.

Introduced: 8/12/19
By Audit and Finance Committee:

WHEREAS, Pursuant to Resolution No. 203 for 2019, this Honorable Body rescinded the authorization to convey various parcels to the Albany County Land Bank Corporation, LLC. (the “Land Bank”) and authorized the conveyance of said parcels to ACLB Holdings LLC., a subsidiary of the Land Bank, and

WHEREAS, An amendment is necessary in order to move forward with the conveyance of said parcels, now, therefore be it

RESOLVED, By the Albany County Legislature, that Resolution No. 203 for 2019 is hereby amended as follows:

The Third Whereas clause is amended to read as follows: “WHEREAS, The Land Bank has requested that the authorization to convey these seven parcels to the Land Bank be rescinded, and that such properties instead be authorized for conveyance to the ACLB Holdings LLC., now, therefore, be it”

The First Resolved clause is amended to read as follows: “RESOLVED, By the Albany County Legislature, that Resolution Nos. 173 for 2016, 481 for 2017 and 171 for 2018 are hereby amended by rescinding the authorization to convey such real property as indicated on the spreadsheet annexed hereto, and be it further”

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 Legislature is hereby directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 347

AMENDING RESOLUTION NO. 251 FOR 2019 REGARDING THE CONVEYANCE OF REAL PROPERTY AT 182 BREVATOR STREET (TAX MAP NO. 53.82-1-9) IN THE CITY OF ALBANY

Introduced: 8/12/19
By Audit and Finance Committee:

WHEREAS, Pursuant to Resolution No. 212 for 2017, this Honorable Body authorized the conveyance of real property located at 182 Brevator Street (Tax Map No. 53.82-1-9) in the City of Albany, and

WHEREAS, An amendment is necessary in order to move forward with the conveyance of 182 Brevator Street, now, therefore be it

RESOLVED, By the Albany County Legislature, that Resolution No. 251 for 2019 is hereby amended in the Second Resolved Clause to reflect “the Spiritual Center for Human Development of Rev. Clara P. Galus” rather than “Clara Galus” 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 Legislature is hereby directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 348

AUTHORIZING THE ALBANY COUNTY EXECUTIVE TO SUBMIT MULTIPLE APPLICATIONS FOR VARIOUS PROJECTS THROUGH THE NEW YORK STATE 2019 CONSOLIDATED FUNDING APPLICATION (CFA) PROCESS

Introduced: 8/12/19
By Audit and Finance Committee:

WHEREAS, The Albany County Executive has requested authorization to submit multiple applications through the New York State 2019 Consolidated Funding Application (CFA) process in anticipation of receiving funds for various County projects including upgrades to Lawson Lake, improvements to the Rail Trail and improvements at the Times Union Center to improve spectator experience, and

WHEREAS, The County Executive has indicated that any such applications, if awarded, would require legislative approval to accept the funding for such projects, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to submit multiple applications through the New York State 2019 CFA process in anticipation of receiving funds for various County projects, 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. 349

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH REGARDING THE MATERNAL AND INFANT COMMUNITY HEALTH COLLABORATIVE AND AMENDING THE 2019 DEPARTMENT OF HEALTH BUDGET

Introduced: 8/12/19
By Audit and Finance Committee:

WHEREAS, By Resolution No. 497 for 2013 this Honorable Body authorized an agreement with the New York State Department of Health regarding the Maternal and Infant Community Health Collaborative for the term commencing on October 1, 2013 and ending September 30, 2018 in the annual amount of $339,062, and

WHEREAS, By Resolution No. 257 for 2018 this Honorable Body authorized an agreement with the New York State Department of Health to extend the Maternal and Infant Community Health Collaborative for the period commencing October 1, 2018 and ending September 30, 2020 in an amount not to exceed $504,564, and

WHEREAS, The Commissioner of the Albany County Department of Health has been notified of additional funding in the amount of $134,993 to expand the Maternal and Infant Community Health Collaborative Program for a period commencing August 1, 2019 and ending September 30, 2020, and

WHEREAS, The Commissioner is requesting authorization to enter into an agreement with the New York State Department of Health regarding the Maternal and Infant Community Health Collaborative regarding the provision of additional services, including childbirth educational support and increasing health literacy, and

WHEREAS, The Commissioner is also requesting an amendment to the 2019 Department of Health Budget to incorporate said funding, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Department of Health regarding the Maternal and Infant Community Health Collaborative for the period commencing August 1, 2019 and ending September 30, 2020 in an amount not to exceed $134,993, and, be it further

RESOLVED, That the 2019 Department of Health Budget is hereby amended as follows:

Increase Revenue Account A4010 3402 NYS CHW Expansion Project by $48,881
Increase Appropriation Account A4010.1 by $22,884 by creating and increasing the following line items:  
Create and increase line item A4101 1 5166 001 Public Health Aid II by $11,442 with an annual salary of $35,000  
Create and increase line item A4101 1 5166 002 Public Health Aid II by $11,442 with an annual salary of $35,000  

Increase Appropriation Account A4010.2 by $4,600 by increasing the following line items:  
Increase line item A4010 2 2001 Office Equipment by $2,000  
Increase line item A4010 2 2050 by $2,600  

Increase Appropriation Account A4010.4 by $8,608 by increasing the following line items:  
Increase line item A4010 4 4039 Conferences Training Tuition by $4,000  
Increase line item A4010 4 4046 Fees for Services by $4,608  

Increase Appropriation Account A4010.8 by $12,789 by increasing the following line items:  
Increase line item A4010 8 9010 State Retirement by $4,303  
Increase line item A4010 8 9030 Social Security by $1,751  
Increase line item A4010 8 9060 Hospital and Medical Insurance by $6,735  

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. 350

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “D” FOR 2019 - A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK TO INCENTIVIZE THE USE OF REUSABLE SHOPPING BAGS AND TO INSTITUTE A FEE ON THE USE OF PAPER BAGS IN ALBANY COUNTY SHOPPING ESTABLISHMENTS

Introduced: 8/12/19
By Ms. Cunningham:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. “D” for 2019, “A Local Law To Incentivize The Use Of Reusable Shopping Bags And To Institute A Fee On The Use Of Paper Bags In Albany County Shopping Establishments” be held by the County Legislature in the William J. Conboy II Legislative Chambers, Albany County Courthouse, Albany, New York at 7:15 p.m. on Tuesday, September 24, 2019, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.
RESOLUTION NO. 351

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “E” FOR 2019 - A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK PROHIBITING THE SALE OF FLAVORED TOBACCO PRODUCTS

Introduced: 8/12/19
By Messrs. Miller and Simpson:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. “E” for 2019, “A Local Law Of The County Of Albany, New York, Prohibiting The Sale Of Flavored Tobacco Products” be held by the County Legislature in the William J. Conboy II Legislative Chambers, Albany County Courthouse, Albany, New York at 7:15 p.m. on Tuesday, September 24, 2019, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.
RESOLUTION NO. 352

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “F” FOR 2019 - A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK TO REQUIRE ALBANY COUNTY RESTAURANTS AND EATING ESTABLISHMENTS TO PROVIDE STRAWS AND PLASTIC CUTLERY ONLY UPON REQUEST

Introduced: 8/12/19
By Ms. Cunningham:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. “F” for 2019, “A Local Law To Require Albany County Restaurants And Eating Establishments To Provide Straws And Plastic Cutlery Only Upon Request” be held by the County Legislature in the William J. Conboy II Legislative Chambers, Albany County Courthouse, Albany, New York at 7:15 p.m. on Tuesday, September 24, 2019, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.
RESOLUTION NO. 353

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "G" FOR 2019 - A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW NO. 2 FOR 2018 REGARDING THE SUSTAINABLE ENERGY LOAN PROGRAM

Introduced: 8/12/19
By Mr. Touchette:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. "G" for 2019, "A Local Law Of The County Of Albany, New York Amending Local Law No. 2 For 2018 Regarding The Sustainable Energy Loan Program" be held by the County Legislature in the William J. Conboy II Legislative Chambers, Albany County Courthouse, Albany, New York at 7:15 p.m. on Tuesday, September 24, 2019, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.
RESOLUTION NO. 354

APPOINTMENT OF A MEMBER TO THE COMMUNITY SERVICES BOARD

Introduced: 8/12/19
By Ms. Willingham:

WHEREAS, Mr. James L. Stone, as the Chairperson of the Community Services Board has indicated that a vacancy now exists on the Albany County Community Services Board, and Angela R. Lewin has expressed an interest in serving on the Board, and

WHEREAS, The Board has reviewed the qualifications of Angela R. Lewin and unanimously approved her appointment, now, therefore be it

RESOLVED, By the Albany County Legislature, that pursuant to Section 41.11 of the New York State Mental Hygiene Law and Article 10, Section 1003 of the Albany County Charter, that Angela R. Lewin is hereby appointed to replace Mary Beth Peterson on the Community Services Board for a term commencing immediately and ending December 31, 2020, 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

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “H” FOR 2019 - A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW NO. 8 FOR 2011 TO MODIFY THE PROCEDURES FOR IDENTIFYING INDIVIDUALS REQUIRED TO FILL OUT FINANCIAL DISCLOSURE FORMS

Introduced: 8/12/19
By Mr. A. Joyce:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. “H” for 2019, “A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW 8 FOR 2011 TO MODIFY THE PROCEDURES FOR IDENTIFYING INDIVIDUALS REQUIRED TO FILL OUT FINANCIAL DISCLOSURE FORMS” be held by the County Legislature in the William J. Conboy II Legislative Chambers, Albany County Courthouse, Albany, New York at 7:15 p.m. on Tuesday, September 24, 2019, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.
RESOLUTION NO. 356

RESCINDING RESOLUTION NO. 217 FOR 2019

Introduced: 8/12/19
By: Mauriello, Burgdorf, Drake, Mendick, and Grimm

WHEREAS, Resolution 217 for 2019 was passed without its required Fiscal Impact Statement in contradiction to Rule 10 of our Legislative Rules of Order, and

WHEREAS, In addition to the numerous unanswered fiscal and actuarial implications rendered by Resolution 217 for 2019, additional legal and drafting ambiguities exist in the legislation, and

WHEREAS, The County Attorney states in a July 19th memorandum to the legislature that “The Resolution as written improperly indicates that the health insurance retirement benefit set forth in the Rules and Regulations applies to non-union employees only”, and

WHEREAS, The County Attorney also stated in said memorandum that “The Resolution as written reduces the years of service required for health insurance benefits in retirement, but is not specifically limited to active employees”, and

WHEREAS, The County Executive took no action allowing the Resolution to take effect in accordance to our Charter, and

WHEREAS, The citizens and employees of Albany County are ill-served by a policy that neither knows its own cost nor to whom it may be applied to, now, therefore be it

RESOLVED, That Resolution No. 217 for 2019 is hereby rescinded, 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

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “F” FOR 2018

Introduced: 8/12/19
By: Drake

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. “F” for 2018, “A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW NO. 8 FOR 2011 AS SUBSEQUENTLY AMENDED TO IMPLEMENT AN ANTI-NEPOTISM POLICY” be held by the County Legislature in the William J. Conboy II Legislative Chambers, Albany County Courthouse, Albany, New York at 7:15 p.m. on Tuesday, August 27, 2019, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.
LOCAL LAW “F” FOR 2018

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW NO. 8 FOR 2011 AS SUBSEQUENTLY AMENDED TO IMPLEMENT AN ANTI-NEPOTISM POLICY

Introduced: 3/12/18
By: Mr. Drake

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

Local Law No. 8 for 2011 is amended as follows:

Section 1. Section 5 of Local Law No. 8 for 2011, entitled “Code of Ethics for County Officers and Employees” is amended to read as follows:


(a) Notwithstanding the exceptions in article (b) of this subsection, Relatives of elected County officials are prohibited from being hired or appointed for any paid position that qualifies as a Policy Making Official or High-Ranking County Position, or for any position indicated in Appendix A. Nothing in this section shall be construed to prevent the appointment of Relatives of elected County officials who voluntarily serve on County boards, commissions, and advisory councils with no compensation.

(b) Should a supervisory official seek to hire an individual who is barred from County employment per article (a) of this subsection, the following criteria must be met first:

(i) The supervisory official, in conjunction with the County Executive, shall [request an advisory opinion per this local law regarding employment of said individual from the Ethics Commission.] send a written request for appointment to the Personnel Committee of the Legislature which shall include any potential conflicts of interest, any appearances of nepotism [impropriety], the explanations for any conflicts of interest and/or appearances of nepotism [impropriety], and will demonstrate said candidate’s qualifications for the position.

(ii) The Ethics Commission shall issue an opinion and recommended course of action and forward it to the personnel committee of the Legislature. The opinion should include, but not be limited to, potential conflicts of interest and appearances of impropriety. The Ethics Commission may inquire about the other candidates for the position in question and require that said candidates’ resumes be provided.]
(ii)[(iii) Only after the Ethics Commission has issued its opinion shall said individual] The candidate shall appear before the Personnel Committee of the County Legislature to be questioned regarding background, education, experience, work history, or any other inquiry deemed relevant by a member of the Legislature. The Personnel Committee may inquire about other candidates for the position in question and require said candidates' resumes to be provided.

(iii)[(iv)] The personnel committee of the County Legislature may at their discretion then choose to refer said appointment to the whole Legislature for a vote [if, and only if, the Ethics Commission has rendered a positive opinion of said appointment]. The final vote by the full Legislature shall be taken by long roll call with a simple majority of legislators in the body necessary for passage.

The former subsection “10” in Section 5 shall be re-designated as subsection “11”, and all subsequent subsections shall be re-numbered accordingly.

Section 2. Applicability and Effective Date

This local law shall take effect immediately and shall not apply retroactively. Individuals who were hired by the County of Albany on or before the effective date of this local law shall not be impacted.

[Pursuant to Sections 23 and 33 of the Municipal Home Rule Law, this local law, which curtails the powers of Albany County elective officers, shall be subject to a mandatory referendum. This local law shall not become operative unless and until this local law is approved by the duly qualified voters of Albany County in the manner prescribed by law at a general or special election occurring not less than sixty days after the adoption of this local law.]
LOCAL LAW NO. “G” FOR 2019

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW NO. 2 FOR 2018 REGARDING THE SUSTAINABLE ENERGY LOAN PROGRAM

Introduced: 8/12/19
By Mr. Touchette:

BE IT ENACTED by the Albany County Legislature as follows:

Section 1. Local Law No. 5 for 2016, as amended by Local Law No. 2 for 2018, shall be known as the “Energize NY Open C-PACE Financing Program” and shall be amended in its entirety to read as follows:

ARTICLE I

§1. Legislative findings, intent and purpose, authority.

A. It is the policy of both the Municipality and the State of New York (the “State”) to achieve energy efficiency and renewable energy improvements, reduce greenhouse gas emissions, mitigate the effect of global climate change, and advance a clean energy economy. The Municipality finds that it can fulfill this policy by providing property assessed clean energy financing to Qualified Property Owners (as defined below) for the installation of renewable energy systems and energy efficiency measures. This local law establishes a program that will allow the Energy Improvement Corporation (as defined below, “EIC”), a local development corporation, acting on behalf of the Municipality pursuant to the municipal agreement (the “Municipal Agreement”) to be entered into between the Municipality and EIC, to make funds available to Qualified Property Owners that will be repaid through charges on the real properties benefited by such funds, thereby fulfilling the purposes of this local law and accomplishing an important public purpose. This local law provides a method of implementing the public policies expressed by, and exercising the authority provided by, Article 5-L of the General Municipal Law (as defined below, the “Enabling Act”).

B. The Municipality is authorized to execute, deliver and perform the Municipal Agreement and otherwise to implement this Energize NY Open C-PACE Financing Program pursuant to the Constitution and laws of New York, including particularly Article IX of the Constitution, Section 10 of the Municipal Home Rule Law, the Enabling Act and this local law.

C. This local law, which is adopted pursuant to Section 10 of the Municipal Home Rule Law and the Enabling Act shall be known and may be cited as the “Energize NY Open C-PACE Local Law”.

§2. Definitions

A. Capitalized terms used but not defined herein have the meanings assigned in the Enabling Act.
B. For purposes of this local law, and unless otherwise expressly stated or unless the context requires, the following terms shall have the meanings indicated:

Annual Installment Amount – shall have the meaning assigned in Section 8, paragraph B.

Annual Installment Lien – shall have the meaning assigned in Section 8 paragraph B.

Authority – the New York State Energy Research and Development Authority.

Benefit Assessment Lien – shall have the meaning assigned in Section 3, paragraph A.

Benefited Property – Qualified Property for which the Qualified Property Owner has entered into a Finance Agreement for a Qualified Project.

Benefited Property Owner – the owner of record of a Benefited Property.

EIC – the Energy Improvement Corporation, a local development corporation, duly organized under section 1411 of the Not-For-Profit Corporation Law of the State, authorized hereby on behalf of the Municipality to implement the Program by providing funds to Qualified Property Owners and providing for repayment of such funds from money collected by or on behalf of the Municipality as a charge to be levied on the real property.

Eligible Costs – costs incurred by the Benefited Property Owner in connection with a Qualified Project and the related Finance Agreement, including application fees, EIC’s Program administration fee, closing costs and fees, title and appraisal fees, professionals’ fees, permits, fees for design and drawings and any other related fees, expenses and costs, in each case as approved by EIC and the Financing Party under the Finance Agreement.

Enabling Act – Article 5-L of the General Municipal Law of the State, or a successor law, as in effect from time to time.

Finance Agreement – the finance agreement described in Section 6A of this local law.

Financing Charges – all charges, fees and expenses related to the loan under the Finance Agreement including accrued interest, capitalized interest, prepayment premiums, and penalties as a result of a default or late payment and costs and reasonable attorneys’ fees incurred by the Financing Party as a result of a foreclosure or other legal proceeding brought against the Benefited Property to enforce any delinquent Annual Installment Liens.

Financing Parties – Third party capital providers approved by EIC to provide financing to Qualified Property Owners or other financial support to the Program which have entered into separate agreements with EIC to administer the Program in the Municipality.
Municipality – the County of Albany, a municipality of the State constituting a tax
district as defined in Section 1102 of the RPTL of the State.

Municipal Lien – a lien on Qualified Property which secures the obligation to pay real
property taxes, municipal charges, or governmentally imposed assessments in respect
of services or benefits to a Qualified Property.

Non-Municipal Lien – a lien on Qualified Property which secures any obligation other
than the obligation to pay real property taxes, municipal charges, or governmentally-
imposed assessments in respect of services or benefits to a Qualified Property Owner
or Qualified Property.

Program – the Energize NY Open C-PACE Financing Program authorized hereby.

Qualified Project – the acquisition, construction, reconstruction or equipping of
Energy Efficiency Improvements or Renewable Energy Systems or other projects
authorized under the Enabling Act on a Qualified Property, together with a related
Energy Audit, Renewable Energy System Feasibility Study and/or other requirements
under or pursuant to the Enabling Act, with funds provided in whole or in part by
Financing Parties under the Program to achieve the purposes of the Enabling Act.

Qualified Property – Any real property other than a residential building containing
less than three dwelling units, which is within the boundaries of the Municipality that
has been determined to be eligible to participate in the Program under the procedures
for eligibility set forth under this local law and the Enabling Act and has become the
site of a Qualified Project.

Qualified Property Owner – the owner of record of Qualified Property which has been
determined by EIC to meet the requirements for participation in the Program as an
owner, and any transferee owner of such Qualified Property.

RPTL – the Real Property Tax Law of the State, as amended from time to time.

Secured Amount – as of any date, the aggregate amount of principal loaned to the
Qualified Property Owner for a Qualified Project, together with Eligible Costs and
Financing Charges, as provided herein or in the Finance Agreement, as reduced
pursuant to Section 8, paragraph C.

State – the State of New York.

§3. Establishment of an Energize NY Open C-PACE Financing Program

A. An Energize NY Open C-PACE Financing Program is hereby established by the
Municipality, whereby EIC acting on its behalf pursuant to the Municipal
Agreement, may arrange for the provision of funds by Financing Parties to
Qualified Property Owners in accordance with the Enabling Act and the
procedures set forth under this local law, to finance the acquisition,
construction, reconstruction, and installation of Qualified Projects and Eligible
Costs and Financing Charges approved by EIC and by the Financing Party
under the Finance Agreement. EIC, on behalf of the Municipality, and with the
consent of the Benefited Property Owner, will record a Benefit Assessment Lien on the Benefited Property in the Secured Amount (the "Benefit Assessment Lien") on the land records for the Municipality. Such recording shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality.

B. Before a Qualified Property Owner and a Financing Party enter into a Finance Agreement which results in a loan to finance a Qualified Project, repayment of which is secured by a Benefit Assessment Lien, a written consent from each existing mortgage holder of the Qualified Property shall be obtained, permitting the Benefit Assessment Lien and each Annual Installment Lien to take priority over all existing mortgages.

§4. Procedures for eligibility

A. Any property owner in the Municipality may submit an application to EIC on such forms as have been prepared by EIC and made available to property owners on the website of EIC and at the Municipality's offices.

B. Every application submitted by a property owner shall be reviewed by EIC, acting on behalf of the Municipality, which shall make a positive or negative determination on such application based upon the criteria enumerated in the Enabling Act and § 5 of this local law. EIC may also request further information from the property owner where necessary to aid in its determination.

C. If a positive determination on an application is made by EIC, acting on behalf of the Municipality, the property owner shall be deemed a Qualified Property Owner and shall be eligible to participate in the Program in accordance with § 6 of this local law.

§5. Application criteria

Upon the submission of an application, EIC, acting on behalf of the Municipality, shall make a positive or negative determination on such application based upon the following criteria for the making of a financing:

A. The property owner may not be in bankruptcy and the property may not constitute property subject to any pending bankruptcy proceeding;

B. The amount financed under the Program shall be repaid over a term not to exceed the weighted average of the useful life of Renewable Energy Systems and Energy Efficiency Improvements to be installed on the property as determined by EIC;

C. Sufficient funds are available from Financing Parties to provide financing to the property owner;

D. The property owner is current in payments on any existing mortgage on the Qualified Property;

E. The property owner is current in payments on any real property taxes on the Qualified Property; and

F. Such additional criteria, not inconsistent with the criteria set forth above, as the State, the Municipality, or EIC acting on its behalf, or other Financing Parties may set from time to time.
§6. Energize NY Finance Agreement

A. A Qualified Property Owner may participate in the Program through the execution of a finance agreement made by and between the Qualified Property Owner and a Financing Party, to which EIC, on behalf of the Municipality, shall be a third-party beneficiary (the “Finance Agreement”). Upon execution and delivery of the Finance Agreement, the property that is the subject of the Finance Agreement shall be deemed a “Benefited Property”.

B. Upon execution and delivery of the Finance Agreement, the Benefited Property Owner shall be eligible to receive funds from the Financing Party for the acquisition, construction, and installation of a Qualified Project, together with Eligible Costs and Financing Charges approved by EIC and by the Financing Party, provided the requirements of the Enabling Act, the Municipal Agreement and this local law have been met.

C. The Finance Agreement shall include the terms and conditions of repayment of the Secured Amount and the Annual Installment Amounts.

D. EIC may charge fees to offset the costs of administering the Program and such fees, if not paid by the Financing Party, shall be added to the Secured Amount.

§7. Terms and conditions of repayment

The Finance Agreement shall set forth the terms and conditions of repayment in accordance with the following:

A. The principal amount of the funds loaned to the Benefited Property Owner for the Qualified Project, together with Eligible Costs and Financing Charges approved by EIC and by the Financing Party, shall be specially assessed against the Benefited Property and will be evidenced by a Benefit Assessment Lien recorded against the Benefited Property on the land records on which liens are recorded for properties within the Municipality. The special benefit assessment shall constitute a “charge” within the meaning of the Enabling Act and shall be collected in annual installments in the amounts certified by the Financing Party in a schedule provided at closing and made part of the Benefit Assessment Lien. Said amount shall be annually levied, billed and collected by EIC, on behalf of the Municipality, and shall be paid to the Financing Party as provided in the Finance Agreement.

B. The term of such repayment shall be determined at the time the Finance Agreement is executed by the Benefited Property Owner and the Financing Party, not to exceed the weighted average of the useful life of the systems and improvements as determined by EIC, acting on behalf of the Municipality.

C. The rate of interest for the Secured Amount shall be fixed by the Financing Party in conjunction with EIC, acting on behalf of the Municipality, as provided in the Finance Agreement.

§8. Levy of Annual Installment Amount and Creation of Annual Installment Lien

A. Upon the making of the loan pursuant to the Finance Agreement, the Secured Amount shall become a special Benefit Assessment Lien on the Benefited Property in favor of the Municipality. The amount of the Benefit Assessment
Lien shall be the Secured Amount. Evidence of the Benefit Assessment Lien shall be recorded by EIC, on behalf of the Municipality, in the land records for properties in the Municipality. Such recording shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality. The Benefit Assessment Lien shall not be foreclosed upon by or otherwise enforced by the Municipality.

B. The Finance Agreement shall provide for the repayment of the Secured Amount in installments made at least annually, as provided in a schedule attached to the Benefit Assessment Lien (the “Annual Installment Amount”). The Annual Installment Amount shall be levied by EIC, on behalf of the Municipality, on the Benefited Property in the same manner as levies for municipal charges, shall become a lien on the Benefited Property as of the first day of January of the fiscal year for which levied (the “Annual Installment Lien”) and shall remain a lien until paid. The creation or any recording of the Annual Installment Lien shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality. Payment to the Financing Party shall be considered payment for this purpose. Such payment shall partly or wholly discharge the Annual Installment Lien. Delinquent Annual Installment Amounts may accrue Financing Charges as may be provided in the Finance Agreement. Any additional Financing Charges imposed by the Financing Party pursuant to the Finance Agreement shall increase the Annual Installment Amount and the Annual Installment Lien for the year in which such overdue payments were first due.

C. The Benefit Assessment Lien shall be reduced annually by the amount of each Annual Installment Lien when each Annual Installment Lien becomes a lien. Each Annual Installment Lien shall be subordinate to all Municipal Liens, whether created by Section 902 of the RPTL or by any other State or local law. No portion of a Secured Amount shall be recovered by the Municipality, EIC, or an assignee upon foreclosure, sale or other disposition of the Benefited Property unless and until all Municipal Liens are fully discharged. Each Annual Installment Lien, however, shall have priority over all Non-Municipal Liens, irrespective of when created, except as otherwise required by law.

D. Neither the Benefit Assessment Lien nor any Annual Installment Lien shall be extinguished or accelerated in the event of a default or bankruptcy of the Benefited Property Owner. Each Annual Installment Amount shall be considered a charge upon the Benefited Property and shall be collected by EIC, on behalf of the Municipality, at the same time and in the same manner as real property taxes or municipal charges. Each Annual Installment Lien shall remain a lien until paid. Amounts collected in respect of an Annual Installment Lien shall be remitted to EIC, on behalf of the Municipality, or the Financing Party, as may be provided in the Finance Agreement.

E. EIC shall act as the Municipality’s agent in collection of the Annual Installment Amounts. If any Benefited Property Owner fails to pay an Annual Installment Amount, the Financing Party may redeem the Benefited Property by paying the amount of all unpaid Municipal Liens thereon, and thereafter shall have the right to collect any amounts in respect of an Annual Installment Lien by foreclosure or any other remedy available at law. Any foreclosure shall not affect any subsequent Annual Installment Liens.

F. EIC, on behalf of the Municipality, may sell or assign for consideration any and all Benefit Assessment Liens and Annual Installment Liens to Financing
Parties that provide financing to Qualified Properties pursuant to Finance Agreements. The Financing Parties may sell or assign for consideration any and all Benefit Assessment Liens and Annual Installment Liens received from EIC, on behalf of the Municipality, subject to certain conditions provided in the administration agreement between EIC and the Financing Party. The assignee or assignees of such Benefit Assessment Liens and Annual Installment Liens shall have and possess the same powers and rights at law or in equity as the Municipality would have had if the Benefit Assessment Lien and the Annual Installment Liens had not been assigned with regard to the precedence and priority of such lien, the accrual of interest and the fees and expenses of collection.

§9. Verification and report

EIC, on behalf of the Municipality, shall verify and report on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by the Program in such form and manner as the Authority may establish.

§10. Separability.

If any clause, sentence, paragraph, section, or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or part thereof involved in the controversy in which such judgment shall have been rendered.

Section 2. This local law shall take effect upon filing with the Secretary of State.
LOCAL LAW NO. “H” FOR 2019

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK AMENDING LOCAL LAW 8 FOR 2011 TO MODIFY THE PROCEDURES FOR IDENTIFYING INDIVIDUALS REQUIRED TO FILL OUT FINANCIAL DISCLOSURE FORMS

Introduced: 8/12/19
By Mr. A. Joyce:

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

Local Law No. 8 for 2011, entitled “A Local Law of the County of Albany, New York Establishing a New Code of Ethics and Financial Disclosure Law for Officials and Employees of Albany County Government” is amended as follows:

SECTION 1.

Section 11(1) of Local Law No. 8 for 2011 is amended to read as follows:

SECTION 11. Annual Disclosure

1. Officers and employees required to file an annual financial disclosure statement.

   (a) In January of each year, the Commissioner of Human Resources shall provide the Ethics Commission with a list of recommended titles, names, offices, and positions of all County officers and employees who are required, pursuant to this local law, to file an annual disclosure statement for the prior year.

   (b) As soon as possible after the receipt of such list, the Ethics Commission shall review and adopt, subject to modification, the list of the titles, names, offices, and positions of all County officers and employees who are required, pursuant to this local law, to file an annual disclosure statements for the prior year (“Annual FDS Filer List”).

   (c) On or before March 1 of each year, the Ethics Commission shall file the Annual FDS Filer List with the County Clerk and Chairman of the Legislature for recording and distribution to the various agencies, departments, boards, commissions, and offices of the County, including the Board of Elections.
(d) The Board of Elections shall take reasonable measures to attempt to identify and notify candidates for elected County office who are required to file an annual disclosure statement for the prior year pursuant to this local law.

(e) On or before May 15 of each year, the persons identified in the Annual FDS Filer List and any qualified candidates for office shall notarize and submit the annual financial disclosure statement to the Clerk of the Legislature.

SECTION 2.

Section 12(1)(a) of Local Law 8 for 2011 is amended to read as follows:

(a) Where a person requests the County or a County officer or employee to take or refrain from taking any action (other than a ministerial act) that may result in a financial benefit both to the requestor and to either any officer or employee of the County or any other person identified in the Annual FDS Filer List, the requestor shall disclose the names of any such persons, to the extent known to the requestor at the time of the request.

SECTION 3.

Appendix A of Local Law 8 for 2011 is deleted in its entirety.

SECTION 4.

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