AGENDA

ALBANY COUNTY LEGISLATURE

NOVEMBER 12, 2019

PREVIOUS BUSINESS:

RESOLUTION NO. 219: AMENDING THE ALBANY COUNTY LEGISLATURE’S RULES OF ORDER

By Mr. Ethier

RESOLUTION NO. 356: RESCINDING RESOLUTION NO. 217 FOR 2019

By: Messrs. Mauriello, Burgdorf, Drake, Mendick, Grimm and Ms. McLean Lane

RESOLUTION NO. 407: PUBLIC HEARING ON PROPOSED LOCAL LAW NO. “T” FOR 2019 - A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK TO ESTABLISH CLEAN AIR STANDARDS FOR WASTE BURNING FACILITIES

By Messrs. Touchette and Bullock

RESOLUTION NO. 450: 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 Mss. Cunningham, McLean Lane and Mr. Reinhardt

CURRENT BUSINESS:

452. AUTHORIZING AN AGREEMENT WITH LIFE PATH REGARDING THE PROVISION OF CONGREGATE MEAL SERVICES FOR SENIORS

By Elder Care Committee

453. AUTHORIZING AN AGREEMENT WITH COLONIE SENIOR SERVICE CENTERS REGARDING THE PROVISION OF CONGREGATE MEAL SERVICES FOR SENIORS

By Elder Care Committee

454. AUTHORIZING AN AGREEMENT WITH SENIOR PROJECTS OF RAVENA REGARDING THE PROVISION OF CONGREGATE MEAL SERVICES FOR SENIORS

By Elder Care Committee

455. AUTHORIZING AN AGREEMENT WITH LIFE PATH REGARDING HOME DELIVERED MEALS FOR SENIORS

By Elder Care Committee

456. AUTHORIZING AN AGREEMENT WITH SENIOR PROJECTS OF RAVENA REGARDING HOME DELIVERED MEALS FOR SENIORS

By Elder Care Committee

457. AUTHORIZING AN AGREEMENT WITH PETER YOUNG INDUSTRIES REGARDING HOME DELIVERED MEALS FOR SENIORS

By Elder Care Committee
458. AUTHORIZING AN AGREEMENT WITH LIFE PATH REGARDING ADULT DAY SERVICES FOR SENIORS

By Elder Care Committee

459. AUTHORIZING AN AGREEMENT WITH ACCESS TRANSIT, INC. REGARDING TRANSPORTATION SERVICES FOR ELIGIBLE SENIORS

By Elder Care Committee

460. AUTHORIZING AN AGREEMENT WITH CENTURY LINEN & UNIFORM, INC. REGARDING THE RENTAL AND CLEANING OF LINENS AND SPECIALTY ITEMS

By Elder Care Committee

461. AUTHORIZING AN AGREEMENT WITH CLINICAL STAFFING RESOURCES CORP. REGARDING CERTIFIED NURSING ASSISTANT SERVICES

By Elder Care Committee

462. AUTHORIZING AN AGREEMENT WITH HORIZON HEALTHCARE STAFFING REGARDING CERTIFIED NURSING ASSISTANT SERVICES

By Elder Care Committee

463. AUTHORIZING AN AGREEMENT WITH CELTIC CONSULTING, LLC REGARDING CASE MANAGEMENT REVIEW SERVICES AT SHAKER PLACE REHABILITATION AND NURSING CENTER

By Elder Care Committee

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

By Elder Care Committee

465. AUTHORIZING AN AGREEMENT WITH CORETACTICS HEALTHCARE CONSULTING, INC. REGARDING NURSE
CONSULTING SERVICES FOR SHAKER PLACE REHABILITATION AND NURSING CENTER

By Elder Care Committee

466. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE HEALTH FACILITIES ASSOCIATION REGARDING THE ADVANCED TRAINING INITIATIVE

By Elder Care Committee

467. AUTHORIZING AN AGREEMENT WITH GENERAL CODE, LLC REGARDING CODIFICATION SERVICES FOR ALBANY COUNTY

By Law Committee

468. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF EDUCATION REGARDING A LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND GRANT

By Law Committee

469. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING REIMBURSEMENT FOR RAISE THE AGE IMPLEMENTATION

By Law Committee

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

By Law Committee

471. AUTHORIZING A USE AND OPERATION AGREEMENT REGARDING THE CAPITAL DISTRICT JUVENILE SECURE DETENTION FACILITY

By Law Committee
472. AUTHORIZING A LEASE AGREEMENT WITH THE CAPITAL DISTRICT YOUTH CENTER, INC. REGARDING THE CAPITAL DISTRICT JUVENILE SECURE DETENTION FACILITY

By Law Committee

473. AUTHORIZING AN AGREEMENT WITH ARAMARK SPORTS AND ENTERTAINMENT SERVICES, LLC REGARDING FOOD AND BEVERAGE SERVICES AT THE TIMES UNION CENTER

By Public Works Committee

474. AUTHORIZING AMENDMENTS TO THE INTER-MUNICIPAL AGREEMENT AND MEMORANDUM OF UNDERSTANDING FOR THE STORMWATER COALITION AND APPROVING THE RELATED SEQR DETERMINATION OF SIGNIFICANCE

By Public Works Committee

475. APPROVING AND ADOPTING THE ALBANY COUNTY STORMWATER MANAGEMENT POLICY

By Public Works Committee

476. AUTHORIZING AN AGREEMENT WITH GATO FLOORING, LLC REGARDING THE PURCHASE OF CARPET AND VINYL FLOORING

By Public Works Committee

477. AUTHORIZING AGREEMENTS WITH CALLANAN INDUSTRIES, INC. FOR THE PURPOSE OF LOCATING, CONSTRUCTING AND MAINTAINING A REMOVABLE SALT STORAGE SHED AT 100 CR101 IN THE TOWN OF COEYMANS

By Public Works Committee

478. AUTHORIZING AN AGREEMENT WITH CNH INDUSTRIAL AMERICA, LLC FOR THE PURCHASE OF A 2019 CASE WHEEL LOADER

By Public Works Committee
479. AUTHORIZING AN AGREEMENT WITH EQUINOX, INC. REGARDING NON-RESIDENTIAL DOMESTIC VIOLENCE SERVICES

By Social Services Committee

480. AUTHORIZING AN AGREEMENT BETWEEN THE DEPARTMENTS OF SOCIAL SERVICES AND MENTAL HEALTH REGARDING SERVICES FOR SAFETY NET AND TANF APPLICANTS AND RECIPIENTS

By Social Services Committee

481. AUTHORIZING AN AGREEMENT WITH VARIOUS ALBANY COUNTY MUNICIPALITIES FOR THE PROVISION OF YOUTH BUREAU SERVICES

By Social Services Committee

482. AUTHORIZING AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF ALBANY COUNTY FOR THE PROVISION OF YOUTH BUREAU SERVICES

By Social Services Committee

483. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DEPARTMENT OF HEALTH REGARDING THE HEALTHY NEIGHBORHOODS PROGRAM

By Health Committee

484. AUTHORIZING AN AGREEMENT WITH BLUESHIELD OF NORTHEASTERN NEW YORK REGARDING THE NATIONAL DIABETES PREVENTION PROGRAM

By Health Committee

485. AUTHORIZING AN AGREEMENT WITH CATHOLIC CHARITIES REGARDING THE PROVISION OF SUBSTANCE ABUSE TREATMENT SERVICES

By Health Committee
486. AUTHORIZING AN AGREEMENT WITH CAPITAL COUNSELING REGARDING THE PROVISION OF GAMBLING ADDICTION TREATMENT AND SERVICES

By Health Committee

487. AUTHORIZING AN AGREEMENT WITH SENIOR HOPE COUNSELING, INC. REGARDING THE PROVISION OF SUPERVISED OUTPATIENT TREATMENT SERVICES

By Health Committee

488. AUTHORIZING AN AGREEMENT WITH ST. PETER'S ADDICTION RECOVERY CENTER (SPARC) REGARDING THE PROVISION OF COMMUNITY RESIDENTIAL AND CASE MANAGEMENT SERVICES

By Health Committee

489. AUTHORIZING AN AGREEMENT WITH TRINITY ALLIANCE OF THE CAPITAL REGION, INC. REGARDING INTENSIVE RESIDENTIAL TREATMENT SERVICES

By Health Committee

490. AUTHORIZING AN INTERDEPARTMENTAL AGREEMENT REGARDING SINGLE POINT OF ACCESS SERVICES

By Health Committee

491. AUTHORIZING AN AGREEMENT WITH CAPITAL AREA PEER SERVICES REGARDING PEER ADVOCACY AND SUPPORT SERVICES

By Health Committee

492. AUTHORIZING AN AGREEMENT WITH COMMUNITY MATERNITY SERVICES REGARDING THE PROVISION OF CASE MANAGEMENT SERVICES

By Health Committee

493. AUTHORIZING AN AGREEMENT WITH EQUINOX, INC. REGARDING SUPPORTIVE HOUSING SERVICES
By Health Committee

494. AUTHORIZING AN AGREEMENT WITH THE HOMELESS AND TRAVELERS AID SOCIETY REGARDING SUPPORTIVE HOUSING SERVICES

By Health Committee

495. AUTHORIZING AN AGREEMENT WITH THE MENTAL HEALTH EMPOWERMENT PROJECT REGARDING HOMELESS PEER ADVOCACY SERVICES

By Health Committee

496. AUTHORIZING AN AGREEMENT WITH NORTHEAST CAREER PLANNING REGARDING EDUCATIONAL AND CAREER SERVICES

By Health Committee

497. AUTHORIZING AN AGREEMENT WITH PARSONS CHILD AND FAMILY CENTER REGARDING CRISIS INTERVENTION SERVICES

By Health Committee

498. AUTHORIZING AN AGREEMENT WITH REHABILITATION SUPPORT SERVICES REGARDING SUPPORTIVE HOUSING AND OUTREACH SERVICES

By Health Committee

499. AUTHORIZING AN AGREEMENT WITH ST. ANNE INSTITUTE REGARDING DAY TREATMENT AND VOCATIONAL SERVICES

By Health Committee

500. AUTHORIZING AN AGREEMENT WITH PEARL STREET COUNSELING REGARDING OUTPATIENT TREATMENT SERVICES

By Health Committee
501. AUTHORIZING AN AGREEMENT WITH HOPE HOUSE, INC. REGARDING RESIDENTIAL TREATMENT SERVICES

By Health Committee

502. AUTHORIZING AN AGREEMENT WITH HOSPITALITY HOUSE T.C., INC. REGARDING INTENSIVE SUBSTANCE ABUSE TREATMENT SERVICES

By Health Committee

503. AUTHORIZING AN AGREEMENT WITH EQUINOX, INC. REGARDING OUTPATIENT TREATMENT SERVICES

By Health Committee

504. AUTHORIZING AN AGREEMENT WITH CAPITAL REGION BOCES REGARDING SUBSTANCE ABUSE PREVENTION SERVICES

By Health Committee

505. AUTHORIZING AN AGREEMENT WITH ADDICTIONS CARE CENTER OF ALBANY REGARDING COMMUNITY RESIDENTIAL AND CASE MANAGEMENT SERVICES

By Health Committee

506. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE 2018 TECHNICAL RESCUE AND URBAN SEARCH AND RESCUE PROGRAM AND AMENDING THE 2019 SHERIFFS OFFICE BUDGET

By Public Safety Committee

507. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE 2019 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS GRANT PROGRAM AND AMENDING THE 2019 SHERIFFS OFFICE BUDGET

By Public Safety Committee
508. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE 2018 CYBER SECURITY GRANT PROGRAM AND AMENDING THE 2019 OFFICE BUDGET

By Public Safety Committee

509. AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE STOP-DWI FOUNDATION, INC. REGARDING THE STOP-DWI STATEWIDE CRACKDOWN HIGH VISIBILITY ENFORCEMENT GRANT

By Public Safety Committee

510. AUTHORIZING AN AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC REGARDING WIRELESS COMMUNICATIONS OPERATIONS AT 28 JANSEN LANE IN THE TOWN OF BERNE

By Public Safety Committee

511. AUTHORIZING AN AGREEMENT WITH THE ENERGY IMPROVEMENT CORPORATION RELATING TO LOCAL LAW NO. G FOR 2019, A LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM (OPEN C-PACE) IN THE COUNTY OF ALBANY

By Audit and Finance Committee

512. AMENDING THE 2019 SHERIFF'S OFFICE BUDGET: OVERTIME

By Audit and Finance Committee

513. BOND RESOLUTION OF THE COUNTY OF ALBANY, NEW YORK, AUTHORIZING THE UNDERTAKING OF A CAPITAL PROJECT FOR THE ALBANY COUNTY SHERIFF'S OFFICE PUBLIC SAFETY BUILDING AND THE EMERGENCY 911 COMMUNICATIONS CENTER, STATING THE ESTIMATED MAXIMUM COST THEREOF IS $2,500,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF $2,500,000 OF SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION
By Audit and Finance Committee

514. AMENDING RESOLUTION NO. 408 FOR 2019 REGARDING AMENDMENTS TO THE 2019 BOARD OF ELECTIONS BUDGET

By Audit and Finance Committee

515. AUTHORIZING AN AGREEMENT WITH ALBANY MEDICAL CENTER HOSPITAL REGARDING THE COMMUNITY HEALTH WORKER CHRONIC DISEASE INITIATIVE AND AMENDING THE 2019 DEPARTMENT OF HEALTH BUDGET

By Audit and Finance Committee

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

By Audit and Finance Committee

517. BOND RESOLUTION OF THE COUNTY OF ALBANY, NEW YORK, AUTHORIZING THE UNDERTAKING OF VARIOUS CAPITAL PROJECTS FOR THE TIMES UNION CENTER, STATING THE ESTIMATED MAXIMUM COST THEREOF IS $6,566,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF $6,566,000 OF SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION

By Audit and Finance Committee

518. BOND RESOLUTION OF THE COUNTY OF ALBANY, NEW YORK, AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS FOR THE DEPARTMENT OF GENERAL SERVICES, STATING THE ESTIMATED MAXIMUM COST THEREOF IS $5,875,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF $5,875,000 OF SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION

By Audit and Finance Committee

519. BOND RESOLUTION OF THE COUNTY OF ALBANY, NEW YORK, AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS FOR THE DEPARTMENT OF PUBLIC WORKS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS $3,920,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE
ISSUANCE OF $3,920,000 OF SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION

By Audit and Finance Committee

520. AUTHORIZING THE REFUND OF REAL PROPERTY TAXES IN THE CITY OF ALBANY

By Audit and Finance Committee

521. PUBLIC HEARING REGARDING A MICROENTERPRISE COMMUNITY DEVELOPMENT BLOCK GRANT

By Audit and Finance Committee

522. REAPPOINTMENT OF A DIRECTOR TO THE ALBANY COUNTY BUSINESS DEVELOPMENT CORPORATION

By Mr. Feeney

523. AMENDING THE RULES AND REGULATIONS FOR ALBANY COUNTY EMPLOYEES REGARDING THE HIRING OF RELATIVES

By Mr. Touchette

524. AUTHORIZING THE SETTLEMENT OF A LAWSUIT

By Law Committee

LOCAL LAWS:

LOCAL LAW NO. "D" FOR 2019: A LOCAL LAW TO INCENTIVIZE THE USE OF REUSABLE SHOPPING BAGS AND TO ELIMINATE THE USE OF SINGLE-USE PLASTIC BAGS IN ALBANY COUNTY SHOPPING ESTABLISHMENTS

By Ms. Cunningham, Messrs. Reinhardt, Mss. Lekakis and Plotsky, Messrs. Dawson and Fein, Ms. McLean Lane, Messrs. Joyce, Higgins, O'Brien, Bullock and Mayo
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, Clay, Ms. Cunningham, Messrs. Cahill, Commissio, Frainier, Mss. McKnight, Willingham, Messrs. Mayo, Domalewicz, Mss. Lekakis, McLean Lane, Plotsky, Messrs. Reinhardt, R. Joyce, Simpson, Beston, Touchette, Bullock, and Peter

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 Messrs. Touchette, A. Joyce, Feeney, Bullock, Clay, Commissio, Domalewicz, Ethier, Fein, Frainier, Ms. Lekakis, Mr. Mayo, Ms. McKnight, Messrs. Miller, Reinhardt, Simpson, Ward and Ms. Willingham

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 and Ms. Plotsky
RESOLUTION NO. 219

AMENDING THE ALBANY COUNTY LEGISLATURE'S RULES OF ORDER

Introduced: 5/13/19
By: Mr. Ethier

WHEREAS, The Albany County Legislature has adopted Rules of Order (the Rules) to detail the steps of the legislative process, organize the various committees and maintain order and decorum as a legislative body, and

WHEREAS, Rule 23 of the Rules of Order states that when a legislative item is referred to committee(s) by the Chairperson, that such item shall be returned to the floor of the Legislature for action of the whole body by the second regular monthly meeting of the body or within sixty (60) days whichever is longer, and

WHEREAS, In order to clarify the meaning of such section and further define the actions required by the committees regarding such items, an amendment to the Rules is necessary, now, therefore, be it

RESOLVED, By the Albany County Legislature, that Rule 23 is amended to read as follows:

“Rule 23 – REFERRALS TO COMMITTEE

The Chairperson may at any time on his own motion refer any communication, petition, report, local law or resolution when offered or presented to such committee as he deems proper. Said local law or resolution shall be returned to the floor of the Legislature for action of the whole body by the second regular monthly meeting of the body or within sixty (60) days whichever is longer, excluding any days which the Local Law or Resolution has been tabled at the request of the sponsor.

A committee may table a Local Law or Resolution at their own motion if (a) the committee has not tabled such item previously, or (b) such Local Law or Resolution does not comport with the legislative Rules of Order or applicable provisions of law.”

and, be it further

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

Referred to Law Committee - 5/13/19
Favorable Recommendation Law Committee – 10/28/19
RESOLUTION NO. 356

RESCINDING RESOLUTION NO. 217 FOR 2019

Introduced: 8/12/19
By: Messrs. Mauriello, Burgdorf, Drake, Mendick, Grimm and Ms. McLean Lane

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.

Referred to Personnel and Audit and Finance Committees – 8/12/19
Negative Recommendation Personnel Committee – 10/30/19
Negative Recommendation Audit and Finance Committee – 10/30/19
RESOLUTION NO. 407

PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "T" FOR 2019 - A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK TO ESTABLISH CLEAN AIR STANDARDS FOR WASTE BURNING FACILITIES

Introduced: 9/9/19
By Messrs. Touchette and Bullock:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. "T" for 2019, "A Local Law of the County of Albany, New York to Establish Clean Air Standards for Waste Burning Facilities" 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, November 19, 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 Conservation, Sustainability and Green Initiatives Committees – 9/9/19
Favorable Recommendation Law Committee – 10/28/19
RESOLUTION NO. 450

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: 10/15/19
By Mss. Cunningham, McLean Lane and Mr. Reinhardt:

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, November 19, 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 Conservation, Sustainability and Green Initiatives Committees – 10/15/19
Favorable Recommendation Law Committee – 10/24/19
Favorable Recommendation Conservation, Sustainability and Green Initiatives Committee – 10/29/19
RESOLUTION NO. 452

AUTHORIZING AN AGREEMENT WITH LIFE PATH REGARDING THE PROVISION OF CONGREGATE MEAL SERVICES FOR SENIORS

Introduced: 11/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with Life Path regarding the provision of congregate meal services for seniors in the amount of $294,900 for the term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Commissioner indicated that Life Path will serve meals that meet nutritional requirements in addition to providing nutrition education presentations and handouts to program participants, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Life Path, Albany, NY 12206 regarding the provision of congregate meal services for seniors in an amount not to exceed $294,900 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. 453

AUTHORIZING AN AGREEMENT WITH COLONIE SENIOR SERVICE CENTERS REGARDING THE PROVISION OF CONGREGATE MEAL SERVICES FOR SENIORS

Introduced: 11/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with Colonie Senior Service Centers regarding the provision of congregate meal services for seniors in the amount of $165,000 for the term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Commissioner indicated that Colonie Senior Service Centers will serve meals that meet nutritional requirements in addition to providing nutrition education presentations and handouts to program participants, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Colonie Senior Service Centers, Colonie, NY 12205 regarding the provision of congregate meal services for seniors in an amount not to exceed $165,000 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. 454

AUTHORIZING AN AGREEMENT WITH SENIOR PROJECTS OF RAVENAA REGARDING THE PROVISION OF CONGREGATE MEAL SERVICES FOR SENIORS

Introduced: 11/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with Senior Projects of Ravena regarding the provision of congregate meal services for seniors in the amount of $222,912 for the term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Commissioner indicated that Senior Projects of Ravena will serve meals that meet nutritional requirements in addition to providing nutrition education presentations and handouts to program participants, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Senior Projects of Ravena, Ravena, NY 12143 regarding the provision of congregate meal services for seniors in an amount not to exceed $222,912 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. 455

AUTHORIZING AN AGREEMENT WITH LIFE PATH REGARDING HOME DELIVERED MEALS FOR SENIORS

Introduced: 11/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with Life Path regarding the provision of home delivered meals for seniors in the amount of $694,865 for the term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Commissioner indicated that Life Path will deliver meals that meet nutritional requirements in addition to providing regular client monitoring and informing the community about the home delivered meal program through the presentation and distribution of educational materials, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Life Path, Albany, NY 12206 regarding the provision of home delivered meals for seniors in an amount not to exceed $694,865 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. 456

AUTHORIZING AN AGREEMENT WITH SENIOR PROJECTS OF RAVENA REGARDING HOME DELIVERED MEALS FOR SENIORS

Introduced: 11/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with Senior Projects of Ravena regarding the provision of home delivered meals for seniors in the amount of $119,225 for the term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Commissioner indicated that Senior Projects of Ravena will deliver meals that meet nutritional requirements in addition to providing regular client monitoring and informing the community about the home delivered meal program through the presentation and distribution of educational materials, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Senior Projects of Ravena, RAvena, NY 12143 regarding the provision of home delivered meals for seniors in an amount not to exceed $119,225 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. 457

AUTHORIZING AN AGREEMENT WITH PETER YOUNG INDUSTRIES REGARDING HOME DELIVERED MEALS FOR SENIORS

Introduced: 11/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with Peter Young Industries regarding the provision of home delivered meals for seniors in the amount of $292,877 for the term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Commissioner indicated that Peter Young Industries will deliver meals that meet nutritional requirements in addition to providing regular client monitoring and informing the community about the home delivered meal program through the presentation and distribution of educational materials, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Peter Young Industries, Menands, NY 12207 regarding the provision of home delivered meals for seniors in an amount not to exceed $292,877 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. 458

AUTHORIZING AN AGREEMENT WITH LIFE PATH REGARDING ADULT DAY SERVICES FOR SENIORS

Introduced: 11/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with Life Path regarding adult day services for seniors in the amount of $131,828 for the term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Commissioner indicated that Life Path will provide structured and comprehensive day care services that include socialization, supervision, monitoring, personal care, and nutrition in a protective setting, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Life Path, Albany, NY 12206 regarding adult day services for seniors in an amount not to exceed $131,828 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. 459

AUTHORIZING AN AGREEMENT WITH ACCESS TRANSIT, INC. REGARDING TRANSPORTATION SERVICES FOR ELIGIBLE SENIORS

Introduced: 11/12/19
By Elder Care Committee:

WHEREAS, The Commissioner of the Albany County Department for Aging has requested authorization to enter into an agreement with Access Transit, Inc. (CDTA) regarding transportation services for eligible seniors in Albany County in the amount of $580,000 for the term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Commissioner indicated that Access Transit, Inc. will provide brokerage services for human services transportation, provide non-emergency medical transportation and prioritized transportation to vital services for eligible seniors, and provide education on fare products to seniors that qualify for CDTA STAR Services, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Access Transit, Inc., Albany, NY 12206 regarding transportation services for eligible seniors in Albany County in an amount not to exceed $580,000 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. 460

AUTHORIZING AN AGREEMENT WITH CENTURY LINEN & UNIFORM, INC. REGARDING THE RENTAL AND CLEANING OF LINENS AND SPECIALTY ITEMS

Introduced: 11/12/19
By Elder Care Committee:

WHEREAS, The Executive Director of the Albany County Department of Residential Health Care Facilities has requested authorization to enter into an agreement with Century Linen & Uniform, Inc. regarding the rental and cleaning of linens and specialty items for Shaker Place Rehabilitation and Nursing Center in the amount of $330,000 per year for a total amount of $990,000 over a three-year term commencing July 19, 2019 and ending July 18, 2022, and

WHEREAS, The Executive Director indicated that Century Linen & Uniform, Inc. will provide the rental and cleaning of sheets, pillow cases, draw sheets, towels, and other linens in addition to the rental and cleaning of specialty items such as mops and rags and the purchase of transfer bags, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Century Linen & Uniform, Inc., Gloversville, NY 12078 regarding the rental and cleaning of linens and specialty items for Shaker Place Rehabilitation and Nursing Center in an amount not to exceed $330,000 per year for a total amount not to exceed $990,000 over a three-year term commencing July 19, 2019 and ending July 18, 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. 461

AUTHORIZING AN AGREEMENT WITH CLINICAL STAFFING RESOURCES CORP. REGARDING CERTIFIED NURSING ASSISTANT SERVICES

Introduced: 11/12/19
By Elder Care Committee:

WHEREAS, The Executive Director of the Albany County Department of Residential Health Care Facilities has requested authorization to enter into an agreement with Clinical Staffing Resources Corp. regarding certified nursing assistant services at Shaker Place Rehabilitation and Nursing Center in the amount of $100,000 per year for a total of $300,000 over a three-year term commencing January 1, 2020 and ending December 31, 2022, and

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

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

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Clinical Staffing Resources Corp., Brooklyn, NY 11211 regarding certified nursing assistant services at Shaker Place Rehabilitation and Nursing Center in an amount not to exceed $100,000 per year for a total amount not to exceed $300,000 over a three-year term commencing January 1, 2020 and ending December 31, 2022, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 462

AUTHORIZING AN AGREEMENT WITH HORIZON HEALTHCARE STAFFING REGARDING CERTIFIED NURSING ASSISTANT SERVICES

Introduced: 11/12/19
By Elder Care Committee:

WHEREAS, The Executive Director of the Albany County Department of Residential Health Care Facilities has requested authorization to enter into an agreement with Horizon Healthcare Staffing regarding certified nursing assistant services for Shaker Place Rehabilitation and Nursing Center in the amount of $100,000 per year for a total of $300,000 over a three-year term commencing January 1, 2020 and ending December 31, 2022, and

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

WHEREAS, The Executive Director reviewed said bids and recommended awarding a contract to Horizon Healthcare Staffing as a qualified bidder, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Horizon Healthcare Staffing, Hicksville, NY 11801 regarding certified nursing assistant services for Shaker Place Rehabilitation and Nursing Center in an amount not to exceed $100,000 per year for a total amount not to exceed $300,000 over a three-year term commencing January 1, 2020 and ending December 31, 2022, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 463

AUTHORIZING AN AGREEMENT WITH CELTIC CONSULTING, LLC REGARDING CASE MANAGEMENT REVIEW SERVICES AT SHAKER PLACE REHABILITATION AND NURSING CENTER

Introduced: 11/12/19
By Elder Care Committee:

WHEREAS, The Executive Director of the Albany County Department of Residential Health Care Facilities has requested authorization to enter into an agreement with Celtic Consulting, LLC. regarding case management review services at Shaker Place Rehabilitation and Nursing Center in the amount of $198,000 for the term commencing January 1, 2020 and ending December 31, 2020, and

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

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Celtic Consulting, LLC., Torrington, CT 06790 regarding case management review services at Shaker Place Rehabilitation and Nursing Center in an amount not to exceed $198,000 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. 464

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

Introduced: 11/12/19
By Elder Care Committee:

WHEREAS, The Executive Director of the Albany County Department of Residential Health Care Facilities has requested authorization to enter into an agreement with Plaza Linen Service regarding residential laundry services at Shaker Place Rehabilitation and Nursing Center in the amount of $105,000 for the term commencing January 1, 2020 and ending December 31, 2020, and

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

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Plaza Linen Service, Clifton Park, NY 12065 regarding residential laundry services at Shaker Place Rehabilitation and Nursing Center in an amount not to exceed $105,000 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. 465

AUTHORIZING AN AGREEMENT WITH CORETACTICS HEALTHCARE CONSULTING, INC. REGARDING NURSE CONSULTING SERVICES FOR SHAKER PLACE REHABILITATION AND NURSING CENTER

Introduced: 11/12/19
By Elder Care Committee:

WHEREAS, The Executive Director of the Albany County Department of Residential Health Care Facilities has requested authorization to enter into an agreement with Coretactics Healthcare Consulting, Inc. regarding nurse consulting services for Shaker Place Rehabilitation and Nursing Center in the amount of $150,000 for the term commencing November 1, 2019 and ending October 31, 2020, and

WHEREAS, The Department of Residential Health Care Facilities, through the County Purchasing Agent, issued a request for proposals regarding certified nursing assistant services and one proposal was received, and

WHEREAS, The Department of Residential Health Care Facilities reviewed said bid and recommended awarding a contract to Coretactics Healthcare Consulting, Inc. as the sole bidder, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Coretactics Healthcare Consulting, Inc., Albany, NY 12205 regarding nurse consulting services for Shaker Place Rehabilitation and Nursing Center in an amount not to exceed $150,000 for the term commencing November 1, 2019 and ending October 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. 466

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE HEALTH FACILITIES ASSOCIATION REGARDING THE ADVANCED TRAINING INITIATIVE

Introduced: 11/12/19  
By Elder Care Committee:

WHEREAS, The Executive Director of the Albany County Department of Residential Health Care Facilities has requested authorization to enter into an agreement with the New York State Health Facilities Association regarding the Advanced Training Initiative in the amount of $120,000 over a two-year term commencing January 1, 2020 and ending December 31, 2021; and

WHEREAS, The Executive Director indicated that the New York State Health Facilities Association’s educational and training division will provide seminars, educational modules, and train-the-trainer mentoring in order for Shaker Place Rehabilitation and Nursing Center to qualify for Advanced Training Initiative funding through the New York State Department of Health, 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 Health Facilities Association, Albany, NY 12207 regarding the Advanced Training Initiative in an amount not to exceed $120,000 over a two-year term commencing January 1, 2020 and ending December 31, 2021, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 467

AUTHORIZING AN AGREEMENT WITH GENERAL CODE, LLC REGARDING CODIFICATION SERVICES FOR ALBANY COUNTY

Introduced: 11/12/19
By Law Committee:

WHEREAS, By Resolution No. 587 for 2018, this Honorable Body authorized the exercise of the second of two one-year options to renew an agreement with General Code, LLC. regarding codification services for Albany County, and

WHEREAS, The Albany County Clerk has requested authorization to amend the agreement in order to extend the contract for a term commencing October 26, 2019 and ending October 25, 2020, and

WHEREAS, The Albany County Clerk has indicated that the amendment is necessary to complete Phase II of the Codification Project, now, therefore be it

RESOLVED, By the Albany County Legislature that Resolution No. 587 for 2018 is hereby amended to reflect a term commencing October 26, 2019 and ending October 25, 2020 in order to complete Phase II of the Codification Project, and, be it further

RESOLVED, That the County Attorney is authorized to approve the amended 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. 468

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF EDUCATION REGARDING A LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND GRANT

Introduced: 11/12/19
By Law Committee:

WHEREAS, The Albany County Clerk has requested authorization to enter into an agreement with the New York State Department of Education regarding a Local Government Records Management Improvement Fund grant in the amount of $149,947 for the term commencing July 1, 2019 and ending June 30, 2020, and

WHEREAS, The Albany County Clerk has indicated that the funding will be used to assist with the digitization and indexing of the Clerk’s Office pistol permits and appropriation maps in addition to vital records, contracts, and payroll records for the Town of Colonie, 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 Education regarding a Local Government Records Management Improvement Fund grant in an amount not to exceed $149,947 for the term commencing July 1, 2019 and ending June 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. 469

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING REIMBURSEMENT FOR RAISE THE AGE IMPLEMENTATION

Introduced: 11/12/19
By Law Committee:

WHEREAS, The Director of the Albany County Department of Probation has requested authorization to enter into an agreement with the New York State Division of Criminal Justice Services regarding reimbursement for Raise the Age implementation in the amount of $1,548,177 for the term commencing April 1, 2018 and ending March 31, 2020, and

WHEREAS, The Director has indicated that the funding will be used to provide probation supervision, case management, evidence-based programming, and training for all Raise the Age youth 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 Division of Criminal Justice Services regarding reimbursement for Raise the Age implementation in an amount not to exceed $1,548,177 for the term commencing April 1, 2018 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. 470

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

Introduced: 11/12/19
By Law Committee:

WHEREAS, The Albany County Public Defender has requested authorization to enter into an agreement with the New York State Division of Criminal Justice Services regarding the Aid to Defense program in the amount of $41,508 for the term commencing October 1, 2019 and ending September 30, 2020, and

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

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Division of Criminal Justice Services regarding the Aid to Defense program in an amount not to exceed $41,508 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. 471

AUTHORIZING A USE AND OPERATION AGREEMENT REGARDING THE CAPITAL DISTRICT JUVENILE SECURE DETENTION FACILITY

Introduced: 11/12/19
By Law Committee:

WHEREAS, Pursuant to Article 3 of the Family Court Act of the State of New York, as well as the recently enacted Raise the Age legislation, it is the County's duty and responsibility to provide secure detention services for juvenile delinquents who are under court orders, and

WHEREAS, By Resolution No. 292 for 1996, the Albany County Legislature approved the creation of the Capital District Youth Center, Inc. (CDYCI) to acquire, construct, equip, and finance a regional juvenile detention facility for the counties of Albany, Rensselaer, Saratoga, and Schenectady, and

WHEREAS, Through a lease agreement dated February 1, 1997 (the “Lease”), the County of Albany entered into an agreement with CDYCI in conjunction with the Counties of Rensselaer, Saratoga, and Schenectady and developed a cost effective means to secure juveniles in need of secure detention placement on a regional basis by utilizing the regional facility operated by CDYCI, and

WHEREAS, CDYCI, the County of Albany, and the counties of Rensselear, Saratoga, and Schenectady entered into an amended use agreement dated December 1, 2017 for the use of secured detention services at the regional juvenile detention facility, and

WHEREAS, The Albany County Executive has indicated that it is necessary to enter into a new use and operation agreement with CDYCI and the counties of Rensselaer, Saratoga, and Schenectady to simplify the contractual relationships between and among CDYCI and the member counties and to implement changes to the billing and claiming process as it relates to how the member counties will fund and be reimbursed for costs related to secure detention and specialized secure detention care for youth as required by the New York State Office of Children and Family Services, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into a use and operation agreement with CDYCI and the counties of Rensselaer, Saratoga, and Schenectady regarding the regional juvenile detention facility for a term commencing January 1, 2020 and shall remain in effect until the agreement is terminated pursuant to Article II of the aforementioned use and operation agreement, and, be it further
RESOLVED, That the County Attorney is authorized to approve said use and operation 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. 472

AUTHORIZING A LEASE AGREEMENT WITH THE CAPITAL DISTRICT YOUTH CENTER, INC. REGARDING THE CAPITAL DISTRICT JUVENILE SECURE DETENTION FACILITY

Introduced: 11/12/19
By Law Committee:

WHEREAS, Pursuant to Article 3 of the Family Court Act of the State of New York, as well as the recently enacted Raise the Age legislation, it is the County’s duty and responsibility to provide secure detention services for juvenile delinquents who are under court orders, and

WHEREAS, Through a lease agreement dated February 1, 1997, the County of Albany, as landlord, and CDYCI, as tenant, entered into a ground lease whereby CDYCI leased the land from Albany County to enable CDYCI to undertake the regional juvenile detention facility project, and

WHEREAS, Pursuant to Resolution No. 207 for 2016, the County of Albany authorized an amended ground lease agreement with CDYCI, and

WHEREAS, CDYCI and the County of Albany entered into a first amendment to the ground lease (the “Master Lease”) dated February 10, 2017 for the lease of both the land and detention facility with a term commencing January 1, 2017 and ending December 31, 2017, and

WHEREAS, Pursuant to a consent to renew the Master Lease, the term of the Master Lease was extended through December 31, 2018, and

WHEREAS, CDYCI and the County of Albany entered into an amended and restated Master Lease dated January 1, 2019 with a term commencing January 1, 2019 and ending December 31, 2019, and

WHEREAS, The Albany County Executive has indicated that CDYCI and the County of Albany desire to supersede and replace the Master Lease, as amended, with a new lease agreement, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into a lease agreement with CDYCI regarding the regional juvenile detention facility for a term commencing January 1, 2020 and ending December 31, 2024 and, be it further
RESOLVED, That the County Attorney is authorized to approve said lease agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 473

AUTHORIZING AN AGREEMENT WITH ARAMARK SPORTS AND ENTERTAINMENT SERVICES, LLC REGARDING FOOD AND BEVERAGE SERVICES AT THE TIMES UNION CENTER

Introduced: 11/12/19
By Public Works Committee:

WHEREAS, By Resolution No. 75 for 2015, this Honorable Body authorized an agreement with Aramark Sports and Entertainment Services, LLC for food and beverage services at the Times Union Center for a term commencing June 1, 2015 and ending May 31, 2020, with an option to renew for a term commencing June 1, 2020 and ending December 31, 2025, in accordance with the submitted proposal, and

WHEREAS, The General Manager of the Times Union Center has requested authorization to exercise the option to renew the aforementioned agreement with Aramark Sports and Entertainment Services, LLC for the provision of food and beverage services at the Times Union Center for a term commencing June 1, 2020 and ending December 31, 2025, and

WHEREAS, Aramark has agreed to pay the County $50,000 for miscellaneous capital improvements for the services they provide and provide a reserve of 1% of gross receipts for the funding used for repair and maintenance of equipment associated with provided services; Aramark has also agreed to pay the County on a monthly basis for commissions on food and beverage concessions equaling 45% of gross receipts up to $1 million, 47% of gross receipts between $1 million to $1.5 million and 49% of gross receipts exceeding $1.5 million, and

WHEREAS, Aramark has also agreed to pay 10% of gross receipts for catered food and beverage, candy and wardrobe checking, a minimum of 50% of the total commissions received from third-party contracts, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Aramark Sports and Entertainment Services, LLC, Philadelphia, PA 19107 for food and beverage services at the Times Union Center for a term beginning June 1, 2020 and ending December 31, 2025, in accordance with the submitted proposal and the above-mentioned conditions, 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 directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 474

AUTHORIZING AMENDMENTS TO THE INTER-MUNICIPAL AGREEMENT AND MEMORANDUM OF UNDERSTANDING FOR THE STORMWATER COALITION AND APPROVING THE RELATED SEQR DETERMINATION OF SIGNIFICANCE

Introduced: 11/12/19
By Public Works Committee:

WHEREAS, Pursuant to Article 5-G of the General Municipal Law, Albany County, the Cities of Albany, Cohoes and Watervliet, the Towns of Bethlehem, Colonie, Guilderland and New Scotland, and the Villages of Green Island, Menands, and Voorheesville, as well as SUNY Albany have previously negotiated an inter-municipal agreement and memorandum of understanding in order to work collaboratively regarding Cleanwater Act Stormwater permit compliance in the County, and

WHEREAS, The Director of the Albany County Stormwater Coalition has indicated that the Coalition's Board of Directors recently approved amendments to the aforementioned inter-municipal agreement and memorandum of understanding which are intended to streamline the calculation of membership dues so that the municipalities involved can hire and jointly share staff to assist in implementing municipal-wide storm system mapping, and

WHEREAS, The amendments are considered an action that is subject to the requirements of State Environmental Quality Review Act (SEQRA) pursuant to 6 NYCRR 617, and

WHEREAS, The Senior Natural Resource Planner for the Albany County Department of Economic Development, Conservation and Planning, acting on behalf of the Stormwater Coalition, has reviewed the proposed action and has determined that the action is classified as an unlisted action under SEQRA that will not have a significant adverse impact on the environment, now, therefore be it

RESOLVED, That the Albany County Legislature has considered the findings of the Department of Economic Development, Conservation and Planning and has determined that the proposed action is an unlisted action and will not have a significant impact on the environment, and, be it further

RESOLVED, By the Albany County Legislature that the proposed amendments to the inter-municipal agreement and memorandum of understanding which are intended to streamline the calculation of membership dues so that the
municipalities involved can hire and jointly share staff to assist in implementing municipal-wide storm system mapping are hereby approved, and, be it further

RESOLVED, That the Chair of the Legislature is hereby authorized and directed to sign and file any documents that may be necessary to comply with SEQRA regarding the project, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 475

APPROVING AND ADOPTING THE ALBANY COUNTY STORMWATER MANAGEMENT POLICY

Introduced: 11/12/19
By Public Works Committee:

WHEREAS, As a participant in the State Pollutant Discharge Elimination System (SPDES) Permit Program, Albany County is mandated by the New York State Department of Environmental Conservation to adopt a Stormwater Management Policy regarding the protection of local waterways from a number of key pollutants of concern in Albany County, and

WHEREAS, The Permit Program requires Albany County to follow Green Infrastructure Policy standards and procedures for all projects regarding the design and construction of new County-owned facilities and the renovation of existing County-owned facilities to reduce the discharge of stormwater pollutants to the maximum extent practicable and to consider the use of green infrastructure in drainage retrofits at existing facilities, and

WHEREAS, The Stormwater Management Policy for Albany County Facilities shall apply to all projects on County-owned facilities and roads while the Stormwater Program Technician of the Department of Public Works shall be responsible for the administration and oversight of the Albany County Stormwater Management Policy, now, therefore be it

RESOLVED, By the Albany County Legislature that the Stormwater Management Policy for Albany County, as filed with the Clerk of the Legislature, is hereby approved and adopted, and, be it further

RESOLVED, That the County Attorney is authorized to approve said approved policy 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. 476

AUTHORIZING AN AGREEMENT WITH GATO FLOORING, LLC REGARDING THE PURCHASE OF CARPET AND VINYL FLOORING

Introduced: 11/12/19
By Public Works Committee:

WHEREAS, The Commissioner of the Albany County Department of General Services has request authorization to enter into an agreement with Gato Flooring, LLC regarding the purchase and replacement of carpet and vinyl flooring at 162 Washington Ave., Albany, NY in an amount not to exceed $364,792 for a term commencing October 1, 2019 and ending September 30, 2020, and

WHEREAS, The Commissioner in collaboration with the Purchasing Agent issued a Request for Quotes regarding the Purchase of Carpet and Installation via New York State Office of General Services and the National Joint Powers Alliance and received a quote from Gato Flooring, LLC as the sole responder, and

WHEREAS, The Commissioner and the County Purchasing Agent have reviewed the aforementioned quote and recommend awarding the contract to Gato Flooring, LLC as the sole responder, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Gato Flooring, LLC, Utica, NY 13501 regarding the purchase and replacement of carpet and vinyl flooring at 162 Washington Ave., Albany, NY in an amount not to exceed $364,792 for a 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. 477

AUTHORIZING AGREEMENTS WITH CALLANAN INDUSTRIES, INC. FOR THE PURPOSE OF LOCATING, CONSTRUCTING AND MAINTAINING A REMOVABLE SALT STORAGE SHED AT 100 CR101 IN THE TOWN OF COEYMANS

Introduced: 11/12/19
By Public Works Committee:

WHEREAS, The Commissioner of the Albany County Department of Public Works has requested to enter into a license agreement with Callanan Industries, Inc. for the purpose of locating, constructing and maintaining a removable salt storage shed on the aforementioned parcel to include ingress and egress to the property for a term not to exceed five years commencing December 1, 2019 and ending December 1, 2024, and

WHEREAS, The Commissioner has also requested authorization to enter into a lease agreement with Callanan Industries, Inc. for a 2500 square foot parcel of property at 100 CR101 in the Town of Coeymans in the amount of $1,800 per year for a term not to exceed five years commencing December 1, 2019 and ending December 1, 2024, and

WHEREAS, The Commissioner has indicated the new proposed removable salt storage shed location will save on fuel costs and response time during the plowing season, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into a license agreement with Callanan Industries, Inc., Albany, NY 12211 for the purpose of locating, constructing and maintaining a removable salt storage shed on the aforementioned parcel to include ingress and egress to the property for a term not to exceed five years commencing December 1, 2019 and ending December 1, 2024, and, be it further

RESOLVED, That the County Executive is authorized to enter into a lease agreement with Callanan Industries, Inc. for a 2,500 square foot parcel of property at 100 CR101 in the Town of Coeymans in the amount of $1,800 per year for a term not to exceed five years commencing December 1, 2019 and ending December 1, 2024, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 478

AUTHORIZING AN AGREEMENT WITH CNH INDUSTRIAL AMERICA, LLC FOR THE PURCHASE OF A 2019 CASE WHEEL LOADER

Introduced: 11/12/19
By Public Works Committee:

WHEREAS, The Commissioner of the Albany County Department of Public Works has requested authorization to enter into an agreement with CNH Industrial America, LLC for the purchase and delivery of a 2019 Case Wheel Loader in an amount not to exceed $149,629 for a term commencing December 1, 2019 and ending February 28, 2020, and

WHEREAS, The Commissioner, through the County Purchasing Agent and in connection to a New York State Office of General Services purchasing contract, has recommended CNH Industrial America, LLC for the purchase, delivery, and warranty of a 2019 Case Wheel Loader, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with CNH Industrial America, LLC, Racine, WI, 53402 for the purchase and delivery of a 2019 Case Wheel Loader in an amount not to exceed $149,629 for a term commencing December 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. 479

AUTHORIZING AN AGREEMENT WITH EQUINOX, INC. REGARDING NON-RESIDENTIAL DOMESTIC VIOLENCE SERVICES

Introduced: 11/12/19
By Social Services Committee:

WHEREAS, The Commissioner of the Albany County Department of Social Services has requested authorization to enter into a service agreement with Equinox, Inc. to provide non-residential services to victims of domestic violence in the amount of $165,866 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The agreement provides for a 24-hour domestic violence hotline and walk-in assistance, domestic violence residential placements, information and referral, advocacy, counseling and outreach/education services to victims residing in the community and in non-domestic violence shelter facilities, and

WHEREAS, As part of the agreement, Equinox, Inc. will provide post-shelter discharge case management to help TANF-eligible individuals transition from domestic violence shelters to permanent housing and achieve economic self-sufficiency, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Equinox, Inc., Albany, NY 12206 regarding the provision of services to non-residential domestic violence victims in an amount not to exceed $165,866 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 480

AUTHORIZING AN AGREEMENT BETWEEN THE DEPARTMENTS OF SOCIAL SERVICES AND MENTAL HEALTH REGARDING SERVICES FOR SAFETY NET AND TANF APPLICANTS AND RECIPIENTS

Introduced: 11/12/19
By Social Services Committee:

WHEREAS, The Departments of Social Services and Mental Health have requested authorization to renew a memorandum of understanding regarding assessment and referral services for Safety Net and TANF recipients in the amount of $329,000 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The agreement provides Safety Net and TANF mental health assessments through Mental Health Certified Alcohol Substance Abuse Counselors for clients of the Department of Social Services identified with alcohol or substance abuse problems, and

WHEREAS, The Commissioner of Social Services has further indicated the amount indicated above represents the salaries associated with three full-time Mental Health Certified Alcohol Substance Abuse Counselors on staff in the Mental Health Department Managed Addiction Treatment Services Central Management Unit, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute a memorandum of understanding between the Departments of Social Services and Mental Health regarding services for Safety Net and TANF recipients in an amount not to exceed $329,000 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 481

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

Introduced: 11/12/19
By Social Services Committee:

WHEREAS, Due to New York State regulatory changes, effective January 1, 2014, local youth bureaus now have full responsibility regarding the payment of municipal claims out of the annual State Aid allocation to the County from the New York State Office of Children and Family Services, and

WHEREAS, The Commissioner of the Albany County Department for Children, Youth and Families has requested authorization to enter into agreements with the following Albany County municipalities in the amounts listed below not to exceed $394,335 regarding the provision of youth bureau services for a term commencing January 1, 2019 and ending December 31, 2019:

<table>
<thead>
<tr>
<th>Municipality</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>City of Albany</td>
<td>$25,000</td>
</tr>
<tr>
<td>City of Cohoes</td>
<td>$17,150</td>
</tr>
<tr>
<td>City of Watervliet</td>
<td>$4,000</td>
</tr>
<tr>
<td>Town of Bethlehem</td>
<td>$7,000</td>
</tr>
<tr>
<td>Town of Coeymans</td>
<td>$1,000</td>
</tr>
<tr>
<td>Town of Colonie</td>
<td>$34,500</td>
</tr>
<tr>
<td>Town of Guilderland</td>
<td>$7,000</td>
</tr>
<tr>
<td>Town of Knox</td>
<td>$2,000</td>
</tr>
<tr>
<td>Village of Altamont</td>
<td>$1,000</td>
</tr>
<tr>
<td>Village of Colonie</td>
<td>$2,000</td>
</tr>
<tr>
<td>Village of Green Island</td>
<td>$2,500</td>
</tr>
<tr>
<td>Village of Ravena</td>
<td>$1,300</td>
</tr>
<tr>
<td>Village of Voorheesville</td>
<td>$1,000</td>
</tr>
</tbody>
</table>

now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into agreements with the aforementioned Albany County municipalities in the amounts listed above not to exceed $394,335 regarding the provision of youth bureau services for a term commencing January 1, 2019 and ending December 31, 2019, 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. 482

AUTHORIZING AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF ALBANY COUNTY FOR THE PROVISION OF YOUTH BUREAU SERVICES

Introduced: 11/12/19
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 Cornell Cooperative Extension of Albany County regarding the provision of youth bureau services in the amount of $4,000 for a term commencing January 1, 2019 and ending December 31, 2019, and

WHEREAS, The Youth Bureau Program 4-H Summer Scene is a day camp that operates at Ridgefield Park in the City of Albany and the targeted audiences include youth ages 6 to 13 and adolescents ages 14 to 18 who are employed by the Summer Youth Employment Program, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Cornell Cooperative Extension of Albany County, Voorheesville, NY 12186 regarding the provision of youth bureau services in an amount not to exceed $4,000 for a term commencing January 1, 2019 and ending 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. 483

AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DEPARTMENT OF HEALTH REGARDING THE HEALTHY NEIGHBORHOODS PROGRAM

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Commissioner of the Albany County Department of Health has requested authorization to submit a grant application to the New York State Department of Health regarding the Healthy Neighborhoods Program, and

WHEREAS, The Commissioner has indicated that the aforementioned grant application will be geared toward providing the funding needed to address public health issues in targeted areas with a focus on tobacco cessation, asthma, indoor air quality, home injuries, and childhood lead poisoning prevention, and

WHEREAS, The Commissioner has further indicated that once funding has been awarded, the Albany County Department of Health will work collaboratively with Cornell Cooperative Extension to administer the program and anticipates a grant budget of approximately $275,000 annually for five years for a total budget of $1,375,000 for a grant period commencing April 1, 2020 and ending March 31, 2025, 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 Department of Health regarding the Healthy Neighborhoods Program, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 484

AUTHORIZING AN AGREEMENT WITH BLUESHIELD OF NORTHEASTERN NEW YORK REGARDING THE NATIONAL DIABETES PREVENTION PROGRAM

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Commissioner of the Albany County Department of Health has been notified that the County of Albany has been awarded grant funding through BlueShield of Northeastern New York regarding the National Diabetes Prevention Program, and

WHEREAS, The Commissioner has requested authorization to enter into an agreement with BlueShield of Northeastern New York regarding the aforementioned grant funds in the amount of $50,000 annually for a three-year term commencing January 1, 2020 and ending December 31, 2022, for a total grant award of $150,000, and

WHEREAS, The Commissioner has indicated that the grant funding will used to coordinate six National Diabetes Prevention Programs, increasing prediabetes awareness among community providers, promoting prediabetes screening, testing and referrals, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with BlueShield of Northeastern New York, Latham, NY 12110 regarding the aforementioned grant funds in the amount of $50,000 annually for a three-year term commencing January 1, 2020 and ending December 31, 2022, for a total grant award of $150,000, 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. 485

AUTHORIZING AN AGREEMENT WITH CATHOLIC CHARITIES REGARDING THE PROVISION OF SUBSTANCE ABUSE TREATMENT SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Catholic Charities regarding peer engagement and open access services for individuals with substance abuse and narcotic addiction related issues in the amount of $157,500 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Substance Abuse and Alcoholism, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Catholic Charities, Albany, NY 12202 regarding peer engagement services for individuals with substance abuse and narcotic addiction related issues in an amount not to exceed $157,500 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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 to the appropriate County Officials.
RESOLUTION NO. 486

AUTHORIZING AN AGREEMENT WITH CAPITAL COUNSELING REGARDING THE PROVISION OF GAMBLING ADDICTION TREATMENT AND SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Capital Counseling regarding services for individuals with compulsive gambling addiction in the amount of $246,413 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, Capital Counseling will provide for the assessment, treatment and educational services to individuals with compulsive gambling addiction, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Substance Abuse and Alcoholism, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Capital Counseling, Albany, NY 12208 regarding services for individuals with compulsive gambling addiction in an amount not to exceed $246,413 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 487

AUTHORIZING AN AGREEMENT WITH SENIOR HOPE COUNSELING, INC. REGARDING THE PROVISION OF SUPERVISED OUTPATIENT TREATMENT SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Senior Hope Counseling, Inc. for the provision of chemical dependency counseling and treatment services for individuals over the age of fifty years in the amount of $228,074 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Substance Abuse and Alcoholism, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Senior Hope Counseling, Inc., Albany, NY 12208 for the provision of chemical dependency counseling and treatment services for individuals over the age of fifty years in an amount not to exceed $228,074 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 488

AUTHORIZING AN AGREEMENT WITH ST. PETER’S ADDICTION RECOVERY CENTER (SPARC) REGARDING THE PROVISION OF COMMUNITY RESIDENTIAL AND CASE MANAGEMENT SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with St. Peter’s Addiction Recovery Center (SPARC) regarding the provision of community residential services, case management, education and prevention services to individuals with substance abuse and narcotic addiction in the amount of $329,829 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Substance Abuse and Alcoholism now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with SPARC, Guilderland, NY 12084 regarding the provision of intensive residential services, case management, education and prevention services to individuals with substance abuse and narcotic addiction in an amount not to exceed $329,829 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 489

AUTHORIZING AN AGREEMENT WITH TRINITY ALLIANCE OF THE CAPITAL REGION, INC. REGARDING INTENSIVE RESIDENTIAL TREATMENT SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Trinity Alliance of the Capital Region, Inc. regarding the provision of intensive residential adult treatment for individuals with chemical dependencies in the amount of $388,651 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Substance Abuse and Alcoholism, 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., Albany, NY 12202 regarding the provision of intensive residential adult treatment for individuals with chemical dependencies in an amount not to exceed $388,651 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 490

AUTHORIZING AN INTERDEPARTMENTAL AGREEMENT REGARDING SINGLE POINT OF ACCESS SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with the Albany County Department for Children, Youth and Families (DCYF) for the provision of health home care management, clinic, and single point of access (SPOA) services for individuals with mental health issues in the amount of $308,007 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will financed with pass through funding from the New York State Office of Mental Health, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement between the Department of Mental Health and DCYF for the provision of health home care management, clinic, and SPOA services for individuals with mental health issues in an amount not to exceed $308,007 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 491

AUTHORIZING AN AGREEMENT WITH CAPITAL AREA PEER SERVICES REGARDING PEER ADVOCACY AND SUPPORT SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Capital Area Peer Services for the provision of peer support and inpatient diversion services for individuals with mental health issues the amount of $416,827 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Mental Health, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Capital Area Peer Services, Albany, NY 12206 for the provision of peer support and inpatient diversion services for individuals with mental health issues in an amount not to exceed $416,827 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 492

AUTHORIZING AN AGREEMENT WITH COMMUNITY MATERNITY SERVICES REGARDING THE PROVISION OF CASE MANAGEMENT SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Community Maternity Services regarding the provision of support services for children with mental illness or emotional disturbance, as well as their families, in the amount of $123,315 for a term commencing January 1, 2020 and ending December 31, 2020,

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Mental Health, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Community Maternity Services, Albany, NY 12203 regarding the provision of support services for children with mental illness or emotional disturbance, as well as their families, in an amount not to exceed $123,315 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 493

AUTHORIZING AN AGREEMENT WITH EQUINOX, INC. REGARDING SUPPORTIVE HOUSING SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Equinox, Inc. for the provision of health home care management, supported housing, personal recovery oriented systems (PROS), and family support services for individuals with mental health issues in the amount of $963,262 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Mental Health, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Equinox, Inc., Albany, NY 12206 for the provision of health home care management, supported housing, PROS, and family support services for individuals with mental health issues in an amount not to exceed $963,262 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 494

AUTHORIZING AN AGREEMENT WITH THE HOMELESS AND TRAVELERS AID SOCIETY REGARDING SUPPORTIVE HOUSING SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with the Homeless and Travelers Aid Society for the provision of diversion, outreach, supported housing, and representative payee services to individuals with mental illness in the amount of $455,105 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Mental Health, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the Homeless and Travelers Aid Society, Albany, NY 12206 for the provision of diversion, outreach, supported housing, and representative payee services to individuals with mental illness in an amount not to exceed $455,105 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 495

AUTHORIZING AN AGREEMENT WITH THE MENTAL HEALTH EMPOWERMENT PROJECT REGARDING HOMELESS PEER ADVOCACY SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with the Mental Health Empowerment Project regarding the provision of homeless peer advocacy services for individuals with mental illness in the amount of $112,753 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Mental Health, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the Mental Health Empowerment Project, Albany, NY 12205 regarding the provision of homeless peer advocacy services for individuals with mental illness in an amount not to exceed $112,753 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 496

AUTHORIZING AN AGREEMENT WITH NORTHEAST CAREER PLANNING REGARDING EDUCATIONAL AND CAREER SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Northeast Career Planning (The Workshop) for the provision of Personal Recovery Oriented System (PROS) and vocational services to individuals with mental health issues and developmental disabilities in the amount of $365,427 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will financed through the provision of pass through funding from the New York State Office of Mental Health and Office for People with Developmental Disabilities, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Northeast Career Planning (The Workshop), Menands, NY 12204 for the provision of PROS and vocational services to individuals with mental health issues and developmental disabilities in an amount not to exceed $365,427 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 497

AUTHORIZING AN AGREEMENT WITH PARSONS CHILD AND FAMILY CENTER REGARDING CRISIS INTERVENTION SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Parsons Child and Family Center regarding the provision of crisis services, advocacy, recreation, and vocational services to children with mental illness in the amount of $898,890 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Mental Health, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Parsons Child and Family Center, Albany, NY 12208 regarding the provision of crisis services, advocacy, recreation, and vocational services to children with mental illness; in an amount not to exceed $898,890 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 498

AUTHORIZING AN AGREEMENT WITH REHABILITATION SUPPORT SERVICES REGARDING SUPPORTIVE HOUSING AND OUTREACH SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Rehabilitation Support Services for the provision of supported housing, personal recovery oriented system (PROS) services, transportation, and mental illness and chemical addiction (MICA) services for individuals with mental health issues in the amount of $3,732,065 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Mental Health, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Rehabilitation Support Services, Altamont, NY 12009 for the provision of supported housing, PROS services, transportation, and MICA services for individuals with mental health issues in an amount not to exceed $3,732,065 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 499

AUTHORIZING AN AGREEMENT WITH ST. ANNE INSTITUTE REGARDING DAY TREATMENT AND VOCATIONAL SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with St. Anne Institute regarding the provision of day treatment and vocational services for children with mental illness and emotional disturbance in the amount of $161,394 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Mental Health, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with St. Anne Institute, Albany, NY 12206 regarding the provision of day treatment and vocational services for children with mental illness and emotional disturbance in an amount not to exceed $161,394 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 500

AUTHORIZING AN AGREEMENT WITH PEARL STREET COUNSELING REGARDING OUTPATIENT TREATMENT SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Pearl Street Counseling regarding the provision of medically supervised outpatient treatment for individuals with chemical dependencies in the amount of $373,293 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Substance Abuse and Alcoholism, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Pearl Street Counseling, Albany, NY 12207 regarding the provision of medically supervised outpatient treatment for individuals with chemical dependencies in an amount not to exceed $373,293 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 501

AUTHORIZING AN AGREEMENT WITH HOPE HOUSE, INC. REGARDING RESIDENTIAL TREATMENT SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Hope House, Inc. regarding the provision of residential and case management services for individuals with chemical dependencies in the amount of $2,959,263 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Substance Abuse and Alcoholism, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Hope House, Inc., Albany, NY 12206 regarding the provision of residential and case management services for individuals with chemical dependencies, in an amount not to exceed $2,959,263 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 502

AUTHORIZING AN AGREEMENT WITH HOSPITALITY HOUSE T.C., INC. REGARDING INTENSIVE SUBSTANCE ABUSE TREATMENT SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Hospitality House T.C., Inc. regarding residential care services for individuals with chemical dependencies in the amount of $947,557 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Substance Abuse and Alcoholism, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the Hospitality House T.C., Inc., Albany, NY 12206 regarding residential care services for individuals with chemical dependencies in an amount not to exceed $947,557 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 503

AUTHORIZING AN AGREEMENT WITH EQUINOX, INC. REGARDING OUTPATIENT TREATMENT SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Equinox, Inc. regarding the provision of outpatient substance abuse services to individuals with chemical dependencies in the amount of $449,307 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Substance Abuse and Alcoholism, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Equinox, Inc., Albany, NY 12206 regarding the provision of outpatient substance abuse services to individuals with chemical dependencies in an amount not to exceed $449,307 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 504

AUTHORIZING AN AGREEMENT WITH CAPITAL REGION BOCES REGARDING SUBSTANCE ABUSE PREVENTION SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Capital Region BOCES regarding the provision of school-based substance abuse intervention services for individuals with chemical dependencies, with a focus on prevention, in the amount of $152,254 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Substance Abuse and Alcoholism, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Capital Region BOCES, Albany, NY 12205 regarding the provision of school-based substance abuse intervention services for individuals with chemical dependencies, with a focus on prevention, in an amount not to exceed $152,254 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 505

AUTHORIZING AN AGREEMENT WITH ADDICTIONS CARE CENTER OF ALBANY REGARDING COMMUNITY RESIDENTIAL AND CASE MANAGEMENT SERVICES

Introduced: 11/12/19
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to enter into an agreement with Addictions Care Center of Albany regarding the provision of intensive residential services, case management, education and prevention services to individuals with substance abuse and narcotic addiction in the amount of $1,672,215 for a term commencing January 1, 2020 and ending December 31, 2020, and

WHEREAS, The Director has indicated that the aforementioned agreement will be financed through the provision of pass through funding from the New York State Office of Substance Abuse and Alcoholism, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Addictions Care Center of Albany, Albany, NY 12202 regarding the provision of intensive residential services, case management, education and prevention services to individuals with substance abuse and narcotic addiction in an amount not to exceed $1,672,215 for a term commencing January 1, 2020 and ending December 31, 2020, and, be it further

RESOLVED, That the County Attorney is authorized to approve said 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. 506

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE 2018 TECHNICAL RESCUE AND URBAN SEARCH AND RESCUE PROGRAM AND AMENDING THE 2019 SHERIFFS OFFICE BUDGET

Introduced: 11/12/19
By Public Safety Committee:

WHEREAS, The Albany County Sheriff has requested authorization to enter into an agreement with the New York State Division of Homeland Security and Emergency Services (DHSES) regarding grant funding for the 2018 Technical Rescue and Urban Search and Rescue Program in the amount of $149,973 with no County match, for a term commencing October 1, 2019 and ending August 31, 2021, and

WHEREAS, The Sheriff has indicated that the grant funds will be used to purchase equipment to enhance the capabilities of the regional search and rescue team and has requested a budget amendment to appropriate the aforementioned grant funding, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with DHSES regarding grant funding for the 2018 Technical Rescue and Urban Search and Rescue Program in the amount of $149,973 with no County match, for a term commencing October 1, 2019 and ending August 31, 2021, and, be it further

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

Increase Revenue Account A3306 Homeland Security by $149,973

Increase Appropriation Account A3110.2 by $149,973 by increasing Line Item A3110 2 2750 Security Equipment by $149,973

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. 507

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE 2019 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS GRANT PROGRAM AND AMENDING THE 2019 SHERIFFS OFFICE BUDGET

Introduced: 11/12/19
By Public Safety Committee:

WHEREAS, The Albany County Sheriff has requested authorization to enter into an agreement with the New York State Division of Homeland Security and Emergency Services (DHSES) regarding funding for the 2019 Hazardous Materials Emergency Preparedness Grant Program in the amount of $15,516 for a term commencing October 1, 2019 and ending September 30, 2020, and

WHEREAS, The Sheriff has indicated the grant funds will be used to cover costs for training related to Hazmat Response in a transportation environment, with a 20% County match, and has requested a 2019 Sheriff's Office Budget amendment to appropriate the aforementioned grant funding, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with DHSES regarding funding for the 2019 Hazardous Materials Emergency Preparedness Grant Program in the amount of $15,516, with a 20% County match, for a term commencing October 1, 2019 and ending September 30, 2020, and, be it further

RESOLVED, That the 2019 Sheriff’s Office Budget it amended as follows:

Increase Revenue Account A3306 Homeland Security by $15,516

Increase Appropriation Account A3110.2 by $15,516 by increasing Line Item A3110 2 2800 Specialty Equipment by $15,516

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. 508

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES REGARDING THE 2018 CYBER SECURITY GRANT PROGRAM AND AMENDING THE 2019 BUDGET

Introduced: 11/12/19
By Public Safety Committee:

WHEREAS, The Albany County Executive has requested authorization to enter into an agreement with the New York State Division of Homeland Security and Emergency Services (DHSES) regarding funding for the 2018 Cyber Security Grant Program in the amount of $28,950, with no County match, for a term commencing October 1, 2019 and ending September 30, 2021, and

WHEREAS, The County Executive has indicated the grant funds will be used for the purchase of enhanced cyber security enterprise software and support, and has requested a budget amendment to appropriate the aforementioned grant funding, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with DHSES regarding funding for the 2018 Cyber Security Grant Program in the amount of $28,950, with no County match, for a term commencing October 1, 2019 and ending September 30, 2021, and, be it further

RESOLVED, That the 2019 Budget it amended as follows:

Increase Revenue Account A3306 Homeland Security by $28,950

Increase Appropriation Account A1680.2 by $28,950 by increasing Line Item A1680 2 2050 Computer Equipment by $28,950

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. 509

AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE STOP-DWI FOUNDATION, INC. REGARDING THE STOP-DWI STATEWIDE CRACKDOWN HIGH VISIBILITY ENFORCEMENT GRANT

Introduced: 11/12/19
By Public Safety Committee:

WHEREAS, The Albany County Sheriff has requested authorization to enter into an agreement with the New York State Stop-DWI Foundation, Inc. regarding the Stop-DWI Statewide Crackdown High Visibility Enforcement Grant in an amount of $30,000 for a term commencing October 1, 2019 and ending September 30, 2020, and

WHEREAS, The Sheriff indicated that the funding will be distributed to twelve Albany County law enforcement agencies for holiday hours worked on eight crackdown dates for Stop-DWI enforcement as part of a joint effort to reduce serious injury and death from traffic related crashes due to impaired and intoxicated drivers, 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 Stop-DWI Foundation, Inc., Schenectady, NY 12308 regarding the Stop-DWI Statewide Crackdown High Visibility Enforcement Grant in an amount not to exceed $30,000 for a 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. 510

AUTHORIZING AN AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC REGARDING WIRELESS COMMUNICATIONS OPERATIONS AT 28 JANSEN LANE IN THE TOWN OF BERNE

Introduced: 11/12/19
By Public Safety Committee:

WHEREAS, By Resolution No. 194 for 2015, as amended by Resolution No. 92 for 2019, this Honorable Body authorized an agreement with Mr. Jody Jansen for an easement and lease of property for the construction of a radio tower at 28 Jansen Lane in the Town of Berne for use by the Sheriff's Office 911 Dispatch Center, and

WHEREAS, The Albany County Sheriff has requested authorization to enter into a sublease agreement with New Cingular Wireless PCS, LLC regarding wireless communications operations at 28 Jansen Lane in the Town of Berne, and

WHEREAS, The Sheriff indicated that the proposed agreement shall be at an annual rent of $15,000 to be paid in equal monthly installments of $1,250 for the initial five-year term, followed by four five-year renewals options with a 7.5% price escalator for each subsequent term, subject to the authorization of the Albany County Legislature, now, therefore be it

RESOLVED, By the Albany County Legislature, that the County Executive is authorized to enter into a sublease agreement with New Cingular Wireless PCS, LLC, Atlanta, GA 30319 regarding the provision of wireless communications services at 28 Jansen Lane in the Town of Berne, in an amount not to exceed $15,000 annually to be paid in equal monthly installments of $1,250, and be it further

RESOLVED, That following the initial five-year term there shall be four additional options to renew for five-years, including a 7.5% price escalator for each successive term to be paid in monthly installments, subject to the authorization of the Albany County Legislature, 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. 511

AUTHORIZING AN AGREEMENT WITH THE ENERGY IMPROVEMENT CORPORATION RELATING TO LOCAL LAW NO. G FOR 2019, A LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM (OPEN C-PACE) IN THE COUNTY OF ALBANY

Introduced: 11/12/19
By Audit and Finance Committee:

WHEREAS, Pursuant to Resolution No. 246 for 2016, as amended by Resolution No. 244 for 2018, this Honorable Body authorized an agreement with Energy Improvement Corporation ("EIC") in connection with Local Law No. 5 for 2016, as amended by Local Law No. 2 for 2018 regarding the Sustainable Energy Loan Program, and

WHEREAS, EIC is a local development corporation duly formed under Section 1411 of the New York State Not-For-Profit Law for the purpose of promoting, facilitating, and financing energy audits and renewable energy system feasibility studies, energy efficiency improvements and alternative or renewable energy systems thereby promoting the public good by reducing greenhouse gas emissions, mitigating the effects of global climate change and lessening the burdens of government, and

WHEREAS, Changes as mandated by Article 5L of the New York State General Municipal Law in connection with the Sustainable Energy Loan Program allow for additional options for the financing of qualifying energy improvements, and

WHEREAS, EIC has recently transitioned to a new model to administer these changes in the program, known as Energize NY Open C-PACE, consistent with Local Law No. “G” for 2019, and

WHEREAS, The County Executive has requested authorization to enter into an agreement with EIC regarding the Sustainable Energy Loan Program (Open C-PACE), now, therefore, be it

RESOLVED That the County Executive is authorized to enter into an agreement with EIC regarding the Sustainable Energy Loan Program (Open C-PACE) regarding the administration for the new model of financing now allowed pursuant to state law and consistent with Local Law No. “G” for 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 Legislature is hereby directed to forward certified copies of said resolution to the appropriate County Officials.
RESOLUTION NO. 512
AMENDING THE 2019 SHERIFF’S OFFICE BUDGET: OVERTIME

Introduced: 11/12/19
By Audit and Finance Committee:

WHEREAS, The Albany County Sheriff has indicated that a transfer of funds within the 2019 Sheriff’s Office Budget is necessary to cover expenditures through the end of 2019, and

WHEREAS, The Sheriff has requested an amendment to the 2019 Sheriff’s Office Budget in order to transfer said funds, now, therefore be it

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

Decrease Appropriation Account A3110.1 by $351,000 by decreasing the following line items:
Decrease Line Item A3110 1 2050 Counsel to Sheriff by $25,000
Decrease Line Item A3110 1 4138 002 Deputy Sheriff by $20,000
Decrease Line Item A3110 1 4138 009 Deputy Sheriff by $35,000
Decrease Line Item A3110 1 4138 011 Deputy Sheriff by $30,000
Decrease Line Item A3110 1 4138 020 Deputy Sheriff by $15,000
Decrease Line Item A3110 1 4138 024 Deputy Sheriff by $10,000
Decrease Line Item A3110 1 4138 027 Deputy Sheriff by $15,000
Decrease Line Item A3110 1 4138 028 Deputy Sheriff by $15,000
Decrease Line Item A3110 1 4138 040 Deputy Sheriff by $15,000
Decrease Line Item A3110 1 4138 049 Deputy Sheriff by $8,000
Decrease Line Item A3110 1 4138 053 Deputy Sheriff by $20,000
Decrease Line Item A3110 1 4138 056 Deputy Sheriff by $19,000
Decrease Line Item A3110 1 4138 066 Deputy Sheriff by $20,000
Decrease Line Item A3110 1 4138 079 Deputy Sheriff by $15,000
Decrease Line Item A3110 1 4138 092 Deputy Sheriff by $7,500
Decrease Line Item A3110 1 4138R 001 Deputy Sheriff RTA by $32,000
Decrease Line Item A3110 1 9943 Paramedics PT by $35,000
Decrease Line Item A3110 1 9944 Emergency Medical Tech. PT by $10,000
Decrease Line Item A3110 1 9970 Temporary Help by $4,500

Decrease Appropriation Account A3110.4 by $58,000 by decreasing the following line items:
Decrease Line Item A3110 4 4035 Postage by $7,000
Decrease Line Item A3110 4 4039 Conferences Training Tuition by $2,000
Decrease Line Item A3110 4 4070 Equipment Repair and Rental by $25,000
Decrease Line Item A3110 4 4071 Property Repair and Rental by $10,000
Decrease Line Item A3110 4 4102 Gas and Oil by $9,000
Decrease Line Item A3110 4 4104 Natural Gas by $5,000

Increase Appropriation Account A3110.1 by $351,000 by increasing the following line items:
Increase Line Item A3110 1 9900 Overtime by $290,000
Increase Line Item A3110 1 9948 Shift Differential by $16,000
Increase Line Item A3110 1 9952 Compensatory Time Payout by $45,000

Increase Appropriation Account A3110.4 by $58,000 by increasing the following line items:
Increase Line Item A3110 4 4029 Automobile Parts/Supplies by $5,000
Increase Line Item A3110 4 4038 Travel Mileage Freight by $2,000
Increase Line Item A3110 4 4065 Photocopier Lease by $1,000
Increase Line Item A3110 4 4072 Vehicle Maintenance by $10,000
Increase Line Item A3110 4 4201 Uniforms and Clothing by $40,000

and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 513

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

Introduced: 11/12/19
By Audit and Finance Committee:

THE COUNTY LEGISLATURE OF THE COUNTY OF ALBANY, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The County of Albany, New York (the "County") is hereby authorized to undertake a capital project for the Albany County Sheriff's Office Public Safety Building located at 58 Verda Avenue in the Hamlet of Clarksville in the Town of New Scotland consisting of the reconstruction and renovation of the interior of the building to maximize space and upgrade the technology and electrical systems, including any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purposes, together with the preparation of planning, engineering and feasibility studies and review, as further described in the 2020 Capital Plan in the County's 2020-2024 Capital Program, as amended and supplemented (hereinafter referred to as the "Capital Program"). The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof (including costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed $1,500,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed $1,500,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $1,500,000 to pay the costs of the capital project.

The period of probable usefulness of the specific object or purpose herein authorized and for which $1,500,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00a.12(a)(1) of the New York Local Finance Law (the "Law"), is twenty-five (25) years.

Section 2. The County is hereby authorized to undertake a capital project at the Albany County Nursing Home consisting of the design, demolition, renovation, construction modifications, relocation, and installation of existing communications equipment as well as the purchase of additional communications equipment,
including any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purposes, together with the preparation of planning, engineering and feasibility studies and review, as further described in the 2020 Capital Plan in the County’s 2020-2024 Capital Program, as amended and supplemented (hereinafter referred to as the “Capital Program”). The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof (including the costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed $1,000,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed $1,000,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $1,000,000 to pay the costs of the capital project.

The period of probable usefulness of the specific object or purpose herein authorized and for which $1,000,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00(a)(12)(a)(1) of the New York Local Finance Law (the “Law”), is twenty-five (25) years.

Section 3. Serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in the aggregate principal amount not to exceed $2,500,000 to finance said appropriation are hereby authorized to be issued pursuant to the provisions of the Law.

Section 4. The following additional matters are hereby determined and stated:
(a) The facilities described in Sections 1 and 2 above are both class “A” buildings, as defined in Section 11.00(a)(11)(a) of the Law.
(b) Current funds are not required by the Law to be provided as a down payment prior to the issuance of the serial bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof in accordance with Section 107.00 of the Law.
(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 5. The serial bonds authorized by this resolution and any notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation of rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.
Section 6. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 50.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 21.00, Section 23.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 63.00 and Section 164.00 of the Law, the powers and duties of the County Legislature pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 7. The County Comptroller is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as "qualified tax exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

Section 8. The County Comptroller is further authorized to enter into a continuing disclosure undertaking with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

Section 9. Pursuant to Article 8 of the Environmental Conservation Law, Chapter 48-B of the Consolidated Laws of New York, as amended (the "SEQR Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations" and collectively with the SEQR Act, "SEQRA"), the County must satisfy the requirements contained in SEQRA prior to making a final determination whether to proceed with the above referenced projects.

(a) Based upon an examination of the project and a memorandum from the Albany County Department of Economic Development, Conservation and Planning, the County hereby makes the following determination: The capital project authorized by this resolution described in Section 1 constitutes a "Type II action" pursuant to 6 NYCRR 617.5(c)(1), (2) and (31), and therefore, pursuant to 6 NYCRR 617.6(a)(1)(i), the County has no further responsibilities under SEQRA with respect to the project.

(b) By separate resolution, the County has complied with the provisions of SEQRA with respect to the capital project authorized by this resolution described in Section 2 by issuing a negative declaration determining that the capital project described in this resolution will not have a significant effect on the environment.
Section 10. The County may initially use funds from the General Fund or such other funds that may be available to pay the cost of the specific objects or purposes authorized by this resolution, pursuant to Section 165.10 of the Law. The County then reasonably expects to reimburse such expenditure with the proceeds of the bonds or bond anticipation notes authorized by Section 3 of this resolution. This resolution shall constitute the declaration of the County’s “official intent” to reimburse the expenditures authorized by Sections 1 and 2 hereof with the proceeds of the bonds and notes authorized herein, as required by United States Treasury Regulation Section 1.150-2.

Section 11. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:
(a) (1) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
       (2) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,
       and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
(b) such obligations are authorized in violation of the provisions of the constitution.

Section 12. This bond resolution shall take effect immediately and the Clerk of the County Legislature is hereby authorized and directed to publish the foregoing resolution in full, together with a notice attached in substantially the form as prescribed in Section 81.00 of the Law, in the newspaper(s) designated as the official newspaper(s) of the County for such publication.
RESOLUTION NO. 514

AMENDING RESOLUTION NO. 408 FOR 2019 REGARDING AMENDMENTS TO THE 2019 BOARD OF ELECTIONS BUDGET

Introduced: 11/12/19
By Audit and Finance Committee:

WHEREAS, By Resolution No 408 for 2019, this Honorable Body authorized agreements with Know Ink, LLC and Verizon Wireless regarding the purchase of software and hardware necessary to electronic poll books for the Albany County Board of Elections and to implement early voting throughout Albany County, and the acceptance of grant funding in the amount of $255,598 regarding the Electronic Poll Books Capital Grant, and

WHEREAS, The Commissioners of the Albany County Board of Elections have indicated that additional funding is available in the amount of $191,444 under the aid-to-localities grant for the reimbursement of costs associated with the implementation of early voting, and

WHEREAS, The Commissioners have requested authorization to submit a grant application and to enter into an agreement with the New York State Board of Elections in the amount of $191,444 for a term commencing April 12, 2019 and ending December 31, 2020 regarding the available aid-to-localities Grant for the reimbursement of costs related to implementation of early voting, and

WHEREAS, The Commissioners have also requested a budget amendment in order to accept and allocate said funding in a total amount not to exceed $447,042, now, therefore be it

RESOLVED, By the Albany County Legislature, that the County Executive is authorized to submit a grant application to and enter into an agreement with the New York State Board of Elections in the amount of $191,444 for a term commencing April 12, 2019 and ending December 31, 2020 regarding the Electronic Poll Books Capital Grant, and, be it further

RESOLVED, That the 2019 Board of Elections budget is hereby amended as follows:

Increase Revenue Account A3023 Electronic Poll Books Capital Grant Project by $447,042

Increase Appropriation Account A1450.2 by $409,628 by increase line item 1450 2 2050 Computer Equipment by $409,628
Increase Appropriation Account A1450.4 by $37,414 by increase line item 1450 4 4046 Fees for Services by $37,414

and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreements and 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. 515

AUTHORIZING AN AGREEMENT WITH ALBANY MEDICAL CENTER HOSPITAL REGARDING THE COMMUNITY HEALTH WORKER CHRONIC DISEASE INITIATIVE AND AMENDING THE 2019 DEPARTMENT OF HEALTH BUDGET

Introduced: 11/12/19
By Audit and Finance Committee:

WHEREAS, The Commissioner of the Albany County Department of Health has requested authorization to enter into an agreement with Albany Medical Center Hospital regarding the Community Health Worker Chronic Disease Initiative in the amount of $340,961 for the term commencing April 1, 2019 and ending September 30, 2020, and

WHEREAS, The Commissioner indicated that the funding from Albany Medical Center Hospital will be used to conduct outreach to link individuals at risk for high blood pressure, diabetes, and asthma to clinical and community resources, assist in the coordination of care, provide individualized health education and support for eligible patients, and conduct in-home assessment and education to individuals and families living with asthma, and

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

RESOLVED, By the Albany County Legislature, that the County Executive is hereby authorized to enter into an agreement with Albany Medical Center Hospital, Albany, NY 12208 regarding the Community Health Worker Chronic Disease Initiative in an amount not to exceed $340,961 for the term commencing April 1, 2019 and ending September 30, 2020, and, be it further

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

Increase Revenue Account A3492 BHNYY Grant by $192,078

Increase Appropriations Account A4010.4 by $192,078 by increasing the following line items:
Increase Line Item A4010 4 4020 Office Supplies by $11,304
Increase Line Item A4010 4 4038 Travel Mileage Freight by $1,957
Increase Line Item A4010 4 4039 Conferences Training Tuition by $476
Increase Line Item A4010 4 4042 Printing and Advertising by $2,200
Increase Line Item A4010 4 4046 Fees for Services by $176,141

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. 516

AMENDING THE 2019 DEPARTMENT OF MENTAL HEALTH BUDGET: OVERTIME

Introduced: 11/12/19
By Audit and Finance Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has indicated that the upcoming holidays are projected to deplete the Department's overtime budget, and

WHEREAS, The Director has requested authorization to amend the 2019 Department of Mental Health Budget to transfer funding from a vacant Staff Social Worker line into the Department's overtime account to ensure the availability of adequate overtime funding for the remainder of 2019, now, therefore be it

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

Decrease Appropriation Account A4310.1 by $10,000 by decreasing Line Item A4310 1 2205 024 Staff Social Worker by $10,000 for fiscal year 2019 with an annual salary of $19,537

Increase Appropriation Account A4310.1 by $10,000 by increasing Line Item A4310 1 9900 Overtime by $10,000

and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 517

BOND RESOLUTION OF THE COUNTY OF ALBANY, NEW YORK, AUTHORIZING THE UNDERTAKING OF VARIOUS CAPITAL PROJECTS FOR THE TIMES UNION CENTER, STATING THE ESTIMATED MAXIMUM COST THEREOF IS $6,566,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF $6,566,000 OF SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION

Introduced: 11/12/19
By Audit and Finance Committee:

THE COUNTY LEGISLATURE OF THE COUNTY OF ALBANY, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The County of Albany, New York (the “County”) is hereby authorized to undertake various capital projects at the Times Union Center (the “Center”), in the City of Albany, New York, consisting of renovation of the locker rooms, including replacement of existing equipment, replacement of the low roof, upgrades and replacement of the Quad stairs and Atrium door, replacement of flooring in the main arena and kitchen, and replacement of the loading dock, together with any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purposes, together with the preparation of planning, engineering, and feasibility studies and review, as further described in the 2020 Capital Plan in the County’s 2020-2024 Capital Program, as amended and supplemented (hereinafter referred to as the “Capital Program”). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof (including the costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed $1,908,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed $1,908,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $1,908,000 to pay the costs of the capital projects.

The period of probable usefulness of the class of objects or purposes herein authorized and for which $1,908,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00(a)(35) of the New York Local Finance Law (the “Law”), is five (5) years.

Section 2. The County is hereby authorized to undertake various capital projects at the Center, consisting of the replacement of upper level seating and the design and installation of a new main arena sound system, including any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purposes, together with the preparation of planning,
engineering and feasibility studies and review, as further described in the 2020 Capital Plan in the County's Capital Program. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof (including the costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed $1,602,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed $1,602,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $1,602,000 to pay the costs of the capital projects.

The period of probable usefulness of the class of objects or purposes herein authorized and for which $1,602,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00(a)(32) of the Law, is five (5) years.

Section 3. The County is hereby authorized to undertake various capital projects at the Center, consisting of the partial reconstruction of the heating system, including replacement of the Comfort Chiller, BMS Control, and Concourse heat/fan coil and lighting upgrades, including the installation of energy efficient lightbulbs, upgrades to the switchgear for additional power, replacement of transformers, installation of new LED Fascia lighting; together with any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purposes, together with the preparation of planning, engineering and feasibility studies and review, as further described in the 2020 Capital Plan in the County's Capital Program. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof (including the costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed $3,056,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed $3,056,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $3,056,000 to pay the costs of the projects.

The period of probable usefulness of the class of objects or purposes herein authorized and for which $3,056,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00(a)(13) of the Law, is at least ten (10) years.

Section 4. Serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in the aggregate principal amount not to exceed $6,566,000 to finance said appropriations are hereby authorized to be issued pursuant to the provisions of the Law.

Section 5. The following additional matters are hereby determined and stated:
(a) The facility described above is a class “A” building, as defined in Section 11.00(a)(11)(a) of the Law.

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

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

Section 6. The serial bonds authorized by this resolution and any notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation of rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 21.00, Section 23.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 63.00 and Section 164.00 of the Law, the powers and duties of the County Legislature pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 8. The County Comptroller is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”) and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as “qualified tax exempt bonds” in accordance with Section 265(b)(3)(B)(i) of the Code.

Section 9. The County Comptroller is further authorized to enter into a continuing disclosure undertaking with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in
compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

Section 10. Pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the “SEQR Act”) and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the “Regulations” and collectively with the SEQR Act, “SEQRA”), the County must satisfy the requirements contained in SEQRA prior to making a final determination whether to proceed with the above referenced projects. Based upon an examination of the projects and memoranda from the Albany County Department of Economic Development, Conservation and Planning, the County hereby makes the following determination: The projects authorized by this resolution described in Sections 1, 2, and 3 constitute a “Type II action” pursuant to 6 NYCRR 617.5(c)(1), (2) and (31), and therefore, pursuant to 6 NYCRR 617.6(a)(1)(i), the County has no further responsibilities under SEQRA with respect to the projects.

Section 11. The County may initially use funds from the General Fund or such other funds that may be available to pay the cost of the specific objects or purposes authorized by this resolution, pursuant to Section 165.10 of the Law. The County then reasonably expects to reimburse such expenditure with the proceeds of the bonds or bond anticipation notes authorized by Section 4 of this resolution. This resolution shall constitute the declaration of the County’s “official intent” to reimburse the expenditures authorized by Sections 1, 2, and 3 hereof with the proceeds of the bonds and notes authorized herein, as required by United States Treasury Regulation Section 1.150-2.

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

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

(2) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(b) such obligations are authorized in violation of the provisions of the constitution.

Section 13. This bond resolution shall take effect immediately and the Clerk of the County Legislature is hereby authorized and directed to publish the foregoing resolution in full, together with a notice attached in substantially the form as prescribed in Section 81.00 of the Law, in the newspaper(s) designated as the official newspaper(s) of the County for such publication.
RESOLUTION NO. 518

BOND RESOLUTION OF THE COUNTY OF ALBANY, NEW YORK, AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS FOR THE DEPARTMENT OF GENERAL SERVICES, STATING THE ESTIMATED MAXIMUM COST THEREOF IS $5,875,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF $5,875,000 OF SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION

Introduction: 11/12/19
By Audit and Finance Committee:

THE COUNTY LEGISLATURE OF THE COUNTY OF ALBANY, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The County of Albany, New York (the “County”) is hereby authorized to undertake various County facility improvement projects located in Albany County, New York. The improvement projects consist of various upgrades and improvements in various buildings, which shall include HVAC modifications, construction fit-up costs (retrofit/office buildout), moving expenses and the installations of energy management systems at various facilities, including any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purposes, together with the preparation of planning, engineering and feasibility studies and review, as further described in the 2020 Capital Plan in the County’s 2020-2024 Capital Program, as amended and supplemented (hereinafter referred to as the “Capital Program”). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof (including the costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed $1,000,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed $1,000,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $1,000,000 to pay the costs of the capital projects.

The period of probable usefulness of the classes of objects or purposes herein authorized and for which $1,000,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00(a)(35) of the New York Local Finance Law (the “Law”) is at least five (5) years.

Section 2. The County is hereby authorized to undertake a capital project consisting of energy systems upgrades to various County facilities, including any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purposes, together with the preparation of planning, engineering and feasibility studies and review, as further described in the 2020 Capital Plan in the Capital Program. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto
and the financing thereof (including the costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed $525,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed $525,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $525,000 to pay the cost of the capital project.

The period of probable usefulness of the class of objects or purposes herein authorized and for which $525,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00(a)(13) of the Law, is at least five (5) years.

Section 3. The County is hereby authorized to undertake structural and engineering evaluations of various County owned facilities in Albany, New York, together with any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purpose, together with the preparation of planning, engineering and feasibility studies and review as further described in the 2020 Capital Plan in the Capital Program. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof (including the costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed $350,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed $350,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $350,000 to pay the costs of the capital project.

The period of probable usefulness of the specific object or purpose herein authorized and for which $350,000 of said serial bonds are herein authorized to be issued, within the limitations Section 11.00(a)(62) of the New York Local Finance Law (the “Law”), is five (5) years.

Section 4. The County is hereby authorized to undertake various County facility improvement projects located in Albany County, New York, including buildings located at 175 Green Street and 240, 250 and 260 South Pearl Street and various County owned properties prior to the relocation of various departments. The projects consist of the reconstruction and various upgrades and improvements of the facilities, which shall include mechanicals, HVAC, chillers, electrical, roofs, and generators and energy management systems, including any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purposes, together with the preparation of planning, engineering and feasibility studies and review, as further described in the 2020 Capital Plan in the Capital Program. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof (including the costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed $3,000,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not
to exceed $3,000,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $3,000,000 to pay the cost of the capital project.

The period of probable usefulness of the class of objects or purposes herein authorized and for which $3,000,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00(a)(12)(a) of the Law, is at least fifteen (15) years.

**Section 5.** The County is hereby authorized to undertake a capital project consisting of the renovation and reconstruction of 112 State Street, including any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purposes, together with the preparation of planning, engineering and feasibility studies and review, as further described in the 2020 Capital Plan in the Capital Program. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof (including the costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed $750,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed $750,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $750,000 to pay the cost of the capital project.

The period of probable usefulness of the class of objects or purposes herein authorized and for which $750,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00(a)(12)(a)(1) of the Law, is twenty-five (25) years.

**Section 6.** The County is hereby authorized to acquire fleet motor pool vehicles and various other equipment, as further described in the 2020 Capital Plan in the Capital Program. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof (including the costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed $250,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed $250,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $250,000 to pay the costs of the capital project.

The period of probable usefulness of the specific object or purpose herein authorized and for which $250,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00(a)(77) of the Law, is three (3) years.

**Section 7.** Serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in the aggregate principal amount not to exceed
$5,875,000 to finance said appropriations are hereby authorized to be issued pursuant to the provisions of the Law.

Section 8. The following additional matters are hereby determined and stated:
   (a) Certain facilities described in Sections 1, 2, 3, and 4 above are class “A” or “B” buildings, as defined in Section 11.00(a)(11)(a) of the Law.
   (b) The facility described in Section 5 above is a class “A” building, as defined in Section 11.00(a)(11)(a) of the Law.
   (c) Current funds are not required by the Law to be provided as a down payment prior to the issuance of the serial bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof in accordance with Section 107.00 of the Law.
   (d) The proposed maturity of a portion of the bonds authorized by this resolution will exceed five (5) years.

Section 9. The serial bonds authorized by this resolution and any notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation of rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 10. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 21.00, Section 23.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 63.00 and Section 164.00 of the Law, the powers and duties of the County Legislature pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 11. The County Comptroller is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”) and to designate the bonds authorized by this resolution and any notes issued
in anticipation thereof, if applicable, as “qualified tax-exempt bonds” in accordance with Section 265(b)(3)(B)(i) of the Code.

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

Section 13. Pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the “SEQR Act”) and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the “Regulations” and collectively with the SEQR Act, “SEQRA”), the County must satisfy the requirements contained in SEQRA prior to making a final determination whether to proceed with the above referenced projects.

(a) Based upon an examination of the projects and memoranda from the Albany County Department of Economic Development, Conservation and Planning, the County hereby makes the following determination: The projects authorized by this resolution described in Sections 1, 2, 4, 5, and 6 constitute a “Type II action” pursuant to 6 NYCRR 617.5(c)(1), (2), and (31), and therefore, pursuant to 6 NYCRR 617.6(a)(1)(i), the County has no further responsibilities under SEQRA with respect to the projects.

(b) Based upon an examination of the project and a memorandum from the Albany County Department of Economic Development, Conservation and Planning, the County hereby makes the following determination: The project authorized by this resolution described in Section 3 constitutes a “Type II action” pursuant to 6 NYCRR 617.5(c)(24) and (27), and therefore, pursuant to 6 NYCRR 617.6(a)(1)(i), the County has no further responsibilities under SEQRA with respect to the project.

Section 14. The County may initially use funds from the General Fund or such other funds that may be available to pay the cost of the specific objects or purposes authorized by this resolution, pursuant to Section 165.10 of the Law. The County then reasonably expects to reimburse such expenditure with the proceeds of the bonds or bond anticipation notes authorized by Section 7 of this resolution. This resolution shall constitute the declaration of the County’s “official intent” to reimburse the expenditures authorized by Sections 1, 2, 3, 4, 5, and 6 hereof with the proceeds of the bonds and notes authorized herein, as required by United States Treasury Regulation Section 1.150-2.

Section 15. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) (1) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
(2) the provisions of law which should be complied with at the
date of the publication of such resolution are not substantially complied with,
and an action, suit or proceeding contesting such validity is commenced within
twenty days after the date of such publication, or
(b) such obligations are authorized in violation of the provisions of
the constitution.

Section 16. This bond resolution shall take effect immediately and the Clerk
of the County Legislature is hereby authorized and directed to publish the foregoing
resolution in full, together with a notice attached in substantially the form as
prescribed in Section 81.00 of the Law, in the newspaper(s) designated as the official
newspaper(s) of the County for such publication.
RESOLUTION NO. 519

BOND RESOLUTION OF THE COUNTY OF ALBANY, NEW YORK, AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS FOR THE DEPARTMENT OF PUBLIC WORKS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS $3,920,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF $3,920,000 OF SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION

Introduced: 11/12/19
By Audit and Finance Committee:

THE COUNTY LEGISLATURE OF THE COUNTY OF ALBANY, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The County of Albany, New York (the "County") is hereby authorized to construct and reconstruct various roads in Albany County, New York, together with any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purposes, together with the preparation of planning, engineering and feasibility studies and review, as further described in the 2020 Capital Plan in the County's 2020-2024 Capital Program, as amended and supplemented (hereinafter referred to as the "Capital Program"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof (including costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed $950,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed $950,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $950,000 to pay the cost of the capital projects.

The period of probable usefulness of the class of objects or purposes herein authorized and for which $950,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00(a)(20)(b) or (c) of the New York Local Finance Law (the "Law"), is at least ten (10) years.

Section 2. The County is hereby authorized to construct and reconstruct various bridges in Albany County, New York, together with any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purposes, together with the preparation of planning, engineering and feasibility studies and review, as further described in the 2020 Capital Plan in the County's Capital Program. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof (including costs relating to the issuance of the obligations authorized by this
resolution), is an amount not to exceed $1,282,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed $1,282,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $1,282,000 to pay the cost of the capital projects.

The period of probable usefulness of the class of objects or purposes herein authorized and for which $1,282,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00(a)(10) of the Law, is twenty (20) years.

Section 3. The County is hereby authorized to acquire heavy duty trucks and various other equipment, as further described in the 2020 Capital Plan in the County's Capital Program. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof (including costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed $1,255,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed $1,255,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $1,255,000.

The periods of probable usefulness of the class of objects or purposes herein authorized and for which $1,255,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00(a)(28) of the Law, are described as follows: (a) for equipment having a cost in excess of $30,000, fifteen (15) years and (b) for equipment having a cost in excess of $15,000, but less than or equal to $30,000, ten (10) years.

Section 4. The County is hereby authorized to construct and reconstruct Watervliet-Shaker Road in Albany County, New York, together with any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purposes, together with the preparation of planning, engineering and feasibility studies and review, as further described in the 2020 Capital Plan in the County's Capital Program. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof (including costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed $433,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of an amount not to exceed $433,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to pay the cost thereof, but in no event in excess of $433,000 to pay the cost of the capital project.

The period of probable usefulness of the class of objects or purposes herein authorized and for which $433,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00(a)(62) of the Law, is five (5) years.
Section 5. Serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in the aggregate principal amount not to exceed $3,920,000 to finance said appropriations are hereby authorized to be issued pursuant to the provisions of the Law.

Section 6. The following additional matters are hereby determined and stated:
(a) Current funds are not required by the Law to be provided as a down payment prior to the issuance of the serial bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof in accordance with Section 107.00 of the Law.
(b) The proposed maturity of a portion of the bonds authorized by this resolution will exceed five (5) years.

Section 7. The serial bonds authorized by this resolution and any notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation of rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 8. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 21.00, Section 23.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 63.00 and Section 164.00 of the Law, the powers and duties of the County Legislature pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 9. The County Comptroller is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”) and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as “qualified tax exempt bonds” in accordance with Section 265(b)(3)(B)(i) of the Code.
Section 10. The County Comptroller is further authorized to enter into a continuing disclosure undertaking with the initial purchaser of the bonds or notes authorized by this resolution; containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

Section 11. Pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the “SEQR Act”) and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the “Regulations” and collectively with the SEQR Act, “SEQRA”); the County must satisfy the requirements contained in SEQRA prior to making a final determination whether to proceed with the above referenced projects.

(a) Based upon an examination of the projects and memoranda from the Albany County Department of Economic Development, Conservation and Planning, the County hereby makes the following determination: The various road projects authorized by this resolution described in Section 1 constitute a “Type II action” pursuant to 6 NYCRR 617.5(c)(5), and therefore that, pursuant to 6 NYCRR 617.6(a)(1)(i), the County has no further responsibilities under SEQRA with respect to those projects.

(b) Based upon an examination of the projects and memoranda from the Albany County Department of Economic Development, Conservation and Planning, the County hereby makes the following determination: The projects authorized by this resolution described in Section 2 constitute a “Type II action” pursuant to 6 NYCRR 617.5(c)(2), and therefore, pursuant to 6 NYCRR 617.6(a)(1)(i), the County has no further responsibilities under SEQRA with respect to those projects.

(c) Based upon an examination of the project and a memorandum from the Albany County Department of Economic Development, Conservation and Planning, the County hereby makes the following determination: The project authorized by this resolution described in Section 3 constitutes a “Type II action” pursuant to 6 NYCRR 617.5(c)(31), and therefore, pursuant to 6 NYCRR 617.6(a)(1)(i), the County has no further responsibilities under SEQRA with respect to that project.

(d) Based upon an examination of the project and a memorandum from the Albany County Department of Economic Development, Conservation and Planning, the County hereby makes the following determination: The project authorized by this resolution described in Section 4 constitutes a “Type II action” pursuant to 6 NYCRR 617.5(c)(24) and (27), and therefore, pursuant to 6 NYCRR 617.6(a)(1)(i), the County has no further responsibilities under SEQRA with respect to that project.

Section 12. The County may initially use funds from the General Fund or such other funds that may be available to pay the cost of the specific objects or purposes authorized by this resolution, pursuant to Section 165.10 of the Law. The County then reasonably expects to reimburse such expenditure with the proceeds of the bonds or bond anticipation notes authorized by Section 5 of this resolution. This resolution
shall constitute the declaration of the County's "official intent" to reimburse the expenditures authorized by Sections 1, 2, 3, and 4 hereof with the proceeds of the bonds and notes authorized herein, as required by United States Treasury Regulation Section 1.150-2.

Section 13. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:
(a) (1) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
(2) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,
and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
(b) such obligations are authorized in violation of the provisions of the constitution.

Section 14. This bond resolution shall take effect immediately and the Clerk of the County Legislature is hereby authorized and directed to publish the foregoing resolution in full, together with a notice attached in substantially the form as prescribed in Section 81.00 of the Law, in the newspaper(s) designated as the official newspaper(s) of the County for such publication.
RESOLUTION NO. 520

AUTHORIZING THE REFUND OF REAL PROPERTY TAXES IN THE CITY OF ALBANY

Introduced: 11/12/19
By Audit and Finance Committee:

WHEREAS, This Legislative Body has received notice from the Director of the Real Property Tax Service Agency of 6 parcels of real property eligible for refunds of real property taxes, and

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

RESOLVED, By the Albany County Legislature that the listed Tax Roll for the City of Albany be corrected and refunds be made with respect to the following parcels of real property:

<table>
<thead>
<tr>
<th>APPLICANT</th>
<th>DESCRIPTION OF REAL PROPERTY AS SHOWN ON TAX ROLL OR BILL</th>
<th>AMOUNTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Maggie Alix</td>
<td>274 Orange Street</td>
<td>$1,587.61</td>
</tr>
<tr>
<td>Director Real Property Tax</td>
<td>Tax Map No. 65.73-2-45</td>
<td></td>
</tr>
<tr>
<td>Services</td>
<td>2019 Collection</td>
<td></td>
</tr>
<tr>
<td>Maggie Alix</td>
<td>276 Orange Street</td>
<td>$1,587.61</td>
</tr>
<tr>
<td>Director Real Property Tax</td>
<td>Tax Map No. 65.73-2-44</td>
<td></td>
</tr>
<tr>
<td>Services</td>
<td>2019 Collection</td>
<td></td>
</tr>
<tr>
<td>Maggie Alix</td>
<td>278 Orange Street</td>
<td>$1,587.61</td>
</tr>
<tr>
<td>Director Real Property Tax</td>
<td>Tax Map No. 65.73-2-43</td>
<td></td>
</tr>
<tr>
<td>Services</td>
<td>2019 Collection</td>
<td></td>
</tr>
<tr>
<td>Maggie Alix</td>
<td>130 Lark Street</td>
<td>$1,731.94</td>
</tr>
<tr>
<td>Director Real Property Tax</td>
<td>Tax Map No. 65.72-4-48</td>
<td></td>
</tr>
<tr>
<td>Services</td>
<td>2019 Collection</td>
<td></td>
</tr>
</tbody>
</table>
and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.
RESOLUTION NO. 521

PUBLIC HEARING REGARDING A MICROENTERPRISE COMMUNITY DEVELOPMENT BLOCK GRANT

Introduced: 11/12/19
By Audit and Finance Committee:

WHEREAS, By Resolution No. 57 for 2016, this Honorable Body authorized an agreement with New York State Division of Housing and Community Renewal regarding the administration of the New York State Community Development Block Grant in an amount not to exceed $200,000 for the purpose of creating an Albany County Microenterprise Fund Program, and

WHEREAS, The New York State Community Development Block Grant Program funds provide small communities and counties in New York State with a great opportunity to undertake activities that focus on community development needs such as creating or expanding job opportunities, providing safe affordable housing, and/or addressing local public infrastructure and public facilities issues, and

WHEREAS, The Albany County Legislature has always sought public input regarding issues that have an impact on the residents and businesses of Albany County and since the opinion of the people of the County is pertinent regarding the effectiveness and administration of this program, this Honorable Body has determined that a public hearing would be appropriate, now, therefore be it

RESOLVED, By the Albany County Legislature that a public hearing pertaining to the use of the Community Development Block Grant funding from New York State Division of Housing and Community Renewal for program years 2015-2019 regarding the Albany County Microenterprise Fund 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, November 19, 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. 522

REAPPOINTMENT OF A DIRECTOR TO THE ALBANY COUNTY BUSINESS DEVELOPMENT CORPORATION

Introduced: 11/12/2019
By Mr. Feeney:

WHEREAS, The term of the appointment of Allen F. Maikels to the Albany County Business Development Corporation is set to expire on December 31, 2019, and

WHEREAS, According to the By-Laws of the Albany County Business Development Corporation, three directors shall be appointed by the Albany County Legislature, of which, one each shall be recommended by the Majority Party and one shall be recommended by the Minority Party to serve terms of three years, and one by the Legislature which shall serve a two-year term, and

WHEREAS, The Majority Leader has recommended the reappointment of Allen F. Maikels, an active and contributing member of the Albany County Business Development Corporation who has expressed a willingness to continue service as a Director for a three year term, now, therefore be it

RESOLVED, By the Albany County Legislature that Allen F. Maikels is appointed to serve as a Director of the Albany County Business Development Corporation for a term commencing January 1, 2020 and expiring December 31, 2022, 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. 523

AMENDING THE RULES AND REGULATIONS FOR ALBANY COUNTY EMPLOYEES REGARDING THE HIRING OF RELATIVES

Introduced: 11/12/19
By Mr. Touchette:

WHEREAS, By Resolution No. 136-b for 1999, this Honorable Body adopted employee rules and regulations which are applicable to all non-union employees of Albany County, and

WHEREAS, there is nothing contained therein which would prohibit an officer or employee of Albany County from participating in the employment decision of a relative, and

WHEREAS, the citizens of Albany County deserve such a provision to prevent nepotism from occurring in the public sector where public money is being used to pay salaries and fringe benefits, now, therefore be it

RESOLVED, By the Albany County Legislature that the Albany County Employee Rules and Regulations, adopted pursuant to Resolution No. 136-b for 1999, as amended, are hereby amended to read as follows:

“Article I: Definitions shall be amended to include the following:

N. Relative. An employee’s relative shall mean any person living in the same household as the employee and the employee’s father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother, or half-sister.”

Article XV: Policy Directives shall be amended to include the following:

“I. Nepotism

No County employee, either individually or as a member of a board, may participate in any decision specifically to appoint, hire, promote, discipline or discharge a relative for any position at, for or within the County or a County Board.” and, be it further

RESOLVED, That all employees hired, promoted, disciplined or discharged from any position after the date this Resolution becomes effective will be subject to
this provision, but under no circumstances should it be read to mean any hiring, promotion, discipline or discharge from any position that has occurred prior to the effective date should be affected by this Resolution.

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this Resolution to the appropriate County Officials.
RESOLUTION NO. 524

AUTHORIZING THE SETTLEMENT OF A LAWSUIT

Introduced: 11/12/19
By Law Committee:

WHEREAS, The County Attorney’s Office has been involved in ongoing litigation with an individual plaintiff (hereinafter the “Plaintiff”) in relation to a case currently captioned at O’Sullivan v. County of Albany, et al., and

WHEREAS, The County Attorney has indicated that the Plaintiff in the above referenced action is interested in settling the litigation in a mutually agreeable manner, and

WHEREAS, The County Attorney has undertaken negotiations with the Plaintiff and has proposed a settlement agreement, and

WHEREAS, The County Attorney has recommended that the County of Albany settle this matter for a total of $225,000 in full and final satisfaction of any and all claims arising from or relating to the Plaintiff’s action, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute any necessary documentation to effectuate the settlement of the above-referenced litigation for the total sum of $225,000, and, be it further

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

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

Introduced: 02/28/19
By Ms. Cunningham, Messrs. Reinhardt, Mss. Lekakis and Plotsky, Messrs. Dawson and Fein, Ms. McLean Lane, Messrs. Joyce, Higgins, O’Brien, Bullock and Mayo:

BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ALBANY, as follows:

Section 1. Title.

This Local Law shall be known as the “The Albany County Reusable Shopping Bag Incentive Act”

Section 2. Legislative Purpose and Findings.

The Albany County Legislature hereby finds and determines that it is imperative that the use and reliance on single-use plastic shopping bags must be reduced, and ultimately, eliminated. Further, the data and evidence supporting the massive proliferation of single-use plastic bags in Albany County, the State of New York and in our nation is troubling and the future of our planet depends on legislative bodies such as the Albany County Legislature taking proactive steps to mitigate and eliminate the unnecessary usage of single-use plastic bags in Albany County.

Environmental Impact: The Environmental Protection Agency’s data indicates that between 500 billion and 1 trillion plastic bags are consumed worldwide each year. The United States is purportedly responsible for using approximately 100-260 million plastic bags annually. To manufacture 100 billion plastic bags, 12 million barrels of oil is required. The production and disposal of single-use plastic bags has significant environmental consequences and impacts including the contamination of the environment, the depletion of natural resources, the use of non-renewable polluting fossil fuels and increased clean up and disposal costs and challenges.

It is now believed that there are 5.25 trillion pieces of plastic debris in the ocean. Of that mass, 269,000 tons float on the surface, while some four billion plastic microfibers per square kilometer litter the deep sea. Ocean debris, which predominantly consists of plastic pollution, has dire consequences for ocean mammals and birds, which commonly mistake plastic bags for food. Plastic bags have been found in the intestines and stomachs of marine life, and one in three leatherback sea
turtles have been found with plastic in their stomachs. Plastic ocean debris is responsible for killing an estimated 1,000,000 seabirds and 100,000 ocean mammals each year. At least 267 different species have been negatively affected by plastic pollution, including plastic bags.

Over-reliance on plastic: The average American family takes home almost 1,500 single-use plastic bags each year, and a single-use plastic bag is used for an average of 12 minutes. Other data suggests that an average family accumulates 60 plastic bags in only four trips to the grocery store. The average American recycles one plastic bag out of every 200 used.

The Albany County Legislature applauds Governor Cuomo and the New York State for their inclusion in the 2019 New York State Budget of the “New York State Bag Waste Reduction Act” and further intends to take steps to institute a paper bag fee to ensure that bag waste is further reduced. The Albany County Legislature is concerned that without the imposition of a fee, along with the creation and implementation of aggressive efforts to educate consumers to change behavior to begin using reusable bags, Albany County will experience a new environmental problem that results from the overuse of paper bags. This will yield to increased landfill use for the increase in paper bag usage, prices in local grocery and convenience stores increasing due to the increased costs associated with a move from plastic to paper bags and other potential unintended negative consequences.

Section 3. Definitions

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

(a) “Covered Store” shall mean an establishment engaged in the retail sale of personal, consumer, household items including but not limited to: drug stores, pharmacies, grocery stores, supermarkets, convenience stores, foodmarts, gas stations, hardware and home improvement stores, stationary and office supply stores and food service establishments that provide carryout bags to consumers. Covered stores also include all apparel, clothing and shoe stores, including those in malls.

(b) “Customer” shall mean any person obtaining goods from a covered store.

(c) “Person” shall mean any natural person, firm, corporation, partnership or organization or group, however organized”.

(d) “Paper Carryout Bag” shall have the same meaning as set forth in Title 27, Section 27-2801 of the New York State Environmental Conservation Law.

(e) “Retail Sales” shall mean the transfer to a customer of goods in exchange for payment occurring in retail stores, sidewalk sale, farmers’ markets, flea markets and restaurants. The term “retail sales” does not include sales of goods at yard sales, tag sales, or other sales by residents at their homes.
(f) “Reusable Bag” shall have the same meaning as set forth in Title 27, Section 27-2801 of the New York State Environmental Conservation Law.

(g) “Paper Carryout Reduction Fee” shall have the same meaning as set forth in Title 27-2805 of the New York State Environmental Conservation Law.

Section 4 Imposition of Fees for Use of Paper Bags

(a) In accordance with Section 27-2805 of the New York State Environmental Conservation Law, Albany County establishments subject to the ban on Plastic Carryout Bags set forth in Section 27-2803 of the New York State Environmental Conservation Law shall charge customers a Paper Carryout Reduction Fee of $.05 for each Paper Carryout Bag the Establishment provides to customers. On the effective date, all covered stores shall indicate on the customer receipt the number of Paper Carryout Bags that are provided to customers and the fee at which they were charged for the use of such bag.

(b) Exempt individuals that shall not pay the $.05 fee include any customers identified in Section 27-2805 Subsection 3 of the New York State Environmental Conservation Law.

(c) The $.05 fee shall be reported and paid to the New York State Commissioner of Taxation and Finance per the requirements identified in Section 27-2805 Subsection 4 of the New York State Environmental Conservation Law.

Section 5 Distribution of Fees and Transparency of Fee Collection

(a) Per Section 27-2805 of the New York Environmental Conservation Law, forty percent of the fee shall be provided to Albany County for the purpose of purchasing reusable bags for Albany County residents, particularly those of low-income or limited means.

(b) The Albany County Comptroller, upon receipt of these funds, will provide these funds to the Albany County Department charged with implementing this local law, for purposes of offsetting costs for purchasing reusable bags for Albany County residents, as well as to provide funds to offset expenses for programs, advertising and other initiatives identified in the Model Consumer Education Program (Section 8a of this local law).

Section 6. Responsibilities and Obligations of Covered Stores.

(a) All covered stores shall post signs at or near the point of sale located in such Covered Stores to notify customers of the provisions of this Local Law. Covered stores shall also indicate in signage that recyclable paper bags will be available for a charge of $.05 each recyclable paper bag.

(b) Covered Stores must make available, on the customer receipt, the itemized number of recyclable or reusable bags used, on the sales receipt, including online receipts.
(c) No Covered Store shall provide a credit to any person specifically for the purpose of offsetting or avoiding the carryout bag charge required by this Local Law.

(d) Covered Stores shall be encouraged to work with organizations seeking to donate reusable bags for customer use that would allow for wide, free distribution of free reusable bags.

(e) Covered stores shall also be encouraged to adopt “leave-a-bag” “take-a-bag” initiatives that encourage consumer engagement on the use of reusable bags and that aim to enable wide adoption in communities with a high proportion of customers with limited incomes.

Section 7. Deduction from Employee Wages Prohibition

Covered stores are prohibited from making a charge against, or deduction from, the wages of an employee to offset any penalty levied against the covered store pursuant to this local law.

Section 8. Albany County Responsibilities, Enforcement and Penalties.

(a) Consumer Education Program: Upon the date of enactment, the Albany County Executive shall designate a Department within the Albany County government to immediately begin work to put into place a model Consumer Education Program with the following goals:

i. Work collaboratively with all covered stores (in particular the large grocery stores and convenience stores) to hold County-supported round table discussions at various locations around the County about how to best educate consumers about the impending state plastic bag ban and the Albany county paper bag fee.

ii. Develop educational marketing materials with a uniform message to help educate Albany County residents about the impending bag ban/fee law. These marketing materials shall include web based informational campaigns as well as signage for stores to utilize to educate consumers. Paid advertising in highly trafficked locations including bill boards, signage on buses, etc. shall also be considered.

Work with covered stores to identify constituencies who may be late adopters of using reusable bags. Once identified, special outreach shall be made to these “late adopter” constituencies to encourage and facilitate their adoption of using reusable bags. These efforts could include outreach to social or employment centers that are frequented by the “late adopter” populations and other outreaches. This effort may also include the purchase of reusable bags by Albany County as a tool to encourage adoption of the use of reusable bags by the “late adopters”.
(b) Department that will oversee this Local Law: The Albany County Executive shall deem the appropriate department within Albany County Government to oversee the enforcement, implementation of regulations and other guidance to secure the successful implementation of this Local Law. Further, the County Executive shall inform the Legislature of his or her recommendation to ensure enforcement of this Local Law. In addition, on an annual basis, the Department selected by the Albany County Executive to oversee and implement this local law shall prepare an annual recycling report that includes information detailing the success of the effort to eliminate the commercial use of plastic bags and include information such as:
   i. the effectiveness of this local law in reducing the use of paper bags;
   ii. the land fill space that is affected by the use of paper bags;
   iii. the number of notices of violation issued pursuant to this Local Law; and

(c) Compliance Assistance to Business and Retail Community: The County Executive shall ensure that information regarding this Local Law, its effective date, penalties and other relevant compliance information shall be distributed via website and other electronic means in order to ensure that Albany County’s Covered Stores shall be well informed about all aspects of compliance and adherence. The Albany County Department that will oversee and implement this law shall provide electronic templates regarding the imposition of the bag fee that covered stores shall be able to print out and display at points of sale. This template shall be easily downloadable from the County website and hard copies shall be made available at the Albany County Office Building for retail operators who need signage. In addition, the Albany County Department that will oversee this local law shall engage the business and retail community affected by this local law prior to the implementation date to provide technical and other assistance and information, and shared approaches regarding compliance. These outreaches to the business community shall include countywide business round tables.

(d) Violations: In accordance with Section 27-2807 of the New York State Environmental Conservation Law, penalties will be levied. Additional penalties related to violations regarding the implementation of the Paper Bag Carryout fee covered in this local law will be the following:
   i. Any Covered Store found to be in violation of the provisions of this law a first time shall be issued a written warning.
   ii. Any Covered Store found to be in violation of the provisions of this law a second time shall be liable for a civil penalty not to exceed $100.00.
   iii. Any Covered Store found to be in violation of the provisions of this law a third time shall be liable for a civil penalty not to exceed $250.00.
   iv. Any Covered Store found to be in violation of the provisions of this law a fourth time shall be liable for a civil penalty not to exceed $500.00.
v. For each subsequent violation, daily fines of $100.00 shall be instituted and applied for violations of this Local Law until compliance is achieved.
vi. The Albany County Executive’s designee department shall have the discretion to institute additional punishments for those Covered Stores that persistently violate this Local Law.

Section 9. Severability.
If any clause, sentence, paragraph, section or any part of this local law or the application thereof to any person, individual corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgement shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgement shall be rendered.

Section 10. Reverse Preemption.
This local law shall be null and void on the day that a statewide law is in effect, incorporating either the same or substantially similar provisions as are contained in this local law or in the event that a relevant state or federal administrative agency issues and promulgates regulations preempting such action by the County of Albany. The Albany County Legislature shall determine by resolution whether or not the identical or substantially similar statewide law or relevant pre-emptive state or federal regulations have been enacted for the purposes of triggering the provisions of this section.

Section 11. Effective Date.
The effective date of this local law will be simultaneous to the effective date of the single-use statewide bag ban, March 1, 2020.

Referred to Law and Conservation, Sustainability and Green Initiatives Committees – 3/11/19
Favorable Recommendation Law Committee – 10/28/19
Favorable Recommendation Conservation, Sustainability and Green Initiatives Committee – 10/29/19
LOCAL LAW NO. "E" FOR 2019

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK RESTRICTING
THE SALE OF FLAVORED TOBACCO PRODUCTS

Introduced: 3/11/19
By Messrs. Miller, Clay, Ms. Cunningham, Messrs. Cahill, Commissio,
Frainier, Mss. McKnight, Willingham, Messrs. Mayo, Domalewicz, Mss.
Lekakis, McLean Lane, Plotisky, Messrs. Reinhardt, R. Joyce, Simpson,
Beston, Touchette, Bullock, and Peter:

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

The Legislature of Albany County hereby finds and declares that:

Section 1: Findings and Intent

This Legislature finds that 81% of youth who have ever used a tobacco product report
that the first tobacco product they used was flavored. Flavored tobacco products
promote youth initiation of tobacco use and help young occasional smokers to become
daily smokers by reducing or masking the natural harshness and taste of tobacco
smoke and thereby increasing the appeal of tobacco products. As tobacco companies
well know, menthol, in particular, cools and numbs the throat to reduce throat
irritation and make the smoke feel smoother, making menthol cigarettes an
appealing option for youth who are initiating tobacco use. Tobacco companies have
used flavorings such as mint and wintergreen in smokeless tobacco products as part
of a "graduation strategy" to encourage new users to start with tobacco products with
lower levels of nicotine and progress to products with higher levels of nicotine. It is
therefore unsurprising that young people are much more likely than adults to use
menthol-, candy- and fruit-flavored tobacco products, including not just cigarettes but
also cigars and cigarillos.

Tobacco use causes death and disease and continues to be an urgent public health
threat as evidenced by the fact that every year 480,000 people die prematurely in the
United States from smoking-related diseases and 28,000 people die prematurely from
second hand smoke making tobacco use the leading cause of preventable death.
Tobacco use can cause disease in nearly all organ systems and is responsible for 87
percent of lung cancer deaths, 79 percent of all chronic obstructive pulmonary disease
deaths, and 32 percent of coronary heart disease deaths.

The 2018 National Youth Tobacco Survey cites research showing that youth and
young adults identify flavors as a primary reason for e-cigarette use. Given the highly-
addictive nature of nicotine, it is not surprising that high school students who were
current flavored e-cigarette users reported an increase in their frequency of vaping.
Some brands have particularly high levels of nicotine in that one single e-cigarette may contain as much nicotine as a pack of 20 cigarettes.

Much as youths disproportionately use flavored tobacco products, the same can be said of certain minority groups. According to the Food and Drug Administration (FDA), 85% of African American smokers, 44% of Hispanic smokers, 38% of Asian smokers and 28% of White smokers smoke menthol cigarettes. Native Americans, people who identify as LGBT, and young adults with mental health problems also have disproportionately high rates of smoking menthol cigarettes. Menthol products are more addictive, and both youth and racial/ethnic minorities find it harder to quit smoking menthol cigarettes.

According to the NAACP, “for decades, data has shown that the tobacco industry has successfully and intentionally marketed mentholated cigarettes to African Americans and particularly African American women as “replacement smokers”. The recognition of this harsh reality led the NAACP to adopt a unanimous resolution at their 2016 National Convention supporting state and local efforts to restrict the sale of menthol cigarettes and other flavored tobacco products.

Younger smokers are more likely than older smokers to try these products. When Congress enacted the FSPTCA, it found that the use of tobacco products by the nation’s children is a “pediatric disease of considerable proportions” that results in new generations of tobacco dependent children and adults.

Although the manufacture and distribution of flavored cigarettes (excluding menthol) are banned by federal law, neither federal law nor New York State law restricts the sale of menthol cigarettes or flavored non-cigarette tobacco products, such as cigars, cigarillos, smokeless tobacco, electronic smoking devices and the solutions used in these devices.

According to the 2018 Surgeon General’s Advisory Regarding the E-cigarette Epidemic Among Youth, e-cigarettes entered the U.S. marketplace around 2007, and since 2014, they have been the most commonly used tobacco product among U.S. youth. E-cigarette use among U.S. middle and high school students increased 900% during 2011-2015. During the past year, current e-cigarette use increased 78% among high school students from 12% in 2017 to 21% in 2018. More than 3.6 million U.S. youth, including 1 in 5 high school students and 1 in 20 middle school students currently use e-cigarettes.

Also according to the Surgeon General, nicotine exposure during adolescence can harm the developing brain that continues to develop until about age 25. Nicotine exposure during adolescence can impact learning, memory, and attention. Using nicotine in adolescence can also increase the risk for future addiction to other drugs. In addition to nicotine, the aerosol that users inhale and exhale from e-cigarettes can
potentially expose both themselves and bystanders to other harmful substances including heavy metals, volatile organic compounds, and ultrafine particles that can be inhaled deeply into the lungs.

Since the industry will not reveal what chemicals are in the flavorings in the vapor products, it may be years before we know the full negative impact of the explosive increase the in use of e-cigarettes. Scientists have discovered that cinnamon, vanilla, and cherry flavors react with propylene glycol, a main ingredient in many vape juices, to create entirely new chemicals, according to a study published in the journal Nicotine & Tobacco Research. Oct 18, 2018.

The federal government’s National Institute on Drug Abuse reported that teen use of e-cigarettes soared in 2018. The survey, which polled 8th, 10th and 12th graders across the country, found the rise in nicotine vaping was the largest spike for any substance recorded by the study in 44 years.

Flavors appeal to youth and drive youth experimentation with tobacco products:
• Beyond improving palatability, perceptible flavor provides an avenue for youth marketing;
• Youth tobacco users typically begin with flavored products and, overall, use flavored products at higher rates than their older peers;

Flavored tobacco products promote youth tobacco initiation and drive young occasional smokers to daily smoking; Consumers incorrectly perceive flavored tobacco products to be less harmful:
• The presence of characterizing flavors signals product palatability, which incorrectly associated with lower relative harm, influencing consumer brand preference and use;
• Adolescents are more likely to believe that fruit and chocolate or other sweet flavors are less harmful than flavors like alcohol, tobacco, and spice flavors;
• Youth e-cigarette users perceive lower harm from flavored e-cigarettes than from unflavored e-cigarettes despite research documenting harmful constituents present in e-cigarette flavoring.
• The majority of youth who use tobacco choose flavored tobacco products;

Price is a major factor impacting tobacco product initiation and cessation:
• The availability of inexpensive tobacco products leads to an increase in the number of smokers, particularly among younger populations;
• Lower priced cigars are among the products used as a substitute for cigarettes;
• Higher product prices lead to reduced smoking initiation among youth, reduced consumption among current tobacco users, and an increase in cessation with fewer relapses among former smokers.
E-cigarettes can also be used to deliver other drugs including marijuana. In 2016, one-third of U.S. middle and high school students who ever used e-cigarettes had used marijuana in e-cigarettes.

Albany County has a substantial and important interest in ensuring that existing state and local tobacco sales regulation is effectively enforced:

- Although it is unlawful to sell tobacco products to minors, 5 percent of New York retailers sold to minors between 2010 and 2012;
- A local tobacco retail licensing system will help ensure that tobacco sales comply with the Adolescent Tobacco Use Prevention Act, other tobacco control laws, and the business standards of Albany County;
- Licensing laws in other communities have been effective in reducing the number of illegal tobacco sales to minors;

A local licensing system for retailers of tobacco products, electronic cigarettes, and other products regulated by Article 13-F of New York State Public Health Law is necessary and appropriate for the public health, safety, and welfare of our residents;

Neither federal nor New York law restricts the sale of menthol cigarettes or flavored non-cigarette tobacco products, such as cigarillos, cigars, smokeless tobacco, e-cigarettes or e-cigarette solutions. It is the intent of Albany County to implement effective measures through this Bill to restrict access to flavored iterations of these products, and thus reduce tobacco experimentation, promote successful cessation, and narrow tobacco-related health disparities; prevent the sale or distribution of contraband tobacco products, and facilitate the enforcement of tax laws and other applicable laws relating to tobacco products.

Section 2: Definitions

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

ACCESSORY means any product that is intended or reasonably expected to be used with or for the human consumption of a Tobacco Product or Electronic Aerosol Delivery System; does not contain tobacco and is not made or derived from tobacco; and meets either of the following: (1) is not intended or reasonably expected to affect or alter the performance, composition, Constituents, or characteristics of a Tobacco Product or Electronic Aerosol Delivery System; or (2) is intended or reasonably expected to affect or maintain the performance, composition, Constituents, or characteristics of a Tobacco Product or Electronic Aerosol Delivery System but solely controls moisture and/or temperature of a stored Tobacco Product or Electronic Aerosol Delivery System
APPLICANT means an individual, partnership, Limited Liability Company, corporation, or other business entity seeking a Tobacco Retail License.

COMMISSIONER means the Commissioner of the Albany County Department of Health.

COMPONENT OR PART means any software or assembly of materials intended or reasonably expected: (1) to alter or affect the Tobacco Product’s or Electronic Aerosol Delivery System’s performance, composition, Constituents, or characteristics; or (2) to be used with or for the human consumption of a Tobacco Product or Electronic Aerosol Delivery System. Component or Part excludes any Constituent and any Accessory, and includes, but is not limited to e-liquids, cartridges, certain batteries, heating coils, programmable software, rolling papers and flavorings for Tobacco Products or Electronic Aerosol Delivery Systems.

CONSTITUENT means any ingredient, substance, chemical or compound, other than tobacco, water, or reconstituted tobacco sheet, which is added by the manufacturer to a Covered Product during the processing, manufacture, or packing of the Covered Product. This term shall include smoke and aerosol constituent.

COVERED PRODUCT means a Tobacco Product, Electronic Aerosol Delivery System, or another product regulated by Article 13-F of the New York State Public Health Law.

DEPARTMENT means the Albany County Health Department.

ELECTRONIC AEROSOL DELIVERY SYSTEM means an electronic device that, when activated, produces an aerosol that may be inhaled, whether or not such aerosol contains nicotine. Electronic Aerosol Delivery System includes any Component or Part but not Accessory, and any liquid or other substance to be aerosolized, whether or not separately sold. Electronic Aerosol Delivery System does not include drugs, devices, or combination products authorized for sale by the state or U.S. Food and Drug Administration, as those terms are defined in the Federal Food, Drug and Cosmetic Act.

EMISSION means any substance, chemical, or compound released or produced during use of a Covered Product. This term shall include, but is not limited to, smoke, aerosol, saliva, sputum.

FLAVORED PRODUCT means any Covered Product containing a Constituent that imparts a Perceptible taste or aroma different from tobacco or produces an Emission or byproduct that imparts a Perceptible taste or aroma different from tobacco, either before or during use of the Covered Product. A Covered Product is presumed to be a
Flavored Product if a Tobacco Retailer, manufacturer, or a manufacturer’s agent or employee has:

i. made a statement or claim directed to consumers or the public, whether expressed or implied, that the Covered Product, Emission, or byproduct of the Covered Product smells or tastes different from tobacco, or

ii. Taken action that would be reasonably expected to result in consumers receiving the message that the Covered Product, Emission, or byproduct of the Covered Product smells or tastes different from tobacco.

No product shall be determined to be a Flavored Product solely because of the use of additives or flavorings or the provision of ingredient information.

NEW TOBACCO RETAIL LICENSE means any Tobacco Retail License that is not a Renewed Tobacco Retail License.

PERSON means any natural person, company, corporation, firm, partnership, business, organization, or other legal entity.

PIPE TOBACCO means any tobacco which, because of its appearance, type, packaging, or labeling, is suitable for use and likely to be offered to, or purchased by, consumers as tobacco to be smoked in a pipe.

PERCEPTIBLE means perceivable by the sense of taste or smell.

PREMIUM CIGAR means a cigar that weighs more than 6 pounds per 1,000 cigars, and is wrapped in whole tobacco leaf, and has a retail price (after any discounts or coupons) of no less than $10 per cigar.

RENEWED TOBACCO RETAIL LICENSE means a Tobacco Retail License issued to an Applicant for the same location at which the Applicant possessed a valid Tobacco Retail License during the previous 12 months.

TOBACCO PRODUCT means any product made or derived from tobacco or which contains nicotine, marketed or sold for human consumption, whether consumption occurs through inhalation, or oral or dermal absorption. Tobacco Product includes any Component or Part, but not Accessory. Tobacco Product does not include drugs, devices, or combination products authorized for sale by the state or U.S. Food and Drug Administration, as those terms are defined in the Federal Food, Drug and Cosmetic Act.

TOBACCO RETAILER means a retailer licensed pursuant to this Bill.

TOBACCO RETAIL LICENSE means a license issued by the Department to a Person to engage in the retail sale in Albany County of a Covered Product.
SHISHA means any product made primarily of tobacco or other leaf, or any combination thereof, smoked or intended to be smoked in a hookah or water pipe.

Section 3: Requirement for Tobacco Retail License

(A)(1) No Person shall sell, offer for sale, or permit the sale of a Covered Product by retail within Albany County, without a valid Tobacco Retail License. A Tobacco Retail License is not required for a wholesale dealer who sells products to retail dealers for the purpose of resale only and does not sell a Covered Product directly to consumers.

(A)(2) Notwithstanding the requirements set forth in Section 3(A)(1), this Bill shall not apply to registered organizations pursuant to Title V-A of Article 33 of New York Public Health Law.

(B) A Tobacco Retail License issued pursuant to this Bill is nontransferable and nonassignable and valid only for the Applicant and the specific address indicated on the Tobacco Retail License. A separate Tobacco Retail License is required for each address where a Covered Product is sold or offered for sale. A change in business ownership or business address requires a New Tobacco Retail License.

Section 4: License Application and Application Fee

(A) An application for a New Tobacco Retail License or Renewed Tobacco Retail License shall be submitted to the Department in writing upon a form provided by the Department and shall contain information as required by the Department. The Department may require such forms to be signed and verified by the Applicant or an authorized agent thereof.

(B) Each application for a Tobacco Retail License shall be accompanied by a nonrefundable application fee of $50, or as determined by the Commissioner.

(C) Upon the receipt of a completed application for a Tobacco Retail License and the application fee required by Section 4(B), the Department shall inspect the location at which tobacco sales are to be permitted. The Department may ask the Applicant to provide additional information that is reasonably related to the determination of whether a license may issue.

Section 5: Issuance of Licenses

(A) No Tobacco Retail License shall be issued to any seller of a Covered Product that is not in a fixed, permanent location.

(B) The issuance of a Tobacco Retail License pursuant to this Bill is done in Albany
County’s discretion and shall not confer upon licensee any property rights in the continued possession of such a license.

(C) The Department shall collect from the Applicant the Tobacco Retail License fee proscribed in Section 6 prior issuing the Tobacco Retail License.

(D) The Department may refuse to issue a Tobacco Retail License to an Applicant if it finds that one or more of the following bases for denial exists:

(1) The information presented in the application is incomplete, inaccurate, false, or misleading;

(2) The fee for the application has not been paid as required;

(3) The Applicant does not possess valid certification of registration or licensure required by state or federal law for the sale of a Covered Product;

(4) The Department has previously revoked a Tobacco Retail License issued under this Bill to the Applicant;

(5) The Department has previously revoked a Tobacco Retail License issued under this Bill for the same address or location;

(6) The Applicant has been found by a court of law or administrative body to have violated any federal, state, or local laws pertaining to (a) trafficking in contraband Tobacco Products or illegal drugs, (b) the payment or collection of taxes on a Covered Product, (c) the display of a Covered Product or of health warnings pertaining to a Covered Product, or (d) the sale of a Covered Product;

(7) The Applicant has not paid to Albany County outstanding fees, fines, penalties, or other charges owed to Albany County, including the fee for the Tobacco Retail License required by Section 6; or

(8) The Department determines, in accordance with written criteria established to further the purposes of this Bill, that the Applicant is otherwise not fit to hold a Tobacco Retail License.

Section 6: License Term and Annual License Fee

(A) A Tobacco Retail License issued pursuant to this Bill shall be valid for no more than One year and shall expire on the thirty-first day of December of the calendar year for which it is issued. As set forth in Section 8, a Tobacco Retail License may be revoked for cause by the Department prior to its expiration for cause.
(B) The Department shall charge an annual Tobacco Retail License fee of $250 or as determined by the Commissioner.

(C) The Commissioner may discount the Tobacco Retail License fee required by Section 6(B) for an application received within ten months of the expiration date.

(D) Beginning two years from the effective date of this Bill, the Department may, on an annual basis, modify the Tobacco Retail License fee required pursuant to Section 6(B). The Tobacco Retail License fee shall be calculated so as to recover the cost of administration and enforcement of this Bill, including, for example, issuing a license, administering the license program, hiring and training staff, identifying Flavored Products, retailer and community education, retailer inspection and compliance checks, documentation of violations, and prosecution of violators, but shall not exceed the cost of the regulatory program authorized by this Bill. All fees and interest upon proceeds of fees shall be used exclusively to fund the program. Fees are nonrefundable except as may be required by law.

Section 7: License Display

(A) A Tobacco Retail License issued pursuant to this Bill shall be conspicuously displayed at the location where a Covered Product is sold so that it is readily visible to customers.

(B) Selling, offering for sale, or permitting the sale of any Covered Product without a valid Tobacco Retail License displayed in accordance with Section 7(A) constitutes a violation of this Bill.

Section 8: Sale of Flavored Products Prohibited

(A)(1) No Tobacco Retailer shall distribute without charge, sell, offer for sale, or possess with intent to sell, or distribute without charge a Flavored Product. This applies to remote transactions, including but not limited to internet or mail-order sale, by a Tobacco Retailer licensed pursuant to this law.

Exceptions:

i. The sale, offer for sale, or possession with intent to sell a Premium Cigar or Pipe Tobacco by a Tobacco Retailer that, as of July 8, 2019, operates as a retail tobacco businesses as defined by section 1399-n(7) of the public health law, does not permit entry to persons below age 21 years, and does not expand its size or change location on or after that date.

ii. The sale, offer for sale, or possession with intent to sell Shisha by a Tobacco Retailer solely for on-premises consumption, provided the Tobacco Retailer does not permit entry to persons below age 21 years, has been offering Shisha for sale for on-premises consumption since at least July 8, 2019, and has not expanded its size or changed location on or after that date.
Section 9: Revocation of Licenses

(A) The Department may suspend or revoke a Tobacco Retail License issued pursuant to this Bill for violations of the terms and conditions of this Bill or for violation of any federal, state, or local law or regulation pertaining to (a) trafficking in contraband Tobacco Products or illegal drugs, (b) the payment or collection of taxes on Covered Products, (c) the display of Covered Products or of health warnings pertaining to Covered Products, or (d) the sale of a Covered Product.

(B) The Department may revoke a Tobacco Retail License if the Department finds that one or more of the bases for denial of a license under Section 5 existed at the time application was made or at any time before the license issued.

Section 10: Violations and Enforcement

(A) The Department or its authorized designee(s) shall enforce the provisions of this Bill. The Department may conduct periodic inspections to ensure compliance with this Bill.

(B) In addition to the penalties provided for in Section 8, any Person found to be in violation of this Bill shall be liable for civil penalty of not more than $500 for the first violation, not more than $1000 for the second violation within a two-year period, and not more than $5000 but no less than $1500 for the third and each subsequent violation within a two-year period, or as determined by the Commissioner. Each day on which a violation occurs shall be considered a separate and distinct violation. These fines will be used for County anti-smoking/anti-vaping public health efforts.

Section 11: Rules and Regulations

The Department may issue and amend rules, regulations, standards, guidelines, or conditions to implement and enforce this Bill.

Section 12: Severability

The provisions of this Local Law E are declared to be severable, and if any section of this law is held to be invalid, such invalidity shall not affect the other provisions of this law that can be given effect without the invalidated provision.

Section 13: Effective Date

The effective date of this ordinance shall be 120 days subsequent to its filing with the Office of the Secretary of State.
Referred to Law and Health Committees - 3/11/19
Without Recommendation Law Committee - 6/24/19
Favorable Recommendation Health Committee – 6/26/19
Referred to Law and Health Committees – 7/8/19
Favorable Recommendation Health Committee – 8/25/19
Without Recommendation Law Committee – 10/28/19
LOCAL LAW NO. “G” FOR 2019

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK TO ESTABLISH
A SUSTAINABLE ENERGY LOAN PROGRAM (OPEN C-PACE)

Introduced: 8/12/19
By Messrs. Touchette, A. Joyce, Feeney, Bullock, Clay, Commissio, Domalewicz,
Ethier, Fein, Frainier, Ms. Lekakis, Mr. Mayo, Ms. McKnight, Messrs. Miller,
Reinhardt, Simpson, Ward and Ms. Willingham:

BE IT ENACTED by the Albany County Legislature as follows:

Section 1. This Local Law shall be known as the “Energize NY Open C-PACE
Financing Program” and shall 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.

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.

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.

§11. Compatibility with Local Law No. 5 for 2016

Local Law No. 5 for 2016, as amended by Local Law No. 2 for 2018, shall remain in full force and effect with respect to the financing already made available to property owners pursuant to such Local Law, as amended, but as of the Effective Date of this Local Law no new financing shall be provided pursuant to Local Law No. 5 for 2016, as amended by Local Law No. 2 for 2018 and all further financing provided pursuant to the Enabling Act shall be in accordance with and governed by this Local Law.
Section 2. This local law shall take effect upon filing with the Secretary of State.

Referred to Law Committee – 8/12/19
Favorable Recommendation Law Committee – 10/28/19
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 and Ms. Plotsky:

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.

Referred to Law Committee – 8/12/19
Favorable Recommendation Law Committee – 10/23/19