

**WARREN COUNTY BOARD OF SUPERVISORS
BOARD MEETING
FRIDAY, FEBRUARY 17, 2012**

The Board of Supervisors of the County of Warren convened at the Supervisors' Room in the Warren County Municipal Center, Lake George, New York, at 10:05 a.m.

Mr. Daniel G. Stec presiding.

Salute to the flag was led by Supervisor Girard.

Roll called, the following members present:

Supervisors Conover, Monroe, Girard, McDevitt, Taylor, Loeb, Kenny, Frasier, Bentley, Vanselow, Dickinson, Merlino, Stec, Strainer, Mason, Westcott, Sokol, Thomas, Wood and Geraghty - 20.

Motion was made by Mr. Girard, seconded by Mr. Monroe and carried unanimously, to approve the minutes of the January 20, 2012 Board Meeting, subject to correction by the Clerk of the Board.

Chairman Stec declared the Public Hearing on proposed Local Law No. 3 of 2012, entitled "A Local Law Granting the Warren County Department of Planning and Community Development Authority for Review of Zoning and Planning Matters Referred by Municipal Referring Bodies Within Warren County Pursuant to General Municipal Law Sections 239-I and 239-m" open at 10:06 a.m. and requested the Clerk read the Notice of Public Hearing for the record.

Clerk read the Notice of Public Hearing on proposed Local Law No. 3 of 2012, entitled "A Local Law Granting the Warren County Department of Planning and Community Development Authority for Review of Zoning and Planning Matters Referred by Municipal Referring Bodies Within Warren County Pursuant to General Municipal Law Sections 239-I and 239-m".

Chairman Stec remarked that the Public Hearing would remain open for a few minutes. He further stated that at this time he would like to make a presentation, designating the month of March as "American Red Cross Month" and he requested Don McCoy, member of the American Red Cross Board of Directors, to come forward to accept the proclamation. Chairman Stec thanked the American Red Cross for all that they had done for the community over the years. Mr. McCoy, on behalf of the Board of Directors of the American Red Cross, apprised they were very proud and pleased to receive this recognition. He noted they were also very grateful for the support that they continued to receive from the Board of Supervisors and the community in their efforts to deliver relief and safety to the citizens of the County. The board members responded with applause.

There being no one wishing to speak on proposed Local Law No. 3 of 2012, Chairman Stec declared the Public Hearing closed at 10:10 a.m.

Chairman Stec advised the next item on the Agenda pertained to his reports. He mentioned that at the appropriate time, three additional resolutions would be distributed and he would like to discuss one of them in his report. Last month at the NYSAC (New York State Association of Counties) Conference, he continued, it was suggested that the County consider refinancing the debt on the Corrections Facility to take advantage of current interest rates and simultaneously, a representative from Financial Advisors had inquired similarly. Chairman Stec stated it appeared the County could be in a position to save approximately \$400,000 over the course of the remainder of the loan, which was a \$13.8 million debt. He noted that a resolution would be distributed that would authorize an RFP (Request for Proposal) for those financial services. Also concerning the NYSAC Conference, Chairman Stec remarked that it was well attended and that he and Messrs. Westcott and Monroe were involved in a panel discussion relative to mandate relief; he thanked the aforementioned Supervisors for their initiative on this effort. Mr. Monroe expounded that Chairman Stec's metaphor of the 'bricks in the backpack', the bricks being the unfunded mandates that the State continued to put on the backs of local governments, was well received by all in attendance at the panel discussion. Mr. McDevitt posed a question for future discussions, asking what the three worst mandates were and if there were any "good" mandates. Chairman Stec acknowledged the question and added that such identification would be subject to debate, although there were certain mandates that had much larger economic impacts than others. Mr. Monroe commended Mr. Westcott for the tremendous job he had done providing information and supporting documentation on mandate relief, as well as the website he had created dedicated to such. He further stated that the point was to not be opposed to any particular mandate; however, he said, the goal was to get those that created a mandate to take financial responsibility for it. Chairman Stec referenced the Governor's proposal to cap Medicaid's growth, which was one of the largest mandates, at the local level in the next few years.

Chairman Stec called for reports by Committee Chairmen on past month's activities or meetings and the following gave verbal reports:

Supervisor Girard, Extension Service; Supervisor Taylor, Support Services and Economic Growth & Development; Supervisor Loeb, Social Services; Supervisor Kenny, Occupancy Tax Coordination; Supervisor Bentley, Public Works; Supervisor Merlino, Tourism; Supervisor Strainer, Human Services; Supervisor Sokol, Health Services; Supervisor Thomas, Finance; Supervisor Wood, Public Safety; Supervisor Geraghty, Budget; Supervisor Conover, Personnel; and Supervisor Monroe, Gaslight Village Ad Hoc.

Regarding the Extension Service Committee, Mr. Girard informed the VITA (Volunteer Income Tax Assistance) Program was being carried out by Cornell Cooperative Extension and to date, five sessions had been completed. He added that the Program was being held today in Conference Room 6-103 in the Municipal Center. He concluded that the Program had been highly successful.

Concerning the Support Services Committee, Mr. Taylor stated that the County's Insurance Broker provided a presentation with regard to cyber security insurance, to which

no action was taken; however, he said, the County Administrator would be further researching the matter to determine the County's risk. He added that Amy Clute, Self-Insurance Administrator, had also made a presentation on the Workplace Violence Prevention Plan which was incomplete at the time and therefore, the Committee deferred action on said Plan until next month. Mr. Taylor reported that the County had received a check in the amount of \$31,335 from NYMIR (New York Municipal Insurance Reciprocal) as the County's share of the Reciprocal's surplus.

Pertaining to the Economic Growth & Development Committee, Mr. Taylor remarked that the Committee authorized the submission of a grant application to New York State Empire State Development in the amount of \$483,000 and if awarded, \$420,000 would be directed to the Town of Thurman and \$63,000 would be directed to the Town of Bolton for the purpose of making improvements to damages caused by Tropical Storm Irene. He noted Resolution No. 131 included in the Supervisors' packets authorized Out-of-State travel for a staff member in the Planning & Community Development Department. Mr. Taylor added that the Committee also approved an Economic Development grant and Administration Agreement between Warren County and the Warren County Local Development Corporation (LDC), which was necessary in order to move forward with the changes to the Planning & Community Development Department.

In connection with the Social Services Committee, Mr. Loeb advised the majority of the requests presented were for approval for continuing education for several staff members. He referenced Resolution No. 124 included in the packets, which would authorize United Health Care and Fidelis Care to use an Interview Room one day per week to review and assist with Managed Care application questions and submissions for Warren County residents.

With regard to the Occupancy Tax Coordination Committee, Mr. Kenny informed that Robert Blais, Mayor of the Village of Lake George, provided a presentation on the Big Apple Circus and outlined their need for additional funds. Subsequently, he continued, the Committee approved the appropriation of \$15,000 from the Occupancy Tax Reserve fund for the event, as well as an Intermunicipal Agreement with the Village of Lake George for that purpose.

Relative to the Public Works Committee, Mr. Bentley apprised twenty-four resolutions were resultant of the meeting, the majority of which were for routine business for the upcoming construction season. He noted Resolution No. 114 would authorize the conveyance of the north bound lane of Westbrook Road to the County for use as a parking lot.

Regarding the Tourism Committee, Mr. Merlino reported Resolution Nos. 72 through 74 in the Supervisors' packets were generated from the meeting and authorized agreements with various vendors. He mentioned that Peter Girard, Creative Director and Tanya Brand, Group Tour Promoter, had made a presentation at the last Council of Chambers dinner, and those in attendance were very impressed with the Tourism Department's use of technology.

Concerning the Human Services Committee, Mr. Strainer advised Resolution Nos. 62 through 66 and No. 99 in the packets were resultant of the Office for the Aging portion of the meeting and he reviewed them as follows: Resolution No. 62, Authorizing Agreements Continuing Contractual Relationship for Community Services for the Elderly Program within Warren and Hamilton Counties Under the Community Services Program for the Office for the Aging; Resolution No. 63, Appointing Members and Non-Voting Members of the Advisory Council for Warren-Hamilton Counties' Office for the Aging; Resolution No. 64, Authorizing Agreement with Catherine Keating Stauch, R.D, to Provide Dietician Services for Elderly Residents Under the Supplemental Nutrition Assistance Program (SNAP) and the Title III-C Programs for the Office for the Aging; Resolution No. 65, Authorizing Agreement for Emergency Respite Services with NEC Care, Inc. for the Office for the Aging; Resolution No. 66, Authorizing Agreement with Greater Glens Falls Senior Citizens Center, Inc. for the Administration of the Health Insurance Information Counseling and Assistance Program (HIICAP) for the Office for the Aging; and Resolution No. 99, Authorizing Warrensburg Mealsite to be Moved to Countryside Adult Home.

Mr. Westcott announced that at the suggestion of Supervisor Loeb, Chairman of the Social Services Committee, he had attended two of the three meetings in Washington County to discuss the future of their health care services for which he provided a report to Supervisor Loeb, Budget Officer Geraghty and Chairman Stec. He commended the Washington County Board of Supervisors for their handling of this very emotional and difficult discussion. He noted two years ago, Washington County had hired a consulting firm and the results of that report were available on Washington County's website. Mr. Westcott added that if Warren County were to ever consider taking similar action, it would be beneficial to meet with the neighboring County to discuss the process.

Pertaining to the Health Services Committee, Mr. Sokol advised that under the Westmount Health Facility portion of the meeting, the Committee approved a request to create the position of a Part-Time Clerk and to delete a position of Part-Time CNA, which would result in a savings of approximately \$1,700. He stated that the OMIG (Office of Medicaid Inspector General) would be conducting an audit of the Facility to review the capital portion of the Facility from January 1, 2007 through December 31, 2008, as well as the Co-Generation System. Under the Health Services portion of the meeting, Mr. Sokol expounded the reported salary savings was presented which reflected a decrease of approximately \$36,000.

With regard to the Finance Committee, Mr. Thomas asserted Resolution Nos. 90 through 98 were generated from the meeting and he outlined them as follows: Resolution No. 90, Authorizing an Intermunicipal Agreement with the Village of Lake George to Provide Funding to the Big Apple Circus; Resolution No. 91, Authorizing County Treasurer to Close Certain Capital Reserve Projects and Capital Projects; Resolution No. 92, Increasing Capital Project No. H306.9550 280 Land/Avigation Easement-Forest Enterprises Parcel; Authorizing

Transfer of Funds and Amending Warren County Budget for 2012; Resolution No. 93, Establishing Capital Project No. H331.9550 280 County Bridge Projects; Authorizing Transfer of Funds and Amending Warren County Budget for 2012; Resolution No. 94, Increasing Capital Project No. H321.9550 280 Lanfear Road Bridge; Authorizing Transfer of Funds and Amending Warren County Budget for 2012; Resolution No.95, Increasing Capital Project No. H322.9550 280 Palisades Road Over Brant Lake Inlet Bridge (CR26); Resolution No. 96, Increasing Capital Project No. H277.9550 280 CR51/CR6 Beach Road Reconstruction; Authorizing Transfer of Funds and Amending Warren County Budget for 2012; Resolution No.97, Increasing Capital Project No. H199.9550 280 Corinth Road Reconstruction; Authorizing Transfer of Funds and Amending Warren County Budget for 2012; and Resolution No.98, Authorizing Disbursement of Funds from Capital District Regional Off-Track Betting Corporation to Warren County Soil & Water Conservation District.

In connection with the Public Safety Committee, Mrs. Wood apprised the majority of the resolutions resultant from the meeting dealt with housekeeping items. She stated that one notable topic of discussion was the purchase of a MASK Confidence Building which was discussed during the Office of Emergency Services (OES) portion of the meeting. She noted that following the review of the bids received and discussions with the New York State Department of State (NYS DOS), it was determined that the best course of action would be to invest more in capital in the actual building and less in the general engineering and such. Therefore, she said, approximately \$120,000 would be appropriated for the MASK Confidence Building and Washington County would be considering the same at their Board Meeting today. Mrs. Wood acknowledged the time line for this action was limited, although all parties involved believed it could be accomplished.

Mrs. Wood informed that the Bicentennial Team had begun to meet more frequently to review the plans for the events and other commemorative items that needed to be taken care of before next year. She added that the Citizens Advisory Committee had met last night and would be meeting more frequently as well, in preparation for 2013 and she would continue to provide reports to the board members in the future.

Relative to the Budget Committee, Mr. Geraghty remarked that a meeting had not been held recently; however, he said, he continued to carefully monitor Washington County's actions with regard to their nursing home. He opined Warren County could be headed in a similar direction and he cautioned the Supervisors that the same discussions would most likely occur amongst the County's Board in the near future concerning Westmount Health Facility and Countryside Adult Home.

Concerning the Personnel Committee, Mr. Conover apprised Resolution Nos. 80 through 88 included in the packets were generated from the meeting, the majority of which authorized the filling of vacant positions in various departments. He noted a lengthy discussion was held during the meeting regarding reimbursement for job related courses, specifically that said courses should fit into a curriculum consistent with the desired degree.

Regarding the Gaslight Village Ad Hoc Committee, Mr. Monroe asserted the Committee discussed the Big Apple Circus who had submitted a proposed contract which was referred to the County Attorney for review. He stated that the Committee approved the establishment of a smaller committee comprised of four County representatives and two representatives from the Village of Lake George to quickly execute decisions relative to operations and maintenance for the property. He noted the parking plan was reviewed and Resolution No. 114 in the packets authorized the conveyance of the north bound lane of Westbrook Road to the County for use as a parking lot, which would provide substantial revenues to the County. Mr. Monroe added that the plan was to have the parking in place by this summer season. He referenced Resolution No. 134 included in the packets, which would authorize the standardization of vehicle parking meters for the proposed Westbrook parking lot and other County-owned parking lots in the Village and Town of Lake George. He advised that a source of funding for the parking meters needed to be determined and the total amount was estimated at \$93,000; however, he said, there was currently \$40,000 available from past parking revenues, thereby leaving a remainder of \$53,000 to be secured. He expounded that short-term borrowing may be needed to obtain the parking meters for the upcoming season.

Mr. Monroe reported that he had been informed that the Office of the New York State Comptroller's website had a list of unclaimed funds for Warren County which should be researched as soon as possible. Chairman Stec suggested that the link to the website be made available on the County's website. Mr. Monroe added the Town's should also include it on their websites.

Chairman Stec informed the next item on the Agenda was the report by the County Administrator, Paul Dusek. Mr. Dusek referred to the State Comptroller's website, as mentioned by Mr. Monroe, and advised that last year, \$40,000 in unclaimed funds was realized for the County by utilizing said website. Mr. Dusek stated another matter for discussion concerned SUNY Adirondack. He remarked that different County departments had different internship programs with the College which was beneficial to the students and the County. He suggested that a uniform agreement with SUNY Adirondack be developed for internship programs, subject to his review.

Motion was made by Mr. Conover, seconded by Mr. Monroe and carried unanimously to waive the rules of the board requiring a resolution be in writing. Clerk noted it would be Resolution No. 136 of 2012 for the record.

Motion was made by Mr. Loeb, seconded by Mr. Conover and carried unanimously to authorize the County Administrator to enter into an agreement with SUNY Adirondack for an intern program for various County departments. Clerk added it would be Resolution No. 137 of 2012 for the record.

Mr. Dusek apprised he had been contacted by the Union for CSEA and they had requested impact negotiations regarding the proposed layoff of an individual at Westmount

Health Facility; therefore, he said, an executive session was necessary to discuss Union negotiations.

Motion was made by Mr. Sokol, seconded by Mr. Merlino and carried unanimously that executive session be declared pursuant to Section 105 (e) of the Public Officers Law.

Executive session was declared from 10:46 a.m. to 10:56 a.m.

The board reconvened and Chairman Stec announced no action was necessary pursuant to the executive session.

Chairman Stec requested a motion to amend Resolution No. 87, Amending Table of Organization and Warren County Salary and Compensation Plan for 2012, specifically to change Cleaner #4 to Cleaner to be determined by the Administrator.

Motion was made by Mr. Conover, seconded by Mr. Girard and carried unanimously to amend Resolution No. 87 as outlined above.

Chairman Stec called for reading of communications.

Clerk read communications, including the following:

Minutes from:

Warren/Washington Counties Industrial Development Agency, Executive/Park Committee and Civic Development Corporation;
Warren/Washington Counties Mental Health Developmental Disabilities Subcommittee.

Monthly Reports from:

Weights & Measures;
Probation.

Annual Report from:

Warren County Historian.

Capital District Regional Off-Track Betting, December 2011 surcharge in the amount of \$6,252.

Letter of resignation, from Nicholas Caimano resigning from the Warren Washington Counties Industrial Development Agency effective February 21, 2012.

Village of Lake George, Res. No 197 of 2011, authorizing use of the Festival Space for parking of snowmobile trailers during the winter months; Resolution No.

198 of 2011, regarding surplus items from Gaslight Village and Resolution No. 199 of 2011, regarding reimbursement to Warren County DPW for improvements to the north parcel of the Gaslight Village property.

Joan Sady, Clerk of the Board, pursuant to Section 401, paragraph 2 of County Law, please be advised of the following appointments being made, effective March 1, 2012: Deputy Clerk, Amanda Allen; and Second Deputy Clerk, Nicole Livingston, both of whom may act in my absence.

Communications, resolutions and reports ordered placed on file.

Chairman Stec called for reading of resolutions and discussion.

Joan Sady, Clerk of the Board, advised that Resolution Nos. 58 through 123 were mailed. She noted that Resolution No. 90 was mailed and had been corrected. She stated that a motion was needed to approve Resolution No. 90 as corrected. Motion was made by Mr. Merlino, seconded by Mr. Bentley and carried unanimously to approve Resolution No. 90 and as corrected.

Mrs. Sady informed that the resolutions relating to the filling of vacant positions were Resolution Nos. 81, 82, 84, 85 and 86, and unless a roll call vote was requested, all would be approved in the collective vote.

Mrs. Sady announced a motion was needed to bring Resolution Nos. 57 and 124 through 135 to the floor. Motion was made by Mr. Dickinson, seconded by Mrs. Frasier and carried unanimously to bring Resolution Nos. 57 and 124 through 135 to the floor.

Chairman Stec noted three draft resolutions were being distributed and would be discussed by the County Attorney, copies of which are on file with the minutes. Mrs. Sady added the resolution authorizing the contract for Financial Advisory Services would be Resolution No. 138 of 2012; the resolution refunding the bond would be Resolution No. 139 of 2012; and the resolution amending Resolution No. 54 of 2012, regarding the MASK Confidence Building would be Resolution No. 140 of 2012 for the record.

Mr. Kenny requested a roll call vote on Resolution No. 103, Home Rule Request by Warren County for the Enactment of Senate Bill No. S.5670 and Assembly Bill No. A.8267 Entitled "An Act to Amend the Public Authorities Law and the Transportation Law, in relation to Establishing the Corinth and Warren Railroad Authority and Establishing the Powers and Duties of the Town of Corinth, the County of Warren and Other Municipalities Located Along the Railroad Line"; and Resolution No. 130, Ratifying Actions of the Chairman of the Board in Relation to Execution of a Grant Application by the Office of Emergency Services to the New York State Homeland Security Office.

Mr. Westcott requested a roll call vote on Resolution No. 100, Amending Resolution No. 637 of 2011; Approving and Adopting County Time Clock Policy and Procedure for the Time and Attendance System; and Resolution No. 109, Authorizing Agreement with Todd J. Monahan d/b/a SunKiss Ballooning and Authorizing Use of Floyd Bennett Memorial Airport-Warren County, New York for SunKiss Balloon Festival.

Mr. Girard requested a roll vote on Resolution No. 140, Amending Resolution No. 54 of 2012-Awarding Bid and Authorizing the Purchase of a MASK Confidence Building (WC 04-12) and Further Authorizing Laberge Group to Perform Professional Services Relating to the Emergency Services Training Center.

Mr. Strainer referred to Resolution No. 105, Authorizing Agreement with Linstar, Inc. to Provide Maintenance Services for the Airport Access Control System at the Floyd Bennett Memorial Airport-Warren County, New York, and he asked Jeff Tennyson, Superintendent of Public Works, if a log was recorded when these services were provided and Mr. Tennyson replied affirmatively. Mr. Strainer referenced Resolution No.122, Amending Resolution No. 1 of 2012; Adopting the Rules of the Board of Supervisors and he noted a correction was needed to state Section C rather than Section B. Chairman Stec acknowledged the necessary correction.

Chairman Stec requested Martin Auffredou, County Attorney, to review the draft resolutions that were distributed. Mr. Auffredou referred to Resolution No. 138, Authorizing Contract for Financial Advisory Services for a Bond Refunding and Possibly Other Bonds Authorized by Warren County During 2012 and 2013. He explained that the Purchasing Agent had issued a notice to professionals for proposals for financial advisory services, which was necessary any time a bond transaction occurred. He asserted that the resolution would also provide authority to the Chairman of the Board, the County Treasurer, the County Administrator, the County Attorney and the Purchasing Agent to collectively select who that financial advisor would be to assist the County with bond resolution transactions through 2013. He asked Michael Swan, County Treasurer, to expound on why this was an opportune time to refinance the bonds. Mr. Swan advised that the interest rates had decreased significantly in the bond market and refinancing \$13.8 million in bonds at this time could save the County a considerable amount of money, approximately \$670,000 over the course of the bond. He opined that it made excellent sense to pursue this at this time.

Mr. Auffredou directed the board members to Resolution No. 139, Refunding Bond Resolution Dated February 17, 2012, A Resolution Authorizing the Issuance Pursuant to Section 90.10 of the Local Finance Law of Refunding Bonds of the County of Warren, New York, to be Designated Substantially "Public Improvement Refunding (Serial) Bonds", and Providing for Other Matters in Relation Thereto and the Payment of the Bonds to be Refunded Thereby. He noted this resolution was prepared by Bond Counsel and both he and Mr. Swan had reviewed it. Mr. Dusek interjected that the interest rates continually fluctuated and therefore he cautioned the board members that there was no guarantee that a savings of

\$670,000 would be realized and if the interest rates increased drastically and suddenly, the County would not want to pursue this. In response to an inquiry relative to the County's bond rating, Mr. Swan advised that Moody's would need to be contacted to perform another rate analysis for the County; however, he said, he assumed that given the County's current financial state, which was much better than it was in 2009 when the last rate analysis was completed, the bond rating should improve.

Mr. Auffredou referenced Resolution No. 140, Amending Resolution No. 54 of 2012-Awarding Bid and Authorizing the Purchase of a MASK Confidence Building (WC 04-12) and Further Authorizing Laberge Group to Perform Professional Services Relating to the Emergency Services Training Center. He mentioned that Resolution No. 54 of 2012 authorized the competitive bidding process for the MASK Confidence Building, as well as the awarding of the bid in order to meet the deadline associated with the grant funds, which was March 31, 2012. He added that additional expenses incurred between now and March 31, 2012 that were eligible for reimbursement would also be in jeopardy if certain tasks were not accomplished by the deadline. Mr. Auffredou noted that at the recent Public Safety Committee meeting, Washington County representatives had expressed some concerns with the project; however, he confirmed that the Washington County Board of Supervisors had adopted a similar resolution at their Board meeting this morning. He remarked that Resolution No. 54 specifically talked about the Phase 2 professional engineering services of the Laberge Group and it authorized those services contingent upon receipt of approval from the New York State Department of State (NYS DOS). He stated that an email had been received from a mid-level professional at the NYS DOS, advising both Warren and Washington County to proceed with the project, including the purchase of the MASK Confidence Building; however, he said, the final written approval for the revised work plan and revised budget had not been received by the NYS DOS and would not be received by March 31, 2012. He added that the engineers had agreed to reduce their fees due to the increase in cost for the MASK Confidence Building. Mr. Auffredou apprised that the Building must be ordered, purchased and paid for prior to March 31, 2012 for the County to receive the 90% reimbursement from the State.

Mr. Auffredou pointed out that an Intermunicipal Agreement for the governance of the MASK Confidence Building was required and must be executed by March 31, 2012 in order for the County to receive the 90% reimbursement, as well. Although there was a risk involved, he continued, he was confident that a draft Intermunicipal Agreement could be prepared; however, he said, he could not guarantee it would be approved by both Warren and Washington County's Board of Supervisors prior to the deadline.

Brian LaFlure, Fire Coordinator/Director of the Office of Emergency Services, agreed with Mr. Auffredou that there was some risk involved with this project; however, he stated, both Warren and Washington County had answered the necessary questions relative to the Intermunicipal Agreement for the governance of the MASK Confidence Building. He noted that it was important for all of the Supervisors to understand the history involved with this project

which began over ten years ago. In 2003, he asserted, both Warren and Washington County allotted money in their budgets for three different years to establish a Capital Project Fund for the creation of a multi-jurisdictional, multi-disciplined, Emergency Services Training Center. He noted between the two Counties, \$360,000 was accumulated in the Capital Project Fund, some of which was utilized to enter into an agreement with the Laberge Group to write the Municipal Shared Services grant, which was awarded in the amount of \$400,000. Mr. LaFlure informed that the original plan was to construct the Emergency Services Training Center on the SUNY Adirondack campus; however, he added, that plan was met with opposition. He explained the current location was a piece of property that the County had obtained through a tax foreclosure on the southern end of the Airport and consisted of thirty-two acres. Over the years, he continued, the status of the economy had continued to decrease severely leading to the decision to purchase a modular built, MASK Confidence Building. He asserted that \$123,000 of the \$400,000 grant would reimburse both Counties for expenditures to date. Mr. LaFlure apprised that when the deadline of March 31, 2012 was reached and the State reimbursements had been received, a balance of \$146,000 would remain in the Capital Project Fund. He recognized the only concern with the project was the lack of an approval letter from the NYS DOS.

Mr. Kenny questioned how much money would be at risk if an approval letter was not awarded by the NYS DOS and Mr. LaFlure replied if all of the funds were utilized from the Capital Project Fund, an additional \$200,000 could be needed. Mr. Mason asked if the NYS DOS did not approve the project, would that additional \$200,000 be a shared cost with Washington County and Mr. LaFlure responded affirmatively, noting all costs associated with the project, as well as use of the Building, were split 50/50 with Washington County.

Mr. Auffredou reported that an Intermunicipal Agreement from 2008 outlined the 50/50 cost split with Washington County, and also required the second Intermunicipal Agreement for the governance of the project. One of the criteria to be considered in the second Agreement, he said, was ownership interests in the property. He recognized that Warren County owned the property; however, he noted, it was important to Washington County to have some type of equity or ownership interest in the property, which could be difficult to resolve prior to March 31, 2012.

Mr. Monroe noted the resolution stated that the Building not only needed to be ordered and purchased by March 31, 2012, but it also needed to be constructed by that date and Mr. Auffredou confirmed that was accurate. Mr. LaFlure countered that the Building had to be constructed and inspected by March 31, 2012; however, he said, it did not have to be done on the planned site; it could be done at the manufacturers location and pictures could be forwarded to the State for approval.

Julie Pacyna, Purchasing Agent, informed that she had just contacted the low bidder who had advised he had been awarded two additional projects and therefore, he could not

guarantee completion of the MASK Confidence Building by the March 31, 2012 deadline. Mr. Auffredou suggested that the resolution be amended to include a contingency that it was subject to confirmation that the successful bidder could meet that deadline. In response to an inquiry, Mr. LaFlure stated that all extensions of the grant had been exhausted.

Chairman Stec requested Mr. Dusek contact Washington County to see if they were aware of the recent information as provided by Mrs. Pacyna, that the bidder may not be able to complete the Building by the deadline.

Mr. Auffredou recommended the following amendment to Resolution No. 140, "Resolved, that moving forward with the project, including the Phase 2 professional engineering services, the award of the bid for the MASK Confidence Building was contingent upon the successful bidder for the MASK Confidence Building being able to complete the Building prior to March 31, 2012."

Mr. Conover referred to the delivery of the Building and Mr. LaFlure's statements that it did not have to be on site for the inspection and approval to be made and he asked Mr. Auffredou to expound on the matter. Mr. Auffredou apprised that he had contacted a representative at the NYS DOS who confirmed that the Building was not required to be on site for the approval. He added that it could be assembled and inspected at the manufacturers site. He further suggested adding to the amended language in the resolution the following "the written confirmation of the selected contractor to be received prior to the purchase order being authorized".

Mr. Kenny questioned if the bidder had included the cost of assembly on their site in the proposal and Mr. LaFlure replied affirmatively, noting that assembly of the Building on the manufacturers site for inspection was included in the bid specifications. Mr. LaFlure further stated that the grant documents said that the NYS DOS would come to the site in six months to view the Building in use.

Mr. Monroe expressed his concern with paying for the Building prior to it being delivered to the permanent site, which he believed violated the County's Purchasing Policy. Mr. Auffredou opined that this was a special circumstance which was necessary in order to comply with the conditions of the grant.

Motion was made by Mr. Geraghty, seconded by Mr. Bentley and carried unanimously to bring Resolution Nos. 138 through 140, as amended, to the floor.

Mr. Dusek announced he had contacted Washington County to share the new information regarding the bidders concern of meeting the deadline of March 31, 2012 for the MASK Confidence Building and they advised they had adopted their resolution and were confident the deadline could be met.

Chairman Stec called for a vote on the resolutions.

Resolution Nos. 57 through 140 were approved. Proclamation-American Red Cross Month was submitted.

Mr. Strainer wondered if the Board of Supervisors still had a Sergeant of Arms and Chairman Stec replied in the negative. Mr. Strainer asked about a Chaplain and Chairman Stec stated that would need to be considered at a later date.

There being no further business, on motion by Mrs. Frasier and seconded by Mr. Taylor, Chairman Stec adjourned the meeting at 12:30 p.m.