

Warren County Board of Supervisors

**BOARD MEETING
FRIDAY, JUNE 19, 2015**



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 10:00 a.m.

Mr. Kevin B. Geraghty presiding.

Salute to the flag was led by Supervisor Kenny.

Roll called, the following members present:

Supervisors Conover, Monroe, Girard, McDevitt, Taylor, Kenny, Frasier, Simpson, Vanselow, Dickinson, Merlino, Strough, Seeber, Sokol, Beaty, Westcott, Thomas, Wood and Geraghty - 19; Supervisor Brock, Absent - 1.

Motion was made by Supervisor Simpson seconded by Supervisor Frasier and carried unanimously to approve the minutes of the May 15, 2015 Board Meeting and June 15, 2015 Special Board Meeting, subject to correction by the Clerk of the Board.

Commencing the Agenda review, Chairman Geraghty declared the Public Hearing open on proposed Local Law No. 5 of 2015 entitled "*A Local Law Establishing a Department of Human Resources and a Department of Civil Service Administration in the County of Warren and Repealing and Replacing Local Law No. 1 of 2014*" at 10:01 a.m. and he requested that Amanda Allen, *Clerk of the Board*, read the Notice of Public Hearing aloud, which she proceeded to do.

Chairman Geraghty offered privilege of the floor to anyone wishing to speak on proposed Local Law No. 5 of 2015. As there was no immediate comments relative to proposed Local Law No. 5 of 2015, Chairman Geraghty advised the Public Hearing would remain open through the reading of the communications.

Resuming the Agenda review, Chairman Geraghty extended privilege of the floor to Supervisor Seeber, for the presentation of a Certificate of Excellence to Nicholas Harding, SUNY (*State University of New York*) Adirondack graduate. Supervisor Seeber introduced Nicholas Harding, a graduate of SUNY Adirondack this year and the first recipient of the Certificate of Excellence for Warren County. She said she was excited to present the certificate to Mr. Harding in front of all the children present for the 2015 Tar Wars Tobacco Free Education Program and Poster Contest for students in grades 4 and 5 because she assumed they were considering attending college when they graduated from high school. She stated that Mr. Harding had not only fought very hard to overcome struggles and obstacles to graduate from college with a degree in mathematics, but was also the first individual from his family to attend college. She indicated every college graduate had a story in regards to their struggles while they were attending college; however, she pointed out, Mr. Harding had gone above and beyond to surpass them and graduate with his Associates Degree and was continuing on to pursue a Bachelor's Degree from SUNY Plattsburg.

Supervisor Seeber asked Mr. Harding to share what had been the most difficult obstacle for him to overcome in order for him to graduate from SUNY Adirondack. Mr. Harding advised he had faced many challenges while attending SUNY Adirondack, such as paying tuition and purchasing books, as well as

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finding transportation to and from the College every day. He commented although it had been slightly overwhelming to him when he first started taking courses, he eventually discovered where he fit in. He mentioned college had been a great experience for him, as he had met many new people and experienced a lot of new things he never imaged he would be doing.

Supervisor Seeber informed that she felt Mr. Harding's story provided a good example to others as to the relevance of why they should never give up on their goal of pursuing a higher education because it was possible to overcome all of the obstacles before them. She advised the Board congratulated every SUNY Adirondack graduate from Warren County this year, but they had chosen to highlight Mr. Harding's accomplishments based on the effort he had put forth to graduate from SUNY Adirondack. As just one of his accomplishments while attending SUNY Adirondack, Supervisor Seeber noted Mr. Harding had been actively involved in the Student Senate as both the Secretary and Treasurer. Supervisor Seeber and Chairman Geraghty presented Mr. Harding with the Certificate of Excellence for obtaining his Associates Degree in Liberal Arts, Math and Science from SUNY Adirondack, following which a round of applause was given.

Continuing with the Agenda review, Chairman Geraghty extended privilege of the floor to Dan Durkee, *Senior Health Educator*, for the presentation of certificates to the winners of the 2015 Tar Wars Tobacco Free Education Program and Poster Contest for students in grades 4 and 5 of the participating schools in Warren County. Mr. Durkee made a powerpoint presentation which displayed the winning posters and outlined the program objectives; *a copy of the power point presentation is on file with the minutes*. Chairman Geraghty presented each winner with a certificate commending their efforts, following which a round of applause was given.

Returning to the matter of the Public Hearing for proposed Local Law No. 5 of 2015, Chairman Geraghty once again called for any public comment on the matter, and there being none, he declared the Public Hearing closed at 10:20 a.m.

Chairman Geraghty called upon Supervisor Merlino to present Kate Johnson, *Tourism Director*, with a certificate honoring her many years of service to Warren County. Supervisor Merlino said Ms. Johnson had been with the County for 25 years, all of which had been with the Tourism Department. He mentioned he was pleased to acknowledge service such as this where an individual worked in one place for their entire career, as he felt it was a rather rare occurrence. He commented he had the pleasure of working with Ms. Johnson for several years and he stated she would sincerely be missed. Chairman Geraghty acknowledged Ms. Johnson for her years of service at the County and wished her well in her retirement. A round of applause was given. Ms. Johnson said it had been a pleasure serving the people of Warren County and she commented that she had enjoyed working with the Board of Supervisors and thanked them for recognizing and supporting the tourism industry in Warren County.

Moving along, Chairman Geraghty requested that Supervisor Monroe provide some background regarding the presentation by George Normandin of Normandin Marketing. Supervisor Monroe apprised that Mr. Normandin was in attendance to make a presentation on the proposed Festival Commons website, which the Park Operations & Management Committee had approved at their May 26th meeting. He added the goal was for the website to be active before the summer season commenced. Chairman Geraghty informed that Mrs. Allen was distributing an unnumbered draft resolution entitled "*Approving the Festival Commons Website*" that would be voted on later in the meeting. Supervisor Monroe reported one of the main purposes of the website was to showcase the upcoming events; therefore, he said, it would be consistently updated as new events were booked. Chairman Geraghty noted that the venue was booked for every weekend of the summer.

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Chairman Geraghty advised due to some technical difficulties with the presentation they would continue the Agenda review with the report by the Chairman of the Board. He read aloud the listing of meetings he had attended since the May Board Meeting; *a copy of the Chairman's Report is on file with the items distributed at the Board Meeting.* In reference to the meeting he attended in Albany, New York with the NYS DOT (*New York State Department of Transportation*) on May 29th, he apprised they had discussed the renaming of the Dude Ranch Trail. He informed the NYS DOT had approved the renaming of the Dude Ranch Trail; however, he said, he could not recall what the new name would be. He noted a location in Chestertown was added to the trail, for which new signage would be erected in the future. He commented he felt this would be beneficial for tourism in Warren County, as the trail commenced in Lake Luzerne and worked its way north. Finally, Chairman Geraghty encouraged everyone to attend the Hudson Valley Volunteer Firefighters Association Parade that was taking place in the Town of Lake George this weekend.

Chairman Geraghty then called for reports from Supervisors on the past months meetings or activities.

Supervisor Kenny advised the Occupancy Tax Coordination Committee met on May 29th to receive an update from Elizabeth Mahoney, *Legal Counsel for the Adirondack Civic Center Coalition*, with respect to their efforts thus far, as well as those for the future. He said Ms. Mahoney had indicated their main event for the month was the Godsmack concert, which they considered to be a success with more than 3,500 attendees. He added they awarded occupancy tax funding in the amount of \$1,800 to Robert Blais, *Mayor for the Village of Lake George*, for a proposal from Mannix Marketing relating to Facebook marketing of 9 events scheduled for the Festival Commons. He stated Mayor Blais had indicated the Festival Commons restroom building would not be completed until the end of June. He added following a discussion with Martin Auffredou, County Attorney, the Committee approved proposed Resolution No. 334, *Introducing Proposed Local Law No. 6 of 2015 and Authorizing Public Hearing Thereon - Entitled "A Local Law Amending the Warren County Occupancy Tax as Authorized by Act of the New York State Legislator (Chapter 422 of the Laws 2003)"*.

Supervisor Frasier apprised the Human Services Committee had met on May 22nd approving proposed Resolution Nos. 302, *Authorizing Agreements with Saratoga County Employment & Training and/or Washington County Economic Opportunity Council/Employment & Training Administration Related to the Operation of Workforce Innovation and Opportunity Act Youth Programs for the Employment & Training Administration*, 303, *Approving Workforce Investment Board (WIB) Budget for Program Year 2015-2016; Authorizing Memorandum of Understanding Relating to Cost Allocation Plan with the WIB and Other Agencies*, and 304, *Authorizing Temporary Positions Within the Warren County Employment & Training Administration*. She noted the Committee had also approved a request to host the Summer Youth Employment Program Orientation in June, as well as a request to host the 2015 Summer Youth Awards Ceremony/Picnic. She encouraged all Board members to attend the Awards Ceremony/Picnic scheduled for August 13th at Crandall Park. She informed after a brief discussion with Denise DiResta, *Director of Veterans' Services*, the Committee had also approved proposed Resolution No. 301, *Accepting and Approving the Telehealth Service Agreement between Albany Veterans' Administration Medical Center and Warren County Veterans' Services*. She noted Ms. DiResta had been selected to serve as part of a task force checking on the type of care that was being given at the local Veterans' Hospital.

Returning to the Powerpoint presentation regarding the proposed Festival Commons website, Mr. Normandin provided a tour of the website, which he noted was live but not yet advertised. He indicated that he welcomed feedback from the Board on any changes they would like to see made to the website and he advised the site would be launched in its current format with any changes being made as needed. He added that he would be setting up the Facebook and Instagram accounts with the appropriate Festival Commons logo and art work for the next upcoming event, as well.

Continuing, Mr. Normandin advised he had secured the domain names “festivalcommons.com”, “lakegeorgeevents.com” and “lakegeorgefestivalcommons.com”. He explained “festivalcommons.com” was set up as the main domain name with the other two linking to it. Referring to the lowermost portion of the festivalcommons.com home page, Mr. Normandin pointed out the third-party software called “Mail Chip” which would allow the public to sign up to receive information on upcoming events at the Festival Commons.

Chairman Geraghty requested a motion to bring the previously distributed un-numbered and un-introduced resolution to the floor. The necessary motion was made by Supervisor Monroe, seconded by Supervisor Conover and carried unanimously. Chairman Geraghty announced this would be proposed Resolution No. 337.

Continuing with reports from Supervisors on the past months meetings or activities, Supervisors Simpson, Vanselow and Dickinson advised they had nothing to report.

Supervisor Merlino reported the Public Works Committee had met on June 1st, approving proposed Resolution Nos. 293, *Authorizing the Chairman of the Board of Supervisors to Execute Supplemental Agreement No. 3 with New York State Department of Transportation for the Harrington Road over Mill Creek Bridge Project*, and 294, *Amending Resolution No. 257 of 2015 Authorizing Agreement with Clark Patterson Lee for Consultant Services in Connection with the County Bridge Painting Project, Horicon Avenue over Schroon River, Town of Chester and Glen Athol Road over Patterson Creek, Town of Thurman*. Supervisor Merlino stated that the Tourism Committee had met May 29th, approving proposed Resolution Nos. 295, *Authorizing Agreement with Benchmark Printing, Inc. for the Printing of the 2015 Warren County Fall Brochure for the Tourism Department*, 296, *Amending Resolution No. 585 of 2014; Awarding Bid and Authorizing Agreement to Provide Drupal Web Redesign/Website Hosting and Production Services (WC 63-14) for the Tourism Department* and 297, *Appointing Leisa Grant as Interim Warren County Tourism Project Director*.

Supervisor Brock entered the meeting at 10:45 a.m.

Supervisor Strough stated he had nothing to report, but would like to mention that the 240th anniversary of the death of Joseph Warren had occurred two days ago. He explained Warren County was named after Mr. Warren because on June 17, 1771 he made the heroic gesture of staying behind with a group of volunteers during the Battle of Bunker Hill so that others troops could escape with their lives knowing what the ultimate result would be. He said Mr. Warren had been a part of the Sons of Liberty and turned down an officer appointment offered by George Washington so that he could fight as a “man in the field”.

Supervisor Seeber commended Mr. Dickinson’s efforts in organizing the boat ride on Lake George for the May 28th meeting of the Intercounty Legislative Committee of the Adirondacks. She advised that the Community College Committee had approved proposed Resolution No. 300, *Approving Tentative Operating Budget for Fiscal Year 2015-2016 for Adirondack Community College and Providing for Public Hearing*, at the June 8th joint meeting of the Community College and Finance Committees. She thanked all those who attended both the joint meeting of the Community College and Finance Committees on June 8th and the Finance Committee meeting on June 10th where discussions took place regarding the College’s proposal for the NSTEM (*Nursing, Science Technology, Engineering and Math*) Project.

In regards to cell phone usage during Board Meetings, Supervisor Seeber stated she was aware that such activity was frowned upon; however, she noted, she had been utilizing hers during today’s meeting to

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review minutes. She said in light of the recent news articles about fireworks she felt it was necessary to review the minutes from the April 14th Board Meeting when representatives from two different firework companies discussed the sale of fireworks in Warren County. She advised in that meeting she had indicated she was uncomfortable with there not being an ample supply of brochures distributed with fireworks sold as a preventive measure to educate the community on fireworks safety. She recalled that at a prior Board Meeting they had been assured by one of the vendors that they would go above and beyond their standard operating practices to provide educational materials to the public. She reported although the firework companies were complying with State Law, they were not providing the safety brochures to the public that had been promised. She mentioned she felt the firework displays in stores were very obvious to the public. She stated the County Administrator's Office had recently attempted, on several occasions, to contact Melissa Goduti, *Regional Director of TNT Fireworks*, regarding the commitment TNT had made to Warren County to provide these educational materials. She said that Ms. Goduti had reiterated to them that it was not their standard operating procedure, but she had noted she would look into this. She pointed out as of this morning no status update had been provided to them. She requested that the matter be referred back to the Legislative & Rules Committee to discuss whether Local Law No. 3 of 2015 should be revised to specifically state that educational brochures must be distributed, as this was not currently required. She continued, other options to be discussed were whether to be more restrictive in terms of the dates fireworks could be sold, or possibly even repealing the law altogether. She advised in light of the recent fire in Washington County that related to improper disposal of fireworks that were sold in Warren County, and where a firefighter was injured, she felt it was imperative that they address the lack of educational materials being provided. She commented although providing the educational materials may not have prevented the fire from occurring, she believed it was the Board's responsibility to ensure the proper measures were in place to ensure the safety of their residents. She advised she thought it was necessary to draw TNT's attention to the fact that the educational brochures were not being distributed, as promised, and to ensure answers were provided to the inquires submitted to their company.

Supervisor Monroe indicated that the matter would be placed on the Agenda for discussion at the next meeting of the Legislative & Rules Committee. Chairman Geraghty advised the Town of Warrensburg had received many requests to sell fireworks in their municipality. He commented he felt the Board had been misled by the fireworks companies as to their method of selling fireworks, as he recently learned not only would they be sold in stores, but in outside tents, as well. He said he had discussed his concerns with Ms. Goduti, who was based in TNT Fireworks' Alabama Office, and he felt her response was non-committal in regards to what was previously promised.

Martin Auffredou, County Attorney, interjected that he recalled the purpose of Local Law No. 3 of 2015 was simply to incorporate the provisions of the State Law to permit the sales for those specific periods of time. He advised each retailer was required to obtain permission from a State Agency to be authorized to sell fireworks in the State. He pointed out the State Legislation did not specifically reference where fireworks could be sold; therefore, he stated, he felt this was an issue for the local municipality to address, as he did not feel the County had particular zoning or land use powers in these circumstances. He surmised it was necessary to keep in mind that local municipalities had the authority to dictate where and what hours fireworks could be sold in their municipality during the specified sale periods.

Supervisor Sokol reported on the May 22nd meeting of the Health Services Committee, commenting that the majority of the Agenda consisted of personnel matters from each Department, which were recognized on proposed Resolution No. 308, *Amending Table of Organization and Warren County Salary and Compensation Plan for 2015*. He stated the request from Public Health related to creating and filling the new position of RPN (*Registered Professional Nurse*) effective July 1st, by deleting two

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Nurse Technician positions which had become vacant due to retirement. He commended the Department for restructuring to result in an overall savings of \$35,622 plus fringe benefits. Supervisor Sokol informed Rob York, *Director of the Office of Community Services*, requested approval to fill the vacant position of Deputy Director-Clinical, due to resignation. He said the salary for this particular position would be discussed at the next meeting of the Health Services Committee. Supervisor Sokol indicated there had been two resignations within the last few weeks at Westmount Health Facility, one of them being Lloyd Coté's, *Administrator of the Westmount Health Facility*, assistant who handled the payroll, leave time and unemployment paperwork; he added that the other resignation was the employee who handled all of the billing for the Facility. He apprised the Staffing/In-Service Coordinator had been promoted to the recently vacated DON (*Director of Nursing*) position. He pointed out the Facility continued to operate smoothly despite the recent resignations and he commended the Department Heads for putting for their best effort to fill the vacancies.

Supervisors Beaty and Westcott indicated they had nothing to report.

Supervisor Thomas stated he had nothing to report, but would like to mention towards the end of July or early on in August he anticipated a joint meeting of the Budget and Finance Committees would be scheduled to discuss several matters. He said the meeting would revolve around discussing some priorities as to what the Committee members felt should or should not be funded in the 2016 County Budget.

Supervisor Wood advised the Public Safety Committee had last met on May 26th, approving proposed Resolution Nos. 286-290. She mentioned Resolution Nos. 322-323, relating to the Radio Communications Upgrade Project, had originated from a referral from the Public Safety Committee. She noted the original amount referred by the Committee to the Finance Committee had been reduced from \$959,600 to \$568,600. She commented it was imperative that the upgrades be completed sooner rather than later. She stated that she and Supervisors, Conover, Merlino and Thomas had attended the June 17th meeting of the First Wilderness Heritage Corridor with representatives from SNCR (*Saratoga and North Creek Railroad*). She said she was pleased to be informed by SNCR of their future plans.

Supervisor Conover reported that the Finance Committee had met two times during the last month, once on June 8th for the Joint Meeting of the Community College and Finance Committees, which he noted, he had been unable to attend, and again on June 10th for their regular monthly meeting. He said proposed Resolution Nos. 284-285 and 319-324 had all been approved by the Finance Committee. He mentioned Dr. Kristine Duffy, *President of SUNY Adirondack*, had provided a presentation to the Committee regarding their proposal for the NSTEM Project. He commented he felt the Committee members were encouraged by the project; therefore, he stated, the matter was referred to the Budget Committee to incorporate into the County's Multi-Year Plan to determine whether it would be possible for the County to provide funding assistance toward the project and if so at what level. He pointed out concerns had been raised such as the cost of the project, whether providing the funding would push the County over the State imposed tax cap and the impact it would have on the other financial responsibilities of the County, etc. He mentioned it was essential to determine how the project fit amongst all the other priorities before the County.

Supervisor Monroe informed that the Park Operations and Management Committee had met on May 26th, approving proposed Resolution No. 337, *Approving the Festival Commons Website*. He said Mr. Auffredou was reviewing whether the County could have paid advertising on the website. Supervisor Monroe indicated there was a discussion concerning Tax Map Parcel No. 308.10-1-65 in the Town of Queensbury at the May 26th meeting of the Real Property Tax Services Committee. He advised since

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there were several issues with this particular parcel the Committee had authorized the Chairman of the Board of Supervisors to sign an option agreement with Ryan Wild, of *Creative Spaces, LLC*, for the purchase of Tax Map Parcel No. 308.10-1-65 in the Town of Queensbury with a 120-day contingency period to obtain all of the necessary variance, zoning and sub-division approvals.

Supervisor Monroe advised the Agenda for the June 9th meeting of the Legislative & Rules Committee consisted of several different items, the first of which pertained to the Adirondack Wide Invasive Species Prevention Program Framework Agreement. He explained that last fall the Fund for Lake George, the Lake George Regional Review Board and several other organizations drafted a Memorandum of Understanding (*MOU*) to raise support for an Adirondack Wide Invasive Species Prevention Program. He said the New York State Department of Environmental Conservation (*NYS DEC*) had asked to have some input into the program and had helped with revisions to the Framework Agreement. He stated the Governor's Office wanted to announce the program and had requested that signatures be obtained in support of it. Supervisor Monroe announced that signatures had been obtained from representatives of many towns, counties and agencies within the Adirondack region, as well as the Adirondack Park Agency (*APA*), *NYS DEC* and the Lake George Park Commission (*LGPC*). He noted the signatures had been attached to a general statement of need for an Adirondack Wide Invasive Species Prevention Program. He commented the Governor had included \$1 million in his proposed budget for the program which had been approved by the Legislature. Mr. Monroe informed that the *NYS DEC* had taken the necessary steps to have the program in place for 2015 before the State budget was approved. Because of the length of time necessary for review of contracts by the State Comptrollers Office, he continued, nine less expensive boat washing units were purchased at a cost of \$5,000 each. While it was great to have the \$1 million in funding, Supervisor Monroe said, many of the involved parties felt the program could be administered much more efficiently for 2016 if it was changed to a grant program. He expressed the reason for the Framework Agreement was to determine if there was support throughout the region for the details which would fix some of the problems with the Program. Supervisor Monroe pointed out the *NYS DEC* had been adamant that if the intent was to initiate a grant program for 2016 for the Adirondack Wide Invasive Species Prevention Program, then it would be necessary to commence working on it immediately. He noted that Paul Smith's College was aware they would not be administering the Prevention Program if it became a grant program and they were amenable to this change. He stated Mr. Auffredou had suggested some language be incorporated into the Framework Agreement to ensure it would not be a binding commitment for funding from Warren County. He asked whether Mr. Auffredou would like to comment on the matter and Mr. Auffredou replied he had no other concerns about the Framework Agreement as presented. Supervisor Monroe noted that a major symposium would be taking place at Paul Smith's College on July 28th to discuss a number of these issues. He apprised he felt it would be determined at this meeting whether this plan would be broadly accepted.

Supervisor Monroe indicated the next matter discussed at the June 9th meeting of the Legislative & Rules Committee concerned a New York State Constitution Article 14 Amendment to create a municipal land bank for utilities, highways, bridges and small projects. He explained that the New York State Constitution Article 14 pertained to the Forever Wild Clause and created an obstacle for many small projects, particularly in Essex and Hamilton Counties, such as in relation to the construction of a well for Racquet Lake that had required use of one acre of Forest Preserve. Supervisor Monroe indicated the problem for Warren County was with the Middleton Bridge Project where it made sense to build a new bridge 2.5 miles north of the existing bridge but would require the use of some property which was technically designated as Forest Preserve land. He explained there were conflicting arguments relative to the status of property along the shore of the Schroon River, some of which supported the Forest Preserve designation, while others did not. He said if the Forest Preserve designation of these lands was confirmed, the only way to move forward with the bridge relocation would be through a lengthy and

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involved process necessitating a State Constitutional Amendment which required State-wide voter approval, as well as a Constitutional Amendment approved through two consecutive Legislation sessions in order to be adopted. He added there were many examples of situations like this throughout the Adirondacks. He advised an amendment to New York State Constitution Article 14 would address this issue by creating a land bank permitting municipalities to acquire parcels of State Forest Preserve land for a fee, with said fees being used by the State to purchase additional Forest Preserve lands elsewhere; he added that in these cases, municipalities could acquire and use Forest Preserve lands for specified road, bridge and small scale water projects. He apprised there was some indication that the State Legislature would like to move forward with this issue before the current session closed later that day. He pointed out proposed Resolution No. 308, *Supporting in Concept an Amendment to the Article XIV Section 1 (Forever Wild Clause) of the New York State Constitution to Create Municipal Land Bank for Utility, Highway, Bridge, and Similar Projects*, and requested support of same.

Continuing his review of the June 9th Legislative & Rules Committee meeting, Supervisor Monroe referred to a matter brought forth by Johns Salvador, *Town of Queensbury Resident*, concerning town boundary lines as had been discussed at two previous Committee meetings. He stated Mr. Auffredou had opined that this was not a County matter, but rather an issue Mr. Salvador needed to address with the Town of Queensbury. In regards to Mr. Salvador's comments that there were County Highway Maps that did not reference the correct boundary lines, Supervisor Monroe stated this was something the County could research further.

Supervisor Monroe recommended approving proposed Resolution No. 312, *Adopting the Warren County Board of Supervisors Rules and Procedures for Public Participation at Board of Supervisors Meetings and Board of Supervisors Committee Meetings*. He also pointed out proposed Resolution Nos. 310, *Supporting New York State Senate Bill S.4240 and New York State Assembly Bill A.6245, to Amend County Law in Relation to Community and Economic Vitality, Nutrition and Healthy Families and 4-H/Youth Development Under a Form of Organization and Administration Approved by Cornell University*, which he said originated from a resolution adopted by Wyoming County, and would eliminate the outdated term "home economics" and focus on economic and community vitality, nutrition, health families and agriculture.

Next, Supervisor Monroe addressed proposed Resolution No. 311, *Resolution Requesting the Governor and the State Legislature to Amend the Vehicle and Traffic Law to Allow All Terrain Vehicles Up To 1,500 Pounds to be Registered*, which was also approved by the Legislative & Rules Committee. He said he was familiar with this matter as a resolution had been adopted by the Adirondack Park Local Government Review Board (APLGRB), of which he was a member. He commented that the APLGRB had forwarded their resolutions to all of the Counties in the Adirondacks and Fulton County had forwarded their resolution to Warren County. He explained that currently UTV's (*utility task vehicles*), which were larger than ATV's (*all terrain vehicles*) and allowed people to ride side-by-side, could not be registered because they weighed in excess of 1,000 pounds; he added that this proposed legislation would allow ATV's and UTV's weighing up to 1,500 pounds to be registered. Chairman Geraghty mentioned that the Intercounty Legislative Committee of the Adirondacks had decided not to support the Assembly version of the legislation. Supervisor Monroe commented that he felt they could support the Senate version of the proposed legislation, as it was relevant. He stated the APLGRB felt this was a stand alone issue that the NYS DEC and APA should be able to determine where they could be utilized.

Supervisor Monroe apprised of another matter referred by Fulton County and the APLGRB requesting the Governor and State Legislature to amend the New York State Vehicle and Traffic Law regarding designation of highways and travel by ATV's was tabled by the Committee until Mr. Auffredou could provide an opinion as to whether or not this would provide Towns with the authority to designate

County and State roads as such.

Finally, Supervisor Monroe stated that Robert Schulz, *Town of Queensbury Resident*, had read aloud a letter he had prepared which was addressed to the Warren County Board of Supervisors, the Washington County Board of Supervisors, the Queensbury Town Board, the Fort Ann Town Council and the Lake George Board of Education. Supervisor Monroe apprised that Mr. Schulz had previously addressed the Legislative & Rules Committee with respect to what he perceived to be a lack of proper civic education in the public school system, as well as with regard to the State and public school's participation in the PARCC (*Partnership for Assessment of Readiness for College and Careers*) Consortium for the Common Core Standards assessment and the unconstitutionality of it. Supervisor Monroe advised that Mr. Auffredou had requested an opinion on these issues from the New York State Board of Regents, the New York State Education Commissioner and each of the regional school districts; he asked whether Mr. Auffredou had received any responses and Mr. Auffredou replied in the negative. Mr. Auffredou indicated he had sent each of the entities referenced copies of the resolutions that Mr. Schultz had presented to the Committee for approval and requested that they provide any comments they may have regarding the matter, but he had not received any responses.

Supervisor Monroe informed that Mr. Schulz's letter indicated that on February 3, 2015 he had served each entity with a First Amendment Petition for Redress of Grievances regarding the unconstitutional civic education in public schools which he felt did not comply with State Education Law. He said Mr. Schulz felt the multi-State assessment system based on the Common Core Standards was in violation of the Constitution of the United States of America and his Petition of Redress had included a statement of facts and remedial instructions in the form of two resolutions. Supervisor Monroe said Mr. Schulz had announced that he would embark upon a hunger fast beginning July 1, 2015 and consume only water until he received a written response from each of the parties the letter was addressed to, which he said should either refute the facts stated in the resolutions or agree to the remedial instructions. Supervisor Monroe said Mr. Schulz had beseeched the Board of Supervisors to support and defend the New York State and United States Constitutions by adopting the resolutions he had drafted.

Supervisor Girard advised at their June 1st meetings the County Facilities Committee had approved proposed Resolution Nos. 313-318. He noted proposed Resolution No. 313, *Amending Article VI(6) of the Fixed Base Operator Lease Agreement with Schermerhorn Aviation II, Inc.*, related to a change in the operating hours at the Airport from 8:00 a.m. until 6:00 p.m. seven days a week. He stated proposed Resolution No. 314, *Authorizing the Chairman to Sign a Letter of Agreement between Schermerhorn Aviation, LLC and Warren County with Regard to the Status of the Current Airport Restaurant*, ensured the County would remain up to date with the status of the stand-alone Airport Restaurant as they moved forward with it. He reported proposed Resolution Nos. 315, *Rescinding Resolution No. 207 of 2015 Authorizing the Submission of a Grant Application to the Federal Aviation Administration and/or the New York State Department of Transportation for Purchase of Snow Removal Equipment (Multi-Function Sweeper and Plow) and Aircraft Rescue and Fire Fighting ("ARFF") Gear*, and 316, *Authorizing the Submission of a Grant Application to the Federal Aviation Administration and/or the New York State Department of Transportation for Purchase of Snow Removal Equipment (Runway Sweeper) and Aircraft Rescue and Fire Fighting ("ARFF") Gear*, related to one another. He informed proposed Resolution No. 317, *Authorizing Agreement with McFarland Johnson, Inc. to Provide Professional Engineering, Consulting and Construction Inspection Services for the Aviation Fuel System Improvements*, related to the upgrades to the existing fuel farm at the Airport. In reference to proposed Resolution No. 318, *Authorizing the Airport Manager and/or the Superintendent of the Department of Public Works to Prepare a Response to the Request for Proposals to Host the Northeast Regional Aircraft Owners and Pilots Association ("AOPA") Events in 2016, 2017 and 2018*, Supervisor Girard advised they were hopeful

that the Airport would be selected to host this event for one of the years mentioned.

With reference to the Court Space Expansion Project, Supervisor Girard indicated the project's focus had shifted to the temporary solution portion to accommodate the new Family Court Judge and staff until the construction of new Court space was completed. He said once clarification on the process was received from the OCA (*New York State Office of Court Administration*) they would move forward with their plan to utilize the Supreme Court Library for temporary measures because everyone agreed this was a logical location.

Supervisor Girard reported they were awaiting responses to the follow-up questions that had been submitted to the proposing firms for the solar RFP (*Request for Proposal*). He said he was hopeful that they would receive more information on the matter so they could move forward with the project next month. Supervisor Girard advised the second part of the County Facilities Committee meeting took place at the Airport on June 1st and he thanked the Town of Lake George for providing their trolley for the tour of the Airport grounds. He mentioned he felt the tour was beneficial for those who participated, as it had been very informative about the activity taking place at the Airport.

Supervisor Girard informed the Airport Advisory Board presented their final report at the Joint Meeting of the County Facilities and Economic Growth & Development Committee on June 3rd. He apprised that the information contained in the presentation was very valuable to the County and he thanked the Advisory Board for their support. He mentioned he believed the group planned to continue on independently and would submit their recommendations for review.

Supervisor McDevitt advised he had nothing to report this month.

Supervisor Taylor reported on the June 10th meeting of the Personnel Committee, apprising that during this meeting proposed Resolution Nos. 325-330 were approved. He pointed out proposed Resolution No. 327, *Approving Addendum to the April 29, 2015 Memorandum of Agreement between the Civil Service Employees Association, Inc. and the County of Warren*, which was required to adjust the salaries of two Nurse Manager positions at Westmount Health Facility. Supervisor Taylor commended Mr. Coté for taking the necessary steps to ensure the Facility ran smoothly during this tumultuous period. Continuing, he noted proposed Resolution No. 329, *Ratifying the Actions of the Chairman of the Board of Supervisors in Executing a Memorandum of Agreement between the County of Warren and the Warren County Police Benevolent Association ("PBA"), and Authorizing a New Collective Bargaining Agreement Between Warren County and Warren County Police Benevolent Association for a Term Commencing January 1, 2014 Through December 31, 2017*, and he acknowledged Chairman Geraghty, the members of the negotiating team and the PBA representatives for working together on this agreement and he recommended that the Board approve the resolution. He also commented on proposed Resolution No. 333, *To Enact Local Law No. 5 of 2015, Entitled "A Local Law Establishing a Department of Human Resources and a Department of Civil Service Administration in the County of Warren and Repealing Local Law No. 1 of 2014"*, which he said would essentially split the Human Resources Department and Civil Service Administration into two separate departments. With regard to the June 3rd meeting of the Economic Growth & Development Committee, Supervisor Taylor informed that proposed Resolution Nos. 330-331 were approved during the Planning & Community Development portion of the meeting. He encouraged anyone interested in learning more about the CFA (*Consolidated Funding Application*) grant process to attend the meeting scheduled for June 26th at the Fort William Henry Hotel and Convention Center.

Supervisor Brock indicated he had nothing to report, but wished to apologize for his late arrival, explaining his tardiness was attributed to car problems.

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Chairman Geraghty called for the report by the County Administrator and JoAnn McKinstry, *Assistant to the County Administrator*, advised she had nothing to report.

Privilege of the floor was extended to Mr. Auffredou, to provide the report by the County Attorney. He apprised on June 27-28, 2015, HITS Triathlon Series was conducting a triathlon event in the northern portions of the County which included the Towns of Chester, Hague, Horicon and Thurman. He explained that it was brought to his attention this week, well after the Committee meetings for this cycle had concluded, that this entity was seeking the support of the Board for their event. He informed he felt it was important that they obtain the support of the Board for purposes of NYS DOT (*New York State Department of Transportation*), as the cycling aspect of this event took place on State Highways and because he believed the NYS DOT would like to be aware of whether the County supported the event or felt that it conflicted with other events taking place in this area during the same time frame. He noted support of the event did not necessarily indicate that the County was approving the event. He stated the Supervisors from the Towns impacted by the event had all indicated to him that they were supportive and he noted the Sheriff's Office was actively involved with this event, as well. He recommended that the Board approve a resolution of support as he felt this would provide the event, and the Towns impacted by the event, the support they required.

Mrs. Allen distributed copies of an un-numbered, un-introduced resolution entitled "*Resolution Supporting HITS Triathlon Series - North Country in the Towns of Hague, Horicon, Chester and Thurman on June 27-28, 2015*".

Chairman Geraghty asked for a motion to bring the aforementioned un-numbered resolution to the floor. Motion was made by Supervisor Simpson, seconded by Supervisor Frasier and carried unanimously. Chairman Geraghty announced this would be proposed Resolution No. 338.

Resuming the Agenda review, Chairman Geraghty called for the reading of communications , which Mrs. Allen read aloud, as follows:

Minutes from:

1. May 12, 2014 meeting of the Warren County Jury Board;
2. March 10, 2015 meeting of the Warren/Washington Counties Industrial Development Agency; and
3. December 15, 2014 and February 17, 2015 meetings of the Warren/Washington Counties Civic Development Corporation.

Monthly Report from:

1. Probation

Annual Report from:

1. Warren County Soil & Water Conservation District for 2014

Financial Reports/Correspondence from:

1. Capital District Regional Off-Track Betting Corp, April 30, 2015 Financial Report; and
2. Pro Act Warren County Discount Card Utilization Report for the months of January 2014-May 2015.

Capital District Regional Off-Track Betting Corp, March surcharge in the amount of \$5,793 and April surcharge in the amount of \$5,580; and

Letter from Ann M. McCann, Warren County Historian, announcing her retirement effective June 26, 2015.

Chairman Geraghty noted there was a Proclamation in the resolution packet designating the week of

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July 12-18, 2015 as “*New York State Invasive Species Awareness Week*”. He commented he believed Warren County had been the leader in its attempts to prevent and eradicate invasive species.

Continuing to the reading of resolutions, Mrs. Allen announced proposed Resolution Nos. 284-334 were mailed; she advised proposed Resolution No. 290 was corrected after mailing and that a motion was needed to approve the resolution, as amended. The necessary motion was made by Supervisor Vanselow, seconded by Supervisor Dickinson and carried unanimously.

Mrs. Allen apprised a motion was necessary to bring proposed Resolution Nos. 335 and 336 to the floor. The requested motion was made by Supervisor Dickinson, seconded by Supervisor Merlino and carried unanimously.

Chairman Geraghty called for discussion and public comment on the proposed resolutions, as well as requests for roll call votes.

Supervisor Westcott requested roll call votes on Resolution Nos. 312, *Adopting the Warren County Board of Supervisors Rules and Procedures for Public Participation at Board of Supervisors Meetings and Board of Supervisors Committee meetings*, 314, *Authorizing the Chairman to Sign a Letter of Agreement between Schermerhorn Aviation, LLC and Warren County with Regard to the Status of the Current Airport Restaurant*, and 316, *Authorizing the Submission of a Grant Application to the Federal Aviation Administration and/or the New York State Department of Transportation for Purchase of Snow Removal Equipment (Runway Sweeper) and Aircraft Rescue and Fire Fighting (“ARFF”) Gear*. He explained he was voting in opposition of proposed Resolution No. 312 because he felt it was too restrictive. He apprised he believed when the public asked questions at the Board Meetings they should be formally acknowledged and answered if not immediately then in writing following the meeting. In regards to his opposition to proposed Resolution No. 314, he informed he felt the entire process has been mishandled procedurally. He pointed out the former operator of the café at the Airport vacated the facility because they had been asked to carry a liquor license, which they had no desire to do. He said the provision of the contract that would be amended through this resolution was being carried out in order to accommodate the renovation of the old restaurant into additional office space, which was a violation of the current agreement. He stated he felt this opened the door to address a bigger issue at the Airport which was revenue sharing of the fuel sales. He apprised the County currently received \$.075 per gallon of fuel sold as compared to other counties that received up to \$1 per gallon of fuel sold. He requested that the County Facilities and Budget Committees research whether there was a method in which the County could garner additional revenue on fuel sales, as he believed this was one of the ways to assist in closing the budget gap at the Airport. He advised since the FBO contract was being changed already, he requested they amend it in regards to increasing the revenue received from fuel sales, as well.

With respect to proposed Resolution Nos. 317, *Authorizing Agreement with McFarland Johnson, Inc. to Provide Professional Engineering, Consulting and Construction Inspection Services for the Aviation Fuel System Improvements*, and 321, *Establishing Capital Project No. H359.9550 280 Airport-Upgrade Fuel Farm; Authorizing Transfer of Funds and Amending Warren County Budget for 2015*, Supervisor Westcott informed he was supportive of these particular resolutions because he was aware of the need for the upgrades to be completed; however, he noted, it would take four years for the County to pay the local share of the costs if there was no change made to the amount of revenue the County received from fuel sales. He commented he felt the relationship between the FBO (*Fixed Based Operator*) and the County needed to be more appropriately balanced, as the FBO was generating significantly more revenue on the fuel sales than the County. Supervisor Westcott mentioned that the Saratoga County Airport, which was not an FAA (*Federal Aviation Administration*) Part 139 Airport was plowed using

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Saratoga County DPW plow trucks after they were done treating County roads, which were their priority. He said he was pleased to see that proposed Resolution No. 315, *Rescinding Resolution No. 207 of 2015 Authorizing the Submission of a Grant Application to the Federal Aviation Administration and/or the New York State Department of Transportation for Purchase of Snow Removal Equipment (Multi-Function Sweeper and Plow) and Aircraft Rescue and Fire Fighting ("ARFF") Gear*, was being rescinded, as he felt this particular piece of equipment was excessive for the Airport. He stated he was still very taken aback that the County was proposing to spend \$500,000 on the Runway Sweeper referenced in proposed Resolution No. 316 even though it was 90% funded by the FAA which was still taxpayer money. In regards to the Radio Communications Upgrade, Supervisor Westcott commented that he felt there was an opportunity to partner with commercial/private industries on this project, as they may be able to benefit from the upgrade of these towers which was absolutely necessary. He requested that the Public Safety Committee research this further.

Travis Whitehead, *Town of Queensbury Resident*, advised he would like to address proposed Resolution Nos. 322, *Authorizing the Appropriation of Funds from the General Fund Unappropriated Surplus to Budget Code A.9950 910, Transfers-Capital Projects, Interfund Transfers, to Fund Phase 1 of the Sheriff's Communication Radio Upgrades Project; Amending 2015 Warren County Budget* and 323, *Establishing Capital Project No. H360.9550 280 Communication Radio Upgrade; Authorizing Transfer of Funds and Amending Warren County Budget for 2015*. He said he agreed that the Communication Radio Upgrade project was necessary; however, he noted, it had been mentioned at the Finance Committee that the \$16.5 million Court Expansion Project was "putting a cloud over all future spending" and he recalled that the County Treasurer had stated this was a grave situation. He commented he was pleased that the funding for the Radio Communications Upgrade project was approved, but at the same point in time the Finance Committee decided not to move ahead in approving funding for the Warren County share of costs for the proposed NSTEM Project for SUNY Adirondack. He mentioned it was unfortunate that all of these items were coming forth after the \$16.5 million was approved for the Court Space Expansion Project, as it put a strain on the County's finances. He continued, he believed the financial strain the cost of the Court Expansion Project placed on the County should have been discussed prior to approving it. He commented he "found the timing a little curious".

There being no further discussion or requests for roll call votes, Chairman Geraghty called for a vote on resolutions, following which Resolution Nos. 284-338 were approved, as presented; a Proclamation designating the week of July 12-18, 2015 as "*New York State Invasive Species Awareness Week*" was submitted.

Chairman Geraghty called for discussion and public comment on any other matters to be brought before the Board of Supervisors.

Supervisor Dickinson reported that as a member of the Board of Trustees of the Supreme Court Library he had not been notified of the proposal to utilize the Supreme Court Library as temporary quarters for the new Family Court Judge and staff until the Court Space Expansion Project was completed. He mentioned he felt it was necessary for someone to inform the Board of Trustees of the Supreme Court Library about the activity that would be taking place there. Supervisor Girard advised that Supreme Court Judge David Krogmann had recently informed him about the Board of Trustees of the Supreme Court Library; he said he would reach out to them to ensure they were aware of what was planned. He apprised they were working on receiving all of the necessary approvals from the OCA and he acknowledged Paul Dusek, *County Administrator*, for his efforts in compiling all of the information regarding the project so the OCA had a good understanding of what the County was trying to accomplish. He mentioned since Judge Krogmann was well aware of how the Supreme Court Library would be impacted during the Project, he expected Judge Krogmann would also participate in the

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meeting scheduled with the Board of Trustees of the Supreme Court Library to inform them of the process and what the OCA had approved.

Supervisor Merlino acknowledged Mr. Schulz for the efforts he was putting forth to fight something that he believed was wrong. He said he believed the Board should keep in mind that a hunger strike was difficult to undertake.

Mr. Whitehead apprised he would like to discuss the Tar Wars Tobacco Free Education Program that took place earlier in the meeting. He thanked the Board for supporting the program, as Mr. Durkee had indicated to him that the Board provided \$7,500 in funding to the Program. He noted as part of the Tobacco Settlement Initiative, the County received a substantial amount of funding every year of which very little was used for tobacco awareness. He commented he believed the majority of the funding received from the tobacco settlement was being squandered, as it was being paid to bond holders at this point in time. He mentioned the Tobacco Securitization Authority was a good example of an authority that individuals knew very little about or how their funding was used. He stated he felt more transparency should be required of these types of Authorities. He noted he had been unable to attend the IDA/CDC (*Industrial Development Agency/Civic Development Corporation*) meeting that took place on Monday, June 15th at 4:00 p.m., as he had other responsibilities he needed to attend to. He pointed out the minutes from the IDA/CDC meetings were not anywhere near the standards of those complied by Mrs. Allen and her staff, making it difficult to determine what actually occurred at these meetings. He noted that the IDA/CDC had last met in the Committee Room at the Warren County Municipal Center, where the option to record their meetings was available to them, but was not used. He suggested in the future, when meetings were held in the Committee Room, that the IDA/CDC take advantage of this opportunity to record and post their meetings online, as he believed this ability had allowed a great step forward in transparency.

Mr. Whitehead advised some months ago eminent domain proceedings had commenced against a Town of Queensbury resident to acquire four acres of land adjacent to the Airport. He stated he believed the County paid the landowner \$350,000 so far, but he also believed the landowner had the right to sue for additional compensation and had indicated he intended to do so. He queried whether anyone was aware of any lawsuits for additional compensation over and above the \$350,000 already expended and Mr. Auffredou replied he was not aware of any lawsuits of this nature. Mr. Whitehead questioned whether any notice of claim had been received and Mr. Auffredou responded in the negative.

Supervisor Conover recalled Supervisor Monroe's previous comments the commencement of the Adirondack Wide Aquatic Invasive Species Plan and he reminded the Board that some years ago they had taken a leadership stance on this issue. He said he believed Warren County played a critical roll in the establishment of a mandatory program to protect Lake George and he was pleased to see how much the program had grown over the years. He noted that the first meetings he attended regarding an Adirondack Wide Plan had very few attendees; however, he said, interest in the Plan and understanding of its need had grown over the last several years to the point where one of the last meetings he attended had been standing room only, with a number of individuals participating via telephone. He opined there were not many people he knew that could lead such an initiative in the manner Supervisor Monroe had. He pointed out the substantial size of the geographic area the Plan covered and the considerable number of municipalities, Counties and affected State Agencies that had become involved in the initiative over a fairly short period of time. He advised when the history was written on this issue he had no doubt that Supervisor Monroe's name would be prominently listed therein. A round of applause followed in recognition of Supervisor Monroe's efforts and accomplishments.

Brian LaFlure, *Fire Coordinator/Director, Office of Emergency Services*, advised he would like to discuss

the sale of fireworks in Warren County. He said he received a better description from the State as to what the Law actually allowed and how it impacted the municipalities and their Code Enforcement Departments and he advised he would forward a copy of same to all members of the Board of Supervisors following the conclusion of the meeting. He apprised he had attended a meeting yesterday at Turning Stone Casino with a number of representatives from the Department of Homeland Security and the NYS OFPC (*New York State Office of Fire Prevention and Control*), who were charged with issuing the permits to the fireworks vendors who wanted to sell their products in the State. He stated that he had learned a few new things which caused him to have some grave concerns, the first of which related to the fact that when the County passed Local Law No. 3 of 2015, permitting the sale of fireworks in the County, it prevented the local municipalities from excluding themselves from it and prohibiting the sale of these devices in their towns/cities. He pointed out the City of Glens Falls Fire Chief had indicated to him in a previous conversation that he thought the City could still disallow vendors from selling fireworks within City limits, even though the County had adopted the Local Law, if were inclined to do so. However, Mr. LaFlure pointed out, according to what had been discussed at the aforementioned meeting, it appeared that when the County had adopted the Local Law, they had removed authority for the City to make decisions relative to prohibiting fireworks vendors from selling their products there. He continued, if the County had not approved the Local Law, the City would have had the option of adopting their own Local Law permitting the sale of fire works within the City limits. He acknowledged this situation was somewhat confusing and he stated he had not realized how overarching this scenario was.

In regards to the discussion earlier in the meeting regarding the distribution of safety brochures with fireworks sales, Mr. LaFlure advised the NYS OFPC was performing inspections on sites where fireworks were sold. He noted they had discovered several vendors operating illegally or inappropriately within Warren County thus far and they were dealing with those specific violators. He said he was pleased that the NYS OFPC was remaining on top of things, as fireworks sale tents were popping up all over and he opined this factor was unanticipated when the Local Law was adopted. He reiterated he would distribute copies of the description of the State Law he had received to the Supervisors following the conclusion of the meeting. He noted it referenced some other sections of State Law that he felt were pertinent, such as the section that displayed how the County Fire Prevention and Building Code Enforcement Departments had jurisdiction, as well as certain authorities and responsibilities, in relation to this Law. He suggested the Supervisors review the Law, as he felt it was important for them to be fully aware of its implications.

Chairman Geraghty reported that the Town of Warrensburg required transient vendors to apply for a permit through the Town in order to be permitted to do business there. Mr. LaFlure read the following from the information forwarded to him by the State, *"Be aware that Executive Law 156.H4C prohibits any County Local Government from charging any fees or requiring any permits of any type for the sale and use of sparkling devices. A municipality found to be attempting to regulate/permit the sale or use of sparking devices should be contacted by the Department of Homeland Security"*.

Mr. Auffredou interjected that he believed there were two different issues at hand, as he thought Chairman Geraghty was referring to the Town's Transient Merchant Law. He said he did not see anything in the County's Local Law that would supercede the authority of a municipality to enact a Transient Merchant Law. Mr. LaFlure advised what he meant was that if a local municipality was trying to take action relative to the sparkling devices, it could not be done locally. Mr. Auffredou countered that if a vendor was going to be selling the sparkling devices and they otherwise met the requirements of the local municipalities Transient Merchant Law, they would be required to follow that Law.

Another item that was discussed at the aforementioned meeting, Mr. LaFlure advised, was that when

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the County adopted the Local Law they were essentially exempting the sparking devices from the Federal Law which dictated fireworks were illegal. He said if someone were to purchase sparking devices in Warren County and transport them to another county where they were illegal, that individual would not be conducting themselves within the confines of the Law. He said this did not have much bearing on Warren County, as the majority of the surrounding counties had already legalized sparking devices, as well. He commented he felt it was necessary to ensure the public was aware that if they purchased sparking devices they needed to be sure they utilized them in a place where such use was permitted.

Chairman Geraghty commented these were some of the issues that had led Supervisor Seeber to request further review of Local Law No. 3 of 2015 at the next Legislative & Rules Committee meeting. He requested that Mr. LaFlure provide the information to them for that meeting so they could include it in their discussions. Mr. LaFlure stated he felt it was pertinent that the Supervisors were aware of this in case they received complaints from their constituents. Chairman Geraghty asked what agency oversaw regulation of fireworks sales and Mr. LaFlure replied that it was the NYS OFPC. He noted the original call for the fire incident that occurred in Washington County had been made to the Washington County Sheriff's Department in the form of a complaint from neighbors about the use of dangerous fireworks. He stated that the local police and fire agencies should not have to be involved in the complaint action; however, he said, it seemed somewhere along the way these parties inevitably became involved.

Supervisor Dickinson apprised the Town of Lake George currently had an application pending for a transient vendor permit. He said the vendor had not complied with the Town's site plan review requirements; therefore, he stated, they were unable to get obtain a permit. He surmised this was for use and not for whatever the vendor was selling and Mr. Auffredou agreed.

Supervisor Taylor stated he would like to address a question Mr. Whitehead had in regards to the IDA/CDC meetings. He clarified that the IDA was a separate organization. He added if the meetings were to be televised it would require that Washington County be set up to record and broadcast meetings in some format, as well, because the meeting locations alternated between the two Counties. He reported that the minutes from these meetings were all up to date and on the website if anyone was interested in reviewing them. Mr. Whitehead asked which meeting took place on Monday, June 15th and Supervisor Taylor replied the IDA/CDC had met then. Mr. Whitehead noted that the CDC was a Warren County Committee and Mr. Taylor apprised the CDC was a separate corporation that had the same membership as the IDA; Mr. Taylor added that the organization consisted of mostly volunteers. Mr. Whitehead acknowledged that while they were not required to record and broadcast any of these meetings, they could choose to broadcast the meetings held in Warren County, but not the ones which took place in Washington County. Supervisor Taylor mentioned this would be a decision that the CDC/IDA would have to make.

Supervisor Brock questioned whether the fireworks vendors could receive a permit to sell their products in the City of Glens Falls. Chairman Geraghty stated he felt it was dependent upon the statute, as the Transient Merchant Laws were different in each community. Supervisor Brock said he wondered what the law in the City permitted; Mr. Auffredou replied he was unsure if the City had a Transient Merchant Law and he suggested that Supervisor Brock contact the City to find out if such a Law existed there. He added it was not his understanding that the Law permitted vendors to set up outdoor tents anywhere without a permit and he believed the Law was being misinterpreted somehow. Supervisor Brock advised the City did require a permitting process and he wanted to ensure the County's Local Law did not override that requirement. Chairman Geraghty interjected that the discussion would continue at the next meeting of the Legislative & Rules Committee. Supervisor Dickinson apprised he felt the

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County passed a Law permitting the sale of fireworks, but not from any location desired; he added that the vendors were required to abide by any rules and regulations that were in effect, and Mr. Auffredou concurred.

Chairman Geraghty reminded the Board that the Hazard Mitigation Plan Kickoff Meeting was scheduled immediately following the Board Meeting.

Supervisor Seeber clarified again that Warren County had decided to take the extra step of request that fireworks companies provide safety brochures with every display, and the fireworks vendors had agreed to. She said she felt it was important that data be provided regarding the sales tax revenue received from the sales, the issues that occurred, etc. to the Legislative & Rules Committee so they could determine whether changes were needed or the law should be repealed.

There being no further business to come before the Board of Supervisors, on motion made by Supervisor Dickinson and seconded by Supervisor Merlino, Chairman Geraghty adjourned the Board Meeting at 11:57 a.m.