



ALBANY COUNTY LEGISLATURE  
HAROLD L. JOYCE OFFICE BUILDING  
112 STATE STREET, ROOM 710  
ALBANY, NEW YORK 12207  
(518) 447-7168 - FAX (518) 447-5695  
WWW.ALBANYCOUNTY.COM

SEAN E. WARD  
CHAIRMAN

PAUL T. DEVANE  
CLERK

## AGENDA

### ALBANY COUNTY LEGISLATURE

OCTOBER 13, 2016



#### PREVIOUS BUSINESS:

220a. REQUIRING ALL BOARDS AND COMMISSIONS THAT ARE APPOINTED BY THE LEGISLATURE DISTRIBUTE MEETING NOTICES AND AGENDAS TO THE LEGISLATURE

Mr. Drake and Law Committee

294. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "J" FOR 2016

Messrs. Domalewicz, Beston, Bullock, Ms. Chapman, Messrs. Clenahan, Commisso, Ms. Cunningham, Messrs. Ethier, Fein, Ms. Lekakis, Mr. Mackey, Ms. McKnight, Messrs. Signoracci, Simpson, Smith, Touchette, Ms. Willingham, Messrs. Feeney, Reinhardt, Law and Conservation and Improvement Committees

299a. MARKING SEVERAL COUNTY ROADS IN MEMORY OF CERTAIN ALBANY COUNTY VETERANS WHO PERISHED WHILE SERVING THEIR COUNTRY DURING THE VIETNAM WAR

Messrs. Stevens, Smith, Ms. Willingham and Public Works Committee

**CURRENT BUSINESS:**

413. AUTHORIZING A LEASE AGREEMENT FOR THE RENTAL OF CORPORATE SUITE NO. 25 AT THE TIMES UNION CENTER

Civic Center Committee

414. AUTHORIZING AN AGREEMENT WITH COGHLIN ELECTRICAL CONTRACTORS, INC. REGARDING THE FIRE ALARM SYSTEM REPLACEMENT PROJECT AT THE TIMES UNION CENTER

Civic Center Committee

415. AUTHORIZING AN AGREEMENT WITH OWENS REALTY SERVICES OF ALBANY, INC. REGARDING JANITORIAL AND CLEANING SERVICES AT THE TIMES UNION CENTER

Civic Center Committee

416. AUTHORIZING AN AGREEMENT WITH DIGESARE MECHANICAL, INC. REGARDING THE UNDERGROUND HEATING AND COOLING PIPING REHABILITATION PROJECT AT THE ALBANY COUNTY JUDICIAL CENTER AND COURTHOUSE BUILDINGS

Public Works Committee

417. AUTHORIZING AN AGREEMENT WITH CONDOR FIRE SPRINKLER CO., LLC REGARDING AN UNDERGROUND HEATING AND COOLING PIPING REHABILITATION PROJECT AT THE ALBANY COUNTY JUDICIAL CENTER AND COURTHOUSE BUILDINGS

Public Works Committee

418. AMENDING THE 2016 PUBLIC WORKS DEPARTMENT BUDGET: ADDITIONAL FUNDING FROM THE PAVE NY PROGRAM

Public Works Committee

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

Social Services Committee

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

Social Services Committee

421. AMENDING RESOLUTION NO. 147 FOR 2016 REGARDING EMERGENCY AND TRANSITIONAL SHELTER SERVICES

Social Services Committee

422. AUTHORIZING AN AGREEMENT WITH COMMUNITY MATERNITY SERVICES REGARDING MATERNITY SHELTER AND SUPPORT SERVICES

Social Services Committee

423. AUTHORIZING AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION REGARDING THE YOUTH BUREAU PROGRAM

Social Services Committee

424. AUTHORIZING AGREEMENTS WITH VARIOUS MUNICIPALITIES REGARDING YOUTH DEVELOPMENT PROGRAMS

Social Services Committee

425. AUTHORIZING AN AGREEMENT WITH SUNY ALBANY SCHOOL OF SOCIAL WELFARE-CENTER FOR HUMAN SERVICES RESEARCH REGARDING THE JUVENILE DETENTION ALTERNATIVES INITIATIVE

Social Services Committee

426. AUTHORIZING AN AGREEMENT WITH LASALLE SCHOOL REGARDING FAMILY ASSESSMENT INTERVENTION SERVICES

Social Services Committee

427. AMENDING THE 2016 DEPARTMENT FOR CHILDREN, YOUTH AND FAMILIES BUDGET: ACCEPTANCE OF ADDITIONAL GRANT FUNDING REGARDING EMERGENCY AND TRANSITIONAL LIVING SERVICES FOR RUNAWAY AND HOMELESS YOUTH IN ALBANY COUNTY

Social Services Committee

428. AMENDING THE 2016 DEPARTMENT FOR CHILDREN, YOUTH AND FAMILIES BUDGET: NYS OMH AND OASAS FUNDING

Social Services Committee

429. AMENDING THE 2016 DEPARTMENT FOR CHILDREN, YOUTH AND FAMILIES BUDGET: ADMINISTRATIVE ADJUSTMENTS

Social Services Committee

430. AUTHORIZING AN AGREEMENT WITH THE NYS DEPARTMENT OF AGRICULTURE AND MARKETS REGARDING THE COUNTY AGRICULTURAL AND FARMLAND PROTECTION PLAN AND AMENDING THE 2016 DEPARTMENT OF ECONOMIC DEVELOPMENT, CONSERVATION AND PLANNING BUDGET

Conservation and Improvement Committee

431. AUTHORIZING AN AGREEMENT WITH CAPITAL ROOTS REGARDING THE INSTALLATION OF A BICYCLE "FIX-IT" STATION ON THE RAIL TRAIL AT THE SOUTH PEARL STREET TRAIL HEAD

Conservation and Improvement Committee

432. AUTHORIZING AN AGREEMENT WITH ALBANY MEDICAL CENTER HOSPITAL REGARDING MORGUE AND LABORATORY SERVICES

Health Committee

433. AUTHORIZING AN AGREEMENT WITH ELLIS HOSPITAL REGARDING MORGUE AND LABORATORY SERVICES

Health Committee

434. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION REGARDING A NYS DEPARTMENT OF HEALTH, HEALTH RESEARCH, INC. "LINKING INTERVENTIONS FOR TOTAL POPULATION HEALTH" (LIFT POPULATION HEALTH) GRANT

Health Committee

435. AMENDING RESOLUTION NO. 231 FOR 2015 REGARDING AN AGREEMENT WITH HEALTH RESEARCH, INC. FOR AN EBOLA AND OTHER INFECTIOUS DISEASES PREPAREDNESS AND RESPONSE GRANT

Health Committee

436. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION WITH THE NYS DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING THE RE-ENTRY TASK FORCE PROGRAM

Health Committee

437. AMENDING RESOLUTION NO. 281 FOR 2016 REGARDING ADDITIONAL FUNDING FOR THE ADDICTIONS CARE CENTER OF ALBANY AND AMENDING THE 2016 MENTAL HEALTH DEPARTMENT BUDGET

Health Committee

438. AUTHORIZING AN AGREEMENT WITH THE NYS GOVERNOR'S TRAFFIC SAFETY COMMITTEE REGARDING THE POLICE TRAFFIC SERVICES GRANT

Public Safety Committee

439. AUTHORIZING AN AGREEMENT WITH THE NYS UNIFIED COURT SYSTEM REGARDING COURT SECURITY FOR FAMILY, SUPREME AND COUNTY COURTS

Public Safety Committee

440. CONFIRMING THE APPOINTMENT OF THE PUBLIC DEFENDER

Personnel Committee

441. AMENDING THE ALBANY COUNTY CAPITAL PROGRAM FOR 2016

Audit and Finance Committee

398. BOND RESOLUTION OF THE COUNTY OF ALBANY, NEW YORK, AUTHORIZING THE UNDERTAKING OF THE ACQUISITION AND INSTALLATION OF A NEW TRANSFORMER AND SWITCH GEAR AT THE TIMES UNION CENTER, STATING THE ESTIMATED MAXIMUM ADDITIONAL COST THEREOF IS \$900,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$900,000 OF SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION

Audit and Finance Committee

442. AUTHORIZING AN AGREEMENT WITH GILBANE BUILDING COMPANY REGARDING CONSTRUCTION MANAGEMENT SERVICES FOR THE ALBANY COUNTY NURSING HOME RENOVATION PROJECT

Audit and Finance Committee

443. AUTHORIZING AN AGREEMENT WITH HORAN, MARTELLO AND MORRONE, CPAS, LLP REGARDING ONGOING ACCOUNTING AND CONSULTING SERVICES FOR THE ALBANY COUNTY NURSING HOME AND AMENDING THE 2016 NURSING HOME BUDGET

Audit and Finance Committee

444. AMENDING THE 2016 HEALTH DEPARTMENT BUDGET: OVERTIME

Audit and Finance Committee

445. ESTABLISHING A POLICY REGARDING OTHER CHARGES TRANSFERRED TO ALBANY COUNTY ON DELINQUENT TAX BILLS

Audit and Finance Committee, Messrs. Domalewicz, Miller and Higgins

446. AUTHORIZING THE CONVEYANCE OF 485 HALE ROAD IN THE TOWN OF RENSSELAERVILLE (TAX MAP NO. 149,00-1-23)

Audit and Finance Committee

447. AUTHORIZING THE CONVEYANCE OF 10 FRANTONE LANE IN THE TOWN OF COLONIE (TAX MAP NO. 43.3-4-56)

Audit and Finance Committee

448. AUTHORIZING THE CONVEYANCE OF 69 MAIN STREET IN THE TOWN OF COEYMANS TO THE TOWN OF COEYMANS

Audit and Finance Committee and Mr. Touchette

449. AUTHORIZING THE CONVEYANCE OF 57-73 ORIOLE AVENUE IN THE CITY OF ALBANY (TAX MAP NO. 75.83-1-21,22,23,24,25,26,27,28,29)

Audit and Finance Committee

450. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND AN AGREEMENT REGARDING THE MOTOR VEHICLE THEFT AND INSURANCE FRAUD PREVENTION PROGRAM

Law Committee

451. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND AN AGREEMENT REGARDING THE CRIMES AGAINST REVENUE PROGRAM

Law Committee

452. AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND AN AGREEMENT WITH THE NYS DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING THE AID TO PROSECUTION PROGRAM

Law Committee

453. CONFIRMING THE APPOINTMENT OF THE DIRECTOR OF THE DEPARTMENT OF ECONOMIC DEVELOPMENT, CONSERVATION AND PLANNING

Personnel Committee

454. DESIGNATING THE AUDIT AND FINANCE COMMITTEE TO REVIEW THE TENTATIVE ANNUAL BUDGET FOR 2017

Mr. Ward

455. PUBLIC HEARING ON THE 2017 TENTATIVE ANNUAL BUDGET

Mr. Ward

456. PUBLIC HEARING ON THE PROPOSED LEGISLATIVE ADDITIONS AND/OR DELETIONS TO THE 2017 TENTATIVE ANNUAL BUDGET

Mr. Ward

457. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "S" FOR 2016

Messrs. Higgins, Bullock and Reinhardt

458. PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "V" FOR 2016

Mr. Crouse, Ms. McKnight, Mr. Simpson, Mss. Willingham, Chapman, Messrs. Fein, Clay, Tunny, Hogan and Ms. Lockart

459. AMENDING THE 2016 ALBANY COUNTY BUDGET: LEGISLATIVE ADMINISTRATIVE ADJUSTMENTS

Mr. Mauriello

460. RESOLUTION REQUIRING LOCAL LAWS BE PROVIDED TO THE COUNTY ATTORNEY FOR COMMENT

Messrs. Mendick, Burgdorf, Drake and Mauriello

LOCAL LAWS:

LOCAL LAW NO. "L" FOR 2016: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK IMPOSING A TAX ON THE OCCUPANCY OF HOTEL ROOMS IN ALBANY COUNTY

Mr. Ward

LOCAL LAW NO. "V" FOR 2016: A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, AMENDING SECTION 207 OF THE ALBANY COUNTY CHARTER AND LOCAL LAW NO. 8 FOR 1993 AS SUBSEQUENTLY AMENDED RELATING TO COMMISSIONS ON REAPPORTIONMENT

Mr. Crouse, Ms. McKnight, Mr. Simpson, Mss. Willingham, Chapman, Messrs. Fein, Clay, Tunny, Hogan and Ms. Lockart

**RESOLUTION NO. 220a**

**REQUIRING ALL BOARDS AND COMMISSIONS THAT ARE APPOINTED BY THE LEGISLATURE DISTRIBUTE MEETING NOTICES AND AGENDAS TO THE LEGISLATURE**

Introduced: 5/9/16

By Mr. Drake and Law Committee:

WHEREAS, Albany County has approximately 30 boards with members appointed by the Albany County Legislature; and

WHEREAS, These boards have a myriad of responsibilities that affect the residents and businesses within Albany County; and

WHEREAS, This Honorable Body has a responsibility to our residents, and should have the ability to review and monitor the activities of these boards and committees; therefore be it

RESOLVED, That the Albany County Legislature's Offices of the Majority, the Minority, and Chairman will receive meeting notices, agendas and minutes of all Albany County Government appointed Committees, Subcommittees, Authorities, Commissions and Boards, and be it further

RESOLVED, That the meeting notice and agenda for each meeting of the following boards shall be provided to the Albany County I.T. Department for inclusion in a calendar accessible to the public : Airport Authority, Agricultural and Farmland Protection Board, Albany County Jury Board, Altamont Fair, Board of Commissioners of the Sewer District, Board of Health, The Albany County Business Development Corporation, Capital District Regional Planning Commission, Community Services Board, Mental Health Sub-Committee, Developmental Disabilities Sub-Committee, Alcoholism and Substance Abuse Sub-Committee, Albany Convention Center Authority, Downtown Albany Business Improvement District, Ethics Commission, Extension Service Association of Albany County, Fire Advisory Board, Legislative Grievance Committee, Hudson-Mohawk RC&D (Resource Conservation and Development) Council, Human Rights Commission, Human Services Advisory Board, Industrial Development Agency, Albany County Capital Resource Corporation, Albany County Land Bank Corporation, Albany County Health Facilities Corporation (Nursing Home LDC), Off-Track Betting, Planning Board, Regional Fish and Wildlife Management Board, Soil and Water Conservation District Board, Stormwater Coalition of Albany County, Traffic Safety

---

Board, and any other board, corporation, agency or other organization appointed by the Albany County Legislature; and be it further

RESOLVED, That each meeting notice, agenda, and copy of minutes will be provided to the I.T. Department as soon as each document is in its final form, and be it further

RESOLVED, That this resolution shall take effect no later than 30 days after its passage, and be it further

RESOLVED, That the Clerk of the Legislature is hereby directed to forward certified copies of said resolution to the appropriate County Officials and the Chairperson of each of the above committees.

**RESOLUTION NO. 294**

**PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "J" FOR 2016**

Introduced: 7/11/16

By Messrs. Domalewicz, Beston, Bullock, Ms. Chapman, Messrs. Clenahan, Commisso, Ms. Cunningham, Messrs. Ethier, Fein, Ms. Lekakis, Mr. Mackey, Ms. McKnight, Messrs. Signoracci, Simpson, Smith, Touchette, Ms. Willingham, Messrs. Feeney, Reinhardt, Law and Conservation and Improvement Committees:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. "J" for 2016, "A Local Law Of The County Of Albany, New York, Amending Local Law No. 1 For 2001 Entitled "A Local Law Of The County Of Albany, New York Adopting Countywide Notification Requirements For Commercial And Residential Lawn Pesticide Applications" To Provide That The Signs Giving Notice Of Pesticide Applications Required By Environmental Conservation Law Section 33-1005(1) Made Available At The Point Of Sale", be held by the County Legislature in the Legislative Chambers, Albany County Courthouse, Albany, New York at 7:15 p.m. on Tuesday, October 25, 2016, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.

**RESOLUTION NO. 299a**

**MARKING SEVERAL COUNTY ROADS IN MEMORY OF CERTAIN ALBANY COUNTY VETERANS WHO PERISHED WHILE SERVING THEIR COUNTRY DURING THE VIETNAM WAR**

Introduced: 7/11/16

By Messrs. Stevens, Smith, Ms. Willingham and Public Works Committee:

WHEREAS, The late Prvt. First Class Glenn R. Gilbert, a native of the Town of Berne, began his tour during the Vietnam War on June 12, 1970, serving in B Company, 1st Battalion, 4th Infantry, American Division, and

WHEREAS, The late First Lieutenant Eugene Jerome Curless, Jr., a native of the Town of Rensselaerville, began his tour of duty on January 14, 1968 serving in C Company, 4<sup>th</sup> Battalion, 23<sup>rd</sup> Infantry, and

WHEREAS, The late Staff Sergeant Daniel Eugene Nye, a native of the City of Albany, began his tour of duty on February 24, 1971 serving in A Company, 1<sup>st</sup> Battalion, 327<sup>th</sup> Infantry, 101<sup>st</sup> Airborne Division, and

WHEREAS, The late Specialist Richard John Mosley, a native of the City of Albany, began his tour of duty on August 8, 1967 serving in Headquarters Company, 2<sup>nd</sup> Battalion, 12 Cavalry, 1<sup>st</sup> Cavalry Division, and

WHEREAS, The late Corporal Robert Bruce Schampier, a native of the Town of Coeymans, began his tour of duty on September 26, 1967 serving in Cap Bravo 1, 2nd Civil Affairs Group, III Marine Amphibious Force, and

WHEREAS, All of the aforementioned Albany County residents perished while serving their country in the Vietnam War, and

WHEREAS, This Honorable Body wishes to pay a lasting tribute to the memory of these brave soldiers who gave their lives for our freedoms by marking the following roadways in their honor, now, therefore be it

RESOLVED, That Albany County Route 303, Beaver Dam Road, from State Rt. 157 to County Rt. 311 will be known as the Glenn R. Gilbert Memorial Highway, and, be it further

RESOLVED, That Albany County Route 1, Switzkill Road, from County Rt. 402 to State Rt. 143 in the Town of Westerlo will be marked as the Eugene Jerome Curless, Jr. Memorial Highway, and, be it further

RESOLVED, That Albany County Route 9, Bradt Hollow Rd, from Dutch Settlement Rd. to Peasley Rd. in the Town of Berne, will be marked as the Daniel Eugene Nye Memorial Highway, and, be it further

RESOLVED, That Albany County Route 252 Knox Cave Road, from State Rt. 146 to County Rt. 253 in the Town of Knox, will be marked as the Richard John Mosley Memorial Highway, and, be it further

RESOLVED, That Carr Road in the Town of Westerlo will be marked as the Corporal Robert Bruce Schampier Memorial Highway, and, be it further

RESOLVED, That the aforementioned roadways will have street signs bearing the honoree's name placed at either end of the pertinent section of roadway, and, be it further

RESOLVED, the signage called for pursuant to this resolution shall be of a ceremonial nature and the official name of such roadways shall be unchanged, and, be it further

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

**RESOLUTION NO. 413**

**AUTHORIZING A LEASE AGREEMENT FOR THE RENTAL OF CORPORATE SUITE NO. 25 AT THE TIMES UNION CENTER**

Introduced: 10/13/16

By Civic Center Committee:

WHEREAS, Chicago Title Insurance Company, 80 State Street, Albany, New York; Picotte Companies, 2 Norwood Drive, Menands, NY; James Kleinbaum Attorneys at Law, 18 Park Row, Chatham, NY and Columbia Tile, 18 Washington Avenue, Chatham, NY (Suiteholders) have indicated an interest in leasing Corporate Suite No. 25 at the Times Union Center in accordance with terms and conditions approved by the County Attorney, and

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

WHEREAS, The Suiteholders have also agreed to pay \$28,000 annually for advertising within the Arena, and

WHEREAS, Annual payments totaling \$48,500 are to be made as follows: a \$20,500 payment on or before July 1st preceding the contract year, and the remaining \$28,000 payment is due on or before December 15th during each contract year, and

WHEREAS, The term of said lease shall be for a period of three (3) years commencing on September 1, 2016 and ending on August 31, 2019, now, therefore be it

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

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

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

**RESOLUTION NO. 414**

**AUTHORIZING AN AGREEMENT WITH COGLIN ELECTRICAL CONTRACTORS, INC. REGARDING THE FIRE ALARM SYSTEM REPLACEMENT PROJECT AT THE TIMES UNION CENTER**

Introduced: 10/13/16

By Civic Center Committee:

WHEREAS, The County of Albany has undertaken renovations to the Times Union Center, and

WHEREAS, The Department of General Services through the County Purchasing Agent issued a request for bids for the replacement of the fire alarm system at the Times Union Center, and

WHEREAS, The Department has reviewed said bids and recommended the lowest responsible bidder, Coghlin Electrical Contractors, Inc., 100 Prescott St. #3, Worcester, MA, in an amount not to exceed \$1,029,207 for the replacement of the fire alarm system, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Coghlin Electrical Contractors, Inc., 100 Prescott St. #3, Worcester, MA, in an amount not to exceed \$1,029,207, for the replacement of the fire alarm system at the Times Union Center, and, be it further

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

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

**RESOLUTION NO. 415**

**AUTHORIZING AN AGREEMENT WITH OWENS REALTY SERVICES OF ALBANY, INC. REGARDING JANITORIAL AND CLEANING SERVICES AT THE TIMES UNION CENTER**

Introduced: 10/13/16

By Civic Center Committee:

WHEREAS, The General Manager of the Times Union Center has requested authorization to enter into an agreement with Owens Realty Services of Albany, Inc. at the Times Union Center, and

WHEREAS, The General Manager has indicated for a three year period beginning October 1, 2016 and ending September 30, 2019 regarding janitorial and cleaning services in an amount not to exceed the weekly cleaning rate is \$4,290 plus cleaning fees for events vary on attendance figures: \$1,499 for under 4,500 people; \$1,799 for 4,501 to 6,500 people; \$2,199 for 6,501 to 8,999 people; \$2,899 for 9,000 to 10,999 people and \$3,299 for over 10,999 at the Times Union Center, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Owens Realty Services of Albany, Inc. for a three year period beginning October 1, 2016 and ending September 30, 2019 in accordance with the proposal submitted and the appropriate fees for cleaning services reflected above regarding janitorial and cleaning services with an option to renew three one-year terms at the Times Union Center, and, be it further

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

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

**RESOLUTION NO. 416**

**AUTHORIZING AN AGREEMENT WITH DIGESARE MECHANICAL, INC. REGARDING AN UNDERGROUND HEATING AND COOLING PIPING REHABILITATION PROJECT AT THE ALBANY COUNTY JUDICIAL CENTER AND COURTHOUSE BUILDINGS**

Introduced: 10/13/16

By Public Works Committee:

WHEREAS, The County of Albany has undertaken an Underground Heating and Cooling Piping Rehabilitation Project at the Albany County Judicial Center and Courthouse Buildings, and

WHEREAS, The Commissioner of General Services has indicated that included in the project is the replacement of corroded and leaking underground heating and cooling pipes that feed the Albany County Judicial Center and Courthouse Buildings, and

WHEREAS, The Department of General Services through the County Purchasing Agent issued a request for bids for the Judicial Center and Courthouse Buildings Underground Heating and Cooling Piping Rehabilitation Project, and

WHEREAS, The Department has reviewed said bids and recommended the lowest responsible bidder, DiGesare Mechanical, Inc., in an amount not to exceed \$373,890, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with DiGesare Mechanical, Inc., 3434 Carman Road, Schenectady, NY 12303, in an amount not to exceed \$373,890 for the replacement of corroded and leaking underground heating and cooling pipes that feed the Albany County Judicial Center and Courthouse Buildings, and, be it further

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

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

**RESOLUTION NO. 417**

**AUTHORIZING AN AGREEMENT WITH CONDOR FIRE SPRINKLER, CO. LLC REGARDING AN UNDERGROUND HEATING AND COOLING PIPING REHABILITATION PROJECT AT THE ALBANY COUNTY JUDICIAL CENTER AND COURTHOUSE BUILDINGS**

Introduced: 10/13/16  
By Public Works Committee:

WHEREAS, The County of Albany has undertaken an Underground Heating and Cooling Piping Rehabilitation Project at the Albany County Judicial Center and Courthouse Buildings, and

WHEREAS, The Commissioner of General Services has indicated that included in the project is the replacement of corroded and leaking underground heating and cooling pipes that feed the Albany County Judicial Center and Courthouse Buildings, and

WHEREAS, The Department of General Services through the County Purchasing Agent issued a request for bids for the Judicial Center and Courthouse Buildings Underground Heating and Cooling Piping Rehabilitation Project, and

WHEREAS, The Department has reviewed said bids and recommended the lowest responsible bidder, Condor Fire Sprinkler Co., LLC, in an amount not to exceed \$326,260, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Condor Fire Sprinkler Co., LLC, 3434 Carman Road, Schenectady, NY 12303, in an amount not to exceed \$326,260 for the replacement of corroded and leaking underground heating and cooling pipes that feed the Albany County Judicial Center and Courthouse Buildings, and, be it further

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

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

RESOLUTION NO. 418

AMENDING THE 2016 PUBLIC WORKS DEPARTMENT BUDGET:  
ADDITIONAL FUNDING FROM THE PAVE NY PROGRAM

Introduced: 10/13/16

By Public Works Committee:

WHEREAS, The New York State Department of Transportation (NYSDOT) has enacted assistance to local governments for the rehabilitation and reconstruction of local highways and the Pave NY Program in the amount of \$541,320 for Albany County, and

WHEREAS, The Commissioner of the Department of Public Works has requested authorization to accept \$541,320 in additional funding from NYSDOT, and

WHEREAS, The Commissioner has also requested a 2016 budget amendment to incorporate the additional funding into the Department's Budget, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to accept funding in the amount of \$541,320 regarding the rehabilitation and reconstruction of local highways and the Pave NY Program in Albany County, and, be it further

RESOLVED, By the Albany County Legislature that the 2016 Department of Public Works Budget is amended as follows:

Increase Revenue Account D3591 Highway Capital Project by \$541,320

Increase Appropriation Account D5112.4 by \$443,123 by increasing Line Item D5112 4 4075 Bridge and Road Repair by \$443,123

Increase Appropriation Account D5110.2 by \$98,197 by increasing Line Item D5110 2 2080 Specialty Equipment by \$98,197

and, be it further

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

**RESOLUTION NO. 419**

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

Introduced: 10/13/16

By Social Services Committee:

WHEREAS, The Department of Social Services has recommended entering into a service agreement with Equinox, Inc. to provide a range of non-residential services to victims of domestic violence as mandated by New York State under 18 NYCRR Part 462 for the period January 1, 2017 to December 31, 2017 in the amount of \$130,835, and

WHEREAS, The agreement provides for the continuation of such services as domestic violence hotline assistance, information and referral, advocacy and counseling, outreach and education for victims of domestic violence including those in or transitioning out of residential shelters and/or motels, and

WHEREAS, As part of the agreement, Equinox, Inc. will provide expanded advocacy services to 25 TANF-eligible victims of domestic violence to ensure and enhance the safety of victims and to increase opportunities for self-sufficiency and violence-free living, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Equinox, Inc. regarding the provision of non-residential domestic violence services for the period January 1, 2017 to December 31, 2017 in an amount not to exceed \$130,835, and, be it further

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

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

**RESOLUTION NO. 420**

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

Introduced: 10/13/16

By Social Services Committee:

WHEREAS, The County Department of Social Services (DSS) is required by State law to provide for per diem reimbursements to State-approved providers of emergency shelter to victims of domestic violence, and

WHEREAS, State regulations require DSS to provide services to victims of domestic violence such as counseling, court and entitlement benefit advocacy, information and referral, 24-hour hotline services, community education and outreach, and

WHEREAS, Equinox, Inc. is a State-approved provider of the aforementioned services and the Department has recommended entering into a service agreement with Equinox, Inc. to provide domestic violence shelter residential services, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Equinox, Inc. for domestic violence shelter residential services at the State-established per diem rate of \$91.01 or at a rate to be established by New York State during the agreement term of January 1, 2017 to December 31, 2017, and, be it further

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

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

**RESOLUTION NO. 421**

**AMENDING RESOLUTION NO. 147 FOR 2016 REGARDING EMERGENCY  
AND TRANSITIONAL SHELTER SERVICES**

Introduced: 10/13/16

By Social Services Committee:

WHEREAS, By Resolution No. 147 for 2016, this Honorable Body authorized an agreement with Catholic Charities of the Diocese of Albany regarding Emergency and Transitional Shelter Services at Mercy House in the amount of \$427,296 and St. Charles Lwanga Center in the amount of \$456,785 for a total amount of \$884,081, and

WHEREAS, The Department of Social Services has requested an amendment to the agreement with Catholic Charities in the amount of \$88,319 necessitated by an increase in costs associated with operating the shelters for a total amount of \$972,400 rather than \$884,081, now, therefore be it

RESOLVED, By the Albany County Legislature that Resolution No. 147 for 2016 is amended to indicate the agreement with Catholic Charities of the Diocese of Albany regarding Emergency and Transitional Shelter Services at Mercy House is in an amount of \$40,704 and St. Charles Lwanga Center is in an amount of \$47,615 for the total amount of \$972,400 rather than \$884,081, and, be it further

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

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

**RESOLUTION NO. 422**

**AUTHORIZING AN AGREEMENT WITH COMMUNITY MATERNITY SERVICES REGARDING MATERNITY SHELTER AND SUPPORT SERVICES**

Introduced: 10/13/16

By Social Services Committee:

WHEREAS, Local Social Services districts are required to provide temporary transitional shelter to public assistance eligible homeless pregnant or parenting young women sixteen to twenty-two years of age, and

WHEREAS, The Department of Social Services has requested authorization to enter into an agreement with Community Maternity Services regarding a Transitional Living Program and the provision of temporary transitional housing for public assistance eligible homeless pregnant or parenting young women sixteen to twenty-two years of age, and

WHEREAS, The Maternity Shelter is a state-certified 11-bed shelter for females who require transitional housing, room, board, supervision, information referral, case management, parenting education, independent living skills, advocacy, medical, mental health systems and other appropriate support services, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Community Maternity Services regarding the provision of temporary transitional shelter to public assistance eligible homeless pregnant or parenting young women sixteen to twenty-two years of age for the term commencing January 1, 2017 and ending December 31, 2017, in an amount not to exceed \$300,000, and, be it further

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

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

**RESOLUTION NO. 423**

**AUTHORIZING AN AGREEMENT WITH CORNELL COOPERATIVE  
EXTENSION REGARDING THE YOUTH BUREAU PROGRAM**

Introduced: 10/13/16

By Social Services Committee:

WHEREAS, The Commissioner of the Department for Children, Youth and Families has requested authorization to enter into an agreement with Cornell Cooperative Extension regarding the Youth Bureau Program in the amount of \$4,000 commencing January 1, 2016 and ending December 31, 2016, and

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

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Cornell Cooperative Extension regarding the Youth Bureau Program 4 – H Summer Scene in the amount of \$4,000 commencing January 1, 2016 and ending December 31, 2016, and, be it further

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

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

RESOLUTION NO. 424

**AUTHORIZING AGREEMENTS WITH VARIOUS MUNICIPALITIES  
REGARDING YOUTH DEVELOPMENT PROGRAMS**

Introduced: 10/13/16  
By Social Services Committee:

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

WHEREAS, The Commissioner of the Department for Children, Youth and Families has requested authorization to enter into agreements with the following Albany County municipalities in the amounts listed below not to exceed \$105,000 regarding the provision of Youth Bureau Services for a period beginning January 1, 2016 and ending December 31, 2016:

City of Albany	\$25,584
City of Cohoes	\$17,150
City of Watervliet	\$4,000
Town of Bethlehem	\$7,000
Town of Coeymans	\$1,000
Town of Colonie	\$34,500
Town of Guilderland	\$7,000
Town of Knox	\$1,000
Village of Altamont	\$1,000
Village of Colonie	\$2,000
Village of Green Island	\$2,500
Village of Ravena	\$1,300
Village of Voorheesville	\$1,000

now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into agreements with the aforementioned Albany County municipalities in the amounts listed above regarding the provision of Youth Bureau Services for the period beginning January 1, 2016 and ending December 31, 2016, and, be it further

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

**RESOLUTION NO. 425**

**AUTHORIZING AN AGREEMENT WITH SUNY ALBANY SCHOOL OF SOCIAL WELFARE-CENTER FOR HUMAN SERVICES RESEARCH REGARDING THE JUVENILE DETENTION ALTERNATIVES INITIATIVE**

Introduced: 10/13/16

By Social Services Committee:

WHEREAS, The Commissioner of the Department for Children, Youth and Families has requested authorization to enter into an agreement with the State University of New York School of Social Welfare-Center for Human Services Research regarding the Juvenile Detention Alternatives Initiative (JDAI) in the amount of \$51,038 for the period commencing January 1, 2017 and ending December 31, 2017, and

WHEREAS, The Commissioner indicated that the continuation of the Juvenile Detention Alternatives Initiative (JDAI) will provide for the placement of a juvenile justice research assistant 37% of the time, working with the Department to assess all juvenile justice programs and initiatives to ensure the best outcomes for youth and their families, and

WHEREAS, The goal of the JDAI is to further reduce unnecessary and inappropriate placement in secure detention of youths through the participation of per diem staff, bringing together all the necessary stakeholders and cooperatively developing and implementing local strategies and alternatives to juvenile detention, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the State University of New York Albany School of Social Welfare-Center for Human Services Research regarding the continuation of the Juvenile Detention Alternatives Initiative (JDAI) in the amount of \$51,038 for the period commencing January 1, 2017 and ending December 31, 2017, and, be it further

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

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of the resolution to SUNY Albany School of Social Welfare and the appropriate County Officials.

**RESOLUTION NO. 426**

**AUTHORIZING AN AGREEMENT WITH LASALLE SCHOOL REGARDING FAMILY ASSESSMENT INTERVENTION SERVICES**

Introduced: 10/13/16  
By Social Services Committee:

WHEREAS, The Department for Children, Youth and Families is focusing on truancy prevention and reduction for at risk youth in elementary, middle and high schools in communities that do not have access to an existing truancy prevention program, and

WHEREAS, The Commissioner of the Department for Children, Youth and Families, after an RFP process, has requested authorization to enter into an agreement with LaSalle School regarding Family Assessment Intervention Services in the amount of \$134,143 for a term commencing January 1, 2017 and ending December 31, 2017 with two one-year renewal options, and

WHEREAS, The Family Assessment Intervention is a two-pronged direct intervention at Family Court prior to when a youth is brought to court and the program proposes to postpone immediately presenting youth to court in order to provide an opportunity for information to be gathered about the youth, their family and community in order to determine if a reasonable safety plan can be made for the youth to avoid detention, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with LaSalle School regarding Family Assessment Intervention Services in the amount of \$134,143 for a term commencing January 1, 2017 and ending December 31, 2017 with two one-year renewal options, and, be it further

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

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

**RESOLUTION NO. 427**

**AMENDING THE 2016 DEPARTMENT FOR CHILDREN, YOUTH AND FAMILIES BUDGET: ACCEPTANCE OF ADDITIONAL GRANT FUNDING REGARDING EMERGENCY AND TRANSITIONAL LIVING SERVICES FOR RUNAWAY AND HOMELESS YOUTH IN ALBANY COUNTY**

Introduced: 10/13/16  
By Social Services Committee:

WHEREAS, The Commissioner of the Department for Children, Youth and Families has indicated that a 2016 budget amendment is required to accept Runaway and Homeless Youth Allocation grant funding from the NYS Office of Children and Family Services (NYSOCFS) in the amount of \$72,898 with no local share, and

WHEREAS, The grant funding will be distributed to community-based organizations providing emergency shelter and transitional living services to runaway and homeless youth within Albany County ages 13 -21, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to accept grant funding from the NYSOCFS regarding the Runaway and Homeless Youth Allocation in the amount of \$72,898, and, be it further

RESOLVED, That the 2016 Department for Children, Youth and Families Budget is amended as follows:

Increase Revenue Account A3820 Division of Youth by \$72,898

Increase Appropriation Account A6119.4 by \$72,898 by Increasing Line Item A6119 4 4406 Division of Youth by \$72,898

and, be it further

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

**RESOLUTION NO. 428**

**AMENDING THE 2016 DEPARTMENT FOR CHILDREN, YOUTH AND FAMILIES BUDGET: NYS OMH AND OASAS FUNDING**

Introduced: 10/13/16

By Social Services Committee:

WHEREAS, The Commissioner of the Department for Children, Youth and Families (DCYF) is requesting an amendment to the 2016 DCYF Budget which will reflect funding from the New York State Office of Mental Health and the New York State Office of Alcohol and Substance Abuse Services for Health Information Technology in the amount of \$49,850 for the period January 1, 2016 through December 31, 2016, and

WHEREAS, The Commissioner has indicated that it is necessary to transfer the aforementioned funding from the Albany County Department of Mental Health (ACDMH) to the DCYF to cover technological needs related to compliance with electronic health records to prepare for the Medicaid Managed Care transition in the amount of \$49,850, now, therefore be it

RESOLVED, By the Albany County Legislature that the 2016 Albany County Budget is amended as follows:

Decrease Appropriation Account A4322.4 by \$49,850 by decreasing Line Item A4322 4 4432 Albany County DCYF by \$49,850

Increase Appropriation Account A6119.2 by \$49,850 by increasing Line Item A6119 2 2001 Office Equipment by \$49,850

and, be it further

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

RESOLUTION NO. 429

AMENDING THE 2016 DEPARTMENT FOR CHILDREN, YOUTH AND FAMILIES BUDGET: ADMINISTRATIVE ADJUSTMENTS

Introduced: 10/13/16

By Social Services Committee:

WHEREAS, The Albany County Department for Children, Youth and Families has requested a budget amendment to reallocate funds to the part time Special Education Itinerant Teacher position and out of the part time Special Education Evaluator position due to changing needs of the Department, now, therefore be it

RESOLVED, By the Albany County Legislature that the 2016 Albany County Department for Children, Youth and Families Budget is amended as follows:

Decrease Appropriation Account A4059.1 by \$7,413 by decreasing Line Item A4059 1 2821 Special Education Evaluator by \$7,413 with an annual salary of \$39,193

Increase Appropriation Account A4059.1 by \$7,413 by increasing Line Item A4059 1 2824 Special Educ.Itinerant Trn PT by \$7,413 with an annual salary of \$29,652

and, be it further

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

**RESOLUTION NO. 430**

**AUTHORIZING AN AGREEMENT WITH THE NYS DEPARTMENT OF AGRICULTURE AND MARKETS REGARDING THE COUNTY AGRICULTURAL AND FARMLAND PROTECTION PLAN AND AMENDING THE 2016 DEPARTMENT OF ECONOMIC DEVELOPMENT, CONSERVATION AND PLANNING BUDGET**

Introduced: 10/13/16

By Conservation and Improvement Committee:

WHEREAS, By Resolution No. 32 for 2016, this Honorable Body authorized the submission of a grant proposal to the New York State Department of Agriculture and Markets for funds which will benefit the County by enhancing the viability of farming in Albany County through increased profitability and improved marketing of agricultural products, and

WHEREAS, The grant has been awarded by New York State in the amount of \$50,000 for the period of November 1, 2016 to January 31, 2018, with a County match of \$50,000 consisting of \$40,000 in-kind and \$10,000 which will be incorporated into the 2017 Budget, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the New York State Department of Agriculture and Markets to accept grant funding in the amount of \$50,000 for the enhancement of the farming industry in Albany County for the period of November 1, 2016 to January 31, 2018, and, be it further

RESOLVED, That the 2016 Department of Economic Development, Conservation and Planning Budget be amended to incorporate the 2016 funds as follows:

Increase Revenue Account A3903 Agricultural Grant by \$50,000

Increase Appropriation Account A8020.4 by \$50,000 by increasing Line Item A8020 4 4465 000 Farmland Protection Plan by \$50,000

and, be it further

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

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

**RESOLUTION NO. 431**

**AUTHORIZING AN AGREEMENT WITH CAPITAL ROOTS REGARDING THE  
INSTALLATION OF A BICYCLE "FIX-IT" STATION ON THE RAIL TRAIL AT  
THE SOUTH PEARL STREET TRAIL HEAD**

Introduced: 10/13/16

By Conservation and Improvement Committee:

WHEREAS, The Commissioner of the Department of Public Works has requested authorization to enter into an agreement with Capital Roots in regards to installing a bicycle "fix-it" station on the Albany County Rail Trail at the South Pearl Street trail head, and

WHEREAS, The license agreement with Capital Roots would allow for the installation and maintenance of a bicycle "fix-it" station on the Albany County Rail Trail at the South Pearl Street trail head as similar projects are taking place throughout the City of Albany at various locations including several of the Albany Public Library branches, and

WHEREAS, Capital Roots shall provide indemnification to Albany County regarding the bicycle "fix-it" station and its use, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into a license agreement with Capital Roots in regards to installing a bicycle "fix-it" station on the Albany County Rail Trail at the South Pearl Street trail head at no cost to the County, and, be it further

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

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

**RESOLUTION NO. 432**

**AUTHORIZING AN AGREEMENT WITH ALBANY MEDICAL CENTER HOSPITAL REGARDING MORGUE AND LABORATORY SERVICES**

Introduced: 10/13/16  
By Health Committee:

WHEREAS, The Albany Medical Center is a comprehensive health science center with extensive experience providing state of the art morgue and laboratory services to Albany County, and

WHEREAS, The County Coroner has requested to enter into a two-year agreement with Albany Medical Center for morgue and laboratory services in the amount of \$860 per case commencing June 1, 2016 and ending May 31, 2018, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Coroner is authorized to enter into a two-year agreement with Albany Medical Center for morgue and laboratory services in the amount of \$860 per case and laboratory services without morgue facility use pursuant to a schedule filed with the Coroner's office commencing June 1, 2016 and ending May 31, 2018, and, be it further

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

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

**RESOLUTION NO. 433**

**AUTHORIZING AN AGREEMENT WITH ELLIS HOSPITAL REGARDING  
MORGUE AND LABORATORY SERVICES**

Introduced: 10/13/16  
By Health Committee:

WHEREAS, Ellis Hospital is a comprehensive health science center with extensive experience providing state of the art morgue and laboratory services to Albany County, and

WHEREAS, The County Coroner has requested to enter into a six-month trial agreement with Ellis Hospital for morgue and laboratory services in the amount of \$815 per case commencing June 1, 2016 and ending November 30, 2016, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Coroner is authorized to enter into a six-month trial agreement with Ellis Hospital for morgue and laboratory services in the amount of \$815 per case commencing June 1, 2016 and ending November 30, 2016, and, be it further

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

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

**RESOLUTION NO. 434**

**AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION REGARDING A NYS DEPARTMENT OF HEALTH, HEALTH RESEARCH, INC. "LINKING INTERVENTIONS FOR TOTAL POPULATION HEALTH" (LIFT POPULATION HEALTH) GRANT**

Introduced: 10/13/16  
By Health Committee:

WHEREAS, The Commissioner of the Department of Health has requested authorization to submit a grant application with the New York State Department of Health and Health Research Inc. regarding Linking Interventions for Total Population Health (Lift Population Health) for the period November 1, 2016 through January 31, 2019 in the amount not to exceed \$750,000, and

WHEREAS, The Commissioner indicated that the Lift Population Health awardees would use grant funding to support prevention activities and strategies to address obesity and diabetes, this initiative will be integrated with the Albany County Strategic Alliance for Health that specifically targets poor nutrition, lack of physical ability and tobacco use as risk factors for diabetes, obesity and cardiovascular disease, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to submit a grant application with the New York State Department of Health and Health Research Inc. regarding Linking Interventions for Total Population Health (Lift Population Health) for the period November 1, 2016 through January 31, 2019 in the amount not to exceed \$750,000, and, be it further

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

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

**RESOLUTION NO. 435**

**AMENDING RESOLUTION NO. 231 FOR 2015 REGARDING AN AGREEMENT WITH HEALTH RESEARCH, INC. FOR AN EBOLA AND OTHER INFECTIOUS DISEASES PREPAREDNESS AND RESPONSE GRANT**

Introduced: 10/13/16  
By Health Committee:

WHEREAS, By Resolution No. 231 of 2015, this Honorable body authorized an agreement with Health Research, Inc. for \$200,000 regarding Ebola Preparedness and Response for the period April 1, 2015 through September 30, 2016, and

WHEREAS, The Commissioner has requested authorization to include other infectious diseases as part of the agreement authorized by Resolution No. 231 of 2015, and

WHEREAS, The Commissioner has also requested authorization to amend the end period of the agreement with Health Research, Inc. to September 30, 2016 through December 31, 2016, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to include other infectious diseases and amend the end period stated in the agreement pursuant to Resolution No. 231 of 2015 and with Health Research Inc. to September 30, 2016 through December 31, 2016, and, be it further

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

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

**RESOLUTION NO. 436**

**AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION WITH THE NYS DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING THE RE-ENTRY TASK FORCE PROGRAM**

Introduced: 10/13/16  
By Health Committee:

WHEREAS, The Director of the Albany County Department of Mental Health has requested authorization to apply for a grant with the NYS Division of Criminal Justice Services regarding the Re-entry Task Force Program in Albany County in the amount of \$12,500 for the period October 1, 2016 to September 30, 2017, and

WHEREAS, The Director indicated that this funding will serve to coordinate rehabilitation and educational services for inmates recently exiting the State corrections system, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to apply for a grant with the NYS Division of Criminal Justice Services regarding the Re-entry Task Force Program in Albany County in the amount of \$12,500 for the period October 1, 2016 to September 30, 2017, and, be it further

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

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

**RESOLUTION NO. 437**

**AMENDING RESOLUTION NO. 281 FOR 2016 REGARDING ADDITIONAL FUNDING FOR THE ADDICTIONS CARE CENTER OF ALBANY AND AMENDING THE 2016 MENTAL HEALTH DEPARTMENT BUDGET**

Introduced: 10/13/16  
By Health Committee:

WHEREAS, By Resolution No. 489 of 2015, as amended by Resolution No. 157 of 2016, this Honorable Body authorized an agreement with the Addictions Care Center of Albany regarding an Addiction Treatment Program in the amount of \$832,396 for the period beginning January 1, 2016 and ending December 31, 2016, and

WHEREAS, By Resolution No. 281 of 2016 this Honorable Body authorized an additional amount of \$76,868 corresponding to the agreement with the New York State Office of Alcoholism and Substance Abuse Service for the Addictions Care Center of Albany amending the agreement amount to \$909,264 rather than \$832,396, and

WHEREAS, The Director of the Albany County Mental Health Department has been notified by the NYS Office of Alcoholism and Substance Abuse Services that additional funding in the amount \$100,000 has been allocated to fund for an Addiction and Recovery Family Support Navigator position for the Addictions Care Center of Albany now, therefore be it

RESOLVED, By the Albany County Legislature that Resolution No. 281 for 2016 is amended to indicate that the fee corresponding to the agreement with the New York State Office of Alcoholism and Substance Abuse Service for the Addictions Care Center of Albany is \$1,009,264 rather than \$909,264, and, be it further

RESOLVED, That the 2016 Mental Health Department Budget is amended to incorporate said funding as follows:

Increase Revenue Account A3486 Narcotics Additions Control by \$100,000

Increase Appropriation Account A4230.4 by \$100,000 by increasing Line Item A4230 4 4428 Additions Care Center Albany by \$100,000

and, be it further

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

**RESOLUTION NO. 438**

**AUTHORIZING AN AGREEMENT WITH THE NYS GOVERNOR'S TRAFFIC SAFETY COMMITTEE REGARDING THE POLICE TRAFFIC SERVICES GRANT**

Introduced: 10/13/16

By Public Safety Committee:

WHEREAS, The NYS Governor's Traffic Safety Committee has informed the Albany County Sheriff that funding is available for the Police Traffic Safety Program in the amount of \$19,000 for the period October 1, 2016 to September 30, 2017, and

WHEREAS, The Sheriff has indicated that the funding would be used to establish an education effort targeted at the enforcement community as well as the general public regarding increased seat belt usage and reduce dangerous driving in an effort to lessen serious injury and death from traffic crashes, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with the NYS Governor's Traffic Safety Committee for the Police Traffic Safety Program in the amount of \$19,000 for the period October 1, 2016 to September 30, 2017, and, be it further

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

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

**RESOLUTION NO. 439**

**AUTHORIZING AN AGREEMENT WITH THE NYS UNIFIED COURT SYSTEM REGARDING COURT SECURITY FOR FAMILY, SUPREME AND COUNTY COURTS**

Introduced: 10/13/16

By Public Safety Committee:

WHEREAS, The Albany County Sheriff and the NYS Unified Court System have recommended to this Honorable Body that an agreement be entered into for court security services for a term beginning April 1, 2016 and continuing through March 31, 2017, and

WHEREAS, The Sheriff has evaluated the proposed services to be rendered for the period and has determined that the reimbursement amount for said agreement is \$1,894,640, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into the third year of a five year agreement with the NYS Unified Court System for the provision of security services for Family, Supreme and County Courts for a term beginning April 1, 2016 through March 31, 2017, in an amount of \$1,894,640, and, be it further

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

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

**RESOLUTION NO. 440**

**CONFIRMING THE APPOINTMENT OF THE PUBLIC DEFENDER**

Introduced: 10/13/16

By Personnel Committee:

RESOLVED, By the Albany County Legislature, pursuant to Section 302 (c) of the Albany County Charter that the appointment of Stephen W. Herrick of Albany, New York as the Public Defender, to serve at the pleasure of the County Executive, at the salary appropriated in the Annual County Budget, is hereby confirmed, and, be it further

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

**RESOLUTION NO. 441**

**AMENDING THE ALBANY COUNTY CAPITAL PROGRAM FOR 2016**

Introduced: 10/13/16

By Audit and Finance Committee:

WHEREAS, By Resolution No. 322 for 2015, this Honorable Body adopted the Albany County Capital Program for 2016-2020, which included a proposed \$1.1 million for acquisition and replacement of the transformer and switchgear equipment at the Albany County Times Union Center, and

WHEREAS, Upon review of the conditions at the Times Union Center during the RFB process, additional improvements were discovered that were deemed essential to the completion of the project, and

WHEREAS, An Amendment to the Capital Program is necessary to move forward with the proposed project which will include the aforementioned improvements as well as the relocation of underground utilities equipment and improvements to storm water drainage in relation to this project, which will have a combined overall cost of \$2 million total instead of the initial \$1.1 million proposed, now, therefore be it

RESOLVED, By the Albany County Legislature that the aforementioned amendment to the Capital Program for 2016 as set forth above is hereby adopted, and, be it further

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

RESOLUTION NO. 398

BOND RESOLUTION OF THE COUNTY OF ALBANY, NEW YORK, AUTHORIZING THE UNDERTAKING OF THE ACQUISITION AND INSTALLATION OF A NEW TRANSFORMER AND SWITCH GEAR AT THE TIMES UNION CENTER, STATING THE ESTIMATED MAXIMUM ADDITIONAL COST THEREOF IS \$900,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$900,000 OF SERIAL BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION

Introduced: 9/12/16

By Audit and Finance Committee:

WHEREAS, on December 7, 2015, the County of Albany, New York (the "County") approved a resolution authorizing \$1,100,000 to undertake a capital project consisting of the acquisition and installation of a new transformer and switch gear at the Times Union Center in the City of Albany, New York, including any necessary site work and the acquisition and installation of furnishings, equipment, machinery and apparatus for the foregoing purposes, together with the preparation of planning, engineering and feasibility studies and review (the "Project"); and

WHEREAS, on May 26, 2016 the County issued the Public Improvement Bond Anticipation Notes – 2016 of the County in the aggregate principal amount of \$102,023,089 (the "Notes"), which included the \$1,100,000 for the Project; and

WHEREAS, additional work in the amount of \$900,000 was required to complete the Project and the County needs to authorize the issuance of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) as may be necessary to pay the additional cost thereof;

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

Section 1. The County is hereby authorized to undertake the Project, as further described in the 2016 Capital Plan in the County's 2016-2020 Capital Program, as amended and supplemented (hereinafter referred to as the "Capital Program"). The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof (including the costs relating to the issuance of the obligations authorized by this resolution), is an amount not to exceed \$2,000,000 and the amount of \$900,000 is hereby appropriated for the additional work required to complete the Project. The plan of financing is amended to include the issuance of the additional amount of not to exceed \$900,000 of serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in such series and amounts as may be necessary to

pay the cost of the additional work to complete the Project, but in no event in excess of \$2,000,000 to pay the total costs of the Project.

The period of probable usefulness of the specific object or purpose herein authorized and for which \$900,000 of said serial bonds are herein authorized to be issued, within the limitations of Section 11.00a.13 of the New York Local Finance Law (the "Law"), is ten (10) years.

Section 2. The total costs of the Project are hereby revised under the plan of financing to \$2,000,000 with \$1,100,000 of such costs financed by the issuance of the Notes pursuant to the December 7, 2015 bond resolution of the County. Serial bonds (and bond anticipation notes in anticipation of the issuance of such serial bonds) in the aggregate principal amount not to exceed \$900,000 to finance additional work required to complete the Project are hereby authorized to be issued pursuant to the provisions of the Law.

Section 3. The following additional matters are hereby determined and stated:

(a) The building described above is a class "A" building, as defined in Section 11.00a.11(a) of the Law.

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

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

Section 4. The serial bonds authorized by this resolution and any notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation of rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 21.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 63.00

and Section 164.00 of the Law, the powers and duties of the County Legislature pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The County Comptroller is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

Section 7. The County Comptroller is further authorized to enter into a continuing disclosure undertaking with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

Section 8. Pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the "SEQR Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations" and collectively with the SEQR Act, "SEQRA"), the County must satisfy the requirements contained in SEQRA prior to making a final determination whether to proceed with the above referenced Project. Based upon an examination of the Project and a memorandum from the Albany County Department of Economic Development, Conservation and Planning, the County hereby makes the following determination: The Project authorized by this resolution constitutes a "Type II action" pursuant to 6 NYCRR 617.5(c)(1), (2) and (25), and therefore, pursuant to 6 NYCRR 617.6(a)(1)(i), the County has no further responsibilities under SEQRA with respect to the Project.

Section 9. The County may initially use funds from the General Fund or such other funds that may be available to pay the cost of the specific objects or purposes authorized by this resolution, pursuant to Section 165.10 of the Law. The County then reasonably expects to reimburse such expenditure with the proceeds of the bonds or bond anticipation notes authorized by Section 2 of this resolution. This resolution shall constitute the declaration of the County's "official intent" to reimburse the expenditures authorized by Section 1 hereof with the proceeds of the

bonds and notes authorized herein, as required by United States Treasury Regulation Section 1.150-2.

Section 10. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

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

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

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

Section 11. This bond resolution shall take effect immediately and the Clerk of the County Legislature is hereby authorized and directed to publish the foregoing resolution in full, together with a notice attached in substantially the form as prescribed in Section 81.00 of the Law, in the Evangelist and the Times Union, newspapers designated as the official newspapers of the County for such publication.

RESOLUTION NO. 442

**AUTHORIZING AN AGREEMENT WITH GILBANE BUILDING COMPANY  
REGARDING CONSTRUCTION MANAGEMENT SERVICES FOR THE  
ALBANY COUNTY NURSING HOME RENOVATION PROJECT**

Introduced: 10/13/16

By Audit and Finance Committee:

WHEREAS, The Executive Director of the Albany County Nursing Home has requested authorization to move forward on an agreement for construction management services for various projects at the Albany County Nursing Home, including installation of HVAC systems, transformer and electrical power distribution upgrades and kitchen redesign and renovation, and

WHEREAS, The Executive Director indicated that the construction manager will oversee the various sub-contractors throughout the construction process, and will also work on implementing the approved projects outlined in the 2016 and 2017 Capital Programs, and

WHEREAS, The Department, through the County Purchasing Agent, issued a request for bids and five bids were received, and

WHEREAS, The Department has reviewed said bids and recommended Gilbane Building Company be awarded the contract for services, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an agreement with Gilbane Building Company, 7 South woods Blvd., Albany, New York 12211 in an amount not to exceed \$1,537,104 regarding construction management services for various projects at the Albany County Nursing Home, and, be it further

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

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

RESOLUTION NO. 443

**AUTHORIZING AN AGREEMENT WITH HORAN, MARTELLO AND MORRONE, CPAS, LLP, REGARDING ONGOING ACCOUNTING AND CONSULTING SERVICES FOR THE ALBANY COUNTY NURSING HOME AND AMENDING THE 2016 NURSING HOME BUDGET**

Introduced: 10/13/16

By Audit and Finance Committee:

WHEREAS, The Executive Director of the Albany County Nursing Home has requested a contract for accounting and consulting services related to Medicaid and Medicare programs for the Nursing Home, including cost reporting, variance reports and training of staff, and

WHEREAS, Pursuant to the County procurement policy, an RFP was issued soliciting proposals for accounting and consulting services at the Nursing Home, and after three (3) proposals were received and reviewed, the Executive Director recommended awarding the contract to Horan, Martello and Morrone, CPAs LLP, who were the lowest responsible bidder, and

WHEREAS, The Executive Director has requested legislative approval of an agreement with Horan, Martello and Morrone, CPAs LLP, for an initial term of three (3) years, in a total amount of \$133,500, commencing October 3, 2016 and ending October 2, 2019, and

WHEREAS, The Executive Director has also requested inclusion of a legislative option to renew the agreement with Horan, Martello and Morrone, CPAs LLP, at the conclusion of the initial contract term for two additional one-year terms at a price to be determined at that time, and

WHEREAS, The Executive Director has requested a budget amendment in order to fund the aforementioned agreement for accounting and consulting services, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to enter into an initial agreement for a three year term, with Horan, Martello and Morrone, CPAs LLP, 527 Townline Road, Suite 203 Hauppauge, New York 11788 for accounting and consulting services at the Nursing Home in an amount not to exceed \$133,500 commencing October 3, 2016 and ending October 2, 2019, and, be it further

RESOLVED, The contract shall, at the conclusion of the initial term, require legislative approval to execute up to two additional one-year renewal options with Horan, Martello and Morrone, CPAs LLP, at a price to be determined at that time, and, be it further

RESOLVED, That the 2016 Albany County Department of Residential Health Care Facilities Budget is amended as follows:

Decrease Appropriation Account NH6020.1 by \$35,715 by decreasing Line Item NH6020 1 6501 001 Central Supply Supervisor by \$35,715  
Increase Appropriation Account NH6020.4 by \$35,715 by increasing Line Item NH6020 44047 Consulting Services by \$35,715

and, be it further

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

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

**RESOLUTION NO. 444**

**AMENDING THE 2016 HEALTH DEPARTMENT BUDGET: OVERTIME**

Introduced: 10/13/16

By Audit and Finance Committee:

WHEREAS, The Commissioner of the Health Department has indicated that it is necessary to increase appropriations to cover overtime expenses due to current staff assuming additional responsibilities and increased responsibilities related to Zika/Disease Control activities, and

WHEREAS, The Commissioner has requested a budget neutral amendment in the amount of \$25,000 in order to meet the aforementioned overtime expenditures, now, therefore be it

RESOLVED, By the Albany County Legislature that the 2016 Health Department Budget is amended as follows:

Decrease Appropriation Account A4010.4 by \$25,000 by decreasing Line Item A4010 4 4046 Fees For Services by \$25,000

Increase Appropriation Account A4010.1 by \$25,000 by increasing Line Item A4010 1 9900 Overtime by \$25,000

and, be it further

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

**RESOLUTION NO. 445**

**ESTABLISHING A POLICY REGARDING OTHER CHARGES TRANSFERRED TO ALBANY COUNTY ON DELINQUENT TAX BILLS**

Introduced: 10/13/16

By Audit and Finance Committee, Messrs. Domalewicz, Miller and Higgins:

WHEREAS, Historically, Albany County has accepted the administrative burden of collecting past due property taxes inclusive of water and sewer charges from the municipalities within the County, and

WHEREAS, Municipalities have a time frame pursuant to New York State Real Property Tax Law within which they must collect property taxes before sending the collection duties to the County and, in turn, the County makes the municipalities whole on the amounts due for each uncollected property at the time of the return of unpaid taxes, and

WHEREAS, The County also currently reimburses municipalities for other charges including, Board-Up Charges, Building Stabilization Charges, Illegal Trash Charges, Illegal Debris/Dumping Charges, Snow Removal Charges, Fire/Emergency Charges, Certificate of Occupancy Charges, Lawn Charges, Unpaid Court Fines, Sidewalk Charges, Special Utility Charges, Clean-Up Charges, Vacant Building Registry Charges, and

WHEREAS, While it is easy to understand the need for municipal charges for the work performed by municipalities, these charges are not taxes but are amounts accumulated through local property maintenance and service charges which do not have to be placed on property tax bills and can and should be adjudicated against each property owner by the municipality in which the property is located by utilizing all of the enforcement proceedings available under the New York State Civil Practice Law and Rules to municipalities for collection of these charges, and

WHEREAS, By listing these other charges on property tax bills, the County's financial liability increases at each yearly municipal return of unpaid taxes by any and all delinquent properties containing the cost of one of these other charges, it then becomes unlikely that the County will ever recoup that cost through the disposition of the properties, particularly properties deeded to the Albany County Land Bank, a transfer which benefits the municipalities by eventually returning the properties to their tax rolls, and

WHEREAS, This Honorable Body has recognized the impact that these type of charges that are returned on delinquent property tax bills have on County Finances by adopting policies pursuant to Resolution No. 365 for 2010 for Demolition Charges and Resolution No. 465a for 2013 for Unmetered Water Charges, and it is apparent that an additional policy is needed to ensure that Albany County tax dollars are spent wisely in regards to other charges that are returned on delinquent property tax bills, now, therefore be it

RESOLVED, That beginning December 31, 2016 as part of a return of delinquent taxes, all municipalities are required to submit a list of properties indicating the amount and type of other charges that are part of the total delinquent tax bill being sent to the County for collection for each delinquent property, and, be it further

RESOLVED, By the Albany County Legislature that a policy is hereby established regarding other charges listed on property tax bills returned to the County of Albany for collection, that beginning December 31, 2016 the County will not make the municipalities whole for these amounts at the return of unpaid taxes, but will, upon receiving payment of these charges in the County Collection of unpaid tax bills, remit these amounts to the municipality that initiated the charge, and, be it further

RESOLVED, In the event that a municipality does not adhere to this policy and reduces their required amount of County Tax Payment by the amount of other charges not otherwise authorized at any yearly settlement of unpaid taxes, the County will use the right of setoff and reduce the next required remittance to said municipality by the amount of the other charges not otherwise authorized in the return of unpaid taxes and, be it further

RESOLVED, That for any other charge not required by State or County law to be reimbursed that a municipality lists on a property tax bill after December 31, 2016, it will be at the discretion of the Albany County Legislature to make that municipality whole for those amounts, and, be it further

RESOLVED, That in the event the County does not receive payment for any other charge listed on a unpaid property tax bill for a property which is included in a foreclosure action, the balance of the unpaid charge will not be remitted to the municipality that initiated the charge, but will be written off, along with the tax liability on that property held by the County previously remitted to the municipality, and, be it further

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

**RESOLUTION NO. 446**

**AUTHORIZING THE CONVEYANCE OF 485 HALE ROAD IN THE TOWN OF RENSSELAERVILLE (TAX MAP NO. 149.00-1-23)**

Introduced: 10/13/16

By Audit and Finance Committee:

WHEREAS, The County of Albany has acquired through in rem foreclosure title to a parcel of real property in the Town of Rensselaerville, 485 Hale Road (Tax Map No. 149.00-1-23), and

WHEREAS, Mr. John Perry Moak, the owner of record at the time the County foreclosed on the property has expressed an interest in acquiring the aforementioned property, and

WHEREAS, Mr. Moak has indicated that he is committed to paying the full amount of taxes, interest, penalties and closing costs necessary to acquire the property, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey the aforementioned parcel to Mr. John Perry Moak, for the amount of \$4,824.22 including any additional interest, penalties and closing costs to be adjusted at the time of closing, and, be it further

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

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

**RESOLUTION NO. 447**

**AUTHORIZING THE CONVEYANCE OF 10 FRANTONE LANE IN THE TOWN OF COLONIE (TAX MAP NO. 43.3-4-56)**

Introduced: 10/13/16

By Audit and Finance Committee:

WHEREAS, The County of Albany has acquired through in rem foreclosure title to a parcel of real property, 10 Frantone Lane in the Town of Colonie (Tax Map #43.3-4-56), and

WHEREAS, Mr. and Mrs. Kevin Stackman, the abutting property owners have expressed an interest in acquiring this property for \$50, and

WHEREAS, Revisions to the County's Real Property Disposition Plan approved by Resolution No. 453 for 2015 implemented procedures for properties to be sold to abutting property owners, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey 10 Frantone Lane (Tax Map #43.3-4-56) in the Town of Colonie to Mr. and Mrs. Kevin Stackman for \$50, and, be it further

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

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

**RESOLUTION NO. 448**

**AUTHORIZING THE CONVEYANCE OF 69 MAIN STREET IN THE TOWN OF COEYMANS TO THE TOWN OF COEYMANS (TAX MAP NO. 168.12-1-40.2)**

Introduced: 10/13/16

By Audit and Finance Committee and Mr. Touchette:

WHEREAS, The County of Albany has acquired through in rem foreclosure title to a parcel of real property in the Town of Coeymans, 69 Main Street (Tax Map No. 168.12-1-40.2), and

WHEREAS, The Town of Coeymans has expressed an interest in acquiring this parcel to upgrade their sewer infrastructure, and

WHEREAS, Revisions to the County's Real Property Disposition Plan approved by Resolution No. 453 for 2015 implemented procedures for properties to be sold to municipalities for the betterment of their community, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey property in the Town of Coeymans, 69 Main Street, (Tax Map No. 168.12-1-40.2), to the Town of Coeymans for \$1, and, be it further

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

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

**RESOLUTION NO. 449**

**AUTHORIZING THE CONVEYANCE OF 57-73 ORIOLE AVENUE IN THE CITY OF ALBANY (TAX MAP NO. 75.83-1-21,22,23,24,25,26,27,28,29)**

Introduced: 10/13/16

By Audit and Finance Committee:

WHEREAS, The County of Albany has acquired through in rem foreclosure title to parcels of real property in the City of Albany, 57-73 Oriole Avenue (Tax Map Nos. 75.83-1-21,22,23,24,25,26,27,28,29), and

WHEREAS, Graceland Cemetery Inc. has expressed an interest in acquiring these parcels to provide another access to the Graceland Cemetery property other than Delaware Avenue, and

WHEREAS, Revisions to the County's Real Property Disposition Plan approved by Resolution No. 453 for 2015 implemented procedures for properties to be sold to Not For Profits, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to execute on behalf of the County any documents necessary to convey property in the City of Albany, 57-73 Oriole Avenue (Tax Map Nos. 75.83-1-21,22,23,24,25,26,27,28,29) to Graceland Cemetery Inc. for \$1, and, be it further

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

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

**RESOLUTION NO. 450**

**AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND AN AGREEMENT REGARDING THE MOTOR VEHICLE THEFT AND INSURANCE FRAUD PREVENTION PROGRAM**

Introduced: 10/13/16  
By Law Committee:

WHEREAS, The Albany County District Attorney has been notified by the NYS Division of Criminal Justice Services that funding in the amount of \$65,825 is available regarding the Motor Vehicle Theft and Insurance Fraud Prevention Program for the period January 1, 2017 to December 31, 2017, and

WHEREAS, The District Attorney's Office indicated that the grant will pay the salaries and benefits of staff to supervise the prosecution of those who engage in motor vehicle related fraud and auto theft schemes and to reduce the incidence of these crimes through the integrated efforts of city, county and state law enforcement agencies, and

WHEREAS, The District Attorney has requested authorization to submit the grant application and enter into an agreement with the Division of Criminal Justice Services regarding the aforementioned grant funding, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to submit a grant application to the NYS Division of Criminal Justice Services in the amount of \$65,825 regarding the Motor Vehicle Theft and Insurance Fraud Prevention Program, and, be it further

RESOLVED, That the County Executive is also authorized to enter into an agreement with the NYS Division of Criminal Justice Services to accept grant funding in an amount not to exceed \$65,825 regarding the Motor Vehicle Theft and Insurance Fraud Prevention Program for the period January 1, 2017 to December 31, 2017, and, be it further

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

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

**RESOLUTION NO. 451**

**AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND AN AGREEMENT REGARDING THE CRIMES AGAINST REVENUE PROGRAM**

Introduced: 10/13/16  
By Law Committee:

WHEREAS, The District Attorney's Office has indicated that the NYS Division of Criminal Justice Services has notified the County that grant funding in the amount of \$286,700 is available regarding the Crimes Against Revenue Program for a period commencing January 1, 2017 to December 31, 2017, and

WHEREAS, The Crimes Against Revenue Program will facilitate the investigation and prosecution of those who commit crimes against State revenues, such as criminal failure to pay tax obligations associated with legal and illegal activities, and include specific and general deterrence of such crimes and the payment of restitution to New York State, and

WHEREAS, The District Attorney has requested authorization to submit the grant application and enter into an agreement with the Division of Criminal Justice Services regarding the Crimes Against Revenue Program, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to submit a grant application to the NYS Division of Criminal Justice Services pertaining to the Crimes Against Revenue Program, and, be it further

RESOLVED, That the County Executive is authorized to enter into an agreement with the NYS Division of Criminal Justice Services in an amount not to exceed \$286,700 regarding the Crimes Against Revenue Program for the period commencing January 1, 2017 to December 31, 2017, and, be it further

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

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

**RESOLUTION NO. 452**

**AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND AN AGREEMENT WITH THE NYS DIVISION OF CRIMINAL JUSTICE SERVICES REGARDING THE AID TO PROSECUTION PROGRAM**

Introduced: 10/13/16

By Law Committee:

WHEREAS, The NYS Division of Criminal Justice Services operates an Aid to Prosecution Program which provides funds to strengthen the prosecution for repeat violent and serious felony offenders by maintaining increased levels of experienced prosecutors who will seek to minimize plea-bargaining options and to impose maximum sentences, and

WHEREAS, The District Attorney's Office has received notification of an award from the NYS Division of Criminal Justice Services in the amount of \$126,100 for the period beginning October 1, 2016 and ending September 30, 2017 and requested authorization to submit a grant application and enter into an agreement regarding the Aid to Prosecution Program, now, therefore be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to submit a grant application and enter into an agreement with the NYS Division of Criminal Justice Services for the period beginning October 1, 2016 and ending September 30, 2017 in an amount not to exceed \$126,100 regarding the Aid to Prosecution Program, and, be it further

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

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

RESOLUTION NO. 453

CONFIRMING THE APPOINTMENT OF THE DIRECTOR OF THE  
DEPARTMENT OF ECONOMIC DEVELOPMENT, CONSERVATION AND  
PLANNING

Introduced: 10/13/16

By Personnel Committee:

RESOLVED, By the Albany County Legislature, pursuant to Section 302 (c) of the Albany County Charter that the appointment of Matthew Cannon of Watervliet, New York as the Director of the Department of Economic Development, Conservation and Planning, to serve at the pleasure of the County Executive, at the salary appropriated in the Annual County Budget, is hereby confirmed, and, be it further

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

**RESOLUTION NO. 454**

**DESIGNATING THE AUDIT AND FINANCE COMMITTEE TO REVIEW  
THE TENTATIVE ANNUAL BUDGET FOR 2017**

Introduced: 10/13/16

By Mr. Ward:

RESOLVED, By the Albany County Legislature that the Audit and Finance Committee of this Honorable Body is hereby designated as the committee to review the tentative annual budget for 2017 pursuant to Section 604(b) of the Albany County Charter, and, be it further

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

**RESOLUTION NO. 455**

**PUBLIC HEARING ON THE 2017 TENTATIVE ANNUAL BUDGET**

Introduced: 10/13/16

By Mr. Ward:

WHEREAS, Section 603(d) of the Albany County Charter (Charter) directs that the Tentative Annual Budget as prepared by the County Executive shall be filed with the Clerk of the Legislature on or before October 10th, and

WHEREAS, Section 604(a) of the Charter provides that the first of two public hearings on the tentative annual budget shall be held not later than October 30th, now, therefore be it

RESOLVED, That the Albany County Legislature will hold a public hearing on the 2017 Tentative Annual Budget in the Legislative Chambers at 7:15 p.m. on Tuesday, October 25, 2016, and the Clerk of the Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with applicable provisions of the Charter.

**RESOLUTION NO. 456**

**PUBLIC HEARING ON THE PROPOSED LEGISLATIVE ADDITIONS  
AND/OR DELETIONS TO THE 2017 TENTATIVE ANNUAL BUDGET**

Introduced: 10/13/16  
By Mr. Ward

WHEREAS, Section 604(c) of the Albany County Charter (Charter) provides that a public hearing on the proposed legislative additions and/or deletions to the Tentative Annual Budget shall be held not later than December 1st, now, therefore be it

RESOLVED, That the Albany County Legislature will hold a public hearing on the proposed legislative additions and/or deletions to the 2017 Tentative Annual Budget in the Legislative Chambers at 7:15 p.m. on Tuesday, November 22, 2016, and the Clerk of the Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with applicable provisions of the Charter.

---

**RESOLUTION NO. 457**

**PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "S" FOR 2016**

Introduced: 8/28/16

By Messrs. Higgins, Bullock and Reinhardt:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law S for 2016, "A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK REGULATING THE USE OF POLYSTYRENE FOAM DISPOSABLE FOOD SERVICE WARE AND REQUIRING THE USE OF BIODEGRADABLE OR COMPOSTABLE FOOD SERVICE WARE BY FOOD SERVICE ESTABLISHMENTS IN ALBANY COUNTY BY AMENDING LOCAL LAW A FOR 2012 AS ADOPTED NOVEMBER 12, 2013" to be held by the County Legislature in the Legislative Chambers, Albany County Courthouse, Albany, New York at 7:15 p.m. on Tuesday, October 25<sup>th</sup>, 2016, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.

**RESOLUTION NO. 458**

**PUBLIC HEARING ON PROPOSED LOCAL LAW NO. "V" FOR 2016**

Introduced: 10/13/16

By: Mr. Crouse, Ms. McKnight, Mr. Simpson, Mss. Willingham, Chapman, Messrs. Fein, Clay, Tunny, Hogan and Ms. Lockart:

RESOLVED, By the County Legislature of the County of Albany that a public hearing on proposed Local Law No. "V" For 2016, "A Local Law of the County of Albany, New York Amending Section 207 of the Albany County Charter and Local Law No. 8 for 1993 as Subsequently Amended Relating to Commissions on Reapportionment", be held by the County Legislature in the Legislative Chambers, Albany County Courthouse, Albany, New York at 7:15 p.m. on Tuesday, October 25, 2016, and the Clerk of the County Legislature is directed to cause notice of such hearing to be published containing the necessary information in accordance with the applicable provisions of law.

RESOLUTION NO. 459

AMENDING THE 2016 ALBANY COUNTY BUDGET: LEGISLATIVE ADMINISTRATIVE ADJUSTMENTS

Introduced: 10/13/16

By: Mr. Mauriello

WHEREAS, The Albany County Legislature has requested administrative adjustments to the 2016 budget to reflect changes in reorganizing the staff to increase the efficiency of the Department, and

WHEREAS, To accomplish this, an amendment to the 2016 Albany County Budget is necessary to enact these budget neutral changes, now, therefore be it

RESOLVED, By the Albany County Legislature that the 2016 Albany County Budget is amended as follows:

Decrease Appropriation Account A1010.1 by \$2,349 by decreasing the following line item: Line Item A1010 1 2556 001 Policy Analyst PT (MIN) by \$2,349 with an annual salary of \$33,783

Increase Appropriation Account A1010.1 by \$2,349 by increasing the following line item: Line Item A1010 1 2556 002 Policy Analyst PT (MIN) by \$2,349 with an annual salary of \$25,000 and, be it further

and, be it further

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

**RESOLUTION NO. 460**

**RESOLUTION REQUIRING LOCAL LAWS BE PROVIDED TO THE COUNTY ATTORNEY FOR COMMENT**

Introduced: 10/13/16

By Messrs. Mendick, Burgdraf, Drake and Mauriello

WHEREAS, the Albany County Legislature has many proposed local laws on its legislative agenda, and

WHEREAS, the current legislative process does not require review by the County Attorney of any local laws prior to their enactment, and

WHEREAS, some local laws enacted by the legislature have been the subject of lawsuits and County Executive vetoes citing faulty drafting, enforcement issues, and unconstitutionality of the enactments, and

WHEREAS, the County Attorney is charged with defending the County's local laws and is thereby familiar with pitfalls which can undermine his efforts to defend the legislature's enactments, and

WHEREAS, the Legislature, both Majority and Minority, have counsel to advise their respective conference members on substantive matters, however commentary from the County Attorney would be beneficial, now, therefore be it

RESOLVED, that no local law can be placed on the County Legislature's agenda without the opinion of the County Attorney, and, be it further

RESOLVED, that if the opinion of the County Attorney is not provided within thirty days of request then, in such instance, the proposer shall provide a letter indicating same and the local law may be placed on the legislative agenda, and, be it further

RESOLVED, the commentary of the County Attorney shall in no way be interpreted as an endorsement or condemnation of the local law by the County Attorney, the County Executive, or any other member of the Executive branch of the Albany County government, and, be it further

RESOLVED, that it is the intent of this resolution to assist the review of local laws by members of legislative committees by trying to identify legal issues requiring attention as early in the process as possible, and, be it further

RESOLVED, that the Committee or the Legislature may or may not incorporate changes/concerns that have been opined by the County Attorney into the local law, and, be it further

RESOLVED, that the Clerk of the County Legislature be directed to forward certified copies of this resolution to the appropriate County officials.

LOCAL LAW NO. "L" FOR 2016

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

Introduced: 8/8/16

By Mr. Ward:

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

SECTION 1. During the period January 1, 2017 to December 31, 2018, Section 2 of Local Law No. 3 for 1980 as amended by Local Law No. 3 for 1986, Local Law No. 3 for 2005, Local Law No. 11 for 2006, Local Law No. 8 for 2009, Local Law No. 10 for 2010, Local Law No. 2 for 2012 and Local Law No. 4 for 2014 is amended to read as follows:

Imposition of Tax

On and after the first day of January 1, 2017, there is hereby imposed and there shall be paid a tax of six percent of the per diem rental rate charged to occupants for each hotel or motel room except that the tax shall not be imposed upon a permanent resident.

SECTION 2. During the period January 1, 2017 to December 31, 2018, Section 12 of Local Law No. 3 for 1980 as amended by Local Law No. 3 for 1986, Local Law No. 3 for 2005, Local Law No. 11 for 2006, Local Law No. 8 for 2009 Local Law No. 10 for 2010, Local Law No. 2 for 2012 and Local Law No. 4 for 2014 is amended to read as follows:

Disposition of Revenues

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

(a) Revenues from the tax imposed by such local law up to an amount equal to one-sixth of such total revenue shall be credited to and deposited in a special fund for convention and tourist development. The County of Albany is authorized to retain up to a maximum of ten per centum of such revenue derived from this fund to defray the necessary expenses of the County in administering such tax. The revenue derived from this portion of the tax, after deducting the amount provided for administering such tax,

shall be allocated to pay for services performed, subject to the terms and conditions in contracts, which may be entered into between the County and the Albany County Convention and Visitors Bureau, Inc., all at the option of the County, its successors or assigns. Said funds so allocated shall be used for the purpose of promoting Albany County, its cities, towns and villages, in order to increase convention/trade show and tourism business.

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

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

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

(a) Revenues from the tax imposed by such local law up to an amount equal to one-sixth of such total revenue shall be credited to and deposited in a special fund for convention and tourist development. The County of Albany is authorized to retain up to a maximum of ten per centum of such revenue derived from this fund to defray the

necessary expenses of the County in administering such tax. The revenue derived from this portion of the tax, after deducting the amount provided for administering such tax, shall be allocated to pay for services performed, subject to the terms and conditions in contracts, which may be entered into between the County and the Albany County Convention and Visitors Bureau, Inc., all at the option of the County, its successors or assigns. Said funds so allocated shall be used for the purpose of promoting Albany County, its cities, towns and villages, in order to increase convention/trade show and tourism business.

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

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

SECTION 4. This local law supersedes Local Law No. 4 for 2014 and shall take effect January 1, 2017 and expire and be deemed repealed December 31, 2018.

*Referred to Audit and Finance Committee. 8/8/16*

*Favorable recommendation - Audit and Finance Committee. 8/24/16*

*Referred to Audit and Finance Committee. 9/12/16*

*Favorable recommendation - Audit and Finance Committee. 9/28/16*

LOCAL LAW NO. "V" FOR 2016

A LOCAL LAW OF THE COUNTY OF ALBANY, NEW YORK, AMENDING SECTION 207 OF THE ALBANY COUNTY CHARTER AND LOCAL LAW NO. 8 FOR 1993 AS SUBSEQUENTLY AMENDED RELATING TO COMMISSIONS ON REAPPORTIONMENT

Introduced: 10/13/16

By: Mr. Crouse, Ms. McKnight, Mr. Simpson, Mss. Willingham, Chapman, Messrs. Fein, Clay, Tunny, Hogan and Ms. Lockart:

PURSUANT TO SECTIONS 10 AND 33 OF THE MUNICIPAL HOME RULE LAW AND SECTION 2701 OF THE ALBANY COUNTY CHARTER:

Be it enacted by the County Legislature as follows:

Section 1. The Albany County Charter is hereby amended by deleting the existing Section 207 and adding a new Section 207 to read as follows:

**Section 207. Commissions on Reapportionment and Changes in Legislative Districts.**

- (a) Upon publication of the results of the federal decennial census for Albany County, or upon publication of census tracts and block statistics based upon any federal or special population census taken pursuant to Section 20 of the General Municipal Law, and held not more than once every five (5) years, or after any annexation which has the effect of increasing or decreasing the population of any legislative district by more than ten percent (10%), two Commissions shall be established to make recommendations to the County Legislature as to how County Legislative Districts should be reapportioned: a Commission on Majority Minority Redistricting (the "MMD Commission" and a General Redistricting Commission (the "General Commission").
- (b) The MMD Commission shall consist of a number of members equal to the number of Majority Minority Legislative Districts then in existence. Each County Legislator representing a Majority Minority District shall select one person to serve on such commission. One additional member to the commission shall be selected upon the recommendation of the NAACP Albany, N.Y. Branch. In the event this results in an even number, then the Chairperson of the Legislature shall appoint one additional member. The persons appointed to serve on the MMD Commission shall be Albany County residents and shall be eligible to register to vote.
- (c) The General Commission shall consist of seven (7) members who are County residents and are eligible to register to vote. The General Commission's members shall include representatives of the two (2) principal parties and reasonably reflect the demographic composition of the County.
- (d) To establish a pool from which members will be appointed, no later than three (3) months prior to the anticipated first meeting of the Commissions, the County Legislature shall widely solicit interest in serving on the Commissions through direct mail and e-mail contact with civic groups, public service announcements on

- radio and television and in daily and weekly newspapers, paid advertisement and announcement on the County website.
- (e) Initial appointments to the General Commission from the pool of interested parties gathered as set forth in Section 207(d) hereinabove shall represent various geographic areas of the County, with two (2) members appointed by the Majority Leader of the County Legislature and two (2) members appointed by the Minority Leader of the County Legislature. These four (4) appointed Commissioners shall select the additional three (3) General Commission members from the pool previously established no later than thirty (30) days after their appointment. If, for any reason, the Commissioners fail to timely select the additional members as herein required, then the Majority Leader, Minority Leader, and the Chairperson will each select one additional member from such pool as may be necessary to fully constitute the General Commission.
  - (f) The MMD Commission will recommend to the General Commission the appropriate number of Majority Minority Districts and the appropriate configuration of such Districts. In fulfilling these duties, the MMD Commission shall comply with the requirements of 52 U.S.C. 1001 (Section 2 of the Voting Rights Act of 1965) as interpreted in the March 24, 2015 Memorandum Decision and Order of the United States District Court for the Northern District of New York in the case *Pope v County of Albany*, 94 F. Supp. 302 (NDNY 2015) and in all subsequent relevant statutes and case law.
  - (g) The General Commission will, after receiving the MMD Commission's recommendation, reapportion the remaining Legislative Districts, and then present the combined recommendations of both commissions as one reapportionment recommendation to the full county legislature for their consideration.
  - (h) Both Commissions shall be guided by the goal of equal and fair representation of all people in Albany County, consistent with established state and federal law as interpreted by courts of appropriate jurisdiction. Factors to consider are:
    - (i) minimization of population variance among districts;
    - (ii) compactness of districts;
    - (iii) practical consistency with existing municipal boundaries and neighborhoods within Albany County; and
    - (iv) balance and reasonableness for the diversity of citizens residing all parts of Albany County.
  - (i) Both Commissions will reapportion in accordance with a process that allows Timely input from the County Legislature and its members and the maximum amount of public participation and comment, and in accord with a calendar it adopts for itself after consideration of the Election Law of the State of New York.

Section 2. The effective date of this Local Law is January 1, 2018. Pursuant to Municipal Home Rule Law Section 33, this Local Law, amending the present Albany County Charter shall not become operative unless and until this Local Law is approved by the duly qualified voters of Albany County in the manner prescribed by law at the general election of November 7, 2017.