

1. Agency G2 TROOP G - ZONE 2	2. Div/Precinct G221	New York State INCIDENT REPORT	3. ORI NY1450100	5. Case No.	6. Incident No. 11877791
7,8,9. Date Reported (Day, Date, Time) TUESDAY 04/09/2024 10:23		10,11,12. Occurred On/From (Day, Date, Time) THURSDAY 02/09/2023 10:23		13,14,15. Occurred To (Day, Date, Time)	
16. Incident Type FORGERY-FORGERY			17. Business Name CITY HALL		
19. Incident Address (Street Name, Bldg. No., Apt. No.) 474 BROADWAY					
20. City/State/Zip SARATOGA SPRINGS NEW YORK 12866					
21. Location Code (TSLED) SARATOGA SPRINGS CITY 4601		23. No. of Victims 0	24. No. of Suspects 0	26. Victim also Complainant?	
Location Type GOVERNMENT OFFICE					

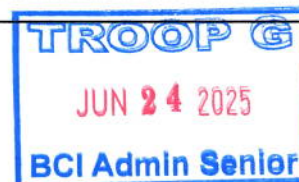
22.OFF. No.	LAW	SECTION	SUB	CL	CAT	DEG	ATT	NAME OF OFFENSE	CTS
1.	PL	175.05	02	A	M	2	C	ALTR/ERAS/DELET/DESTROY BUS ENT	1

ASSOCIATED PERSONS

25. TYPE	Name (Last, First, Middle, Title)	DOB	Street Name Bldg., Apt.No., City, State, Zip	Res Phone Bus Phone
COMPLAINANT	KAUFMANN, JOHN, D	04/24/1946	44 WHITE ST SARATOGA SPG NY 12866	(518)584-0907
LAWYER	ALONZO, DANIEL		51 WEST 52ND STREET NEW YORK NY 10019	
LAWYER	HARPER, DAVID		480 BROADWAY SARATOGA SPRINGS NY 12866	
LAWYER	SCHREIBER, OSCAR, L		SARATOGA SPRINGS NY 12866	
PERSON INTERVIEWED	GOLUB, JASON		SARATOGA SPRINGS NY 12866	
PERSON INTERVIEWED	MCREE, ROBIN		NY	
PERSON INTERVIEWED	VANBUSKIRK, BROOKE, A		SARATOGA SPRINGS NY 12866	
PERSON INTERVIEWED	SANGHVI, MINITA		SARATOGA SPRINGS NY 12866	
PERSON INTERVIEWED	MATOS, ALEX		LONG BEACH CA 90807	
PERSON INTERVIEWED	RIBIS, LISA		SARATOGA SPRING NY 12866-0000	

NARRATIVE

Date of Action	Date Written	Officer Name & Rank
04/09/2024	04/09/2024	WERNER, ANDREW (SR INV)
Narrative		
Per the request of the City of Springs Police Department, and the Authorization of field command, adopted a Falsifying Business Records Investigation involving the City of Saratoga Springs.		
BCI case Adoption - Falsifying Business Records - Sr. Inv. Andrew R. Werner		
Date of Action	Date Written	Officer Name & Rank
04/09/2024	04/09/2024	WERNER, ANDREW (SR INV)
Narrative		
Interviewed John Kaufmann at SP Saratoga.		



Kaufmann stated the he currently lives in the City of Saratoga Springs, in the County of Saratoga, New York. In his spare time he likes to cover city politics and blog about events going on in the City of Saratoga Springs. Back in February of 2023 Kaufmann started looking into a resolution that was passes by the City of Saratoga Spring Council, specifically as it pertains to "on-call pay" and what City employees would qualify for it. The original resolution was proposed by the Department of Public Works, Commissioner Golub. The resolution that was passed stated that "Executive Employee must be responsible for responding to emergency calls and assigning subordinate executive employee's duties." After the resolution was passed, it was amended to include Public Safety Department employees. Once the resolution was voted on by the City Commissioners, and passed, it was sent to Lisa Ribis. Lisa Ribis works for the Department of Accounts, and she is responsible for incorporating the passed amendment into the original resolution. After Lisa Ribis incorporates the resolution, she then forwards it to the original author of the resolution, the Department of Public Works Commissioner, Jason Golub, for his review and approval. After Department Works approves and signs off on it, it is returned back to the Accounts Department where it would be entered into the official record on the City server. Kaufmann stated that he discovered that the original resolution that was passed was different then the resolution that was entered into the city records. Specifically, the wording of events was added to the resolution which expanded the number of City employees that would be eligible for on-call pay. Kaufmann asked the City Council on several occasions who authorized the change in the amendment to include the addition of "events". The verbiage of the amendment now stated that "The executive employee must be responsible for responding to emergency situations and events and assigning subordinates executive employee's duties". No one took responsibility for changing the amendment or authorizing the change. Kaufmann believes that the amendment was illegally altered prior to it being entered into the city record and that certain city employees had been improperly collecting on-call pay that they were not entitled to. A genl 4 written deposition was obtained from Kaufmann and is attached to this report as an enclosure.

Date of Action	Date Written	Officer Name & Rank
04/16/2024	04/16/2024	WERNER, ANDREW (SR INV)

Narrative

Interviewed attorney David Harper.

Interviewed David Harper at his office in the City of Saratoga Springs. Harper advised that he works for the City of Saratoga Springs as legal counsel. Harper further advised that he was tasked with looking into the "on-call" pay issue resolution that was passed on 02/09/2023. Harper confirmed that the original resolution that was approved by the City of Saratoga Springs Council did not match the final version the was filed by the Accounts Departments. Specifically, he could not locate any time during the Council meeting where a proposed amendment to change the relevant language from "responding to emergency calls and assigning subordinates" to "responding to emergency situations and events and assigning subordinates" occurred. Harper also confirmed that the later language was entered into the city resolution and in his opinion should not have been because it did not match the verbiage of the resolution that was passed. Harper did not know if the later version was entered in error by or if it was intentionally change so that more employees would be eligible for "on call pay". It was Harper's conclusion to the City Council that the final version of Section E, of the resolution, must be corrected to read "responding to emergency calls and assigning subordinates" to accurately reflect what was proposed in the draft resolution that was posted on the City's website, presented to the public, discussed at the council meeting and passed. Harper documented his finding in a memorandum to Mayor John Safford, a copy of the memorandum is attached to this report as an enclosure.

Date of Action	Date Written	Officer Name & Rank
04/17/2024	04/18/2024	WERNER, ANDREW (SR INV)

Narrative

Interviewed Lisa Ribis at SP Saratoga. Ribis stated that she currently work for City of Saratoga Springs, in the Accounts Department. Her title is Secretary to the City Council. One of her main duties is to record the minutes for the City Saratoga Springs Council. Ribis is tasked with recording the minutes and uploading them into the City of Saratoga Springs archival system, called Laserfiche. Back on 02/09/2023 Ribis was present at the City of Saratoga Springs council meeting. On that night Commissioner Jason Golub made resolution to have certain executive employees receive "On-Call" pay. Ribis recorded the resolution. The resolution proposed that night stated "On-Call status shall apply to an Executive Employee working in a department with 24/7 response requirements that is not operationally staffed 24/7. The Executive Employee must be responsible for responding to emergency calls and assigning subordinates Executive Employees duties. This Executive Employee must remain available for contact by their department to be eligible for the on-call payment of One Hundred and Twenty-Five cents per week. Payment shall be approved on a quarterly basis by the Department Head. No additional payment shall be made for any hours worked by the Executive Employee in the performance of these on-call duties." Later that meeting the Council added a friendly amendment to this resolution that deleted the clause pertaining to working in a department with 24/7 response requirement that is not operationally staffed 24/7, and added , any deputy that is called in outside of regular business hours Monday through Friday. After the meeting, a few days later Ribis emailed Brooke Vanbuskirk from the Public Works Department. Brooke is the Executive Assistant to the Commissioner of Public Works. Ribis requested the final version of the resolutions, including the friendly amendments, so that she could upload them into the Lasherfiche. Brooke emailed Ribis the updated version of the resolution. Later that day Ribis received a second email from Brooke. Brooke told Ribis not to use the original email but to use the second

email for the archival system. Brooke said in the email that the City Attorney, Anthony Izzo, had made some changes to the language in the resolution and the updated resolution was in the second attachment. Brooke had attached the resolution to the email. Ribis took the attachment that Brooke had sent and uploaded it to the Lasherfiche system. Ribis did not review the document prior to uploading it. Several months later a local blogger blogged about the "on-call" pay resolution that was passed back on 02/09/2023. When Ribis read his blog she went back and reviewed the language on the resolution. Ribis pulled up the documents and realized that the word "events" had been added to the resolution. After reading that new language Ribis reviewed the video of the City Council Meeting that took place on 02/09/2023. Ribis never heard the word "events" to be included in the original proposed resolution. Ribis didn't know who added the word "events" to the resolution or how it was introduced into the resolution. A genl 4 written deposition was obtained from Ribis, a copy of the deposition is attached to this report as an enclosure.

Date of Action	Date Written	Officer Name & Rank
04/23/2024	04/24/2024	WERNER, ANDREW (SR INV)

Narrative

Met with Saratoga County ADA Jennifer Buckley. Requested the following records be subpoena from the City of Saratoga Springs.

All "On Call Payment" submissions and pay outs for the calendar year of 2023

Leave records for all Deputy Commissioners of the City of Saratoga Springs

Any email correspondence between Secretary to the City Council, Lisa Ribis, Executive Assistant to the Commissioner of Public Works Brook Vanbuskirk, and Deputy Commissioner Stacey Connor.

Date of Action	Date Written	Officer Name & Rank
04/30/2024	04/30/2024	WERNER, ANDREW (SR INV)

Narrative

Contacted Brooke Vanbuskirk, the Executive Assistant to the Commissioner of Public Works, and requested interview. Vanbuskirk's attorney, Osacar Schrieber recontacted and stated that he would speak to Vanbuskirk about being interviewed.

Contacted by City Attorney David Harper. Attorney Harper advised that Commissioner Dillon Moran, of the City of Saratoga Springs Accounts Department, contacted him looking to speak to a State Police member reference the pending investigation. Commissioner Moran advised Attorney Harper that he had information that would be helpful in the investigation. I advised Attorney Harper that I would be the point of contact and would meet with Commissioner Moran. Harper advised that he would speak to Commissioner Moran and get back to me.

Contacted by Saratoga Spring City Attorney Anthony Izzo. Izzo advised that he does not remember having any involvement with resolution that was passed on 02/09/2023, involving "on-call" pay. I requested Attorney Izzo clarify when the resolutions went into affective date was as it pertains to "on-call" pay. Attorney Izzo advised he would research the and it get back to me.

Date of Action	Date Written	Officer Name & Rank
05/07/2024	05/07/2024	WERNER, ANDREW (SR INV)

Narrative

Spoke with City of Saratoga Springs, Commissioner of Account, Dillon Moran on the phone. Commissioner Moran advised that he recently fired an employee for unlawfully entering data into gov't records that was not accurate. Commissioner Moran further stated, with the assistance from a private Software company he secured a digital footprint of this activity which shows this employee entering wrong information into City Records. Commissioner Moran stated he would supply this information and meet with the State Police, but he first needs to obtain counsel to represent him prior to the interview. Commissioner Moran to recontact once Counsel is obtained.

Date of Action	Date Written	Officer Name & Rank
05/08/2024	05/08/2024	WERNER, ANDREW (SR INV)

Narrative

Interviewed Brooke VanBuskirk at SP Saratoga. Present during the interview was Brooke's attorney, Oscar Schrieber. VanBuskirk stated that she is currently employed by the City of Saratoga Springs in the Department of Public Works. VanBuskirk is employed as the Executive Assistant to the Commissioner of Public Works. VanBuskirk advised back in February of 2023 she started her employment with the City of Saratoga Springs. VanBuskirk advised as part of her duties she was tasked with finalizing the City Resolutions that was passed on 02/09/2023 that dealt with "on-call" pay. VanBuskirk advised that her department sponsored the resolution that was passed by the City Council. Once it was passed it is her department's responsibility to submit the final resolution to the City of Saratoga Springs Accounts Department so it can be uploaded into City records. VanBuskirk stated that this resolution was different from most resolutions because the City Council made changes to the resolution, during the City Council meeting, which needed to be added to the original resolution they presented. VanBuskirk stated that after the resolution was passed the Department of Public Works management team met so they could update the resolution prior to it being entered into the city record. VanBuskirk met with Commissioner Golub Jason Goub, Michael Veitch, Joseph O'Neil, Leigha O'Connor and City Attorney Tony Izzo. They reviewed the video from the City Council meeting so they could update the resolution and add/edit the

appropriate changes that the City Council agreed on. VanBuskirk advised that after the changes were made, and approved by the City Attorney, she forwarded the final version of the resolution to Lisa Ribis, in the Accounts Department, who was tasked with uploading the resolution into the city records. VanBuskirk was unsure of the exact language that was sent over to the accounts department but was going to retrieve those records and would forward same to writer.

Date of Action	Date Written	Officer Name & Rank
05/27/2024	05/27/2024	WERNER, ANDREW (SR INV)
Narrative		
I received and reviewed the records that had been Subpoena and returned to the Saratoga County District Attorney's office from the City of Saratoga Springs City Attorney. After reviewing the email records, many of them failed to include the attachments to the emails. I recontacted City of Saratoga Springs Attorney, David Harper, and advised him of the issues. Attorney Harper advised that he would contact the City of Saratoga Springs IT Department and try to resolve the issue.		
Date of Action	Date Written	Officer Name & Rank
06/03/2024	06/04/2024	WERNER, ANDREW (SR INV)
Narrative		
Received a call from Attorney Daniel Alonzo, 212-600-2340, who advised that he was retained by Commissioner Moran. I advised Attorney Alonzo that Commissioner Moran had contacted me and advised me that he had conducted an internal audit on behalf of the City of Saratoga Springs references someone making unauthorized entries into city records. Commissioner Moran further advised he had proof of this and would like to share his findings with the State Police. I advised Attorney Alonzo that I would like to speak to Commissioner Moran about what he had uncovered. Attorney Alonzo advised that he would speak to his client and get back to me.		
Date of Action	Date Written	Officer Name & Rank
06/12/2024	06/12/2024	WERNER, ANDREW (SR INV)
Narrative		
Interviewed Commissioner Jason Golub at SP Saratoga. Present during the interview was his attorney, Oscar Schrieber. Commissioner Golub is the Commissioner of Public Works for the City of Saratoga Springs. Commissioner Golub advised that back in February of 2023 he did draft and introduce a resolution proposing "On-call pay" for his Deputy Commissioner of Public Works, Joseph O'Neil. Commissioner Golub advised that Deputy Commissioners are not intitled to overtime pay because they are considered management positions. Commissioner Golub further stated that his Deputy Commissioner, Joseph O'Neil, is constantly being called out, after hours, and responding to emergency situations throughout the City of Saratoga Springs. He was aware of all the extra hours of work Deputy Commissioner O'Neil was putting in and felt he should be compensated for it. Commissioner Golub advised that the original resolution he introduced to the City Council, specifically section E, that defined On-Call pay never included the verbiage "events" in it. Commissioner Golub further stated that there were friendly amendments added to the resolution, prior to the approval of the resolution, during the city council meeting, but none of the friendly amendments added the verbiage "events". Commissioner Golub advised that the original resolution was reintroduced at the City Council meeting on 02/23/2023. It was reintroduced to address some errors in the original resolutions. Specifically, the amount of vacation days that an EXECUTIVE EMPLOYEE was entitled to had been entered wrong in the original resolution. The section specifically dealing with vacation days was amended and the resolution was re-voted on and approved by the City Council. Commissioner Golub stated that there was no discussion about any other changes. When Commissioner Golub voted for the resolution to be passed the second time, he was unaware that the word "events" had been added to the resolution, under section E, when it was approved. Commissioner Golub learned later that "events" was added to Section E of the resolution and did not know who had added it. Commissioner Golub stated being the sponsor of the bill that the effective date of "on-call pay" was when the first resolution was passed on 02/09/2023. On-Call pay did not exist prior to the passing of the resolution, and it was not retroactive. Additionally, to receive On Call pay one must be responsible for responding to emergency situations and (emergency) events. Commissioner Golub advised that it is the responsibility of the Commissioner of each department to make sure that these parameters are being followed prior to signing off on payments for on-call pay. Additionally, the Commissioner of Finance, would also have to approve the payments and make sure that the Deputy Commissioner submission, and request for payment of "On-Call pay", fell into the parameters of the resolution prior to approving the pay.		
Date of Action	Date Written	Officer Name & Rank
07/09/2024	07/09/2024	WERNER, ANDREW (SR INV)
Narrative		
Contacted by Attorney Dan Alonso. Alonso advised that he is awaiting on the City of Saratoga Springs to supply him with all the necessary paperwork, in some kind of chronological order, so he can review everything. Once he receives that documentation he will meet with Commissioner Moran, go over everything, and recontact this office for an interview.		
Date of Action	Date Written	Officer Name & Rank
08/12/2024	08/12/2024	WERNER, ANDREW (SR INV)
Narrative		

Left message with Commissioner Dillon Moran's attorney, Dan Alonso, requesting a copy of the report and the results of the internal investigation that Commissioner Moran had conducted. In a prior interview Commissioner Moran advised writer that the City of Saratoga Springs Account Department, had consulted with a software company to come in and analyze the Accounts' Departments computer system looking to see if anyone had committed any unauthorized use. Commissioner Moran advised that they had established an audit trail and the outside company had found that an Accounts employee had accessed the computer system, and had edited content in the system, and that employee was not authorized to make those changes.

Date of Action	Date Written	Officer Name & Rank
08/13/2024	08/13/2024	WERNER, ANDREW (SR INV)

Narrative

Attorney Dan Alonzo returned my call. Writer inquired when Commissioner Moran would turn over the internal report from the Accounts Department on the employee who had been editing the City records without their permission. Attorney Alonzo advised that there was no report generated and it is his belief that internal investigation was a separate investigation that had nothing to do with the current state police investigation. I advised Attorney Alonzo that his client, Commissioner Moran, was the one who brought it to my attention and the Commissioner told me that he was going to turn that information over to the State Police. Attorney Alonzo advised that he needed to speak to his client again and would get back to me.

I contacted the City of Saratoga Springs department of Finance requesting to speak to Commissioner of Finance Minita Sanghvi. Commissioner Sanghvi was out of the office but did return my call a short time later. I requested to interview Commissioner Sanghvi reference this investigation. Commissioner Sanghvi advised that she was going to hire an attorney and would get back to me.

Date of Action	Date Written	Officer Name & Rank
08/15/2024	08/15/2024	WERNER, ANDREW (SR INV)

Narrative

Contacted Lasherfiche corporate headquarters in Long Beach, CA, 800-985-8533, and spoke to Alex Matos. I inquired if the Laserfiche system allows for an audit trail on when the system was accessed. Additionally, I inquired if it can be determined which employee accessed the system (date and time), what they did when they accessed the system and if I had a specific document that was changed can it be determined who changed it. Matos advised to send the specific request in an email and he would get back to writer with more details.

I contacted the Saratoga DA's office and requested the following information be subpoena from the City of Saratoga Spring Account Department. The audit trail of what City of Saratoga Springs employees accessed the Lasherfiche system and made edits to the Executive Employee Resolution 02-09-2023

Date of Action	Date Written	Officer Name & Rank
08/19/2024	08/19/2024	WERNER, ANDREW (SR INV)

Narrative

Recontacted by Alex Huang, Director of Product and Customer Support for Laserfiche. Huang advised that the Laserfiche system does have audit trail capabilities. Regarding what type of events get audited, and which users get audited, depends on how the customer may have configured their system, but Laserfiche's out of the box settings do audit things such as user logins, document uploads, modifications, deletions, among other things; and these are audited for all users of the system. The audit data is retained indefinitely.

Huang further stated that the screenshot of the document properties, with the file name Executive Employee Resolution 2-9-2023 is not Laserfiche software. It appears to be showing a normal PDF document that's being viewed in the Google Chrome web browser, not Laserfiche. The document properties are those of the PDF file itself and look like they indicate who authored the PDF, when the PDF was created, and what application was used to create the PDF.

Date of Action	Date Written	Officer Name & Rank
09/07/2024	09/09/2024	WERNER, ANDREW (SR INV)

Narrative

Received correspondence from City of Saratoga Springs Attorney David Harper reference GJ subpoena for Lasherfiche Audit trail. Attorney Harper advised the examination of our Laserfiche system did not reveal any indication of tampering with the resolution after it was posted to the system as a pdf. Attorney Harper advised that he will have the affidavit and the certification executed and will submit it to the Saratoga County DA's office.

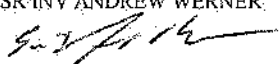
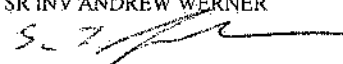
Date of Action	Date Written	Officer Name & Rank
09/09/2024	09/09/2024	WERNER, ANDREW (SR INV)
Narrative		
I requested a subpoena from Saratoga District Attorney's Office requesting the City of Saratoga Springs conduct an audit trail of what City of Saratoga Springs employees accessed the Executive Employee Resolution word document. When was it first drafted, which City of Saratoga Springs employees access the word document(dates and times), and what edits were made to the Executive Employee Resolution each time it was accessed.		
Date of Action	Date Written	Officer Name & Rank
09/19/2024	09/25/2024	WERNER, ANDREW (SR INV)
Narrative		
Re-contacted Commissioner Minita Sanghvi office and requested to speak to same. Advised that Commissioner Sanghvi was not available. Left message inquiring if Commissioner Sanghvi was still willing to be interviewed in reference to the the current investigation since she never got back to me.		
Date of Action	Date Written	Officer Name & Rank
09/24/2024	09/25/2024	WERNER, ANDREW (SR INV)
Narrative		
Received message from Attorney James Cox advising that his office was representing Commissioner Sangvi. Contact Cox's office. Advised that he was unavailable, left message requesting call back.		
Date of Action	Date Written	Officer Name & Rank
10/08/2024	10/22/2024	WERNER, ANDREW (SR INV)
Narrative		
Participated in a video conference call with Dillon Moran and [REDACTED] attorney, Dan Alonso. Alonso advised that his office was supplied with City of Saratoga Springs records, communications and emails, by his client. His firm analyzed the information that was given to them. Alonso went through a timeline of events as it pertained to his clients and the "on-call" investigation. Alonso advised that nowhere could he find any communication or records that showed his clients had altered the "on-call" resolution and added the word "and events" to it. Alonso advised his analysis of the records indicated that the first time they saw the verbiage "and events" documented in any of the City of Saratoga Springs system was on 02/13/2023 when it showed up in the public file path of the HR and the Private shares of user [REDACTED]. Alonso stated that the private shares user [REDACTED] login belong to former City of Saratoga Springs employee [REDACTED]. I requested that Alonso share all the records he used to come to this conclusion with writer. Alonso advised that he would supply the State Police with those records.		
Date of Action	Date Written	Officer Name & Rank
10/17/2024	10/22/2024	WERNER, ANDREW (SR INV)
Narrative		
On 10/17/2024 Interviewed Minita Sanghvi, Commissioner of Finance for the City of Saratoga Springs. Present during the interview was Sanghvi's Attorney, James Snyder. Sanghvi advised that she did not have any knowledge on who change the language in the On-call resolution that was introduced by Commissioner Golub, at a city council meeting, on 02/09/2023. Sanghvi's further stated that it was her understanding that one could be on-call while on Vacation, or personal leave, if they were accessible by phone. Sanghvi was asked when Deputy Commissioners become eligible to collect on-call-pay. Sanghvi stated that after the resolution was passed on 02/09/2023 Deputy Commissioners could put in for on-call pay and they were not eligible for on-call pay prior to 02/09/2023. Commissioners Sanghvi also advised that 02/21/2023 the resolution was reintroduced to the City Commissioners, as changes/corrections were added to the resolution. That resolution did have the added verbiage of "events" in it and was approved by the City of Commissioners at the meeting.		
Date of Action	Date Written	Officer Name & Rank
12/02/2024	12/02/2024	WERNER, ANDREW (SR INV)
Narrative		
Interviewed [REDACTED] at SP Saratoga. [REDACTED] advised that she was not involved in any of the drafting, or amending, any of the non-union resolution that was introduced by the Department of Public Works in 2022/2023. [REDACTED] identified her work's person email as [REDACTED]. [REDACTED] stated on 02/13/2023 she did download the resolution from Norvus Agenda and save it to a PDF file. [REDACTED] did this in the normal course of business for historical purposes. [REDACTED] stated that she had no authority, or capacity, to change the resolution. The document that she downloaded had been authored by someone else and she made no changes to it. [REDACTED] further stated that Novus Agenda could supply who authored the resolution and who uploaded it.		

Date of Action	Date Written	Officer Name & Rank
12/12/2024	01/06/2025	WERNER, ANDREW (SR INV)
Narrative		
Contacted Michael Donnelly, from Garnet River, requested if they could search the City of Saratoga Springs system and see when the On-call section E resolution first appeared and when the revised verbage, that added "and events" first appeared in the City of Saratoga Springs' system. Donnelly was unsure if they could get that specific in a search.		
Date of Action	Date Written	Officer Name & Rank
01/06/2025	01/06/2025	WERNER, ANDREW (SR INV)
Narrative		
Contacted [REDACTED] requested to interview her in reference to the investigation [REDACTED] advised that she would recontact with times and dates that she is available.		
Date of Action	Date Written	Officer Name & Rank
02/04/2025	06/16/2025	WERNER, ANDREW (SR INV)
Narrative		
Attorney James Snyder contacted my office and advised that he would be representing [REDACTED]. I briefed Snyder on the investigaiton and advised him of an over payment to his client. Snyder advised he would conference with his client and get back to me.		
Date of Action	Date Written	Officer Name & Rank
06/16/2025	06/16/2025	WERNER, ANDREW (SR INV)
Narrative		
<p>The investigation into the "on-call pay" issue within the City of Saratoga Springs determined that on February 9, 2023, a resolution was introduced by then-Commissioner of Public Works, Jason Golub. This resolution was passed by the City Council and included specific language defining eligibility for on-call pay.</p> <p>Subsequently, a concerned citizen filed a complaint alleging that language had been added to the resolution without the authorization of its sponsor, thereby altering the criteria for eligibility. The investigation established the following facts:</p> <p>During the City Council meeting on February 9, 2023, several friendly amendments were discussed. Over the following two weeks, the resolution underwent additional revisions and edits. On February 21, 2023, the updated resolution, with new language, was reintroduced and passed by the City Council. The revised resolution became legally effective as of that date, in accordance with the City Charter.</p> <p>Following the passage of the resolution, extensive searches were conducted across emails, databases, and servers to determine whether any unauthorized changes had been made to the resolution text. The investigation was unable to determine when the document was changed and/or by whom.</p> <p>Subsequently, it was discovered that two City employees [REDACTED] had put in for, and received on-call pay for periods prior to the resolution's effective date. These payments were made in error, as neither employee was eligible for on-call compensation at that time.</p> <p>I spoke with Attorney Daniel Alonso, who represents [REDACTED]. Attorney Alonso was advised that the New York State Police, in consultation with the Saratoga County District Attorney's Office, would be closing the investigation. While the resolution's language had been changed, there was no clear evidence when and/or who edited the changes into the resolution, and what was the intent of the changes. Furthermore, since the revised resolution was properly passed on February 21, 2023, the updated language is legally binding.</p> <p>Attorney Alonso was also informed that [REDACTED] had received on-call pay prior to the resolution's effective date. He confirmed that his client would repay the overpayment. The City Attorney's Office confirmed receipt of repayment from [REDACTED] via check. Additionally, a letter was sent to Saratoga County District Attorneys office confirming payment, a copy of the letter is attached to this report as an enclosure.</p> <p>Separately, Attorney James Snyder contacted writer and stated his office represents [REDACTED]. He was advised that during the on-call investigation, it was discovered that [REDACTED] had put in for, and received on-call compensation to which she was not entitled too. Attorney Snyder stated that [REDACTED] was unaware of the erroneous payment and, on April 21, 2025, his office submitted a repayment check in the amount of \$752.10 to the City of Saratoga Springs. A copy of the check and accompanying letter is attached to this report. The City of Saratoga Springs Finance department confirmed that they had received a check from James Snyder for [REDACTED].</p>		

I met with representatives from the Saratoga County District Attorney's Office and briefed them on the findings, including the amendment process and the improper payments. All parties agreed that there was insufficient evidence to pursue criminal charges. The case has been closed, with the understanding that it may be reopened should new evidence arise.

Date of Action	Date Written	Officer Name & Rank
06/16/2025	06/16/2025	WERNER, ANDREW (SR INV)
Narrative		
SP Saratoga Case 11877791 - Closed By Investigation - No Evidence - Final		
Enclosures: Genl 4 John Kaufinan Copy of memorandum Dave Harper Genl 4 Lisa Ribis Copy of letter from Attorney Dan Alonso Copy of letter/check Attorney James Snyder		

ADMINISTRATIVE

74. Inquiries		75. NYSPIN Message No.		76. Complainant Signature	
77. Reporting Officer Signature (Include Rank) SR INV ANDREW WERNER 		78. ID No. 2890		79. Supervisor Signature (Include Rank) SR INV ANDREW WERNER 	
80. ID No. 2890					
81. Status CLOSED - NO MEDIA		82. Status Date 06/17/2025		83. Notified/TOT	
					Solvability Total 0

SUPPORTING DEPOSITION (CPL § 100.20)

Page 1 of 2

THE PEOPLE OF THE STATE OF NEW YORK
VS

DEFENDANT(S)

LOCATION OF INCIDENT:

STATE OF NEW YORK, LOCAL CRIMINAL COURT

COUNTY OF Saratoga

City OF Saratoga Springs

LOCATION OF DEPOSITION:

STATE OF NEW YORK

COUNTY OF Saratoga

Town OF Malta

DATE:

04/09/20

TIME STARTED:

09:15

☒ AM☐ PM

FULL NAME:

John Kaufmann

On

at

I,

STATE THE FOLLOWING:

My name is John Kaufmann and I currently live in the City of Saratoga Springs, in the County of Saratoga, New York. In my spare time I like to cover city politics and I blog about events going on in the City of Saratoga Springs. Back in February of 2023 I started looking into a resolution that was passed by the City of Saratoga Spring Council, specifically it pertains to "on-call pay" and what City employees would qualify for it. The original resolution was proposed by the Department of Public Works, Commissioner Golub. The resolution that was passed stated that "Executive Employee must be responsible for responding to emergency calls and assigning subordinate executive employee's duties." After the resolution was passed, it was amended to include to Public Safety Department employees. Once the resolution was voted on by the City Commissioners, and passed, it was sent to Lisa Ribis. Lisa Ribis works for the Department of Accounts, and she is responsible for incorporating the passed amendment into the original resolution. After Lisa Ribis incorporates the resolution, she then forwards it to the original author of the resolution, the Department of Public Works Commissioner, Jason Golub, for his review and approval. After Department Works approves and signs off on it is returned back to the Accounts Department where it would be entered into the official record on the City server. I discovered that the original resolution that was passed was different then the resolution that was entered into the city records. Specifically, the wording of "events" was added to the resolution which expanded the number of City employees that would be eligible for on-call pay. I asked the City Council on several occasions who authorized the change in the amendment to include the addition of "events".

NOTICE

(Penal Law Sec. 210.45)

In a written instrument, any person who knowingly makes a false statement which such person does not believe to be true has committed a crime under the laws of the state of New York punishable as a Class A Misdemeanor.

Affirmed under penalty of perjury

this 09 day of APRIL, 20 24

- or -

*Subscribed and Sworn to before me

this day of , 20

* This form need be sworn to only when specifically required by the court.

(SIGNATURE OF DEPONENT) John Kaufmann

(WITNESS)

Sgt. J. J. Anderson

(NAME OF PERSON TAKING DEPOSITION)

TIME ENDED

☐ AM☐ PM

SUPPORTING DEPOSITION (CPL § 100.20)

Page 2 of 2

THE PEOPLE OF THE STATE OF NEW YORK VS. _____

DEFENDANT(S)

The verbiage of the amendment now stated that "The executive employee must be responsible for responding to emergency situations and events and assigning subordinates executive employee's duties". No one took responsibility for changing the amendment or authorizing the change. It is my belief that this amendment was illegally altered prior to it being entered into the city record and that certain city employees had been improperly collecting on-call pay that they were not entitled to.

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Affirmed under penalty of perjury

this 09 day of APRIL, 20 24

- or -

*Subscribed and Sworn to before me

this _____ day of _____, 20 _____

* This form need be sworn to only when specifically required by the court.

(SIGNATURE OF DEPONENT) — John Kaufmann

(WITNESS)

(NAME OF PERSON TAKING DEPOSITION)
TIME ENDED
10:15
☒ AM
☐ PM

NEW YORK STATE POLICE

THE PEOPLE OF THE STATE OF NEW YORK

-- VS. --

Defendant(s)

INCIDENT LOCATION:STATE OF NEW YORK LOCAL CRIMINAL COURTCOUNTY OF SARATOGACITY of SARATOGA SPRINGSLOCATION OF DEPOSITION:

STATE OF NEW YORK

COUNTY OF SARATOGATOWN of MALTA

Date On <u>04/17/2024</u>	at <u>11:51 AM</u>	Full Name: I, <u>LISA RIBIS</u>
Date of Birth: <u>[REDACTED]</u>	No. and Street: <u>[REDACTED]</u>	CITY <u>SARATOGA SPRINGS</u>
		State <u>NY</u>

State The Following:

My name is Lisa Ribis, dob [REDACTED] I currently work for City of Saratoga Springs, in the Accounts Department. My title is Secretary to the City Council. One of my main duties is to record the minutes for the City Saratoga Springs Council. I am tasked with recording the minutes and uploading them into the City of Saratoga Springs archival system, called Laserfiche. Back on 02/09/2023 I was present at the City of Saratoga Springs council meeting. On that night Commissioner Jason Golub made resolution to have certain executive employees receive "On-Call" pay. I recorded the resolution. The resolution proposed that night stated "On-Call status shall apply to an Executive Employee working in a department with 24/7 response requirements that is not operationally staffed 24/7. The Executive Employee must be responsible for responding to emergency calls and assigning subordinates Executive Employees duties. This Executive Employee must remain available for contact by their department to be eligible for the on-call payment of One Hundred and Twenty-Five cents per week. Payment shall be approved on a quarterly basis by the Department Head. No additional payment shall be made for any hours worked by the Executive Employee in the performance of these on-call duties." Later that meeting the Council added a friendly amendment to this resolution that deleted the clause pertaining to "working in a department with 24/7 response requirement that is not operationally staffed 24/7" and added "any deputy that is called in outside of regular business hours Monday through Friday." A few days later I emailed Brooke Vanbuskirk from the Public Works Department. Brooke is the Executive Assistant to the Commissioner of Public Works. I requested the final version of the resolutions, including the friendly amendments, so that I could upload them into the Laserfiche. Brooke emailed me the updated version of the resolution. Later that day I received a second

Notice

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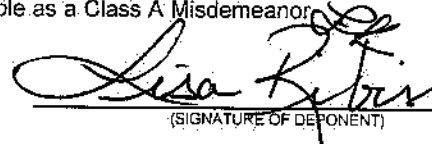
Affirmed under penalty of perjury

this 17TH day of APRIL, 2024

- OR -

* Subscribed and Sworn to before me

this _____ day of _____


(SIGNATURE OF DEPONENT)

(WITNESS)


(NAME OF PERSON TAKING DEPOSITION)

Time Ended
04/17/2024 01:10 PM

NEW YORK STATE POLICE

State The Following:

email from Brooke. Brooke told me not to use the original email but to use the second email for the archival system. Brooke said in the email that the City Attorney, Anthony Izzo, had made some changes to the language in the resolution and the updated resolution was in the second attachment. Brooke had attached the resolution to the email. I took the attachment that Brooke had sent and uploaded it to the Lasherfiche system. I did not review the document prior to uploading it. Several months later a local blogger blogged about the "on-call" pay resolution that was passed back on 02/09/2023. When I read his blog I went back and reviewed the language on the resolution. I pulled up the documents and realized that the word "event" had been added to the resolution. After reading that new language I reviewed the video of the City Council Meeting that took place on 02/09/2023. I never heard the word "events" to be included in the original proposed resolution. I don't know who added the word "events" to the resolution

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Affirmed under penalty of perjury:

 this 17TH day of APRIL, 2024

- OR -

* Subscribed and Sworn to before me

this _____ day of _____

* This form need be sworn to only when specifically required by the court.


 (SIGNATURE OF DEPONENT)

(WITNESS)


 (NAME OF PERSON TAKING DEPOSITION)

Time Ended	04/17/2024	01:10 PM
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