

ANNUAL SESSION

TUESDAY, NOVEMBER 14, 2017

Chairman Gray called the meeting to order at 5:30 p.m.

ROLL CALL OF MEMBERS

All members present except Legislator Docteur.

Public Hearing 2018 Tentative Budget

Chairman Gray called the public hearing to order at 5:31 p.m. No one present wished to address the Board and the public hearing was closed.

PRIVILEGE OF THE FLOOR

No one present wished to address the Board.

READING OF MINUTES OF LAST SESSION

The minutes of the October Board Session stand approved in the absence of objection or correction.

Chairman Gray entertained a motion to amend the September 5, 2017 Board Session minutes to include the following paragraph after Resolution No. 164.

“It is the opinion of the County Attorney for the County of Jefferson that the above reconstruction project falls under the definition of a Type II action pursuant to the New York State Environmental Quality Review Act. Said project is an “in place, in kind” rehabilitation of existing infrastructure with the exception of the provision of additional aircraft tug parking space. Such additional parking space will be less than 4,000 square feet and therefore does not constitute Type I activity. No review is required. (6 NYCRR § 617.5(c)).”

Such motion was made by Legislator Nabywaniec seconded by Legislator Maxon and unanimously carried. Chairman Gray then entertained a motion to approve the September Board Session minutes, as amended. A motion was duly made by Legislator Maxon seconded by Legislator Peck and unanimously carried.

PETITIONS, NOTICES AND COMMUNICATIONS

A note of thanks on behalf of the veterans in the County was received from Veterans Service Agency Director Peter Fazio for the Board’s support in replacing the flag poles at the Jefferson County Veterans War Memorial that sits out in front of the County Building.

A certified resolution was received from Town of Ellisburg Supervisor William Fulkerson adopting a Special Benefit Assessment Roll for 2018 for the Town of Ellisburg Water District No. 1 and Water District No. 2.

REPORTS OF STANDING COMMITTEES

The Finance & Rules Committee reported favorably on resolutions referred from other jurisdictional committees.

The Finance & Rules Committee also provided a report on the 2018 Tentative Budget.

REPORTS OF COUNTY OFFICERS AND OTHERS

A report of the County Treasurer on Investments and a Summary of Cash in Banks as of September 30, 2017 was received.

A report of the County Administrator on budget transfers for the month of October, 2017 was received.

LOCAL LAWS, RESOLUTIONS AND MOTIONS

Resolution No. 192

Revising and Adopting 2018 Tentative Budget

By Legislator: William W. Johnson

Whereas, Pursuant to Section 357 of the County Law, the Finance and Rules Committee of this Board has reviewed the Budget Officer's 2018 Tentative Budget and has proposed that certain changes, alterations and revisions be made to said budget.

Now, Therefore, Be It Resolved, That the 2018 Budget Officer's Tentative Budget be changed, altered and revised as shown on the attached Schedule A, said schedule shall be considered a part of this resolution as if fully set forth herein, and be it further

Resolved, That said Tentative Budget, with such changes, alterations and revisions as are heretofore set forth be and is hereby adopted as the Budget of the County of Jefferson for County fiscal year 2018.

Seconded by Legislator: Michael J. Docteur

Schedule A

Budget Officer's	Finance & Rules	Increase (Decrease)	Tax Levy	Fund Balance
---------------------	--------------------	------------------------	-------------	-----------------

Recommended Changes - 2018 Tentative Budget				Recommend	Recommend	Impact	Impact
1.							
01 General Fund							
01561000	04114	Maintenance/Repair		59,500	1,500	(58,000)	(58,000)
01561000	04211	Building/Property Maintenance		8,000	66,000	58,000	58,000
01601000	04114	Maintenance/Repair		230,000	61,000	(169,000)	(169,000)
01601000	04211	Building/Property Maintenance		8,123	177,123	169,000	169,000
TOTAL CHANGE IN TAX LEVY & GENERAL FUND FUND BALANCE						0	0

Roll Call Vote

Ayes: Ferris, Johnson, Peck, Reed, McBride, Nabywaniec, Drake, Maxon, Doldo, Montigelli, Adsit, Fitzpatrick, Jareo, Gray

Absent: Docteur

Resolution passed.

Resolution No. 193

Appropriation for the Conduct of County Government for Fiscal Year 2018

By Legislator: William W. Johnson

Whereas, Pursuant to Sections 354 and 355 of the County Law the Budget Officer has prepared and submitted to this Board the 2018 Budget Officer's Tentative Budget, and

Whereas, Said Tentative Budget has been changed, altered and revised by this Board in accordance with Section 358 of the County Law, and

Whereas, Said Tentative Budget, as changed, altered and revised, has been adopted by this Board by Resolution No. 192.

Now, Therefore, Be It Resolved, That the numbers in the 2018 Budget Officer's Tentative Budget in the column entitled "Budget Officer's Recommendations," with such changes, alterations and revisions as have been approved by this Board, be inserted in the column entitled "Adopted," and be it further

Resolved, That, pursuant to Section 360 of the County Law, the several amounts specified in such budget in the column entitled "Adopted" be and are hereby appropriated for the objects and purposes specified, effective January 1, 2018.

Seconded by Legislator: Daniel R. McBride

Roll Call Vote

Ayes: Nabywaniec, Montigelli, Doldo, Drake, Johnson, Fitzpatrick, Jareo, McBride, Ferris, Maxon, Peck, Adsit, Reed, Gray

Absent: Docteur

Resolution passed.

Resolution No. 194

Adopting Capital Plan for 2018 - 2023

By Legislator: Carolyn D. Fitzpatrick

Whereas, Pursuant to Resolution No. 357 of 1992 and Section 99-g of the General Municipal Law, the Budget Officer has prepared and submitted as part of the 2018 Budget Officer's Tentative Budget a Six Year Capital Plan for the years 2018-2023.

Now, Therefore, Be It Resolved, That said Capital Plan be and is hereby adopted.

Seconded by Legislator: James a. Nabywaniec

Legislator Peck stated that we need to come up with more creative ways to find more funds to beef up the Capital Plan for roads and bridges in the future. He said it is not prudent to keep kicking the can down the road.

Roll Call Vote

Ayes: Nabywaniec, Reed, Ferris, Maxon, Montigelli, Jareo, Doldo, Adsit, Johnson, Drake, Peck, Fitzpatrick, McBride, Gray

Absent: Docteur

Resolution passed.

Resolution No. 195

Certification of Taxes to the City of Watertown

By Legislator: Daniel R. McBride

Resolved, That the Clerk of the Board be and is hereby authorized and directed to certify to the

Clerk and the Assessor of the City of Watertown, the apportioned share of the 2018 County Tax to be levied on real property within the City as follows:

County Tax \$8,334,287.31

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

Resolution No. 196

Levying Tax Map Maintenance Charges for 2018

By Legislator: Allen T. Drake

Resolved, That, Pursuant to Section 503 of the Real Property Tax Law, the twenty-two Towns of the County be and are hereby charged \$355,782 for 2018 Tax Map Maintenance, and be it further

Resolved, That the Clerk of the Board of Legislators be and is hereby authorized and directed to apportion said sum among the twenty-two Towns in the County of Jefferson in accordance with Resolution No. 248 of 1987, and that the amount apportioned to each Town be and is hereby levied and assessed against the taxable property of the respective Town.

Seconded by Legislator: Carolyn D. Fitzpatrick

Roll Call Vote

Ayes: Montigelli, Maxon, Fitzpatrick, Reed, Johnson, Adsit, Jareo, Doldo, McBride, Nabywaniec, Peck, Drake, Ferris, Gray

Absent: Docteur

Resolution passed.

Resolution No. 197

Approving Mortgage Tax Report

By Legislator: Michael J. Docteur

Whereas, This Board is in receipt of the semi-annual Mortgage Tax Report showing the amount to be credited to each tax district in the County of the money collected during the preceding six months ended September 30, 2017.

Now, Therefore, Be It Resolved, That, pursuant to Section 261 of the Tax Law, this Board issue Tax Warrants for the payment to the respective tax districts of the amounts so credited and authorize and direct the County Treasurer to make payment of said amounts to the respective districts in accordance with the report.

Seconded by Legislator: Daniel R. McBride

All members present voted aye.

Resolution No. 198

Amending 2017 County Budget in Relation to Employment & Training Department

By Legislator: James A. Nabywaniec

Whereas, The Jefferson-Lewis Workforce Development Board has been awarded additional funding through the New York State Department of Labor in the amounts of \$50,000.00 in Jobs Driven National Emergency Grant funds, and \$23,566.24 in Trade Act Adjustment Assistance Program funds, and

Whereas, The Employment & Training Department has \$31,450.00 in funding from Workforce Innovation & Opportunity Act and Dislocated Worker funds from 2016, which remain unspent, and

Whereas, Employment & Training Clients Training account is incurring more expense and funds are available in the Training Work Experience account, and

Whereas, The 2017 County Budget must be amended to accept the grant funding, reduce the referenced expenditure account and allocate the funds to the proper accounts.

Now, Therefore, Be It Resolved, That the 2017 County Budget is amended as follows:

Increase:

Revenue		
25634000 94616	Fed Aid Job Training	\$105,016.24
Expense		
25634000 04611	Training on the Job	\$ 68,786.24
25634000 046132	Clients Training	66,230.00

Decrease:

Expense		
25634000 04612	Training Work Experience	\$ 30,000.00

Seconded by Legislator: William W. Johnson

Roll Call Vote

Ayes: Peck, Reed, Ferris, Doldo, Nabywaniec, Adsit, McBride, Montigelli, Johnson, Jareo, Maxon, Fitzpatrick, Drake, Gray

Absent: Docteur

Resolution passed.

Resolution No. 199

Amending the 2017 County Budget in Relation to Mail Equipment

By Legislator: Michael J. Docteur

Whereas, The Purchasing Agent has been notified that the current Mail System Equipment will no longer be supported effective 12/31/17 due to U.S. Postal System changes, and

Whereas, The two manufacturers, both of which are on State contract, have been reviewed and the equipment from Pitney Bowes will best meet our needs.

Now, Therefore, Be It Resolved, That the 2017 County Budget is hereby amended as follows:

Increase:

01167000 02100	Equipment	\$16,905
----------------	-----------	----------

Decrease:

01167000 04117	Printing	\$ 5,000
01199000 04963	Contingency Account	11,905

Seconded by Legislator: Carolyn D. Fitzpatrick

All members present voted aye.

Resolution No. 200

Approving Re-Appointment to the Thousand Islands Bridge Authority

By Legislator: William W. Johnson

Resolved, That, pursuant to Section 577 of the Public Authorities Law, the following re-

appointment by the Chairman of this Board to the Thousand Islands Bridge Authority for the term indicated, be and is hereby approved:

<u>Name</u>	<u>Term Expiration</u>
Bruce Armstrong	12/31/2022

Seconded by Legislator: Carolyn D. Fitzpatrick

All members present voted aye.

Resolution No. 201

Supporting an Increase in State Support for Cornell Cooperative Extension County Associations in the State of New York

By Legislator: James A. Nabywaniec

Whereas, Cornell Cooperative Extension is a formal collaboration between the national Institute of Food and Agriculture at USDA, New York State, County Governments and the Citizens of the State that has served to apply unbiased, research-based knowledge from Cornell, New York's Land Grant University, to the needs of New Yorkers and their communities for over 100 years, and

Whereas, Local extension educators are key community partners in helping to implement state initiatives including maximizing agriculture and local food systems, strengthening the economy, promoting healthier eating habits and access to good nutrition, fighting poverty particularly in rural areas, protecting water quality and stewardship of the New York's natural resources, building opportunity through STEM based youth education and leadership skills in 4-H, promoting renewable energy options while protecting farmland resources, and partnering where appropriate in Taste of NY initiatives to promote tourism and local food and farm businesses, and

Whereas, Support from Federal, State and County sources is essential to the continued success of locally-governed county cooperative extension associations, and

Whereas, State appropriations for county cooperative extension associations to match county government appropriations as authorized by Section 224(8) of the County Law have remained stagnant for seventeen years, and

Whereas, State funding is needed to ensure that the Cornell Cooperative Extension system can equitably work for all New York residents through increased resources to support rural, suburban, and urban community development needs, and

Whereas, Cornell Cooperative Extension of Jefferson County's business model maximizes the

use of state 224 funding by highly leveraging multiple sources of funding and by continually entering into new community partnerships resulting in a significant value for the annual state 224 investment in Jefferson County.

Now, Therefore, Be It Resolved, That the Jefferson County Board of Legislators supports increasing the State appropriation for Cornell Cooperative Extension associations to \$8 million through a single increase or through multi-year increases with any such funds to be distributed directed to the associations through Cornell University as agent for the State as provided by law.

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 202

Authorizing the Execution of an Assignment and a Subordination Agreement in Regard to a Mortgage Note Held by Jefferson County in Relation to the Community Development Block Grant Housing Improvement Program. (Mary Hamilton to Martin Gallagher).

By Legislator: Michael J. Docteur

Whereas, The County of Jefferson received funding from the New York Office of Community Renewal for the operation of a county-wide housing improvement program under the Small Cities Community Development Block Grant funding (CDBG), and

Whereas, By Resolution 127 of 2017 this Board adopted Guidelines and Administrative Procedures for the operation of the Housing Improvement Program, and

Whereas, Said Regulations require the protection of the County's investment in individual projects by means of a mortgage note securing the County's right to seek reimbursement of loaned funds in the event of a breach of program regulations by the property owner, and

Whereas, It is not the intent of the program to impair property owners ability to finance or refinance their residential real property through a third party lender, as a result of the interest mortgaged to the County, and

Whereas, Housing Improvement Program participant Mary Hamilton passed away before the expiration of the five year regulatory period which will end in 2019 and her son, Martin L. Gallagher, will inherit the subject property, and

Whereas, Martin Gallagher has provided documentation that he is income eligible for the program, has indicated that the property is his permanent residence, and has requested that the County agree to allow him to assume the remaining time of the five year regulatory period, and

Whereas, Martin Gallagher has made an application to the Housing Improvement Program

requesting that the County execute a Subordination Agreement, subordinating the County's existing mortgage (File No. 2014-00014684) to a mortgage about to be executed and recorded to Citizens Bank of Cape Vincent, and

Whereas, the County's CDBG Project Review Committee has approved the above requests of the applicant.

Now, Therefore, Be it Resolved, that the Chairman of the Board is hereby authorized and directed to execute: 1) an assignment of mortgage (File No. 2014-00014684), to Martin L. Gallagher, and 2) a Subordination Agreement in favor of the party set forth above, subject to the approval of the County Attorney as to form and content.

Seconded by Legislator: William W. Johnson

All members present voted aye.

Resolution No. 203

Amending the 2017 County Budget in Relation to Outboarding Inmates

By Legislator: Carolyn D. Fitzpatrick

Whereas, The Sheriff has identified the cost of outboarding inmates is exceeding the budget amount.

Now, Therefore Be It Resolved, That the 2017 County Budget is hereby amended as follows:

Increase:

01315000 04616	Outboard Inmates	\$115,000
----------------	------------------	-----------

Decrease:

01199000 04963	Contingent Account	\$115,000
----------------	--------------------	-----------

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

Resolution No. 204

Authorizing Sale of Parcels of Tax Foreclosed Property to the Village of Adams

By Legislator: James A. Nabywaniec

Whereas, The County of Jefferson has become the titled owner of two parcels of real property in the Village of Adams, identified as Parcel Nos. 112.36-4-19 and 112.36-4.20 with a street address of 22 and 24 Grange Ave. due to tax foreclosure proceedings, and

Whereas, Each parcel contains a burned out residential structure which the Village of Adams is seeking to demolish, and

Whereas, It appearing that the properties are of limited market value in their current state, it is the intent of this Board to assist the Village of Adams in acquiring title to the parcel.

Now, Therefore, Be It Resolved, That each parcel shall be sold to the Village of Adams for the sum of \$1.00 plus, in the event of sale of the property by the Village, the County shall be entitled to 10% of the sale price, not to exceed \$1,000.00, as reimbursement to the County of the amount of delinquent taxes due Jefferson County at the time of foreclosure, with the Village to bear the costs of any applicable filing and recording costs, and the Chairman of the Board and the County Attorney are authorized to execute any documents necessary to accomplish such conveyance.

Seconded by Legislator: William W. Johnson

Legislator Maxon expressed gratitude to the Board on behalf of the Mayor, Village Board and people in the Village of Adams as there was a lot of back and forth as to how was best to get these properties redeveloped as they are eyesores, need to be taken down, and are a danger to the community. Legislator Peck questioned how the \$1,000 figure in both of these resolutions was arrived at. County Attorney Paulsen stated that the formula was suggested by the Chairman of the Real Estate Ad Hoc Committee for both of the resolutions and the two villages agreed to the terms. There being no further discussion, all members present voted aye.

Resolution No. 205

Authorizing Sale of a Parcel of Tax Foreclosed Property to the Village of Carthage

By Legislator: Daniel R. McBride

Whereas, The County of Jefferson has become the titled owner of a parcel of real property in the Village of Carthage, identified as Parcel No. 86.40-2-23 with a street address of 302-306 N. Mechanic Street, due to tax foreclosure proceedings, and

Whereas, The parcel is vacant and once was the location of a structurally impaired building recently demolished by the Village of Carthage, and

Whereas, The Village of Carthage is interested in acquiring the parcel in order to secure and maintain the premises in good order and facilitate its remediation and return to the tax roll, and

Whereas, It appearing that the property is of limited market value as a vacant lot, it is the intent of this Board to assist the Village of Carthage in acquiring title to the parcel.

Now, Therefore, Be It Resolved, That the parcel shall be sold to the Village of Carthage for the sum of \$1.00 plus, in the event of sale of the property by the Village, the County shall be entitled to 10% of the sale price, not to exceed \$1,000.00, as reimbursement to the County of the amount of delinquent taxes due Jefferson County at the time of foreclosure, with the Village to bear the costs of any applicable filing and recording costs, and the Chairman of the Board and the County Attorney are authorized to execute any documents necessary to accomplish such conveyance.

Seconded by Legislator: William W. Johnson

All members present voted aye.

Resolution No. 206

Authorizing Agreement in Relation to the FY17 Emergency Management Performance (EMPG) Grant

By Legislator: Robert D. Ferris

Whereas, Jefferson County has been awarded a FY17 Emergency Management Performance (EMPG) Grant in the amount of \$48,253 for the period of October 1, 2016 through September 30, 2018, and

Whereas, Said revenue and expenditure grant funds are already contained in the 2017 County Budget.

Now, Therefore, Be It Resolved, That the Chairman of the Board of Legislators be and is hereby authorized and directed to execute said agreement on behalf of Jefferson County, subject to the review of the County Attorney as to form and content, and be it further

Seconded by Legislator: Anthony J. Doldo

All members present voted aye.

Resolution No. 207

Authorizing the Execution of a Subordination Agreement in Regard to a Mortgage Note Held by Jefferson County in Relation to the Community Development Block Grant Housing Improvement Program

By Legislator: Jeremiah J. Maxon

Whereas, The County of Jefferson received funding from the New York Office of Community Renewal for the operation of a county-wide housing improvement program under the Small Cities Community Development Block Grant funding (CDBG), and

Whereas, By Resolution 127 of 2017 this Board adopted Guidelines and Administrative Procedures for the operation of the Housing Improvement Program, and

Whereas, Said Regulations require the protection of the County's investment in individual projects by means of a mortgage note securing the County's right to seek reimbursement of loaned funds in the event of a breach of program regulations by the property owner, and

Whereas, It is not the intent of the program to impair property owners ability to finance or refinance their residential real property through a third party lender, as a result of the interest mortgaged to the County, and

Whereas, An application having been made by Housing Improvement Program participant Diane J. Frost requesting that the County execute a Subordination Agreement, subordinating the County's existing mortgage (File No. 2016-00007636) to a mortgage about to be executed and recorded to Community Bank, N. A.

Now, Therefore, Be it Resolved, that the Chairman of the Board is hereby authorized to execute the Subordination Agreement in favor of the party set forth above, subject to the approval of the County Attorney as to form and content.

Seconded by Legislator: Anthony J. Doldo

All members present voted aye.

Resolution No. 208

Authorizing Jefferson County to be Lead Agency under the State Environmental Quality Review Act for the Purpose of the 2017 Inclusion of Viable Agricultural Land within Existing Agricultural Districts, and Making a Determination of Non-significance

By Legislator: Anthony J. Doldo

Whereas, New York State Agriculture and Markets Law Article 25AA, Section 303-b requires Counties to establish an annual thirty day period within which to accept requests by landowners to have viable agricultural land included in a certified Agricultural District, and

Whereas, The Jefferson County Board of Legislators passed Resolution No. 98 of 2004, Establishing an Annual Thirty Day Period from June 1 to June 30 for Landowners to Submit Proposals to Include Viable Agricultural Land within an Existing Agricultural District Before the District's Established Review Period, and

Whereas, In accordance with Section 303-b of Article 25AA of the New York State Agriculture and Markets Law, the requests for inclusion during the 2017 request period were referred to the Agriculture and Farmland Protection Board for review and recommendation, and

Whereas, The inclusion of viable agricultural land within an existing Agricultural District before the District's established review period is an action subject to environmental review in accordance with Article 8 of the New York State Environmental Conservation Law, State Environmental Quality Review (SEQR) Act, and

Whereas, An Environmental Assessment Form (EAF) has been completed which reviews potential environmental impacts and determines that no significant impacts will occur.

Now, Therefore, Be It Resolved, That Jefferson County shall assume lead agency status for this action pursuant to SEQR and has determined that this is an unlisted action and will not have any adverse environmental impacts, and be it further

Resolved, That the Chairman of the Board of Legislators is hereby authorized to sign the Environmental Assessment Form\ Determination of Significance and forward same to all involved agencies.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

Resolution No. 209

Inclusion of Viable Agricultural Land in Certified Agricultural Districts Before the Districts' Established Review Periods

By Legislator: Jeremiah J. Maxon

Whereas, New York State Agriculture and Markets Law Article 25AA, Section 303-b requires Counties to establish an annual thirty day period within which to accept requests by landowners to have viable agricultural land included in a certified Agricultural District, and

Whereas, The Jefferson County Board of Legislators passed Resolution No. 98 of 2004, Establishing an Annual Thirty Day Period from June 1 to June 30 for Landowners to Submit Proposals to Include Viable Agricultural Land within an Existing Agricultural District Before the District's Established Review Period, and

Whereas, In accordance with Section 303-b of Article 25AA of the New York State Agriculture and Markets Law, the 2017 requests for inclusion were referred to the Agriculture and Farmland Protection Board for review and recommendation, and

Whereas, The recommendation of the Agriculture and Farmland Protection Board has been submitted to this Board, and

Whereas, A public hearing was held on September 25, 2017 to receive public comments, and

Whereas, The Jefferson County Board of Legislators has reviewed the requests for inclusion, the recommendation of the Jefferson County Agricultural and Farmland Protection Board, and the Public Hearing record concerning the Inclusion of Viable Agricultural Land in Certified Agricultural Districts Before the Districts' Established Review Periods.

Now, Therefore, Be It Resolved, That, pursuant to Agriculture and Markets Law Article 25 AA, Section 303-b, the Jefferson County Board of Legislators does hereby approve the inclusion of 4 parcels consisting of 268.45 acres to existing Agricultural Districts.

Seconded by Legislator: Patrick R. Jareo

All members present voted aye.

Resolution No. 210

Authorizing Jefferson County to be Lead Agency Under the State Environmental Quality Review Act for the Purpose of Conducting an Eight Year Review of the Jefferson County Southwest Agricultural District # 3, and Making a Determination of Non-Significance

By Legislator: Patrick R. Jareo

Whereas, The Board of Legislators formally received notification from the New York State Department of Agriculture and Markets to commence the Eight Year Review of the Jefferson County Southwest Agricultural District, No. 3, and

Whereas, The Eight Year Review process is an action subject to environmental review in accordance with Article 8 of the New York State Environmental Conservation Law "State Environmental Quality Review (SEQR)" Act, and

Whereas, An Environmental Assessment Form (EAF) has been completed which evaluates potential environmental impacts, expresses the County's desire to serve as lead agency, determines that no significant impacts will occur, and is incorporated in this resolution.

Now, Therefore, Be It Resolved, That Jefferson County shall assume lead agency status for this action pursuant to SEQR and has determined that this is an unlisted action and will not have any adverse environmental impacts, and be it further

Resolved, That the Chairman is hereby authorized to sign the Environmental Assessment Form and forward same to NYS Department of Agriculture and Markets.

Seconded by Legislator: Jeremiah J. Maxon

All members present voted aye.

Resolution No. 211

Adopting Modifications Pursuant to the Eight Year Review of the Jefferson County Southwest Agricultural District, No. 3

By Legislator: Jeremiah J. Maxon

Whereas, The Board of Legislators formally received notification from the New York State Department of Agriculture and Markets to commence the Eight Year Review of the Jefferson County Southwest Agricultural District, No. 3, and

Whereas, In accordance with the provisions of the New York State Agriculture and Markets Law, Article 25AA, as amended, a review notice was published and the Jefferson County Southwest Agricultural District, No. 3 was placed on file with the County for a thirty (30) day review and modification period, and

Whereas, During the review period, 1,016 acres of land were requested to be added and 21 acres of land were requested to be removed from the District, and

Whereas, The District and proposed modifications were referred to the Jefferson County Agriculture and Farmland Protection Board for its review and recommendations, and

Whereas, The report of the County Agriculture and Farmland Protection Board with its recommendation to modify and re-establish the district for eight years has been duly received by this Board of Legislators, and

Whereas, A public hearing was held on September 25, 2017 at which time consideration was given to the original Agricultural District, the recommendation of the County Agriculture and Farmland Protection Board, and the proposed modifications to the District.

Now, Therefore, Be It Resolved, That, pursuant to Section 303-a of the New York State Agriculture and Markets Law, the Jefferson County Board of Legislators does hereby modify and re-establish the Jefferson County Southwest Agricultural District, No. 3, to consist of 77,101 acres of land, for a period of eight years. The modified boundary is depicted on a set of maps entitled Jefferson County Southwest Agricultural District, No. 3.

Seconded by Legislator: Patrick R. Jareo

All members present voted aye.

Resolution No. 212

Amending the 2017 County Budget in Relation to the County Road Fund

By Legislator: Jennie M. Adsit

Whereas, The Superintendent of Highways has requested transfers between accounts to provide adequate funding through the calendar year, and

Whereas The 2017 Budget must be amended to do so.

Now, Therefore, Be It Resolved, That the 2017 Budget is amended as follows:

Increase:

05511000 04686	Hired Machines	\$ 50,000
----------------	----------------	-----------

Decrease:

05511000 04589	Gravel, Stone, Sand	\$ 50,000
----------------	---------------------	-----------

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

Resolution No. 213

Authorizing an Agreement with the Town of Cape Vincent for the Purchase of Construction Material for Erosion Control and Repair of County Route 6 at Tibbets Point

By Legislator: Jeremiah J. Maxon

Whereas, Due to high lake levels in the Spring of 2017, County Route 6 near Tibbets Point required repair and elevation of approximately a two mile distance, and

Whereas, Said project was accomplished in conjunction with the Town of Cape Vincent Highway Department providing assistance by delivery of materials to the project site including stone used for reconstruction of the road, and

Whereas, Town of Cape Vincent Highway Department provided the stone used for the project by paying the quarry vendor directly and billing the County for said material, and

Whereas, Because existing shared services and road maintenance agreements with the Town do not provide a mechanism for reimbursing the Town for the cost of the material, a secondary agreement is necessary.

Now, Therefore, Be it Resolved, That the Chairman of the Board be authorized and directed to enter into an agreement with the Town of Cape Vincent to reimburse the Town in an amount up to \$90,000.00, subject to verification and audit, and upon the approval of the County Attorney as to form and content.

Seconded by Legislator: Jennie M. Adsit

All members present voted aye.

Resolution No. 214

**Amending the 2017 County Budget to Recognize Insurance Recovery
and Allocating Same in Sheriff's Department Budget**

By Legislator: Anthony J. Doldo

Whereas, The Sheriff's Department has received an insurance settlement check in the amount of \$595.08 for damage to a patrol unit, and has requested that the settlement be used to supplement the external fleet expense line to pay for needed repairs.

Now, Therefore, Be It Resolved, That the 2017 County Budget is hereby amended as follows:

Increase:

Revenue		
01311000 92680	Insurance Recoveries	\$ 595.08

Expenditure		
01311000 043102	External Fleet Expense	\$ 595.08

Seconded by Legislator: Patrick R. Jareo

Roll Call Vote

Ayes: Peck, Drake, Nabywaniec, Maxon, Ferris, McBride, Doldo, Adsit, Reed, Jareo, Johnson, Montigelli, Fitzpatrick, Gray

Absent: Docteur

Resolution passed.

Resolution No. 215

**Amending the 2017 County Budget in Regards to a
New Radio System in the Sheriff's Department**

By Legislator: Jennie M. Adsit

Whereas, The Sheriff's Department will be implementing a new radio system for the correctional facility, and

Whereas, The new system will be compliant with Jefferson County's Public Safety Radio System currently being installed, and

Whereas, A transfer between accounts is necessary to provide adequate funding for the purchase.

Now, Therefore, Be It Resolved, That the 2017 County Budget is hereby amended as follows:

Increase:

01315000 02302	Radios	\$ 24,500
----------------	--------	-----------

Decrease:

01311000 01110	Temporary	\$ 13,500
01311000 04418	Technological Services	11,000

Seconded by Legislator: Anthony J. Doldo

All members present voted aye.

Resolution No. 216

Recognizing NYS Governor's Traffic Safety Committee Child Passenger Safety Program Grant and Amending the 2017 County Budget in Relation Thereto

By Legislator: Jeremiah J. Maxon

Whereas, The Jefferson County Sheriff's Department has been awarded a NYS Traffic Safety Committee Child Passenger Safety Program grant in the amount of \$3,000.

Now, Therefore, Be It Resolved, That the Jefferson County Board of Legislators hereby accepts said grant award for the project period October 1, 2017 through September 30, 2018, and be it further

Resolved, That the Chairman of the Board of Legislators is hereby authorized and directed to execute any and all documents as may be required to fulfill the requirements of this grant award, subject to approval by the County Attorney as to form, and be it further

Resolved, That the 2017 County Budget is hereby amended as follows:

Increase:

Revenue:		
01311000 94389	Federal Aid Criminal Justice	\$ 3,000

Expenditure:

01311000 04112	Memberships and Dues	\$ 200
01311000 04585	Operating Supplies	2,400
01311000 04613	Training	400

Seconded by Legislator: Anthony J. Doldo

Roll Call Vote

Ayes: Montigelli, Doldo, Fitzpatrick, Reed, Drake, McBride, Nabywaniec, Ferris, Peck, Maxon, Jareo, Johnson, Adsit, Gray

Absent: Docteur

Resolution passed.

Resolution No. 217

**Authorizing Agreements for The Governor's Traffic Safety Committee's
Stop-DWI Crackdown Enforcement Grant and Amending the 2017 County Budget
in Relation Thereto**

By Legislator: James A. Nabywaniec

Whereas, The New York State Stop-DWI Foundation has successfully coordinated and obtained Stop-DWI Crackdown Enforcement Grants for 44 counties throughout the state, and

Whereas, Jefferson County's grant is for \$10,000, to be shared with the Watertown City Police Department and the NYS Park Police, and

Whereas, Agreements must be authorized with the Governor's Traffic Safety Committee and the aforementioned agencies, and

Whereas, The 2017 County Budget must be amended to recognize said funding and allocate it to the appropriate accounts.

Now, Therefore, Be It Resolved, That the Chairman of the Board of Legislators be and is hereby authorized to execute agreements as necessary to obtain and distribute funding as described above, subject to the review of the County Attorney as to form and content, and be it further

Resolved, That the 2017 County Budget is amended as follows:

Increase:

Revenue:

01331500 94389	Federal Aid Criminal Justice	\$ 10,000
01311000 92614	Stop DWI Svcs Sheriff	4,000

Expenditure:

01311000 01300	Overtime	\$ 4,000
01331500 04428	Public Safety Svcs. - Other Govt	6,000
01331500 04414	Supporting Services	4,000

Seconded by Legislator: Anthony J. Doldo

Legislator Jareo reiterated his concerns with regard to this type of funding as it is used not necessarily by our Sheriff's Department, but by other agencies in practices that he deems unconstitutional, and said he would not support it.

Roll Call Vote

Ayes: Fitzpatrick, Reed, Maxon, Peck, Drake, McBride, Ferris, Johnson, Montigelli, Doldo, Nabywaniec, Adsit, Gray

Nays: Jareo

Absent: Docteur

Resolution passed.

Resolution No. 218

Amending the 2017 County Budget to Recognize Additional State Aid and Authorizing Amended Agreement with the Children's Home in Relation Thereto

By Legislator: Allen T. Drake

Whereas, The New York State Office of Mental Health (OMH) approved additional one-time funding in the amount of \$275,361 for costs associated with the provision of clinic services by providers who have been deemed Vital Access for the Community Support Program operated by the Children's Home of Jefferson County, and

Whereas, Amended agreements need to be authorized and the County Budget amended to accommodate these changes.

Now, Therefore, Be It Resolved, That the 2017 County Budget is hereby amended as follows:

Increase:

Revenue

01431000 93489	State Aid - OMH - Children's Home	\$275,361
----------------	-----------------------------------	-----------

Expenditure		
01431000 04732	Children's Home	\$275,361

and be it further

Resolved, That the Chairman of the Board of Legislators and the Community Services Director are hereby authorized and directed to execute any necessary amended agreements for these changes with the approval of the County Attorney as to form and content.

Seconded by Legislator: Carolyn D. Fitzpatrick

Roll Call Vote

Ayes: Drake, Ferris, McBride, Reed, Maxon, Jareo, Fitzpatrick, Peck, Nabywaniec, Johnson, Doldo, Adsit, Montigelli, Gray

Absent: Docteur

Resolution passed.

Resolution No. 219

Authorizing Agreement with Carthage Area Hospital for Laboratory Services in Connection with the Public Health Service Diagnostic and Treatment Center

By Legislator: Carolyn D. Fitzpatrick

Whereas, Certain laboratory tests are required in the operation of the Jefferson County Public Health Service Clinics.

Now, Therefore, Be It Resolved, That Jefferson County renew an agreement with Carthage Area Hospital, which calls for provision of the following laboratory testing services to the Jefferson County Public Health Service at the rates listed below for the period January 1, 2018 through December 31, 2020.

<u>Test</u>	<u>Charge</u>
Gonorrhea Culture	\$22.00 per test
Liver Profile	\$33.00 per test
Hepatitis B Antibody	\$43.00 per test
Induced Sputum Culture	\$20.00 per test
Sputum Culture	\$20.00 per test

and be it further

Resolved, That the Chairman of the Board of Legislators is hereby authorized and directed to

execute such agreements on behalf of Jefferson County.

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

Resolution No. 220

Authorizing Agreement with Hospice of Jefferson County for Registered Professional Nursing Services Rendered for the Public Health Service

By Legislator: Allen T. Drake

Whereas, The Jefferson County Public Health Service provides various services to its clients, the cost of which may be coverable and payable by Medicare, Medicaid and other third party payers, and

Whereas, There are instances where it is necessary for Jefferson County to participate in the delivery of services to beneficiaries, and

Whereas, Federal and state regulations require execution of a written contract with Hospice of Jefferson County in order for Jefferson County to receive direct payment from all payers for care provided, and

Whereas, An arrangement is needed with Hospice of Jefferson County for services with the required agreement to include the provision that established or negotiated fees or charges for professional services shall be paid by the Jefferson County Public Health Service which will then bill third party insurances for reimbursement as appropriate.

Now, Therefore, Be It Resolved, That Jefferson County renew an agreement with Hospice of Jefferson County for Registered Professional Nursing services to be delivered to Public Health Services clients at the rates listed below during the period January 1, 2018 through December 31, 2020.

<u>Service</u>	<u>Rate</u>
Registered Professional Nurse – Initial Evaluation	\$130 per visit
Registered Professional Nurse – Revisit	\$ 90 per visit

and be it further

Resolved, That the Chairman of the Board of Legislators is hereby authorized and directed to execute said agreement on behalf of Jefferson County.

Seconded by Legislator: Carolyn D. Fitzpatrick

All members present voted aye.

Resolution No. 221

**Authorizing Agreement for the Provision of Language Interpreter Services
in Connection with the Public Health Service**

By Legislator: Carolyn D. Fitzpatrick

Whereas, Clients under any Public Health Service programs may have an inability to speak and comprehend English, and

Whereas, Health care providers must be able to communicate with clients, and although infrequent, Jefferson County Public Health does have occasions which require the service of a language interpreter when no staff, family members or local community individuals are available.

Now, Therefore, Be It Resolved, That Jefferson County renew an agreement with Language Line Services for the provision of language interpreter services at the rate of \$0.75 per minute for the period October 25, 2017 through December 31, 2021 which corresponds to the term and charges of the contract with New York State Office of General Services, and be it further

Resolved, That a revised per minute rate may be paid if established charges are increased and prior written notice is provided to the Jefferson County Public Health Service, and be it further

Resolved, That the Chairman of the Board is hereby authorized and directed to execute such agreement on behalf of Jefferson County.

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 222

**Accepting Funding from MVP Healthcare and Amending the
2017 County Budget in Relation Thereto**

By Legislator: Michael J. Docteur

Whereas, MVP Healthcare has awarded the Jefferson County Public Health Service \$500 for an educational community event, and

Whereas, The Diabetes Coalition of Jefferson County is chaired by Faith Lustik, Health Planner at Jefferson County Public Health Service (JCPHS), and they hold a comprehensive educational event each year to address the issue of improving diabetes treatment and prevention that is free to the community, and

Whereas, This year's event, *Unwrapping the Mystery of Diabetes*, will be held at the Samaritan Summit Village on November 13, 2017, and includes healthy refreshments, speakers (Dr. Claudia Fish and Dr. Stillerman), and a cooking demonstration (to be presented by Cornell Cooperative Extension and includes a bag of the healthy ingredients used to make the recipe), and

Whereas, MVP Healthcare has awarded JCPHS \$500 in order to purchase the ingredients and refreshments for this event.

Now, Therefore, Be It Resolved, That Jefferson County hereby accepts said funding from MPV, and the 2017 County Budget is hereby amended as follows:

Increase:

Revenue		
01405000 91689	Other Health Department Income	\$500

Expenditure		
01406000 04416	Professional Fees	\$250
01406000 04515	Meeting Expense/Professional	\$250

Seconded by Legislator: Allen T. Drake

Roll Call Vote

Ayes: Peck, Drake, Reed, McBride, Doldo, Johnson, Maxon, Fitzpatrick, Adsit, Nabywaniec, Ferris, Montigelli, Jareo, Gray

Absent: Docteur

Resolution passed.

Resolution No. 223

Authorizing Agreement with NMS Labs for Toxicology Testing Services

By Legislator: Carolyn D. Fitzpatrick

Whereas, The Public Health Service has established contracts for the provision of forensic toxicology laboratory testing services for toxicology blood, urine and organ analyses for the Jefferson County Medical Examiner Program.

Now, Therefore, Be It Resolved, That Jefferson County renew an agreement with the NMS Labs (National Medical Services) to provide the following toxicology services from 01/01/18 through 12/31/20: Toxicology Blood - \$246 per test and Toxicology Urine, Tissue, Vitreous, Bile Fluid

or Gastric Contents per fee schedule in effect as of date of Agreement.

Resolved, That the Chairman of the Board is hereby authorized and directed to execute such agreement on behalf of Jefferson County.

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 224

Authorizing Agreement with Samaritan Medical Center for Use of Facilities to the Medical Examiner Program

By Legislator: Carolyn D. Fitzpatrick

Whereas, It is necessary for Jefferson County to utilize facilities, staff and testing in connection with the Medical Examiner (M.E.) Program, and

Whereas, Samaritan Medical Center has the ability to provide autopsies for county reimbursement of costs attributable to the County M.E. Program, and

Whereas, For autopsies, costs include use of the institutional facilities, morgue staff, other support services, laboratory tests, x-rays and supplies at an initial cost per case plus laboratory tests or x-rays as provided for per Samaritan Medical Center charge schedules.

Now, Therefore, Be It Resolved, That Jefferson County renew an agreement with Samaritan Medical Center for autopsies for the period January 1, 2018 through December 31, 2020, and be it further,

Resolved, That the Chairman of the Board of Legislators is hereby authorized and directed to execute said agreement on behalf of Jefferson County.

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

Resolution No. 225

Establishing Compensation for Temporary Professional Employees Employed in Connection with the County Rabies Program Vaccination Clinic

By Legislator: Carolyn D. Fitzpatrick

Whereas, A total of twelve rabies vaccination clinics are held in the months of March through

June and September through October - six at the County Dog Shelter and six community-based, and

Whereas, Each clinic is two hours, and includes a veterinarian, and staff from the Public Health Department and Dog Control, and

Whereas, Compensation was evaluated and an increased rate is recommended in an effort to recruit veterinarians for the clinics as the last veterinarian per hourly rate increase was in January, 2009 per Resolution No. 55 of 2008.

Now, Therefore, Be it Resolved, That the compensation rate to be paid during 2018 and 2019 to temporary Veterinarians employed in connection with the County Rabies Vaccination Clinic shall be \$75.00 per hour.

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 226

Authorizing Agreement for the Provision of Audiology Services to Clients of the Home Health Care Programs

By Legislator: Carolyn D. Fitzpatrick

Whereas, The Jefferson County Public Health Service is required to provide audiology evaluation services for Long Term Home Health Care Program (LTHHCP) clients, and

Whereas, After evaluating the level of care and needs, Public Health recommends renewing an agreement with an audiologist in Jefferson County to address the requirement for evaluating clients on service.

Now, Therefore, Be It Resolved, That Jefferson County renew an agreement with Sara Grimshaw-Sugden of Watertown Audiology to provide audiology services for Public Health LTHHCP clients at a rate of \$156 per visit for the period of January 1, 2018 through December 31, 2020, and be it further

Resolved, That the Chairman of the Board of Legislators is hereby authorized and directed to execute said agreement on behalf of Jefferson County.

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 227

Amending the 2017 County Budget Relative to Public Health Department Accounts

By Legislator: Allen T. Drake

Whereas, The following Public Health operating accounts are projected to be overspent by year's end due to an increase in ordered patient supplies and their cost, and due to an increase in ordered vaccines and their increased demand, and

Whereas, It is necessary to amend the 2017 County Budget to fund these accounts through the end of 2017.

Now, Therefore, Be It Resolved, that the 2017 County Budget is hereby amended as follows:

Increase:

01405000 04510	Home Health Medical Supplies	\$15,000
01405100 04430	Preventive Services Vaccines	\$10,000

Decrease:

01405000 04422	Home Health Contracted Health Care	\$15,000
01405100 01100	Preventive Services Personal Services	\$10,000

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

Resolution No. 228

Authorizing Jefferson County Community Services, Department of Social Services Office for the Aging, and the Public Health Service Participation in the Behavioral Health Care Collaborative as Affiliate Partners

By Legislator: Carolyn D. Fitzpatrick

Whereas, The New York State (NYS) Medicaid managed care system is transforming from one that pays for service volume to one that rewards value, as defined by the intersection of cost and quality, and

Whereas, A Behavioral Health Care Collaborative (BHCC) is a network of providers delivering the entire spectrum of behavioral health services available in a natural service area, and

Whereas, The BHCC's Affiliate Providers include hospital and community physical health

providers, non-Medicaid providers and providers addressing the social determinants of health, and

Whereas, The application for this new New York State program requires the endorsement of the governing body.

Now, Therefore, Be It Resolved, That the Jefferson County Board of Legislators hereby authorizes Jefferson County Community Services, Department of Social Services, Office for the Aging and Public Health Service to participate in the BHCC as Affiliate Partners and movement toward Value Based Payment (VBP).

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Chairman Gray thanked legislators for their work and productive discussions with regard to the budget. He said the process was tweaked a bit this year per recommendations from last year and he felt the end result was a very good budget that everyone could work with.

In light of the Development Authority of the North Country (DANC) holding public meetings concerning their joint land use study, Legislator Peck asked if the County was going to take a formal position, or if we are just an observer. Administrator Hagemann advised that at this point DANC is just taking comments/feed back from the public and will formulate determinations that will also come back out to the public. Whether the County wants to formally take a position will require more hard information so we would know what we are taking a position on. With regard to a particular reference about the DMV office on Fort Drum being closed down, Mr. Hagemann advised that we do need to set the record straight with Fort Drum on the closure of that office. He said it wasn't a matter of cutting costs, but the County Clerk could not justify keeping the office open because it did not get that much business.

Legislator Peck asked what the next steps were for the shared services exercise that took place earlier in the year, and if there is anything the Board needs to take action on. Mr. Hagemann advised that the topics identified to be explored are Information Technology, Real Property Tax Services, and Planning, but more membership is needed to really make any of the programs cost effective so pilot programs for a few years may be explored. He said outreach in that regard will happen after the first of the year, and at this point no action is required, however at whatever point one of the pilot programs blossom, action will be required.

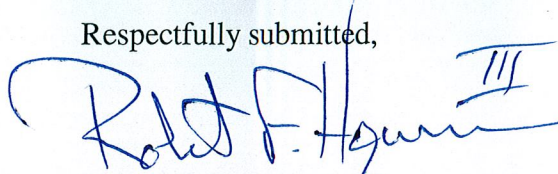
Legislator Maxon advised that with regard to the DANC land use study, he submitted a comment to DANC relaying the fact that the DMV Office on Fort Drum was closed because it was not being used, not because there were insufficient funds to operate it.

Legislator Maxon said he received a communication from the New York State Council of Mayors (NYCOM) asking counties to join in opposing the federal budget because it restricted or eliminated the state and local tax deduction. He said the Board has not had discussions on this

matter, but he opposes the County joining in that resolution or passing our own resolution because he does not feel it is the role of the federal government to subsidize state and local governments by allowing the people to get a deduction for those taxes. Chairman Gray related that he declined to attend the event that was noted in this communication.

There being no further business of the Board, on a motion by Legislator Maxon seconded by Legislator Montigelli and unanimously carried, the meeting was adjourned at 6:00 p.m.

Respectfully submitted,

A handwritten signature in blue ink, reading "Robert F. Hagemann, III". The signature is stylized with a large initial "R" and a prominent "III" at the end.

Robert F. Hagemann, III
Clerk of the Board