

REGULAR SESSION

TUESDAY, SEPTEMBER 5, 2017

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

ROLL CALL OF MEMBERS

All members present except Legislators Maxon, Drake, Reed, McBride and Doldo.

PRIVILEGE OF THE FLOOR

Hedy Cirrincione, former permanent resident of Jefferson County, raised in Redwood, NY, and former business owner/operator of Crest Mainstream; her company is the subject of Resolution No. 157 on tonight's agenda authorizing the settlement of a claim which has been pending for twenty years. Ms. Cirrincione felt she needed to provide some background on the situation because there are only a few current Board members who were here, along with Mr. Hagemann, when the lawsuit started.

Ms. Cirrincione said she was inspired to become an occupational therapist by a brother who was sick and died, and in the early 1990's she became an integrated preschool provider opening two schools providing services to handicapped children in Jefferson County at the lowest rate of any preschool providers. She said she became aware that Jefferson County was inappropriately billing Medicaid for services provided to preschool children and at the time officials tried to whitewash it and say it was only claims by Crest Mainstream, but she said it was not. She had a meeting with County Administrator Hagemann and County Attorney Looby to let them know about the fraudulent claims, and that is when her trouble started. The County subsequently withheld almost \$500,000 in payment for claims from her with regard to a repayment owed through the State Education Department. She honored her contract continuing to provide services to the children, and she didn't get paid for preschool services she provided for two years. In 1997 she said the Health & Human Services Committee voted unanimously to pay Crest Mainstream the money they were owed for three separate contracts, and the Board also voted to pay her in 1997, but she was never paid because Deputy Administrator Schrader decided not to pay Crest. She said the reason this was happening was because she had brought up the inappropriate billing (Medicaid fraud) by the County. In 2002 the County reached a deal with the State that \$336,000 (plus \$39,000 interest) in inappropriate claims by Crest Mainstream were made. She thanked the 1997 Board for unanimously voting to pay Crest, she specifically thanked Legislators Adsit, Butler, St.Croix, and Waite for supporting Crest and trying to keep it in the community. She presumed that with the passing of Resolution No. 157 there is a settlement agreement and the matter will be closed. She stated that she stands up for what she believes in, she fights for what she thinks is right, she was a therapist, a business owner, and became a federal whistle blower. The federal government settled out of court on the largest Medicaid fraud whistle blower case, which started in Jefferson County with her writing the cases and they recovered \$540 million dollars. Ms. Cirrincione said her next title will be author, she is writing a book documenting this case as she said it is a story worth telling and the Board deserves to know what really happened. She said in the end her preschool tuition ended up being half what the other providers charged, and the New York State Education Department, in cooperation with individuals in Jefferson County, put her out of business to keep her quiet, but it didn't work. She added that it is too bad that all those people who defrauded Medicaid,

tried to sweep it under the rug, and pretended it didn't happen are now drawing pensions, instead of serving jail time. She thanked the Board and said she is now moving on.

READING OF MINUTES OF LAST SESSION, IF REQUESTED

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

PRESENTATION OF PETITIONS, NOTICES AND COMMUNICATIONS

A note of thanks was received from the family of Janice St.Croix for the Board's expression of sympathy.

Correspondence was received from Chairman Gray noting the permanent promotion of Martin Morrison to the Probation Director position upon his successful completion of the exam.

REPORTS OF STANDING COMMITTEES

The Finance & Rules Committee reported favorably on resolutions referred from other jurisdictional committees, and on legislators' expenses.

REPORTS OF COUNTY OFFICERS AND OTHERS

A report of the County Treasurer on investments and cash in banks for the month ended July 31, 2017 was received.

A report of the County Administrator on budget transfers for the month of August was received.

A report of the County Auditor on erroneous assessments for the month of August was received.

LOCAL LAWS, RESOLUTIONS AND MOTIONS

Resolution No. 150

Payment of Legislators' Expenses

By Legislator: James A. Nabywaniec

Whereas, This Committee to whom claims of the members of the Board were referred, has examined and audited such claims and finds the total to be \$2,972.00, we have allowed:

Legislator Expense:	\$2,972.00
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Now, Therefore, Be It Resolved, That the County Treasurer be and is hereby directed to draw checks payable to the claimants as audited.

Seconded by Legislator: Daniel R. McBride

All members present voted aye.

Resolution No. 151

Authorizing Amendment to Software Maintenance Agreement for Board of Elections Software

By Legislator: James A. Nabywaniec

Whereas, Pursuant to Resolution 237 of 2015 Jefferson County entered into a four-year software maintenance agreement with NTS Data Services which includes TEAM-2000 Voter Registration, Sign-It Signature Digitization, Full Document Imaging System and IMS Interface Messaging Systems for the period of January 1, 2016 through December 31, 2019, at a cost of \$37,250 per year, and

Whereas, It is desirable to add on NTS' WorkFlow system to make the process more efficient and more transparent, as well as reducing errors.

Now, Therefore, Be It Resolved, That Jefferson County enter into an amendment with NTS Data Services to include the WorkFlow system for the period of January 1, 2018 through December 31, 2019, at a cost of \$4,950 per year, and be it further

Resolved, That the Chairman of the Board be and is hereby authorized and directed to execute said amendment subject to the review of the County Attorney as to form and content.

Seconded by Legislator: Carolyn D. Fitzpatrick

All members present voted aye.

Resolution No. 152

Adopting County Title VI/NonDiscrimination Policy and Plan

By Legislator: William W. Johnson

Whereas, County programs that are funded as sub-recipients of the Federal Highway Administration are required to have a policy and plan to comply with Title VI of the Civil Rights Act of 1964, and

Whereas, Jefferson County's Consolidated Local Street and Highway Improvement Program (CHIPS) falls under this requirement, and

Whereas, The County Administrator's Office has developed a draft policy and plan for this purpose and recommends its adoption by this Board of Legislators.

Now, Therefore, Be It Resolved, That Jefferson County hereby adopts the County Title VI Policy and Plan for the purposes of the requirements of the Civil Rights Act of 1964.

Seconded by Legislator: Daniel R. McBride

All members present voted aye.

Resolution No. 153

**Amending Jefferson County Community Development Program
Accessibility Policy and Plan**

By Legislator: James A. Nabywaniec

Whereas, By Resolution 140 of 2011 this Board of Legislators adopted an Accessibility Plan and Policy for the Jefferson County Community Development Program, and

Whereas, Said policy included a grievance procedure for the resolution of complaints of discrimination on the basis of disability in provision services, activities, programs or benefits to recipients of said program pursuant to the Americans with Disabilities Act (ADA), and

Whereas, A recent monitoring visit by NYS Office of Homes and Community Renewal (HCR) criticized the current formulation of the grievance procedure, and

Whereas, Jefferson County is currently enacting a complaint and dispute investigation and resolution policy under Title VI of the United States Code, which is inclusive of the issues of disability in the provision of housing services, activities, programs, and benefits funded by and through the Federal Government, it is expedient and economical to centralize grievance duties to a single county office and a unified procedure, and

Whereas, The Board of Legislators therefore adopts an amended Accessibility Policy and Plan for the Community Development Programs establishing the Deputy County Administrator as the Reasonable Accommodation/ADA Coordinator for receipt of written grievances and complaints and further adopts the procedures set forth in the County Title VI Policy for resolution of said matters.

Now, Therefore, Be It Resolved, That the Jefferson County Board of Legislators hereby adopts the County Accessibility Policy and Plan, as amended, for the purposes of the requirements of the Housing and Community Development Act of 1987, which is attached herewith and incorporated herein.

Seconded by Legislator: Carolyn D. Fitzpatrick

**JEFFERSON COUNTY COMMUNITY DEVELOPMENT PROGRAM
ACCESSIBILITY POLICY AND PLAN**

Jefferson County will take affirmative steps to ensure that qualified persons with disabilities are informed of the availability of all services, activities and programs that are funded under the Housing and Community Development Act of 1987 and subsequent or related statutes, and that those applicable services and activities are readily accessible to, and usable by, individuals with disabilities. The following general policies have been adopted to accomplish this objective:

1. The County understands that individuals with disabilities who could be eligible for program services and activities may require alternative forms of communication in order to be made aware of and have access to those services and activities. The County will make alternative forms of communication available to individuals with disabilities upon specific request and to the extent practicable.
2. The County will make reasonable accommodations to known physical or mental limitations for an otherwise qualified individual considered for employment by the County, unless to do so would impose an undue hardship on the County as the employer.
3. All applicable services, activities, and programs provided by the County will be made accessible to everyone, including individuals with disabilities, and the County will not provide separate or different services or benefits to disabled persons unless those separate programs are necessary to ensure that the services and benefits are equally effective. Individuals with disabilities will have the right to choose to participate in regular services, activities, and programs provided by the County even if separate or different services, activities, or programs are also offered.
4. The County has or will take appropriate steps to ensure that its offices are physically accessible for individuals with disabilities (including evaluations of accessibility in accordance with the Americans with Disabilities Act as applicable to municipalities, designation of public spaces within the primary offices that are accessible, and availability of designated parking facilities for individuals with disabilities).
5. The County will encourage physical accommodation be included as part of individually funded housing rehabilitation or home ownership projects that are approved for federal or state assistance where individuals with disabilities reside in those dwelling units in accordance with all applicable federal and state laws and regulations regarding accessibility.
6. The County will follow the procedures described herein when considering complaints or grievances regarding discrimination related to accessibility of County services, activities, and programs, in accordance with Section 504 of the Rehabilitation Act and all applicable federal and state regulations.

The grievance procedure may be used by anyone who wishes to file a complaint alleging

discrimination on the basis of disability in the provision of services, activities, programs, or benefits by the County of Jefferson.

All complaints should be in writing and contain information about the alleged discrimination such as name, address, phone number of complainant and location, date and description of the problem. The complaint must be submitted no later than 60 calendar days after the alleged violation.

All complaints should be submitted in writing to:

Jefferson County Deputy County Administrator/ADA Coordinator
195 Arsenal Street
Watertown, New York 13601

All complaints will be handled pursuant to Jefferson County's Title VI Civil Rights Policy; section VI, Complaint Procedure, which is incorporated by reference herein. All written complaints received by the ADA Coordinator, appeals to the Chairman of the Board, and responses from these two offices will be retained by Jefferson County for at least (3) three years.

All members present voted aye.

Resolution No. 154

Authorizing Agreement with Black Creek Integrated Systems for Correctional Facility Security Management System

By Legislator: James A. Nabywaniec

Whereas, The Jefferson County Correctional Facility is in need of hardware and software upgrades to provide safety and security, and

Whereas, After reviewing proposals to address the door controls and jail management system, the Sheriff recommends the purchase of Black Creek Integrated Systems at a cost of \$656,737.29 for hardware, software, training, data conversion, and maintenance, upgrades and support for a three year period, and

Whereas, The 2017 County Budget and Capital Plan appropriated funds from debt issuance for this purpose.

Now, Therefore, Be It Resolved, That Jefferson County enter into the aforementioned agreement with Black Creek Integrated Systems and that the Chairman of the Board of Legislators is hereby authorized and directed to execute said agreement on behalf of Jefferson County, subject to the review and approval of the County Attorney.

Seconded by Legislator: Carolyn D. Fitzpatrick

All members present voted aye.

Resolution No. 155

Establishing Time and Place for Public Hearing Related to the Status of the Implementation of the 2015 and 2016 Community Development Block Grant (CDBG) Housing Awards.

By Legislator: Daniel R. McBride

Whereas, Jefferson County received Community Development Block Grant (CDBG) awards in 2015 (\$850,000) and 2016 (\$850,000) from the NYS Office for Community Renewal to continue administration of an owner-occupied housing rehabilitation assistance program for low to moderate income eligible residents, and

Whereas, Jefferson County is in the process of implementing the County's 2015 and 2016 Community Development Block Grant (CDBG) Awards administered by the NYS Office of Community Renewal, and

Whereas, The CDBG application process requires applicants to hold a public hearing to obtain the views of the general public on the status and plans for implementation of these award years.

Now, Therefore, Be It Resolved, Pursuant to Section 104(A)(2) of the Federal Housing and Community Development Act, as amended, a CDBG public hearing shall be held on Tuesday, September 12, 2017 at 5:00 p.m. in the Board Chambers, Historic Courthouse, 195 Arsenal Street, Watertown, NY, and be it further

Resolved, Notice of such public hearing shall be given in accordance with law.

Seconded by Legislator: William W. Johnson

All members present voted aye.

Resolution No. 156

Establishing Time and Place for Public Hearing Related to the 2017 Community Development Block Grant (CDBG) Process.

By Legislator: Carolyn D. Fitzpatrick

Whereas, Jefferson County is in the process of evaluating grant opportunities in anticipation of a 2017 Community Development Block Grant (CDBG) Program administered by the NYS Office of Community Renewal, and

Whereas, The CDBG application process requires applicants to hold a public hearing to obtain the views of the general public on community development needs.

Now, Therefore, Be It Resolved, Pursuant to Section 104(A)(2) of the Federal Housing and Community Development Act, as amended, a CDBG public hearing shall be held on Tuesday, September 12, 2017 at 5:15 p.m. in the Board Chambers, Historic Courthouse, 195 Arsenal Street, Watertown, NY, and be it further

Resolved, Notice of such public hearing shall be given in accordance with law, and be it further

Resolved, The Chairman of the Board is hereby authorized to execute all necessary CDBG application documents, and the Department of Planning is hereby authorized as the County's agent to act in connection with the submission of any authorized application and to provide any supplemental information that may be required by the NYS Office of Community Renewal.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

Resolution No. 157

Authorizing Settlement of Claims Relative to Crest Mainstream, Inc. v. Jefferson County

By Legislator: Daniel R. McBride

Whereas, A lawsuit entitled " Crest Mainstream, Inc. v. Jefferson County, Index No. 99-1614, is pending in Jefferson County Supreme Court alleging failure to pay certain invoices dating from 1997 and 1998; and

Whereas, On the advice of counsel after the consideration of the documentary evidence and legal basis relating to the claim, and that a negotiated settlement is, as a matter of litigation analysis and risk management, a cost-effective alternative to full trial of the action. Counsel has advised that the range of possible verdicts includes the possibility of a verdict of "no cause for action," but also may include an adverse verdict in an amount which is in the discretion of the jury and which exceeds the settlement demand of the plaintiff; and that the substantial costs of proceeding to trial—including both the labor and opportunity costs of making senior employees of the County available throughout the trial; the costs of attorney preparation and presentation of trial; and the costs to be incurred for our expert witnesses in preparing for and testifying at trial serve to offset the total cost of settlement to the County; at the same time that a settlement defines the extent of expense and removes the threat of uncapped exposure.

Whereas, Pursuant to Local Law No. 5 of 1986, a settlement or comprise of a claim in the amount of \$10,000.00 or greater requires the prior approval of the Board of Legislators,

Now, Therefore, Be It Resolved, That for purposes of avoiding the costs and expense of a trial; and for purposes of compromising a claim at a point well within the estimated range of possible jury verdicts, the Board of Legislators does hereby agree to a settlement of the matter herein; and the sum of Twenty Five Thousand Dollars (\$25,000.00) be and hereby is appropriated from

Account: 45193000 04600, the Judgment and Claims Fund, for purposes of settling the referenced litigation against the County of Jefferson; and the County Attorney is hereby authorized to either tender that sum to counsel for the plaintiff, upon such terms and conditions as counsel agree, upon receipt of a Release of all claims in a form acceptable to the County Attorney and receipt of a fully executed Stipulation of Discontinuance.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

Resolution No. 158

Authorizing Agreement and Amending the 2017 County Budget in Relation to the FY 2017 State Homeland Security Program (SHSP) Grant

By Legislator: Jennie M. Adsit

Whereas, The New York State Division of Homeland Security and Emergency Services has awarded Jefferson County \$97,471 from the FY17 State Homeland Security Program (SHSP)(CFDA 97.067) through funding from the Division of Homeland Security and Emergency Services (DHSES), and

Whereas, The County must enter into an agreement with the New York State Division of Homeland Security and Emergency Services to receive these grant funds which will be used to purchase personal protective equipment, cyber security, a generator for the radio project and a portable, towable generator/light tower.

Whereas, The 2017 County Budget must be amended to recognize the revenue and allocate the funds.

Now, Therefore Be It Resolved, That the County of Jefferson agrees to accept the \$97,471, and the Chairman of the Board of Legislators be and is hereby authorized and directed to execute said grant agreements on behalf of Jefferson County, 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		
01341000 943204	Federal Homeland Security	\$97,471
Expenditure		
01341400 02300	Technical Equipment	\$60,000
01341400 04585	Operating Supplies	2,500
01341400 04111	Trackable Items	1,500

01341400 04115	Telephone	8,471
01341000 04514	Uniforms	5,000
01341400 04118	Computer Hardware	10,000
01341400 04119	Computer Software	10,000

Seconded by Legislator: Robert D. Ferris

Roll Call Vote

Ayes: Johnson, Nabywaniec, Fitzpatrick, Docteur, Adsit, Ferris, Peck, Jareo, Montigelli, Gray

Absent: Maxon, Reed, Doldo, McBride, Drake

Resolution passed.

Resolution No. 159

Authorizing Jefferson County to be Lead Agency under the State Environmental Quality Review Act for the Purpose of the 2017 Jefferson County Snowmobile Trail Reroutes and Additions Pursuant to NYS Snowmobile Grant-in-aid Program, and Making a Determination of Non-significance

By Legislator: Patrick R. Jareo

Whereas, Article 27 of New York State Parks, Recreation and Historic Preservation Law establishes a mechanism for allocating funds to local governmental sponsors for the development and maintenance of snowmobile trails designated as part of the State Snowmobile Trail System, and

Whereas, Having reviewed the criteria contained in 6NYCRR, Section 617.7, Jefferson County finds that there will be no significant adverse environmental impact resulting from the changes/reroutes and use of the snowmobile trails though Jefferson County, and

Whereas, It is the County's intent to support the development and maintenance of snowmobile trails as an important economic and recreational resource for Jefferson County, 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: Jeremiah J. Maxon

All members present voted aye.

Resolution No. 160

Establishing Time and Place for a Public Hearing on the Inclusion of Viable Agricultural Land in Certified Agricultural Districts before the Districts' Established Review Periods

By Legislator: Patrick R. Jareo

Whereas, New York State Agriculture and Markets Law Article 25AA, Section 303-b requires that Counties 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 for Landowners to Submit Proposals to Include Viable Agricultural Land within an Existing Agricultural District Before the District's Established Review Period, and

Whereas, Resolution No. 98 of 2004 established June 1 through June 30 as the annual thirty day 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 were referred to the Agricultural and Farmland Protection Board for review and recommendation, and

Whereas, The recommendation of the Agricultural and Farmland Protection Board concerning the inclusion proposals will be submitted to the Clerk of the Board prior to the public hearing.

Now, Therefore, Be It Resolved, That a Public Hearing be conducted by this Board of Legislators concerning the inclusion of viable agricultural land in certified Agricultural Districts before the Districts' established review periods. The public hearing will be held in the Jefferson County Office Building, 2nd Floor Conference Room at 175 Arsenal Street, Watertown, NY on Monday, September 25, 2017 at 5:00 p.m., and be it further

Resolved, That a notice of such public hearing shall be given in accordance with the law.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

Resolution No. 161

**Establishing Time and Place for a Public Hearing on the
Eight Year Review of the Southwest Agricultural District No. 3**

By Legislator: Jennie M. Adsit

Whereas, Jefferson County has been officially notified by the New York State Department of Agriculture and Markets to commence the Eight Year Review of the Southwest Agricultural District No. 3, and

Whereas, In accordance with Section 303 of Article 25AA the New York State Agriculture and Markets Law this action has been referred to the Jefferson County Agriculture and Farmland Protection Board for review and recommendation, and

Whereas, The report and recommendation of the Agriculture and Farmland Protection Board will be submitted to this Board prior to the public hearing for the District's review.

Now, Therefore, Be It Resolved, That a Public Hearing will be conducted by the Board of Legislators concerning the Eight Year Review of the Southwest Agricultural District No. 3 and any modifications thereof. The public hearing will be held in the Jefferson County Office Building, 2nd Floor Conference Room at 175 Arsenal Street, Watertown, NY on Monday, September 25, 2017 at 5:15 p.m., and be it further

Resolved, That a notice of such public hearing shall be given in accordance with law.

Seconded by Legislator: Jeremiah J. Maxon

All members present voted aye.

Resolution No. 162

**Authorizing an Agreement with the Community Action
Planning Council (CAPC) to Promote Fair and Equal Housing**

By Legislator: James A. Nabywaniec

Whereas, Jefferson County is the grant recipient of U.S. Department of Housing and Urban Development funding from the Community Development Block Grant and HOME Programs, and said funds are committed to housing assistance programs for income eligible County residents, and

Whereas, To ensure compliance with funding requirements the County is obligated to promote and further fair and equal housing opportunities for residents of Jefferson County consistent with federal legislation and regulations, and

Whereas, To accomplish this objective the County has annually entered into a contract for the provision of fair housing services including acting as the County's fair housing office for public

education, information and referral, and complaint assistance, and

Whereas, Funds for a fair housing contract are appropriated in the 2017 County Budget.

Now, Therefore, Be It Resolved, That the Chairman of the Board of Legislators is hereby authorized to enter into an agreement, subject to the approval of the County Attorney, with the Community Action Planning Council (CAPC) in an amount not to exceed \$7,500.00 for promoting and furthering fair and equal housing opportunities in the County for the period October 1, 2017 through September 30, 2018.

Seconded by Legislator: Robert D. Ferris

All members present voted aye.

Resolution No. 163

Authorizing Agreement and Amending the 2017 County Budget in Relation to the State FY17 Law Enforcement Terrorism Prevention Program (LETPP) Grant

By Legislator: Anthony J. Doldo

Whereas, The New York State Office of Homeland Security provides grants to local governments to prepare for terrorist events through funding from the U.S. Department of Homeland Security's Office for Domestic Preparedness, and

Whereas, Jefferson County has been awarded \$32,491 from the FY17 Law Enforcement Terrorism Prevention Program (LETPP) (CFDA 97.067), and

Whereas, Said funds will be used to purchase tactical vests for the Sheriff's Department, and

Whereas, The County must enter into agreements with the New York State Office of Homeland Security to receive these grant funds, and

Now, Therefore Be It Resolved, That the County of Jefferson agrees to accept the \$32,491 LETPP grant, and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby authorized to execute said agreements on behalf of Jefferson County, 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

01311000 943201

Federal Homeland Security

\$ 32,491

Expenditures

01311400 04514

Uniforms and Clothing

\$ 32,491

Seconded by Legislator: Robert D. Ferris

Roll Call Vote

Ayes: Jareo, Docteur, Adsit, Ferris, Nabywaniec, Montigelli, Johnson, Fitzpatrick, Peck, Gray

Absent: Reed, Drake, Doldo, McBride, Maxon

Resolution passed.

Resolution No. 164

Authorizing Agreements with FAA, NYSDOT, McFarland Johnson, Inc. and Barrett Paving Materials, Inc. and Amending the 2017 County Budget and Capital Plan in Relation to Watertown International Airport Terminal Apron Reconstruction

By Legislator: Patrick R. Jareo

Whereas, Jefferson County has been notified by the FAA that it will receive a grant for the terminal apron reconstruction at the Watertown International Airport, and

Whereas, Agreements with FAA and NYSDOT must be authorized to accept the grant, and the 2017 County Budget and Capital Plan must be amended to receive the revenue and establish said project in the Capital fund, and

Whereas, It is necessary to enter into an agreement with McFarland Johnson, Inc. to provide contract administration and construction representative services for this project in the amount not to exceed \$270,759, and

Whereas, It is necessary to enter into an agreement with Barrett Paving Materials, Inc., to be awarded the construction contract in the amount of \$1,850,808, and

Whereas, Jefferson County is expected to incur \$2,500 in reimbursable administrative expenses in relation to the project, and

Now, Therefore, Be It Resolved, That Jefferson County enter into agreements with the FAA and NYSDOT to receive the grant, McFarland Johnson in the amount of \$270,759 for contract administration and construction representative services, Barrett Paving Materials, Inc. in the amount of \$1,850,808 for construction of the terminal apron, and be it further

Resolved, That Chairman of the Board of Legislators be and is hereby authorized and directed to execute said agreements on behalf of Jefferson County, including any change orders as

recommended by the Airport Manager and the County Administrator, not to exceed the funding available, 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:

Expenditure		
20561000 02081	Apron Reconstruction	\$2,124,067
Revenue		
20900600 94589	Federal Aid - FAA	\$2,017,863
20900600 93589	State Aid - DOT	53,102
Transfers		
01995000 09006	Transfer to Capital Projects	\$ 47,102
20900600 95031	Transfer from General Fund	47,102

Decrease:

20698900 02064	Property Improvements	\$ 6,000
01199000 04963	Contingency	47,102

and be it further

Resolved, That the six year Capital Plan is amended accordingly.

Seconded by Legislator: Robert D. Ferris

Roll Call Vote

Ayes: Adsit, Docteur, Peck, Fitzpatrick, Montigelli, Jareo, Nabywaniec, Johnson, Ferris, Gray

Absent: Reed, McBride, Drake, Doldo, Maxon

Resolution passed.

Resolution No. 165

**Amending 2017 County Budget Relative to Community Services Programs
and Authorizing Amended Agreements in Relation Thereto**

By Legislator: Jeremiah Maxon

Whereas, It is necessary to reallocate NYS Office of Mental Health (OMH) funding to better

align with County mental hygiene priorities within mental health agency programs to ensure the quality of existing mental health services, and

Whereas, The NYS Office of Alcoholism and Substance Abuse Services (OASAS) has approved a one time only state aid funding of repair expenses at Credo Community Center, and

Whereas, The 2017 County Budget needs to be amended to reflect these changes and local contracts need to be amended accordingly.

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

Increase:

Revenue		
01431000 93484	State Aid Alcohol & Substance Abuse	\$41,000

Expenditure		
01432000 04702	Credo Foundation	\$41,000
01432000 04708	NRCIL FSS RIV	2,867

Decrease:

01432000 04732	Children's Home - Jeff. Co.	2,867
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and be it further

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

Seconded by Legislator: Robert D. Ferris

Roll Call Vote

Ayes: Docteur, Fitzpatrick, Peck, Nabywaniec, Adsit, Johnson, Montigelli, Ferris, Jareo, Gray

Absent: Reed, Maxon, McBride Drake, Doldo

Resolution passed.

Resolution No. 166

Appointing Member to the Community Services Board

By Legislator: Carolyn D. Fitzpatrick

Resolved, That pursuant to Section 41.11 of the Mental Hygiene Law the following individual is hereby appointed as a member of the Jefferson County Community Services Board and the designated sub-committee thereof for a term to expire as indicated below:

<u>Member</u>	<u>Sub-Committee</u>	<u>Term to Expire</u>
Gerald Moore	Alcohol & Substance Abuse	12/31/2020

Seconded by Legislator: Anthony J. Doldo

All members present voted aye.

Resolution No. 167

Requesting Continuation of the Enhanced Funding from New York State Agriculture and Markets to Enhance the Scope of the Oral Rabies Vaccine Bait Program within Jefferson County and the Region

By Legislator: Jeremiah J. Maxon

Whereas, The U.S. Department of Agriculture's Animal and Plant Health Inspection Service's Wildlife Services (USAD-APHIS), with various levels of assistance from partners such as New York State Department of Health, Cornell University, New York State Department of Environmental Conservation, New York State Agriculture and Markets, and Jefferson County Public Health Service, distribute oral rabies vaccine (ORV) baits to prevent further spread of wildlife rabies, and

Whereas, The USDA-APHIS National Rabies Management Program was established in recognition of the changing scope of rabies in which the primary human risk is now due to exposure from wildlife rather than domestic pets, and

Whereas, The vaccine in the oral rabies vaccine bait has been shown to be safe in more than 60 different species of animals, including domestic dogs and cats and rabies cannot be obtained by contact with the bait, and

Whereas, Each year the USDA-APHIS ORV project follows specific prioritized and structured areas within their national project scope and federal operating budgets, and

Whereas, Since 2015, for laboratory confirmed positive rabid animals within Jefferson County approximately 92.5% have been outside the southern edge of the USDA Project boundary line that generally bisects the center of the County, and

Whereas, New York State Agriculture and Markets enhanced funding secured by Senator Ritchie continues to allow for an expansion of the USDA-APHIS ORV project into areas that otherwise would not have been covered such as the Black River Valley, and

Whereas, A declaration of support by Jefferson County of continuation and enhancement of the ORV project within our region will help insure agricultural and public health security in the region.

Now, Therefore, Be it Resolved, That this Board supports the oral rabies vaccine bait program of the USDA-APHIS and requests continuation of the enhanced funding from New York State Agriculture and Markets to enhance the scope of the oral rabies vaccine bait program within Jefferson County and the region.

Seconded by Legislator: Robert D. Ferris

All members present voted aye.

Resolution No. 168

Amending the 2017 County Budget Relative to Public Health Department

By Legislator: Carolyn D. Fitzpatrick

Whereas, Two Public Health operating accounts are projected to be overspent by year's end, and

Whereas, Jefferson County Certified Home Health Agency is enhancing use of third party services to review insurance coding and Outcome and Assessment Information Set in order to maximize reimbursement and improve clinical outcomes, and

Whereas, Pursuant to Resolution 233 of October, 2016, the Board of Legislators authorized State Aid Article 6 training, advisory, review and consultation services, and

Whereas, There are funds available for transfer in the Public Health personal services account due to vacancies.

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

Increase:

01405000 04416	Home Health Professional Fees	\$50,000
01405100 04409	Prevent Accounting Fees	\$18,250

Decrease:

01405000 01100	Home Health Personal Services	\$50,000
01405000 01100	Prevent Personal Services	\$18,250

Seconded by Legislator: Robert D. Ferris

All members present voted aye.

Resolution No. 169

Amending the 2017 County Budget in Relation to the Department of Social Services

By Legislator: Carolyn D. Fitzpatrick

Whereas, The Jefferson County Department of Social Services had reduced the 2017 overtime budget line in Child Protective Services in anticipation of scheduling changes, and

Whereas, This has not been able to be implemented during 2017, and

Whereas, Additional funds are needed to cover the higher than anticipated overtime expenditures , and

Whereas, There are funds available within the Social Services Safety Net account.

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

Increase:

01601000 01300	Overtime	\$55,000
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Decrease:

01614000 04600	Safety Net Assistance	\$55,000
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Seconded by Legislator: Robert D. Ferris

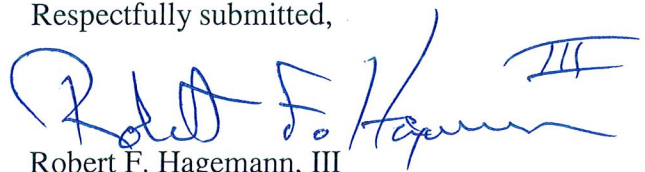
All members present voted aye.

Legislator Montigelli thanked Administrator Hagemann and Attorney Paulsen for their efforts and assistance in a conveyance at the Slack Reforestation Lot that was many years in the making. He also reported that the Soil & Water Conservation District brought a check in to the County Treasurer for \$67,000 for the forestry sale.

Legislator Johnson reminded legislators of the Jefferson County Industrial Development Agency (JCIDA) tour of facilities that is on Thursday, September 7th. He advised that anyone interested should be at the IDA offices on Starbuck Avenue at 8:30 a.m. and said the tour will last about 2 to 2 ½ hours.

There being no further business of the Board, on a motion by Legislator Nabywaniec seconded by Legislator Ferris and unanimously carried, the meeting was adjourned at 5:50 p.m.

Respectfully submitted,


Robert F. Hagemann, III
Clerk of the Board