

County of Jefferson
Office of the County Administrator

Historic Courthouse
195 Arsenal Street, 2nd Floor
Watertown, NY 13601-2567
Phone: (315) 785-3075 Fax: (315) 785-5070



January 18, 2018

TO: Members of Finance & Rules Committee

FROM: Robert F. Hagemann, III, County Administrator 

SUBJECT: Finance & Rules Committee Agenda

Please let this correspondence serve as notification that the Finance & Rules Committee will meet on *Tuesday, January 23, 2018, immediately following the conclusion of the Health & Human Services Committee meeting* in the Board of Legislators' Chambers.

Following is a list of agenda items for the meeting:

Finance & Rules Committee Sponsored Resolutions:

1. Appointing Representative to Cornell Cooperative Extension Association of Jefferson County
2. Appointing Members to the Regional Fish and Wildlife Management Board
3. Appointing Member to Jefferson County Industrial Development Agency
4. Appointment to Jury Board
5. Reappointing Members to Soil & Water Conservation District Board of Directors
6. Reappointing Members to the Watertown-Jefferson County Area Transportation Council
7. Approving Re-Appointments to the Sports Fishery Advisory Board
8. Amending the 2017 County Budget for Sales Tax Distribution

9. Amending the Policy of the Jefferson County Board of Legislators in Regard to the Abatement of Real Property and Other Taxation for Alternative Energy Projects
10. Reappropriating Funds from Various Unspent Grants Relative to the Fire and Emergency Management Department and Amending the 2018 County Budget in Relation Thereto
11. Authorizing Agreement with Indian River School District for School Resource Officer

Health & Human Services Committee Sponsored Resolutions:

1. Amending the 2018 County Budget to Recognize Additional State Aid and Authorizing Amended Agreement with the Children's Home in Relation Thereto
2. Accepting Funding in Connection with NYSDOH Local Health Department Performance Incentive Initiative and Amending the 2018 County Budget in Relation Thereto
3. Accepting Donation on Behalf of the Department of Social Services and Amending the 2018 County Budget

Informational Items:

1. Monthly Departmental Reports
County Clerk

If any Committee member has inquiries regarding any agenda items, please do not hesitate to contact me.

RFH:jdj

cc:	Audit	Human Resources	Purchasing
	County Clerk	Information Technology	Real Property Tax Services
	Board of Elections	Insurance	County Treasurer
	Employ. & Training	JCC	County Attorney

JEFFERSON COUNTY BOARD OF LEGISLATORS

Resolution No. _____

Appointing Representative to Cornell Cooperative Extension
Association of Jefferson County

By Legislator: _____

Resolved, That Carolyn D. Fitzpatrick be and is hereby reappointed to represent the Board of Legislators on the Board of Directors of the Cornell Cooperative Extension Association of Jefferson County for a term to expire December 31, 2019.

Seconded by Legislator: _____

State of New York)
) ss.:
County of Jefferson)

I, the undersigned, Clerk of the Board of Legislators of the County of Jefferson, New York, do hereby certify that I have compared the foregoing copy of Resolution No. _____ of the Board of Legislators of said County of Jefferson with the original thereof on file in my office and duly adopted by said Board at a meeting of said Board on the _____ day of _____, 20____ and that the same is a true and correct copy of such Resolution and the whole thereof.

In testimony whereof, I have hereunto set my hand and affixed the seal of said County this _____ day of _____, 20 ____.

Clerk of the Board of Legislators

JEFFERSON COUNTY BOARD OF LEGISLATORS

Resolution No. _____

Appointing Member to the Regional Fish and Wildlife Management Board

By Legislator: _____

Pursuant to Section 11-0501 of the Environmental Conservation Law, this Board hereby approves the following appointment by the Chairman of the Board of Legislators to the Regional Fish and Wildlife Management Board:

<u>Name</u>	<u>Term to Expire</u>
Burnie Haney, Sportsman Representative	12/31/19

Seconded by Legislator: _____

State of New York)
)
County of Jefferson)

I, the undersigned, Clerk of the Board of Legislators of the County of Jefferson, New York, do hereby certify that I have compared the foregoing copy of Resolution No. _____ of the Board of Legislators of said County of Jefferson with the original thereof on file in my office and duly adopted by said Board at a meeting of said Board on the _____ day of _____, 20____ and that the same is a true and correct copy of such Resolution and the whole thereof.

In testimony whereof, I have hereunto set my hand and affixed the seal of said County this _____ day of _____, 20 ____.

Clerk of the Board of Legislators

JEFFERSON COUNTY BOARD OF LEGISLATORS

Resolution No. _____

Appointing Member to Jefferson County Industrial Development Agency

By Legislator: _____

Whereas, The 1972 Legislature of the State of New York created the Jefferson County Industrial Development Agency.

Now, Therefore, Be It Resolved, That, Pursuant to Article 18a of the General Municipal Law, the Jefferson County Board of Legislators hereby appoints William W. Johnson to serve at the pleasure of the Board of Legislators, concurrent with his term as County Legislator, as a member of the Jefferson County Industrial Development Agency.

Seconded by Legislator: _____

State of New York)
) ss.:
County of Jefferson)

I, the undersigned, Clerk of the Board of Legislators of the County of Jefferson, New York, do hereby certify that I have compared the foregoing copy of Resolution No. _____ of the Board of Legislators of said County of Jefferson with the original thereof on file in my office and duly adopted by said Board at a meeting of said Board on the _____ day of _____, 20____ and that the same is a true and correct copy of such Resolution and the whole thereof.

In testimony whereof, I have hereunto set my hand and affixed the seal of said County this _____ day of _____, 20 ____.

Clerk of the Board of Legislators

JEFFERSON COUNTY BOARD OF LEGISLATORS

Resolution No. _____

Appointment to Jury Board

By Legislator: _____

Resolved, That, pursuant to Section 503 of the Judiciary Law, this Board hereby designates Jeremiah J. Maxon as a member of the County Jury Board for a term to expire December 31, 2019, and be it further

Resolved, That, the designation be filed in writing in the Office of the County Clerk.

Seconded by Legislator: _____

State of New York)
) ss.:
County of Jefferson)

I, the undersigned, Clerk of the Board of Legislators of the County of Jefferson, New York, do hereby certify that I have compared the foregoing copy of Resolution No. _____ of the Board of Legislators of said County of Jefferson with the original thereof on file in my office and duly adopted by said Board at a meeting of said Board on the _____ day of _____, 20____ and that the same is a true and correct copy of such Resolution and the whole thereof.

In testimony whereof, I have hereunto set my hand and affixed the seal of said County this _____ day of _____, 20 ____.

Clerk of the Board of Legislators

JEFFERSON COUNTY BOARD OF LEGISLATORS

Resolution No. _____

Reappointing Members to Soil & Water Conservation District Board of Directors

By Legislator: _____

Resolved, Pursuant to Section 7 of the Soil & Water Conservation Districts Law, the following individuals are hereby reappointed to the Soil & Water Conservation District Board for terms to expire as noted:

<u>Name</u>	<u>Term to Expire</u>
Michael Montigelli, Legislator	12/31/2018
John Peck, Legislator	12/31/2018

Seconded by Legislator: _____

State of New York)
)
County of Jefferson)

I, the undersigned, Clerk of the Board of Legislators of the County of Jefferson, New York, do hereby certify that I have compared the foregoing copy of Resolution No. _____ of the Board of Legislators of said County of Jefferson with the original thereof on file in my office and duly adopted by said Board at a meeting of said Board on the _____ day of _____, 20____ and that the same is a true and correct copy of such Resolution and the whole thereof.

In testimony whereof, I have hereunto set my hand and affixed the seal of said County this _____ day of _____, 20 ____.

Clerk of the Board of Legislators

JEFFERSON COUNTY BOARD OF LEGISLATORS
Resolution No. _____

Reappointing Members to the Watertown-Jefferson County Area Transportation Council

By Legislator: _____

Whereas, By Resolution No. 202 of 2014 this Board authorized an Amended Agreement with the New York State Department of Transportation and the City of Watertown to form the Watertown-Jefferson County Area Transportation Council (a/k/a Metropolitan Planning Organization {MPO}) and appointed members to the Council, and

Whereas, The initial term of the Amended Agreement is 4/1/14 - 3/31/16 and will be automatically renewed every two years, with provisions for amendments, and

Whereas, The Transportation Council was initially hosted by the NYSDOT, and is comprised of two members each appointed by the City of Watertown and Jefferson County, and three members from NYSDOT, and one member representing the remaining eight local governments within the MPO planning area selected by the MPO, and

Whereas, The terms of the Jefferson County members on the Council have expired.

Now, Therefore, Be It Resolved, That County Legislator John Peck and County Administrator Robert Hagemann be reappointed to the Watertown-Jefferson County Area Transportation Council for terms to expire on December 31, 2019.

Seconded by Legislator: _____

State of New York)
) ss.:
County of Jefferson)

I, the undersigned, Clerk of the Board of Legislators of the County of Jefferson, New York, do hereby certify that I have compared the foregoing copy of Resolution No. _____ of the Board of Legislators of said County of Jefferson with the original thereof on file in my office and duly adopted by said Board at a meeting of said Board on the _____ day of _____, 20____ and that the same is a true and correct copy of such Resolution and the whole thereof.

In testimony whereof, I have hereunto set my hand and affixed the seal of said County this _____ day of _____, 20____.

Clerk of the Board of Legislators

JEFFERSON COUNTY BOARD OF LEGISLATORS

Resolution No. _____

Approving Re-Appointments to the Sports Fishery Advisory Board

By Legislator: _____

Resolved, That, pursuant to Section 235 of the County Law and Resolution No. 87 of 2008, the following individuals are hereby re-appointed by the Chairman of this Board to the Sports Fishery Advisory Board for terms to expire December 31, 2019:

Mitch Franz	Lake Ontario Fishing Guide
Larry Rogers	Inland Waters
Hal Horton	Marina Owner
Burnie Haney	Inland Waters
Ken Carmon	Town of Alexandria
William Van Pernis	Inland Waters
Bill Saiff III	Town of Henderson

Non Voting Members

Gary DeYoung	Thousand Islands Regional Tourism Development Corp.
Russ McCullough	New York State Department of Conservation

Seconded by Legislator: _____

State of New York)
County of Jefferson)

I, the undersigned, Clerk of the Board of Legislators of the County of Jefferson, New York, do hereby certify that I have compared the foregoing copy of Resolution No. _____ of the Board of Legislators of said County of Jefferson with the original thereof on file in my office and duly adopted by said Board at a meeting of said Board on the _____ day of _____, 20____ and that the same is a true and correct copy of such Resolution and the whole thereof.

In testimony whereof, I have hereunto set my hand and affixed the seal of said County this _____ day of _____, 20 ____.

Clerk of the Board of Legislators

JEFFERSON COUNTY BOARD OF LEGISLATORS
Resolution No. _____

Amending the 2017 County Budget for Sales Tax Distribution

By Legislator: _____

Whereas, The 2017 County Budget must be amended to recognize additional sales tax for towns and the City of Watertown.

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

Increase:

Revenue		
01104500 91110	State Sales Tax	\$778,825.53
Expenditures		
01198500 04631	Distribution of Sales Tax	\$778,825.53

Seconded by Legislator: _____

State of New York)
) ss.:
County of Jefferson)

I, the undersigned, Clerk of the Board of Legislators of the County of Jefferson, New York, do hereby certify that I have compared the foregoing copy of Resolution No. _____ of the Board of Legislators of said County of Jefferson with the original thereof on file in my office and duly adopted by said Board at a meeting of said Board on the _____ day of _____, 20____ and that the same is a true and correct copy of such Resolution and the whole thereof.

In testimony whereof, I have hereunto set my hand and affixed the seal of said County this _____ day of _____, 20 ____.

Clerk of the Board of Legislators

JEFFERSON COUNTY BOARD OF LEGISLATORS

Resolution No. _____

Amending the Policy of the Jefferson County Board of Legislators in Regard to the
Abatement of Real Property and Other Taxation for Alternative Energy Projects.

By Legislator: _____

Whereas, This Board of Legislators enacted a policy statement for wind farm development, real property tax abatement and other taxation for alternative energy projects by Resolution 165 of 2016; and

Whereas, Review and application of the policy to date has lead to the possible interpretation that certain language in the policy is misleading and inaccurately limits the legal authority of the Board of Legislators and the County of Jefferson; and

Whereas, Amendment of the policy by deletion of the language struck out in the attached amended policy will remove any ambiguity as to the full range of authority of this Board with regard to taxation of alternative energy projects of less than 25MW.

Now, Therefore, Be It Resolved, That, the amended policy statement attached hereto be and hereby is adopted by the Jefferson County Board of Legislators as the policy of the County of Jefferson.

Seconded by Legislator: _____

State of New York)
) ss.:
County of Jefferson)

I, the undersigned, Clerk of the Board of Legislators of the County of Jefferson, New York, do hereby certify that I have compared the foregoing copy of Resolution No. _____ of the Board of Legislators of said County of Jefferson with the original thereof on file in my office and duly adopted by said Board at a meeting of said Board on the _____ day of _____, 20____ and that the same is a true and correct copy of such Resolution and the whole thereof.

In testimony whereof, I have hereunto set my hand and affixed the seal of said County this _____ day of _____, 20 ____.

Clerk of the Board of Legislators

Jefferson County Policy Statement on Wind Farm Development

Background

The interest by developers in the creation of commercial wind turbine generation farms in Jefferson County has seen a resurgence.

Currently in place in NY is Real Property Tax Law §487 which provides a fifteen year exemption from taxation of the incremental increase in value of real property created by the construction of solar, wind, or farm waste energy systems. All taxing jurisdiction have the right to opt out of this law and thereby eliminate the exemption.

Jurisdictions that do not opt out of §487 have the ability to require the owner of the property improved with a solar or wind system to enter into a payment in lieu of tax agreement with the taxing jurisdiction.

As an additional avenue, a developer has the right to seek from a NYS industrial development agency such as the Jefferson County IDA ("JCIDA"), an inducement resolution which could include a real property tax exemption and require the execution of a payment in lieu of tax agreement (a "PILOT").

County position on Real Property Tax Law Section 487

The County has analyzed its alternatives with regard to RPTL §487:

(a) to permit the statutory fifteen year exemption to remain in place and, in those situations where there is no alternative tax exemption route, compel developers of wind or solar generation facilities to negotiate and execute a Payment in Lieu of Tax Agreement ("PILOT") with the County, or,

(b) opt out of Section 487, thereby terminating the exemption for all solar, wind and farm waste systems.

Since commercial wind and solar system developers could still apply to the Jefferson County Industrial Development Agency for inducement as a project of the Agency, regardless of the

County's action on RPTL§ 487, it is appropriate to leave the exemption in place to assist in the development of facilities smaller in size than 25 MW. ~~for which projects the County would not demand the execution of a PILOT.~~ It is unlikely that those who would construct a solar, wind or other alternative energy generation system outside the context of a supplying a specific business would qualify for inducement by JCIDA. Therefore, the County has determined that it will (a) not opt out of §487 but require the execution of a PILOT for any project in excess of 25MW which PILOT will require annual payments comparable to the real property taxes that would be payable to the County if the facility was not tax exempt and (b) inform the Jefferson County IDA of the county's position on the level of payments it is seeking under a JCIDA PILOT.

Tax Treatment of Wind Farms

As a source of alternative energy, the County is not necessarily opposed to development of commercial solar or wind farms, but believes, the impacts and burdens placed on the community by such projects outweigh the benefits received by the community and that there is no justification for any reduction in the real property tax burden. The County does not support the assumption that the economic benefits to the region justify a reduction in the real property tax burden based upon the argument that any tax realized from development is better than no increase in development or tax revenue.

The County cannot support these projects simply because they provide renewable energy generation and will create construction jobs. While there may be a significant number of construction jobs, there is no guaranty that those jobs will be filled by County residents. The construction employment may provide income to various local businesses, but that cash flow will abate as soon as construction is completed. There is no long term benefit for the community that justifies granting the sales tax relief and the long term real property tax abatements being sought by developers.

Wind or Solar Farm PILOT Agreements

The County believes that a PILOT for commercial solar and wind farms in excess of 25 MW should require an annual payment to the County in an amount equal to that which would have been received by the County in the absence of an exemption. In reaching this conclusion, the County has based its determination on a series of factors which include:

- a. The impact of the NYS tax cap legislation on the County with the value of the proposed development eliminated from the calculation of the growth factor because of the PILOT exemption.
- b. The lack of permanent payroll and/or permanent jobs created.
- c. The potential decrease in fair market value of properties within the impacted area and the viewing zone; and, in turn, the impact that those changes in fair market value will have on the tax levy and the tax rate for all impacted taxpayers.
- d. The lack of secondary jobs created by the project.
- e. Impacts associated with noise and visualization of a project which may be a basis for varying treatment of solar versus wind farms.

Request of the Jefferson County IDA

The County is calling upon the JCIDA to draft, adopt and thereafter follow a modification to its Uniform Tax Exemption Policy that:

- a. Provides for annual PILOT payments to the County in an amount equal to that which the County would have received in real property taxes in the absence of an exemption. This assumes that the IDA will establish a per MW PILOT payment schedule at a level sufficient to fulfill the requests of all of the impacted taxing jurisdictions taking into account the County's requirement and undertake the process to obtain the consent of the other impacted taxing jurisdictions should the County's request require a disbursement of the total PILOT payment which is not proportionate

to the relative tax rates of the impacted taxing jurisdictions.

- b. Includes an obligation to provide security for the decommissioning of the facilities constructed. The decommissioning obligation should be secured by a bond or letter of credit because most single purpose entities created to own winds farms have no assets other than those of a particular project.

(amended February, 2018).

JEFFERSON COUNTY BOARD OF LEGISLATORS

Resolution No. _____

Reappropriating Funds from Various Unspent Grants Relative to the Fire and Emergency Management Department and Amending the 2018 County Budget in Relation Thereto

By Legislator: _____

Whereas, Jefferson County, through its Fire and Emergency Management Department, has received and recognized various grants in 2015, 2016 and 2017 which have not been fully expended, and

Whereas, Said Grants and their remaining unspent amounts include the FY2015 Hazmat grant, the FY2016 Hazmat grant, FY16 State Homeland Security Program (SHSP) grant, FY16 Emergency Management Performance (EMPG) grant, and FY2017 State Homeland Security Program (SHSP) grant, and

Whereas, Said funds must be reappropriated and placed in the appropriate expenditure lines.

Now, Therefore, Be It Resolved, That the 2018 County Budget is amended as follows:

Increase:

Expenditures:

01341400 01100	Personal Services	\$ 48,253.00
01341400 02300	Technical Equipment	88,322.08
01341400 04111	Trackable Durable Items	97,649.87
01341400 04115	Telephone	8,471.00
01341400 04118	Computer Hardware	10,000.00
01341400 04119	Computer Software	10,000.00
01341400 04428	Public Safety Services - Other Govt's	13,000.00
01341400 04514	Uniforms & Clothing	4,785.00
01341400 04585	Operating Supplies	1,703.32

Appropriated Fund Balance:

01000000 30599	Appropriated Fund Balance	\$282,184.27
----------------	---------------------------	--------------

Seconded by Legislator: _____

JEFFERSON COUNTY BOARD OF LEGISLATORS
Resolution No. _____

Authorizing Agreement with Indian River School District
for School Resource Officer

By Legislator: _____

Whereas, The Indian River School District has expressed an interest in having a School Resource Officer deployed to it with the understanding that there will be no cost to the County and the School District will indemnify and hold harmless the County, and

Whereas, The Jefferson County Sheriff's Office has negotiated and agreed to provide this service to the Indian River School District, for the period of January 1, 2018 - December 31, 2020.

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement with the Indian River School District for the period of January 1, 2018 - December 31, 2020 for the provision of a School Resource Officer, and be it further

Resolved, That the Indian River School District agrees to fund 100% of all of the program costs, including but not limited to salary, benefits, equipment, training, overtime and supplies, and be it further

Resolved, That the Chairman of the Board be and is hereby authorized and directed to execute a Memorandum of Agreement with the Indian River School District as outlined above on behalf of the County of Jefferson with the approval of the County Attorney as to form and content.

Seconded by Legislator: _____

State of New York)
) ss.:
County of Jefferson)

I, the undersigned, Clerk of the Board of Legislators of the County of Jefferson, New York, do hereby certify that I have compared the foregoing copy of Resolution No. _____ of the Board of Legislators of said County of Jefferson with the original thereof on file in my office and duly adopted by said Board at a meeting of said Board on the _____ day of _____, 20____ and that the same is a true and correct copy of such Resolution and the whole thereof.

In testimony whereof, I have hereunto set my hand and affixed the seal of said County this _____ day of _____, 20 ____.

Clerk of the Board of Legislators

STATEMENT OF COUNTY CLERK FEES RECEIVED

I, Gizelle J. Meeks, County Clerk of Jefferson County, New York, do hereby report the receipts of the Jefferson County Clerk's Office for the Month of **DECEMBER 1, 2017 THROUGH DECEMBER 31, 2017** as follows:

MOTOR VEHICLE FEES

CC06	MV Ret	\$	50,629.07	*
CC05	Sales Tax Ret	\$	535.50	
CC05	FS-6 Ret	\$	621.00	
Total		\$	51,785.57	

COURT RECORD FEES

CC08	Index Fees	\$	3,675.00
CC5Q	County Court Fines	\$	-
CC08	Misc.		\$0.00
Total		\$	3,675.00

LAND RECORDS FEES

CC07	Recording Fees	\$	47,187.70
CC07	Filing Fees	\$	1,597.00
CC07	Passport Fes	\$	900.00
CC07	Photo Fees	\$	420.00
CC07	RETT	\$	341.00
CC07	RP5217 Ret	\$	2,610.00
CC07	Notary Ret	\$	380.00
CC07	NY Ed. Ret/RM	\$	1,050.00
CC07	UCC's	\$	880.00
CC07	Misc	\$	393.00
CC07	Cover Page Fee	\$	4,515.00
CC07	Overages	\$	108.62
CC07	Copy Fees	\$	2,429.65
CC07	Interest	\$	2.45
CC07	E-Subscription	\$	3,759.00
Total		\$	66,573.42

MORTGAGE TAX FEES

CC07	Expense	\$	0.24
CC07	Interest	\$	29,083.00
Total		\$	29,083.24

FEES COLLECTED FOR OTHER DEPARTMENTS

TR50	Stop DWI	\$	3,250.00
TT61	Deposit/Court		
Total		\$	3,250.00

CC07	Interest	\$	2.45	\$ 2.16	Gen. Int.	\$	0.29	DMV Int.
------	----------	----	------	---------	-----------	----	------	----------

TOTAL BY ACCOUNTS

CC05	\$	1,156.50
CC06	\$	50,629.07
CC07	\$	95,656.66
CC08	\$	3,675.00
CC50	\$	-
TR50	\$	3,250.00
TT61	\$	-
TOTAL	\$	154,367.23

*DMV Online Revenue November 17 - \$ 4,826.16

\$ (3,768.05) CREDIT CARD TRANSACTIONS

RECEIVED FROM GIZELLE J. MEEKS, JEFFERSON COUNTY CLERK THE SUM OF **\$ 150,599.18**
BEING JEFFERSON COUNTY FEES FOR THE MONTH OF **DECEMBER 2017**.

1/5/18

DATE

Doreen L. Kimball

JEFFERSON COUNTY TREASURER/DEPUTY