

## **REGULAR SESSION**

**TUESDAY, MARCH 1, 2016**

Chairman Gray called the meeting to order at 7:00 p.m.

### **ROLL CALL OF MEMBERS**

All members present except Legislators Drake and Jareo.

### **PRIVILEGE OF THE FLOOR**

Don Metzger, a 40 year resident and 54 year part owner of a small business in Jefferson County expressed deep concern for the renewed interest of the foreign developer, Iberdrola, in siting a commercial, industrial wind project that will affect the towns of Clayton, Brownville, Orleans and Lyme. He said a similar project divided the town of Cape Vincent a number of years ago. He thanked the Board for previously taking a stand against the Galloo Island Wind Project saying that the efficacy of wind power has not been proven and the developers tend to overstate the power they will generate and understate the cost of the project. He encouraged legislators to vote against any portion of the project if it comes before them.

Cindy Grant, 12610 House Rd, Clayton, also spoke against wind project developer Iberdrola and their development of a project affecting the towns of Clayton, Orleans, Brownville and Lyme. She stated that it appears the project is larger and will have towers that are taller than previously proposed and at least 30 land owners will be affected. She invited Board members to visit [www.wiseenergy.org](http://www.wiseenergy.org) or [www.wind-watch.org](http://www.wind-watch.org) or contact her for more information.

### **READING OF MINUTES OF LAST MEETING**

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

### **PETITIONS, NOTICES AND COMMUNICATIONS**

A thank you note from family of former Board of Supervisors member James Brett was received for the Board's kind expression of sympathy in memory of his passing.

Correspondence was received from New York State Agriculture and Markets Commissioner Richard A. Ball that the Jefferson County Agricultural District No. 2 renewal plan with modifications has been approved as submitted with Board Resolution No. 226 of 2015.

The resolutions from the New York State Association of Counties (NYSAC) 2016 Legislative Conference in Albany were received.

Many notes from young children, teenagers and adults who are all patrons of the Flower

Memorial Library were received in support of the library and emphasizing its importance to the community.

## **REPORTS OF STANDING COMMITTEES**

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

The Finance & Rules Committee reported favorably on legislators' expenses.

## **REPORTS OF COUNTY OFFICERS AND OTHERS**

The County Auditor provided a report on erroneous assessments for February, 2016.

## **LOCAL LAWS, RESOLUTIONS AND MOTIONS**

### **Resolution No. 82**

#### **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 \$ 5,938.18 we have allowed:

Legislator Expense:	\$ 5,938.18
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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. 83**

#### **Amending the 2015 County Budget Relative to Interest Earned on Unspent Bond Proceeds**

By Legislator: Daniel R. McBride

Whereas, Pursuant to Resolution 203 of 2013 and Resolution 99 of 2015, the County issued \$7,000,000 Public Improvement (Serial) Bonds on June 3, 2015, primarily for the purpose of the new Jefferson Community College Collaborative Learning Center, and

Whereas, Bond issue funds are allocated to the Capital Projects Fund until spent for project

expenditures, and unspent bond proceeds have generated interest revenue in the Capital Projects Fund, and

Whereas, When bond proceeds earmarked for a specific project earn interest revenue, said revenue is required to be spent to reduce the associated debt service for the project, and

Whereas, It is necessary to recognize interest earned on unspent Bond proceeds in the Capital Fund and transfer the interest to the Debt Service Fund to be earmarked for debt service payments on the debt issue.

Now, Therefore, Be It Resolved, That the 2015 County Budget is hereby amended as follows:

**Increase:**

Revenue		
20900600 92401	Capital Interest & Earnings	\$657.44
Debt Service		
55971000 06010	JCC Collab Learning Bond	657.44
Transfers		
20990200 09003	Transfer to Debt Service Fund	657.44
55915000 95031	Transfer from Capital Fund	657.44

Seconded by Legislator: William W. Johnson

**Roll Call Vote**

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

Absent: Jareo, Drake

Resolution passed.

**Resolution No. 84**

**Support for Base Aid Increase for Jefferson Community College**

By Legislator: Michael J. Docteur

Whereas, Chancellor Zimpher of the State University of New York, with the support of the State University of New York Board of Trustees, has launched an advocacy plan across the State to “Stand Up for SUNY”, and

Whereas, Included in this “Stand Up for SUNY” initiative, is a request to increase base aid support for our community colleges in 2016-2017 by \$285/FTE, and

Whereas, The SUNY Board of Trustees, CUNY and SUNY Presidents’ Associations, Community College Trustees Association, SUNY Faculty Council, and others have expressed their support for this advocacy plan, and

Whereas, Recent base aid increases have not kept pace with ongoing increased costs of Jefferson Community College’s basic operations in spite of substantial staff and other operational reductions in recent years, and

Whereas, Jefferson Community College’s current (2015-2016) base aid, in spite of recent State increases, remains \$78/FTE lower than it was five years ago and has not kept pace with mandated increases in health insurance and many other contractual obligations, and

Whereas, State support for community college operating budgets, currently at approximately 26 percent for Jefferson Community College, is far below 1/3 of our operating costs or 40 percent for those with full opportunity access that all SUNY community colleges have embraced for decades (see Education Law Article 26, Section 6304), and

Whereas, As the sponsor of Jefferson Community College, we find it difficult to support our community college to the extent that we would like due to the limitations imposed by the property tax cap and other financial costs associated with State and Federal mandates, and

Whereas, We recognize that Jefferson Community College is a vital part of the overall economic and workforce development of our community, and

Whereas, Our ability to continue to attract and grow business in our community is dependent on an educated and qualified workforce which is provided in large part by the services of Jefferson Community College, and

Whereas, All these circumstances for our SUNY community colleges and their respective county sponsors are similar throughout the SUNY system.

Now, Therefore, Be It Resolved, That for all of these reasons, the Jefferson County Legislature requests the New York State Legislature and Governor Cuomo support a \$285/FTE base aid increase for SUNY’s community colleges.

Seconded by Legislator: James A. Nabwyaniec

All members present voted aye.

## **Resolution No. 85**

### **Authorizing Payment in Lieu of Taxes Agreement Relative to**

## **Watertown Industrial Center Local Development Corporation**

By Legislator: James A. Nabywaniec

Whereas, The Jefferson County Industrial Development Agency (the “Agency”) was created by Chapter 369 of the Laws of 1971 of the State of New York pursuant to Title 1 of Article 18-A of the General Municipal Law of the State of New York (collectively, the “Act”), and

Whereas, The Agency has acquired by Deed from the Watertown Industrial Center Local Development Corporation (the “Company”), facilities known as buildings A, B, C, and D (the “Facility”) on land located at 800 Starbuck Avenue, Watertown, New York (Tax Map Parcel No. 4-09-102.004) (the “Land”), in the City of Watertown, County of Jefferson, New York, as more particularly described in the PILOT Agreement, and

Whereas, The Agency has leased the Facility to the Company pursuant to a Lease Agreement dated September 21, 1995 which Lease Agreement terminates on March 31, 2016, and

Whereas, Both the Agency and the Company wish to renew that Lease Agreement for an additional period of ten (10) years ending on March 31, 2026 pursuant to an Amendment to the Lease Agreement, and

Whereas, The Company’s primary purpose is to sub-lease portions of the Facility to small or start-up businesses. As many of these businesses have grown, they have either taken more space in the Facility or gone outside of the Facility and built their own building. At the present time, these companies employ over 180 people, and

Whereas, Pursuant to Section 874(1) of the Act, and Section 412(A) of the Real Property Tax Law of the State of New York, the Agency is exempt from the payment of taxes and assessments imposed upon real property and improvements owned by it other than special ad valorem levies, special assessments and services charges against real property located in Jefferson County which are or may be imposed for special improvements or special district improvements, and

Whereas, The County of Jefferson has determined that to renew the Lease Agreement for an additional ten (10) years ending March 31, 2026, is in the best interest of the County and deems it appropriate for the Agency to enter into a Payment in Lieu of Taxes Agreement making provision for payments in lieu of taxes by the Company to the Agency for the benefit of the respective Taxing Jurisdictions within which the property is located in substantially the same form as presented at this meeting, and

Whereas, The Agency’s *Uniform Tax Exempt Policy* requires that the consent of all Taxing Jurisdictions are required before it can enter into any Payment in Lieu of Taxes Agreement.

Now, Therefore, Be It Resolved, That Jefferson County hereby consents to the Agency entering into a Payment in Lieu of Taxes Agreement with the Watertown Industrial Center Local Development Corporation in substantially the same form as presented at this meeting and which

is attached to this resolution as Exhibit “A”.

Seconded by Legislator: Michael J. Docteur

(Exhibit “A”) is included as an Addendum to minutes.

Legislator Peck stated that this is a much better PILOT agreement than what was initially proposed last year, as it is now a living document that allows payments to be adjusted according to what is going on at the site.

Legislator Doldo asked for clarification as he understands that when the space is not occupied the tax break is in effect, but occupied space is taxed. Chairman Gray confirmed that was the case.

All members present voted aye.

### **Resolution No. 86**

#### **Concurring in Settlement of Tax Certiorari Proceedings and Authorizing Refund of Taxes in Connection Therewith (Erie Boulevard Hydropower, L.P.)**

By Legislator: James A. Nabywaniec

Whereas, Pursuant to Article 7 of the Real Property Tax Law, Erie Boulevard Hydropower, L.P., commenced court proceedings to obtain reductions of the assessed valuation of property in the Town of Rutland, and

Whereas, The Town of Rutland has reached a settlement of the proceedings with regard to tax map parcel nos. 10.00-1-7.1, 14.00-4-38 and 14.00-4-39, with proposed assessed values as follows:

<u>Tax Year</u>	<u>Original Assessment</u>	<u>Reduced Assessment</u>
10.00-1-7.1		
2012	\$560,700	\$532,665
2013	\$560,700	\$532,665
2014	\$560,700	\$532,665
2015	\$560,700	\$532,665
14.00-4-38		
2012	\$124,000	\$117,800
2013	\$124,000	\$117,800
2014	\$124,000	\$117,800
2015	\$124,000	\$117,800

14.00-4-39

2012	\$3,415,700	\$3,244,915
2013	\$3,415,700	\$3,244,915
2014	\$3,415,700	\$3,244,915
2015	\$3,415,700	\$3,244,915

Whereas, The amount of the refund exceeds the authorization of the County Auditor and Treasurer to pay refunds of up to \$5,000.00 without the approval of the Board of Legislators.

Now, Therefore, Be It Resolved, That Jefferson County concurs in the settlements as outlined herein above, and be it further

Resolved, That the County Treasurer is hereby authorized and directed to make appropriate refund (\$10,834.25) and to charge back the taxing jurisdiction in accordance with the settlement and Real Property Tax Law § 727.

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

#### **Resolution No. 87**

#### **Authorizing Sale of a Parcel of Tax Foreclosed Property to the Village of Antwerp**

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 Antwerp, identified as Parcel No. 36.40-2-41 in the Town of Antwerp with a street address of Main Street, due to tax foreclosure proceedings, and

Whereas, The parcel is vacant and located at the corner of a prominent intersection of the community, and

Whereas, The Village of Antwerp is interested in acquiring the parcel in order to secure and maintain the premises in good order, and

Whereas, It appears that the property is of limited market value, it is the intent of this Board to assist the Village of Antwerp in acquiring title to the parcel.

Now, Therefore, Be it Resolved, That the parcel shall be sold to the Village of Antwerp for the sum of \$1.00 plus any profit realized by the Village through sale of the parcel up to the amount of delinquent taxes due Jefferson County at the time of foreclosure in the event the Village sells the property in the future, 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: James A. Nabywaniec

All members present voted aye.

#### **Resolution No. 88**

#### **Re-Appropriating Funds from the Unspent U.S. DOT Small Air Service Development Marketing Grant Relative to the Watertown International Airport and Amending the 2016 County Budget in Relation Thereto**

By Legislator: Patrick R. Jareo

Whereas, Pursuant to Resolutions 64 and 81 of 2015, This Board of Legislators accepted a grant from The U.S. Department of Transportation (DOT) as part of the Small Community Air Service Air Development Program and authorized an agreement with U.S. DOT and Sixel Consulting Group, and

Whereas, There remain unspent grant funds that must be re-appropriated for 2016.

Now, Therefore, Be It Resolved, That the 2016 County Budget is amended as follows:

#### **Increase:**

##### **Revenue**

01000000 30599	Appropriated Fund Balance	\$ 178,000
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##### **Expenditure**

01561000 04415	Advertising	\$ 123,000
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01561000 04416	Professional Fees	\$ 55,000
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Seconded by Legislator: James A. Nabywaniec

#### **Roll Call Vote**

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

Absent: Drake, Jareo

Resolution passed.

#### **Resolution No. 89**

#### **Authorizing Shared Services Agreement with NYS Department of Transportation**



## **in Relation to Transportation Emergencies**

By Legislator: Robert D. Ferris

Whereas, It would be in the interest of Jefferson County to enter into a shared services agreement with the NYS Department of Transportation in which they would provide assistance to emergency needs that affect the counties transportation system in the absence of a Governor's Emergency Declaration and/or suspension of Highway Law §55, and

Whereas, The County Superintendent of Highways is in receipt of a Shared Services Agreement from the New York State Department of Transportation.

Now, Therefore, Be It Resolved, That Jefferson County enter into such agreement with the NYS Department of Transportation for the period March 1, 2016 through February 28, 2017, and be it further

Resolved, That the Chairman of the Board of Legislators and the Superintendent of Highways be and are hereby authorized to execute such agreement, and any subsequent extensions of such agreement under the same terms and conditions, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

## **Resolution No. 90**

### **Authorizing the Purchase of Real Property Pursuant to Section 118 of the Highway Law in Connection with the Reconstruction of Culvert T016 on County Route 156 (Jacobs Creek)**

By Legislator: Patrick R. Jareo

Whereas, Culvert T016 on County Route 156 spanning Jacobs Creek is a stone arch bridge in need of repair and widening, and

Whereas, Said project will include both road widening and realignment for safety improvements and construction is planned to commence in the 2016 construction season, and

Whereas, In order to widen and realign the road, the right of way must be altered requiring the acquisition of certain real property, necessitating the demolition of an existing structure, and

Whereas, Pursuant to Highway Law section 118 the County Board of Legislators must approve the acquisition of real property purchased for highway right of way purposes, and

Whereas, The Current owners of the real property to be purchased, Greg and Cynthia Steiner,

have agreed to a purchase price of \$15,000 for the real property identified on the attached maps and descriptions as Map No. 1- Parcel 1 and Map No. 3- Parcel 6.

Now, Therefore, Be it Resolved, That the Board of Legislators hereby authorizes the purchase of real property described in the attached Exhibits for the sum of Fifteen Thousand and 00/100 dollars (\$15,000.00) and further directs the Chairman of the Board to execute a contract of purchase and sale and any other documents necessary to complete the transaction, subject to the approval of the County Attorney as to form and content.

Seconded by Legislator: Jeremiah J. Maxon

All members present voted aye.

### **Resolution No. 91**

#### **Authorizing a Memorandum of Understanding with the New York State Department of Homeland Security and Emergency Services (DHSES) for Storage, Maintenance, and Deployment of State-owned Fire Suppression Foam Equipment**

By Legislator: Patrick R. Jareo

Whereas, New York State has formed the NYS Foam Task Force to support and supplement existing foam capabilities to assure that trained personnel and the appropriate equipment is available related to the shipments of volatile crude on local transportation corridors, and

Whereas, The NYS DHSES, Office of Fire Prevention and Control (OFPC), has acquired foam trailers, equipment and supplies and pre-positioned such equipment at strategic locations with participating agencies that herein agree to support the efforts of the Task Force, and

Whereas, The State wishes to loan the storage, maintenance, and deployment of these units to the affected counties, and

Whereas, Such equipment will be beneficial to the emergency response efforts of Jefferson County and the deployment to other NYS counties under the direction of OFPC.

Now, Therefore, Be It Resolved, That Jefferson County enter into a Memorandum of Understanding with the New York State Department of Homeland Security for the purposes of using and maintaining a fire fighting foam trailer, equipment and supplies, and be it further

Resolved, That the term of such agreement shall become effective immediately and shall remain in full force for two years and may be extended for an additional two year period upon mutual agreement between the parties, and be it further

Resolved, That the Chairman of the Board of Legislators and the County Director of Fire and Emergency Management Services be and are hereby authorized to execute said agreement on

behalf of Jefferson County, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: Robert D. Ferris

All members present voted aye.

#### **Resolution No. 92**

##### **Authorizing Appointment and Re-Appointments to Fire Advisory Board & EMS Advisory Board**

By Legislator: Robert D. Ferris

Resolved, That, pursuant to Section 225-a of the County Law and Resolution No. 158 of 2014, the following individuals are hereby appointed or reappointed to the Fire Advisory Board and the EMS Advisory Board for terms to expire on 12/31/2017:

Anthony Doldo	Legislator
William Johnson	Legislator
Philip Reed	Legislator
Gerard Adams	General Public
Lawrence Girard	EMS
Joseph Goss	General Public
William Griffith	General Public
Gerald Kostyk	Fire Service
Kathleen LaClair	General Public
James McLane	EMS
Matthew Maynard	General Public
Steven Mott	Fire Service
David Sherman	EMS
Robert Simpson	Fire Service
Debbie Singleton	EMS
Justin Taylor	Fire Service
Barry Waite	Fire Service
Thomas Zecher	EMS

Seconded by Legislator: Jeremiah J. Maxon

All members present voted aye.

#### **Resolution No. 93**

##### **Authorizing Agreements for The Governor's Traffic Safety Committee's Stop-DWI Crackdown Enforcement Grant and Amending the 2016 County Budget in Relation Thereto**

By Legislator: Jeremiah J. Maxon

Whereas, The New York State Stop-DWI Foundation has successfully coordinated and obtained Stop-DWI Crackdown Enforcement Grants for 40 counties throughout the state, and

Whereas, Jefferson County's grant is for \$20,788.71, 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 2016 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 2016 County Budget is amended as follows:

**Increase:**

Revenue:

01331500 94389	Federal Aid Criminal Justice	\$20,788.71
01311000 92614	Stop DWI Svcs Sheriff	9,257.94

Expenditure:

01311000 01300	Overtime	\$ 9,257.94
01331500 04428	Public Safety Svcs. - Other Govt	11,530.77
01331500 04414	Supporting Services	9,257.94

Seconded by Legislator: Robert D. Ferris

Roll Call Vote

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

Absent: Drake, Jareo

Resolution passed.

**Resolution No. 94**

**Reappropriating Funds from Various Unspent Grants Relative to the Sheriff's**

## Department and Amending the 2016 County Budget in Relation Thereto

By Legislator: James A. Nabywaniec

Whereas, Jefferson County, through its Sheriff's Department, has received and recognized various grants in 2014 and 2015 which have not been fully expended, and

Whereas, Said Grants and their remaining unspent amounts include the FY14 LETTP grant (\$8,540), FY15 LETPP grant (\$32,500), FY14 Operation Stonegarden Program grant (\$62,031.15), NYS Governor's Traffic Safety Committee Child Passenger Safety Program grant (\$9,000), NYS Governor's Traffic Safety Committee Police Traffic Services Program grant (\$9,600), NYS DCJS Byrne grant (\$30,000), for a grant total of \$151,671.15, and

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

Now, Therefore, Be It Resolved, That the 2016 County Budget is amended as follows:

### **Increase:**

Revenue		
01000000 30599	Appropriated Fund Balance	\$ 151,671.15

### Expenditures:

01311000 01300	Overtime	\$ 16,320.00
01311000 02101	Computer Equipment	1,600.00
01311000 04110	Office Expense	2,400.00
01311000 04117	Printing	1,000.00
01311000 04119	Computer Software	1,000.00
01311000 04313	Travel	3,300.00
01311000 04416	Professional Fees	2,500.00
01311000 04514	Uniforms and Clothing	400.00
01311000 04585	Operating Supplies	17,900.00
01311000 04613	Training	500.00
01311000 08010	State Retirement	797.83
01311000 08030	Social Security	667.97
01311000 08040	Workers Compensation	214.20
01311400 01300	Overtime	15,120.46
01311400 02300	Technical Equipment	35,811.00
01311400 02401	Automotive Equipment	7,000.00
01311400 041144	Communication Maintenance	34,040.00
01311400 043101	Internal Fleet Expense	941.31
01311400 04311	Gasoline and Oil	470.59
01311400 04414	Supporting Services	5,000.00
01311400 08010	State Retirement	2,226.23
01311400 08030	Social Security	1,863.87

Seconded by Legislator: Robert D. Ferris

Legislator Maxon expressed opposition to this resolution as it relates to the Operation Stonegarden grant portion, realizing that funds are only being reappropriated. Because Jefferson County has an international border the Sheriff's Office does have a role to play in defending against terrorism. He felt that even with technology rapidly moving forward and dangerous ideologies that threaten our way of life on the rise, it is not appropriate to let our rights slip away in the name of preserving safety. To that end he cited abuse by federal employees regarding individual rights related to the 1<sup>st</sup>, 4<sup>th</sup> and 5<sup>th</sup> Amendments under the Operation Stonegarden program, and commended Sheriff O'Neill in her administration of this program in Jefferson County and minimizing the potential for abuse. Because of the cited abuse of the program he would also not be supporting Resolution No. 96 and urged legislators to do the same.

Chairman Gray advised that this resolution was forwarded by the General Services Committee with a negative recommendation and was approved by the Finance & Rules Committee with an affirmative vote.

#### Roll Call Vote

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

Nays: Maxon

Absent: Drake, Jareo

Resolution passed.

### **Resolution No. 95**

#### **Amending the 2016 County Budget to Recognize Insurance Recovery and Allocating Same in Sheriff's Department Budget**

By Legislator: Robert D. Ferris

Whereas, The Sheriff's Department has received insurance settlement checks in the amount of \$1,784.90 and \$1,532.10 for damage to patrol units, and has requested that the settlements be used to supplement the external fleet expense line to pay for needed repairs.

Now, Therefore, Be It Resolved, That the 2016 County Budget is hereby amended as follows:

#### **Increase:**

01311000 043102	External Fleet Expense	\$ 3,317.00
01311000 92680	Insurance Recoveries	\$ 3,317.00

Seconded by Legislator: Patrick R. Jareo

Roll Call Vote

Ayes: Peck, Ferris, Docteur, Doldo, Montigelli, Johnson, Fitzpatrick, McBride, Reed, Nabywanied, Adsit, Maxon, Gray

Absent: Drake, Jareo

Resolution passed.

### **Resolution No. 96**

#### **Authorizing FY 2015 Operation Stonegarden Grant Agreement and Amending the 2016 County Budget in Relation Thereto**

By Legislator: Robert D. Ferris

Whereas, The Sheriff's Department has been awarded a \$82,364 FY15 Operation Stonegarden Program Grant (CFDA 97.067) from the New York State Office of Homeland Security (NYSOHS) for the purpose of increasing security at the border, and

Whereas, Said funds will be used for border security operations and provide for overtime payments for various details of the Sheriff's Department, New York State Police and New York State Park Police, and

Whereas, Said grant requires an agreement with the NYSOHS, and possibly with other involved police agencies, and

Whereas, The 2016 County Budget must be amended to recognize the revenue and appropriate it to expenditure accounts.

Now, Therefore, Be It Resolved, That this Board of Legislators enter into an agreement with the New York State Office of Homeland Security to accept the grant as described above, as well as any other agreements with involved police agencies necessary for the grant's programs and that the Chairman of the Board be and is hereby authorized and directed to execute said agreements on behalf of Jefferson County, subject to the review and approval of the County Attorney, and be it further

Resolved, that the 2016 County Budget is hereby amended as follows:

**Increase:**

Revenue:

01311000 943201	Federal Aid Other Public Safety	\$ 82,364.00
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Expenditures:

01311400 01300	Operation Stonegarden Overtime	\$ 10,000.00
01311400 02300	Operation Stonegarden Technical Equipment	55,930.25
01311400 043101	Operation Stonegarden Internal Fleet Expense	924.87
01311400 04311	Operation Stonegarden Gasoline & Oil	462.37
01311400 04414	Operation Stonegarden Supporting Services	10,746.51
01311400 08010	Operation Stonegarden Retirement	2,042.07
01311400 08030	Operation Stonegarden Social Security	1,709.68
01311400 08040	Operation Stonegarden Workers Comp.	548.25

Seconded by Legislator: James A. Nabywaniec

Chairman Gray noted that this resolution was also forwarded by the General Services Committee with a negative recommendation and approved by the Finance & Rules Committee with an affirmative vote.

Roll Call Vote

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

Nays: Maxon

Absent: Drake, Jareo

Resolution passed.

**Resolution No. 97**

**Authorizing Agreement with the NYS Unified Court System  
for Cleaning and Maintenance of Court Facilities**

By Legislator: Robert D Ferris

Whereas, Counties are required by law to furnish and maintain adequate court facilities for use by State Courts, and

Whereas, Pursuant to Chapter 686 of the Laws of 1996, New York State was designated with fiscal responsibility for managing interior cleaning and minor repairs within court facilities, and required to contract with counties for such maintenance, and



Whereas, Pursuant to Resolution 264 of 2013, Jefferson County entered into an agreement with the NYS Unified Court System for the provision of cleaning and maintenance services to the local courts during the period April 1, 2013 through March 31, 2018 in consideration of reimbursement by the NYS Unified Court System to the County for actual costs for cleaning and maintenance, and

Whereas, The maximum compensation for the 2015-2016 period shall be \$182,402.

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement with the NYS Unified Court System for the provision of cleaning and maintenance services to the local courts for the period April 1, 2015 through March 31, 2016 in consideration of reimbursement by the NYS Unified Court System to the County for actual costs for cleaning and maintenance in the amount of \$182,402, and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby authorized and directed to execute such agreement on behalf of Jefferson County, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: Jeremiah J. Maxon

All members present voted aye.

#### **Resolution No. 98**

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

By Legislator: Robert D. Ferris

Resolved, That the compensation to be paid during 2016-2017 to temporary Veterinarians employed in connection with the County Rabies Vaccination Clinic shall be \$67.50 per hour.

Seconded by Legislator: Michael J. Docteur

Resolution passed.

#### **Resolution No. 99**

##### **Authorizing Three Year Agreement with Erie County Department of Health for Toxicology Testing Services**

By Legislator: Jeremiah J. Maxon

Whereas, Pursuant to Resolution 276 of 2014, Jefferson County entered into an agreement with Erie County Department of Health Medical Examiner's Forensic Toxicology Laboratory for

providing toxicology blood, urine and organ analyses to the Jefferson County Medical Examiner Program for a blended charge of \$345 per test, and

Whereas, The executed contract is for three years and both parties agreed to that term, and

Whereas, It is necessary to amend the previous resolution to reflect a three year agreement instead of a two year agreement as referenced in Resolution 276 of 2014.

Now, Therefore, Be It Resolved, That Jefferson County amends Resolution 276 of 2014 with the Erie County Health Department Medical Examiner Forensic Toxicology Laboratory to recognize a three year agreement through December 31, 2017.

Seconded by Legislator: Robert D. Ferris

All members present voted aye.

### **Resolution No. 100**

#### **Authorizing Amended Agreement for Home Health Care Services to Public Health in Relation to NYS Department of Health (NYSDOH) Workforce Development Funding**

By Legislator: Robert D. Ferris

Whereas, Pursuant to Workforce Recruitment and Retention legislation passed in the 2002-2003 to 2015 State Budgets, Public Health has received \$2,275,951 through December 2015 in additional Medicaid funding for the purpose of recruiting and training non-supervisory home health care service workers with direct patient care responsibility, and

Whereas, Public Health identified a need for the three Licensed Home Care Service Agencies it contracted with to develop enhanced paraprofessional recruitment and retention programming, and previously recommended utilizing a portion of the funds for that purpose, and

Whereas, It is again necessary to modify agreements to award estimated amounts for such NYSDOH Workforce Development funding for the period January 1, 2015 through December 31, 2015.

Now, Therefore, Be It Resolved, That Jefferson County enter into amended supplemental home health care service reimbursement to reflect the award of NYSDOH Workforce Development funding, with \$12,165 to be paid out of 2015 budget as follows:

CareGivers, AKA Homemakers	\$9,745
Home Care Plus (Sibley Personnel)	\$2,420

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

**Resolution No. 101**

**Amending 2015 Comprehensive Planning Resource Allocation Agreement with  
the New York State Office of Children & Family Services and Authorizing Amended  
Contractual Youth Program Agreements in Relation Thereto**

By Legislator: Jeremiah J. Maxon

Whereas, Pursuant to Resolution No. 25 of 2015 this Board authorized a 2015 Comprehensive Planning Resource Allocation Agreement with the NYS Office of Children & Family Services, and by Resolution No. 39 of 2016 unused funding was reallocated, and

Whereas, Funding allocated for Administration of the programs was underspent by \$3,659.00, and that funding can be distributed to other Youth Development Programs, and

Whereas, The 2015 Resource Allocation Plan and agreements with contractual agencies need to be amended to reflect those changes.

Now, Therefore, Be It Resolved, That the 2015 Comprehensive Planning Resource Allocation Agreement with the NYS Office of Children & Family Services is hereby amended to reflect the following modified grant funding:

**Youth Development Program (YDP)**

<u>Agency/Program</u>	<u>Original + Jan Revision State Aid Allocation</u>	<u>Feb. Revised State Aid Allocation</u>
Children's Home of Jefferson County/ Life Skills	\$18,850	\$19,460
North Country Prenatal Perinatal Counsel/ Certified Babysitting	8,850	9,460
Resolution Center of Jeff. & Lewis Counties/ CASA	6,500	7,109
Resolution Center of Jeff. & Lewis Counties/ Youth Court	11,700	12,310
Town of Alexandria/Hearts for Youth	13,250	13,860
Watertown YMCA/SACC Scholarships	15,850	16,460

Resolved, That Pursuant to Section 450 of County Law, the Chairman of the Board of Legislators be and is hereby authorized to execute necessary amended contractual Youth Program Agreements with the various agencies/municipality on behalf of Jefferson County with the approval of the County Attorney as to content.

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

**Resolution No. 102**

**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 (USDA-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, Within a recent two month period, five positive rabid skunks, concentrated in a one mile radius within the City of Watertown, and two others, within four miles of the city along the Black River Valley, have been identified, and

Whereas, New York State Agriculture and Markets enhanced funding allowed for an expansion last year 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: Michael J. Docteur

Legislator Peck stressed the importance of this endeavor relating that he had a rabies case on his farm and it could have potentially spread to his livestock which would have been devastating. He said these oral rabies drops will help to subdue the current outbreak.

All members present voted aye.

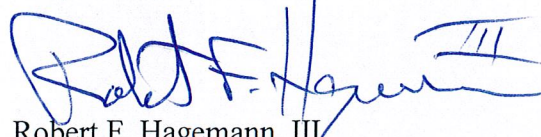
Legislator Doldo advised that City residents don't have to worry about the wind tower issue, but taxpayers outside the City have expressed concerns and it may cause some issues with the Radio Tower project as the wind towers can interfere with the connectivity of the radio towers. He said we have to do the radio project, and don't want to be spending millions of dollars only to be worrying about interference from the wind tower blades. He was hopeful that the wind tower projects will not come to fruition.

Legislator Peck asked about investigating the possibility of contracting for solar energy as a cost saving measure with the courts as Lewis County has done, and was hoping to get more information in that regard. He knew BOCES was currently working on a consortium but he was not sure that would benefit the County. Chairman Gray advised that further discussion on that topic will be forthcoming.

Legislator Ferris asked if all three of the jurisdictional committees of the Board could meet on one night instead of having General Services by itself and the other two on a different night. Chairman Gray said there are many factors to consider with such a proposal as some issues have lengthy discussion, or there are lengthy agendas for any certain time/committee, executive sessions can also take a considerable amount of time; General Services also has two large departments in Highway and Buildings that have various issues. Chairman Gray said the issue will be examined and discussed with Administration he will get back to Board members concerning such a change.

There being no further business of the Board, on a motion by Legislator Maxon seconded by Legislator Ferris and unanimously carried, the meeting was adjourned at 7:35 p.m.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Robert F. Hagemann, III". The signature is stylized with a large, sweeping "R" and "H".

Robert F. Hagemann, III  
Clerk of the Board