## **County of Jefferson Office of the County Administrator**

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



May 26, 2010

To: Honorable Members of the Board of Legislators

This shall serve as notice that the regular session of the Jefferson County Board of Legislators for the month of June, 2010 will be convened on *Tuesday, June 1, 2010 at 7:00 p.m.* in the Board of Legislators Chambers, Historic Courthouse, 195 Arsenal Street, Watertown, NY.

If you need additional information relative to any of the Board Session agenda items, please feel free to give me a call.

The agenda for the June meeting is as follows:

ROLL CALL OF MEMBERS

PRIVILEGE OF THE FLOOR

READING OF MINUTES OF LAST SESSION, IF REQUESTED

PRESENTATION OF PETITIONS, NOTICES AND COMMUNICATIONS

#### REPORTS OF STANDING COMMITTEES

Report of the Finance & Rules Committee on Financial Resolutions

#### REPORTS OF COUNTY OFFICERS AND OTHERS

Report of the County Treasurer on Investments and Cash on Hand Report of the County Administrator on Budget Transfers for the month of May Report of the County Auditor on Erroneous Assessment for the month of May

#### LOCAL LAWS, RESOLUTIONS AND MOTIONS

1.	Resolution No. 132	Authorizing Assignment of Judgment of Foreclosure to Former Owners of Certain Parcels of Real Property
2.	Resolution No. 133	Authorizing Agreement with Locey and Cahill, LLC for Health Benefits Plan Consulting Services

3.	Resolution No. 134	Setting Time and Place for Public Hearing on Tentative 2010- 2011 Jefferson Community College Budget
4.	Resolution No. 135	Expressing Support for Assembly Bill A-9919 Relative to Retaining Fees in the Department of Motor Vehicles
5.	Resolution No. 136	Supporting a Temporary Extension of Enhanced Federal Medicaid Matching Funds Provided Under the American Recovery and Reinvestment Act (ARRA)
6.	Resolution No. 137	Opposing Legislation Authorizing the Hudson River-Black River Regulating District to Advance Monies Between the District's Funds and Supporting the Use of Temporary State Funding to Assist the District's Hudson River Fund
7.	Resolution No. 138 (Roll Call Vote)	Amending the 2010 Budget to Recognize Insurance Recovery and Allocating Same in Sheriff's Department Budget
8.	Resolution No. 139 (Roll Call Vote)	Amending the 2010 County Budget and Capital Plan in Relation to Edward Byrne Memorial Justice Assistance Grants
9.	Resolution No. 140 (Roll Call Vote)	Recognizing NYS Governor's Traffic Safety Committee Selective Traffic Enforcement Grant and Amending the 2010 County Budget in Relation Thereto
10.	Resolution No. 141	Requesting that the State of New York Appropriately Disburse the Statewide Wireless 911 Cellular Surcharge
11.	Resolution No. 142	Establishing Time and Place for a Public Hearing on the Eight Year Review of the Southwest Agricultural District No. 3
12.	Resolution No. 143	Appointing Member to the Regional Fish and Wildlife Management Board

Robert F. Hagemann, III Clerk of the Board

Sincerely,

RFH:jdj

Enc.

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Authorizing Assignment of Judgment of Foreclosure to Former Owners of Certain Parcels of Real Property

By Legislator:	are Juny
Acquired by the County F owners of foreclosed prop judgment of foreclosure of	tion 1.6 of the Administrative Regulations for the Sale of Real Property Pursuant to Real Property Tax Foreclosure Proceedings, certain former perties have tendered offers to purchase an assignment of County's obtained in certain Tax Foreclosure proceedings, by depositing in trust an amount equal to all the tax, penalties, and interest, together with the inistrative fee, and
	owners and the amounts deposited are set forth in Attachment "A" ated herein, and made a part hereof.
for the Sale of Real Prope Proceedings, the Board of of the County's Judgment	solved, that Pursuant to Section 1.6 of the Administrative Regulations orty Acquired by the County Pursuant to Real Property Tax Foreclosure ELegislators does hereby approve of the assignment without recourse, of Foreclosure to those individuals set forth in Exhibit "A", in unts paid by such individuals as shown on said Exhibit, and be it
assignment of the County aforesaid former owners of	y Attorney be and is hereby is authorized to execute a non-recourse 's Judgment of Foreclosure of the respective parcel of property to the on behalf of the County.
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. \_/33\_\_\_

Authorizing Agreement with Locey and Cahill, LLC for Health Benefits Plan Consulting Services

Whereas, Jefferson County requires the services of an independent health benefits consultant to provide general regulatory advice and updates, evaluate the performance of, and assist in the

By Legislator:

		Clerk of the Board of Legislators
		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 o, 20
County	y of Jefferson )	
	of New York ) ) ss.:	
The state of the s		
	Seconded by Legislator:	Ret D. Buto
	execute said agreement of Attorney as to form and	man of the this Board be and is hereby authorized and directed to on behalf of Jefferson County, subject to the review of the County content.
	Cahill, LLC for a two year	esolved, That Jefferson County enter into an agreement with Locey and ar term (July 1, 2010 - June 30, 2012) with an option for two, one year es outlined above, for a fee of \$30,300 annually, and be it further
		nill proposes to provide the services for \$30,300 annually, which funds vailable in the Health Insurance Fund 2010 budget.
		surance Department has conducted an RFP for said consultant, reviewed eferences, and recommends Locey and Cahill, LLC, Syracuse for such
	necessary actuarial service equivalents, provide quar	very issues by, the County's third party administrator, provide the ces for the Medicare Part D attestation, set the plan's premium reterly plan analyses and recommendations, and assist in the process of d recommending a third party administrator via a request for proposal

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Setting Time and Place for Public Hearing on Tentative 2010-2011 Jefferson Community College Budget

By Legislator:

Resolved, That a public h	earing on the Tentative Jefferson Community College Budget for
College Fiscal Year 2010 2010 at 7:00 p.m. in the C	-2011 be held before this Board of Legislators on Tuesday, July 6, Chambers of the Board of Legislators, 195 Arsenal Street, Watertown,
NY, and be it further	
hearing as required by lav	· ·
Seconded by Legislator:	Ker o But
tate 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. \_/35

Expressing Support for Assembly Bill A-9919 Relative to Retaining Fees in the Department of Motor Vehicles

By Legislator:

Whereas, The New York State Vehicle and Traffic Law places the responsibility of operating Department of Motor Vehicle offices to 51 Counties across New York State through their respective County Clerk, and

Whereas, Acting as an "agent" of the New York State Department of Motor Vehicles, our county taxpayers bear the cost of running local Department of Motor Vehicle operations, and

Whereas, The County's current share of certain transaction fees is 12.7%, available only if a customer appears in person, and numerous other transactions counties are required to perform are time consuming, labor intensive and New York State does not allow the County any fee, and

Whereas, Counties are often competing with the New York State Department of Motor Vehicles for limited business in order to sustain operations, and

Whereas, The Commissioner of Motor Vehicles has advised the New York State Association of County Clerks that 35 online transactions are currently available for customers via the NYS DMV website (www.nydmv.state.ny.us) and more online transactions can be expected in the near future leaving the County with even fewer revenue sharing opportunities.

Now, Therefore, Be It Resolved, That the Jefferson County Board of Legislators hereby supports Assembly Bill A-9919, allowing County Clerks who operate DMV offices to retain a share of fees collected from County residents for motor vehicle transactions completed through the New York State DMV website, and be it further

Resolved, That certified copies of this resolution be transmitted to Governor David A. Paterson, State Senator Darrell Aubertine, Assemblywoman Dede Scozzafava, and Assemblywoman Addie Jennie Russell. Res D. Bruto

Seconded by Legislator:

## JEFFERSON COUNTY BOARD OF LEGISLATORS Resolution No. /36

Supporting a Temporary Extension of Enhanced Federal Medicaid Matching Funds
Provided Under the American Recovery and Reinvestment Act (ARRA)

By Legislator:	Conti	Jun	

Whereas, Medicaid is a federal, state, and local health care program whose costs and administration represents the largest component of the state and local fiscal relationship in New York, currently totaling over \$51 billion annually, and

Whereas, Since the program's inception, counties across the state have struggled to fund the growth of the Medicaid local share and even with local budget austerity measures the programs cost has resulted in higher property taxes, higher sales taxes, and a decline in county services, and

Whereas, While a local government Medicaid "cap" has been implemented in New York in an effort to provide some budget stability and help shield local taxpayers from the impact of excessive Medicaid growth, counties remain concerned with the future sustainability of the Medicaid program, the effect on other state and local budget priorities, and the overall outlook for New York's economic competitiveness, and

Whereas, Congress has provided an increase in Federal Medicaid matching funds, set to expire on December 31, 2010, to all states under the American Recovery and Reinvestment Act in recognition of the recent fiscal crisis, and

Whereas, In addition to providing fiscal relief to the State of New York, this increase also provides direct fiscal relief to local governments in New York State which helps ease the local property and sales tax burden for all New Yorkers, and

Whereas, the U.S. Senate, House and the President all support a six month extension of this critical temporary enhanced Medicaid assistance through June 30, 2011 because of the continued fiscal pressures experienced by state and local governments due to further declines in tax revenues and increased demand for public services stemming from the recession, and

Whereas, New York and twenty-three other states, have included a six month extension of this enhanced funding in their budgets for the coming year, it is imperative that Congress enact a six month extension of enhanced Medicaid assistance payments as soon as possible, to allow states to finalize their budgets without having to fill even larger budget holes with tax increases or service cuts that would be necessary in the absence of the federal funding.

Now, Therefore, Be It Resolved, That Jefferson County supports a six month extension of the enhanced Federal Medical Assistance Percentage (FMAP) as established under the American Recovery and Reinvestment Act, and be it further

Resolved, That NYSAC calls upon the Governor and the State Legislature to encourage the New York Congressional Delegation to support this six month extension, and be it further

Resolved, That Jefferson County will forward certified copies of this resolution to Governor David A. Paterson, the New York State Legislature, the New York Congressional Delegation, and NYSAC.

Seconded by Legislator: Rest D. B. Kutt

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. \_\_/3'7\_\_\_\_

Opposing Legislation Authorizing the Hudson River-Black River Regulating District to Advance Monies Between the District's Funds and Supporting the Use of Temporary State Funding to Assist the District's Hudson River Fund

By Legislator:	Court	Sour	
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Whereas, The Black River Regulating District and the Hudson River Regulating District were merged in 1959, keeping each original district's funds separate, and

Whereas, The State enabling legislation which merged the Districts prohibited transfers between said funds, and

Whereas, The District's Hudson River fund is now in jeopardy because of a federal court ruling that has temporarily banned the District from assessing charges to its traditional beneficiaries, and

Whereas, Although for more than 50 years, said funds have remained separate for each fund's individual protection, legislation has now been introduced in the New York State Assembly (A10403; A10785) and the Senate (S6918), that would allow for the temporary advance of monies from one fund to another, and

Whereas, Said legislation provides a time line for the repayment of such an advance but cannot guarantee the repayment, nor is it certain how the District will repay; it would forever remove the permanent separation of the funds which was legislated with great foresight more than a half-century ago; it would place the much smaller Black River District fund at a disadvantage to the Hudson River fund, which budget is several-fold larger; and it would encourage future transfers with less and less consideration of the consequences, and

Whereas, The District's current revenue-raising alternative is to assess the counties benefitting from the Hudson River area regulation several millions of dollars, and

Whereas, Said counties have not budgeted for said charges, which are significant when compared to their budgets and which include expenses that will in all likelihood eventually be allocated to the District's traditional beneficiaries, nor have they ever previously paid the District, and

Whereas, This Board of Legislators believes that the logical solution is to provide for temporary State funding of the Hudson River fund until the District has completed the Federal Energy Regulatory Commission review necessary for it to assess all of its beneficiaries fairly.

Now, Therefore, Be It Resolved, That Jefferson County opposes any state legislation that would allow the separate funds of the Hudson River-Black River Regulating District to temporarily advance monies to one another, and be it further

Resolved, That Jefferson County supports the provision of temporary State funding to the District until the District once again is granted the authority to assess each of its beneficiaries in a fair manner, and be it further

Resolved, That copies of this resolution be provided to the County's State Representatives and to the Governor of the State of New York.

Seconded by Legislator: Recorded by Legislator:

State of New York	)
<b>County of Jefferson</b>	) ss.: )

		County of Jefferson, New York, do hereby of the Board of Legislators of said Co	
Jefferson with the origina	l thereof on file in my office and of, 20	duly adopted by said Board at a meeting and that the same is a true and correct of	of said
		ffixed the seal of said County this	day of

Clerk of the Board of Legislators

# JEFFERSON COUNTY BOARD OF LEGISLATORS Resolution No. \_/38\_\_\_

Amending the 2010 Budget to Recognize Insurance Recovery and Allocating Same in Sheriff's Department Budget

	and Allocating Same in Sheriff's Depart	ment Budget
By Legislator:	It Board L.	
damage to a patrol un	's Department is in receipt of a insurance securit, and has requested that the insurance secural fleet expense account.	
Now, Therefore, Be I	t Resolved, That the 2010 Budget is herel	by amended as follows:
Increase:		
01-3110-3110.4310.0	002 External Fleet Expense	\$ 1,053.65
01-3110-999.92680	Insurance Recoveries	\$ 1,053.65
Seconded by Legislat	or: Mihry Dotter	
1 Living Report 1	·	
State of New York ) County of Jefferson )		
	that I have compared the foregoing copy of Resolu Jefferson with the original thereof on file in my	tors of the County of Jefferson, New York, do hereby certify tion No of the Board of Legislators of said County of office and duly adopted by said Board at a meeting of said, 20 and that the same is a true and correct copy of
	In testimony whereof, I have hereunto set my h	and and affixed the seal of said County this day of

Clerk of the Board of Legislators

## JEFFERSON COUNTY BOARD OF LEGISLATORS Resolution No. <u>|39</u>\_\_\_

Amending the 2010 County Budget and Capital Plan in Relation to Edward Byrne Memorial Justice Assistance Grants

By Legislator:

Whereas, Pursuant to Resolutions 159 and 218 of 2009, this Board of Legislators authorized inter-municipal agreements with the City of Watertown to access funds from two Edward Byrne Memorial Justice Assistance grants awarded to the City which allocated funds to the County, and

Whereas, Said agreements were executed and the Sheriff's Department wishes to expend its share of the grant, and

Whereas, The City of Watertown is requiring that the County expend its own funds in the first instance, and be reimbursed by the City when the State reimburses it, and

Whereas, The 2010 County Budget and Capital Plan must be amended to recognize the appropriations and revenue from these grants.

Now, Therefore, Be It Resolved, That the 2010 County Budget is amended as follows:

#### Increase:

(Revenues)		
01-3110.999.94320	Federal Aid Criminal Justice	\$17,752
20-9006-999.94320	Federal Aid Criminal Justice	6,750
(Expenditures)	·	
01-3110-3110.2300	Technical Equipment	\$12,032
01-3110-3110.4111.003	Computer Equipment	5,320
01-3110-3110.4111.001	Audio-Visual Equipment	400
20-9006-3150.2038	Public Safety Facility	6,750

Michae | Dorten

and be it further

Resolved, That the six year capital plan is amended accordingly.

Seconded by Legislator:

### JEFFERSON COUNTY BOARD OF LEGISLATORS Resolution No. \_ / 少し\_\_\_

Recognizing NYS Governor's Traffic Safety Committee Selective Traffic

		Grant and Amending the 2010 County I			
	By Legislator:	Med I.			
	Whereas, The Jefferson County Sheriff's Department has been awarded a NYS Traffic Safety Committee Selective Traffic Enforcement Programs grant in the amount of \$15,771.				
		Resolved, That the Jefferson County Bostoper period October 1, 2009 throug	• •		
	execute any and all doc	irman of the Board of Legislators is he uments as may be required to fulfill the he County Attorney as to form, and be	e requirements of this grant award,		
	Resolved, That the 201	0 County Budget is hereby amended as	follows:		
	Increase:				
	Revenue: 01-3110-999.94389	Federal Aid Criminal Justice	\$ 15,771		
	Expenditure: 01-3110-3110.1300 01-3110-3110.2300	Overtime Technical Equipment	13,875 1,896		
	Seconded by Legislator	Michael Dorter			
•					
	f New York ) ) ss.: of Jefferson )				
		that I have compared the foregoing copy of Resolution Jefferson with the original thereof on file in my	tors of the County of Jefferson, New York, do hereby certify ation No of the Board of Legislators of said County of office and duly adopted by said Board at a meeting of said, 20 and that the same is a true and correct copy of		
		In testimony whereof, I have hereunto set my b	nand and affixed the seal of said County this day of		
			Clerk of the Board of Legislators		

## JEFFERSON COUNTY BOARD OF LEGISLATORS Resolution No. \_ | 4|

Requesting that the State of New York Appropriately Disburse the Statewide Wireless 911 Cellular Surcharge

By Legislator:

	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			
State of New York ) ss.:  County of Jefferson )				
	Mula / Dorton			
	d copies of this resolution be sent to Governor David A. Patterson, ne, Assemblywoman Dede Scozzafava and Assemblywoman Addie Jenne			
State of New York appr	Resolved, That the Jefferson County Board of Legislators requests that the ropriately disburse the \$200 million collected to the 911 Public Safety ss New York State for operational costs and continuing upgrades, and be it			
Whereas, Jefferson Cousurcharge revenue.	unty receives an inappropriate amount of reimbursement from this			
that provide emergency	unty is among the Public Safety Answering Points across New York State call taking and dispatch services to all emergency service providers, ork State agencies, and			
_	Whereas, The funding is distributed unfairly and inappropriately throughout the Public Safety Answering Points within the State, and			
77 TI 077 0 11 1				

# JEFFERSON COUNTY BOARD OF LEGISLATORS Resolution No. 142

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

by Legislator.	
	ounty has been officially notified by the New York State Department of tets to commence the Eight Year Review of the Southwest Agricultural
Markets Law this acti	ce with Section 303 of Article 25AA the New York State Agriculture and fon has been referred to the Jefferson County Agriculture and Farmland review and recommendation, and
	and recommendation of the Agriculture and Farmland Protection Board will Board prior to the public hearing for the District's review.
Legislators concerning any modifications the	t Resolved, That a Public Hearing will be conducted by the Board of g the Eight Year Review of the Southwest Agricultural District No. 3 and creof. The public hearing will be held at the Village of Adams Municipal Main Street, Adams, NY on Monday, June 21 at 7:00 p.m. and be it further
Resolved, that a notice	ee of such public hearing shall be given in accordance with law.
Seconded by Legislat	or: Bled Good In
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: Name Term to Expire Linda Sicley, Landowner Representative 12/31/10 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 of the Board of Legislators of said County of 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 \_

Clerk of the Board of Legislators