

## REGULAR SESSION

TUESDAY, MARCH 9, 2010

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

### ROLL CALL OF MEMBERS

All members present except Legislator Gray.

### PRIVILEGE OF THE FLOOR

Richard Kessel, President and Chief Executive Officer of the New York Power Authority spoke to the Board concerning a proposed off shore wind project in Lake Ontario. He felt it was important as head of the Power Authority to personally advocate for projects that he believes in and was present to clear up any misconceptions about the project and answer questions. He stated that he has visited the North Country often in the 16+ months he has been with the Power Authority and is familiar with projects important to the area such as saving the Alcoa Plant in St. Lawrence County.

Mr. Kessel said this off shore wind project is a critical component to reduce our carbon footprint around New York State and in the country, and wind development along with other renewable energy sources in general are critical to that effort nationwide thereby reducing our dependence on fossil fuels. He said NYPA is dedicated to being a leader in renewable energy technologies and in energy efficiency and will be spending a considerable amount of money in that regard.

Mr. Kessel stated this particular initiative started on Earth Day, 2009 when NYPA issued a request for expressions of interest to see if there was interest in the wind development community to site off shore wind projects in the Great Lakes, and they received significant interest. As a result NYPA issued an RFP on December 1, 2009 for a proposals to build 120-125 turbines for 500 mega watts in off shore wind in Lake Ontario and/or Lake Erie, and provided dozens of preselected sites but indicated any site that works is something they would consider. He said those proposals are due back to the Power Authority on June 1, 2010, and if Jefferson County does not want a project then the NYPA will not site one here. He did not agree with opposition to off shore wind but would respect it, and felt it was premature to be opposed to a project when there is no project at this point. He clarified that when a project is sited it is their intention to have the transmission line go from the off shore project, underwater and connect to an existing grid under land, relating that the interconnection is a very important part of the RFP. He pointed out that the economic development potential where ever the wind project is sited is extraordinary as it will create thousands of jobs. He acknowledged that aesthetics would be a problem, and that the affect on tourism and the sport fishing industry needs to be looked at.

Legislator Docteur asked for clarification on the thousands of jobs Mr. Kessel referred to.

Mr. Kessel related that he was not referring to operation of the facility but the two or three year period of construction.

Chairman Blankenbush suggested that the Board change the order of business and address Resolution No. 95 now. Legislators did not express objections to that change and Chairman Blankenbush brought the Resolution forward for a vote.

Legislator Burto made a motion to add a paragraph to the resolution in support of the efforts of Niagara County to site off shore wind towers in their area. The motion was seconded by Legislator Fitzpatrick and unanimously carried.

### **Resolution No. 95**

#### **Opposing the New York Power Authority Proposal to Provide Incentives for the Siting of Wind Towers (Great Lakes Offshore Wind Project) in Lake Ontario's Eastern Basin**

By Legislator: Barry M. Ormsby

Whereas, The New York Power Authority (NYPA) has issued a Request for Proposal for the construction, siting and operation of wind turbine facilities in Lake Erie and/or Lake Ontario's Eastern Basin, and

Whereas, The proposed wind turbine project is to be between 120 and 500 megawatts and be located in State waters, and will also include a landing site(s) and on-land transmission line(s) to a NYISO Transmission System interconnection, and

Whereas, NYPA has provided an incentive for said projects by committing to purchase the electricity it generates either through a long term purchase power agreement or through the outright purchase of the generating facility once it is operational, and

Whereas, Said project would be the first fresh-water, off-shore based wind project in the Country, and

Whereas, Maps of potential sites for said turbines include the entire length of Jefferson County's Lake shoreline, and

Whereas, Said project will, if located in the Eastern Basin of Lake Ontario, have a negative impact on many landowners and homeowners, including potential effects on real estate values, scenic vistas, and quality of life, and

Whereas, No defined financial benefit will accrue to any municipalities within Jefferson County, as the facilities will be exempt from local real property taxes, and

Whereas, The project will require the construction of transmission facilities which would result

in a negative economic impact on tourism destinations due to the effect on scenic vistas, and depending on their locations, could also negatively affect the farming community, and

Whereas, Jefferson County does not wish to be the location of experimental off-shore wind tower technology.

Now, Therefore, Be it Resolved, That this Board of Legislators strongly opposes this proposal of the New York State Power Authority if located in the Eastern Basin of Lake Ontario, and be it further

Resolved, That if other municipalities, such as Niagara County, desire to host such a project, Jefferson County would not object and would support their wishes in that matter

Resolved, That copies of this Resolution be sent to Governor Paterson, Honorable Patrick Hooker, Commissioner, NYS Department of Agriculture and Markets, Honorable Peter Grannis, Commissioner, NYS Dept. of Environmental Conservation; and the elected State representatives of Jefferson County, and the Chairman of the Oswego County Legislature.

Seconded by Legislator: Robert J. Thomas

All members present voted aye on the resolution, as amended.

**PRIVILEGE OF THE FLOOR (Continued)**

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**PETITIONS, NOTICES AND COMMUNICATIONS**

None.

**READING OF MINUTES OF LAST SESSION, IF REQUESTED**

In the absence of objection or correction the minutes of the January Organizational Session stand approved as presented.

**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 Treasurer provided a report on investments and cash on hand as of February 28, 2010.

The County Administrator provided a report on budget modifications for the month of February.

The County Auditor provided a report on erroneous assessments for the month of February, and the 2009 County Auditor's Annual Report.

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

### **Resolution No. 69**

#### **Authorizing the Cancellation of Interest, Penalties and Other Charges Associated with the Delinquent Tax Lien on Tax Map Parcel Number 86.50-1-33 in the Town of Wilna.**

By Legislator: Scott A. Gray

Whereas, A delinquent tax lien exists for Tax Map Parcel No. 86.50-1-33 in the Town of Wilna in the amount of \$29,450.10 as of February 28, 2010 and said amount includes approximately \$8,548.73 representing interest, penalties and fees, and

Whereas, The Village of Carthage has acquired the parcel following the foreclosure of a mortgage against the property and has marketed the property in order to find a buyer willing and able to renovate the structure thus avoiding further deterioration and potential structural compromise of the building, and

Whereas, The Village of Carthage has a pending offer for the purchase of the property which is significantly less than the delinquent tax lien, but is considered to represent fair market value of the parcel, and

Whereas, Real Property Tax Law section 1182 permits the governing body of a tax district to cancel or reduce the interest, penalties and other charges imposed by law to which the tax district is lawfully entitled provided the governing body shall determine that doing so is in the best interest of the tax district, and

Whereas, The delinquent tax lien is an impediment to the conveyance of the parcel and in the event of conveyance the parcel will be renovated and redeveloped into two apartments by the purchaser thereby significantly increasing the assessed value of the parcel.

Now, Therefore, Be it Resolved, That this Board finds that the cancellation of interest, penalties and other charges are in the best interest of Jefferson County in order to facilitate the purchase and redevelopment of the parcel and hereby cancels all interest, penalties and other charges

associated with the delinquent tax lien on Tax Map Parcel No. 86.50-1-33 in the Town of Wilna, effective upon the enactment of this resolution, and the Jefferson County Treasurer is hereby authorized and directed to amend the tax receivable records accordingly.

Seconded by Legislator: Robert J. Thomas

All members present voted aye.

### **Resolution No. 70**

#### **Conditionally Authorizing Agreement to Sell a Certain Parcel of Real Property to the Village of Carthage (Braman Manufacturing)**

By Legislator: Scott A. Gray

Whereas, Tax Map Parcel Nos. 86.24-1-33.1 & 86.24-1-33.2 located in the Village of Carthage are subject to several years of delinquent real property tax liens, and

Whereas, The Village of Carthage has offered to assume title to the property to facilitate redevelopment of the parcels in the event the County takes title through tax foreclosure proceedings, and

Whereas, The County desires to assist the Village in this endeavor.

Now, Therefore, Be it Resolved, That should the County come into title of the above referenced parcel as a result of foreclosure of tax liens, the parcel shall be sold to the Village of Carthage 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, 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, and be it further

Resolved, That prior to the County taking a judgment of foreclosure in regard to said parcel, the Chairman of the Board of Legislators be and hereby is authorized to execute a Contract of Purchase and Sale with the Village of Carthage, providing for the sale of said parcel to the Village as outlined above, with the following further conditions in said contract: (1) a "put" clause whereby the County may compel the Village to take title to the parcel from the County; (2) a provision requiring the Village to defend, indemnify and hold harmless the County and all of its agents, officers employees, contractors and servants for and from any and all environmental liability which may or does attach as a consequence of the County's temporary ownership of the said parcel following tax foreclosure; (3) a provision that the Village shall defend, indemnify and hold harmless the County and all of its agents, officers, employee's, contractors and servants for and from all claims, actions and judgments contesting the validity of the *in rem* foreclosure proceeding undertaken by the County in regard to the property or the title

conveyed to the Village by the County.

Seconded by Legislator: Robert J. Thomas

All members present voted aye.

**Resolution No. 71**

**Payment of Legislators' Expenses**

By Legislator: Scott A. Gray

Whereas, This Committee to whom claims of the members of the Board were referred, has examined and audited such claims and finds the total to be \$ 2,038.50 we have allowed:

Legislator Expense: \$ 2,038.50

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: Robert J. Thomas

All members present voted aye.

**Resolution No. 72**

**Appointment to Jury Board**

By Legislator: Scott A. Gray

Resolved, That, pursuant to Section 503 of the Judiciary Law, this Board hereby designates Jennie M. Adsit as a member of the County Jury Board for a term to expire December 31, 2011, and be it further

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

Seconded by Legislator: Robert J. Thomas

All members present voted aye.

**Resolution No. 73**

**Urging the State of New York to Examine Operating the State Parks System as a Self-sustaining Enterprise Fund**

By Legislator: Scott A. Gray

Whereas, New York State Governor David A. Patterson has proposed in his 2010-11 State Budget that three state parks (Eel Weir, Mary Island, and Canoe-Picnic Point), and the Sackets Harbor Battlefield Historic Site in Jefferson County will close and Keewaydin State Park will have limited use, and

Whereas, Said closures will have a significant negative affect on the County's tourism industry, on which Jefferson County is heavily dependent, and

Whereas, Given the difficult economic times, closing such state parks, which provide a reasonable-cost vacation alternative, is especially problematic, and

Whereas, Although this Board of Legislators is cognizant of the poor financial condition of the State of New York and understands its need to implement cost saving measures to balance its budget and provide needed relief to the taxpayers, it also believes these closures are shortsighted in that the savings appear to be few and the reduced economic activity could be significant.

Now, Therefore, Be It Resolved, That this Board of Legislators encourages its local state representatives, the state's legislature as a whole, and the Governor to examine the possibility of the State operating the parks as a self-sustaining enterprise fund and to remove said costs from the tax-based general fund, and thereby permitting the current parks to remain open.

Seconded by Legislators: Robert J. Thomas

All members present voted aye.

#### **Resolution No. 74**

#### **Authorizing Agreement with Internet Probation and Parole Control, Inc. for Services to the Probation Department**

By Legislator: Philip N. Reed, Sr.

Whereas, Adult sexual offenders sentenced to a period of probation supervision are subject to restrictions relative to internet activities, and

Whereas, The County Probation Department desires to monitor said activity to ensure the restrictions are met, and

Whereas, Internet Probation and Parole Control, Inc.(IPPC) offers the ability for the Probation Department to appropriately monitor and limit the sexual offenders' internet activity, and

Whereas, The Probation Department wishes to contract for IPPC's services for the period

January 1, 2010 through December 31, 2010 for the amount of \$450.

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement with Internet Probation and Parole Control, Inc., for the services, term and amount stated above, and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby authorized and directed to enter into said agreement on behalf of Jefferson County, subject to the review of the County Attorney as to form and content.

Seconded by Legislator: Jennie M. Adsit

All members present voted aye.

**Resolution No. 75**

**Amending the 2009 County Budget and Capital Plan Relative to Federal Stimulus Funds for the CR 69 over Sandy Creek (Lisk Bridge) Project**

By Legislator: Philip N. Reed, Sr.

Whereas, By Resolution 220 of 2009, This Board authorized the acceptance of federal American Recovery and Reinvestment Act (Stimulus) funds for 100% of the construction phase costs of the CR 69 over Sandy Creek (Lisk Bridge) project, and

Whereas, The 2009 County Budget and Capital Plan must be amended to recognize the stimulus fund revenue and expenditure accounts which will reflect the construction bid amount, and

Whereas, Said funds will ultimately change the federal, state and local shares of the project already budgeted by the County, and the accounts will be reconciled at the conclusion of the project.

Now, Therefore, Be It Resolved, That the 2009 County Budget is amended as follows:

**Increase:**

20-9006-5113.2856-S	CR 69, Sandy Creek (Stimulus)	\$2,390,000
20-9006-999.94592-S	Fed Aid Bridges (Stimulus)	\$2,390,000

and be it further

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

Seconded by Legislator: Jennie M. Adsit



Roll Call Vote

Ayes: Behling, Fitzpatrick, St.Croix, Nabywaniec, Thomas, Ormsby, Reed, Adsit, Ferris, Docteur, Zando, Burto, Drake, Blankenbush

Absent: Gray

Resolution passed.

**Resolution No. 76**

**Amending the 2010 County Budget and Capital Plan  
with Respect to Completed Airport Projects**

By Legislator: Philip N. Reed, Sr.

Whereas, Various federally aided projects at the Watertown International Airport have been completed, including projects in progress at the time the airport was transferred from the City of Watertown, and

Whereas, Said project accounts should be closed, unspent federal and state revenues reduced, and unspent local funds transferred to the property acquisition account.

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

**Decrease:**

(Expenditures)

20-9006-5610.2080	Access Road Design	\$ 44,871.00
20-9006-5610.2081	Rehab GA Apron	32,860.28
20-9006-5610.2082	Security Fence	42,658.11
20-9006-5610.2083	Storm Water/Drainage	324.16
20-9006-5610.2084	Environ Assess Drainage	14,183.26
20-9006-5610.2085	Runway 10 Drainage	75,272.74
20-9006-5610.2086	Snow Removal Equipment	4,178.00
20-9006-5610.2087	Runway 10/28 Reconstruction	461,701.14

(Revenues)

20-9006-999.93589	State Aid DOT Aviation	\$ 19,089.46
20-9006-999.94589	Federal Aid - FAA	637,869.80

**Increase:**

(Expenditure)

20-9006-6989-2064	Property Acquisition	\$ 19,089.43
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and be it further

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

Seconded by Legislator: Jennie M. Adsit

Roll Call Vote:

Ayes: Behling, St.Croix, Burto, Reed, Fitzpatrick, Thomas, Ormsby, Drake, Docteur, Ferris, Nabywaniec, Adsit, Zando, Blankenbush

Absent: Gray

Resolution passed.

**Resolution No. 77**

**Authorizing Agreement and Amending the 2010 County Budget with Respect to Sheriff's Department Byrne Grant from the New York State Department of Criminal Justice Services**

By Legislator: Philip N. Reed, Sr.

Whereas, The Sheriff's Department has been awarded a \$50,000 New York State Department of Criminal Justice Services (DCJS) Byrne grant for the period of 10/1/2009 - 9/30/2010 to equip patrol vehicles with in-car video equipment, and

Whereas, It is necessary to enter into an agreement with DCJS and amend the 2010 County Budget to recognize the revenue and appropriate the funds.

Now, Therefore, Be It Resolved, That the Chairman of the Board of Legislators be and is hereby authorized and directed to execute said agreement with the New York State Department of Criminal Justice Services on behalf of Jefferson County, subject to the review of the County Attorney as to form, and be it further

Resolved, That the 2010 County Budget is hereby amended as follows:

**Increase:**

(Revenue)		
01-3110.999.94320	Federal Aid Criminal Justice	\$50,000
(Expenditure)		
01-3110-3110.4111.001	Audio-Visual Equipment	\$50,000

Seconded by Legislator: Jennie M. Adsit

Roll Call Vote

Ayes: Thomas, Drake, Zando, burto, Ferris, Reed, Adsit, Nabywaniec, docteur, St.Croix, Fitzpatrick, Ormsby, Behling, Blankenbush

Absent: Gray

Resolution passed.

**Resolution No. 78**

**Authorizing Agreement with NYS Unified Court System  
for Provision of Court Security Services by Jefferson County**

By Legislator: Philip N. Reed, Sr.

Whereas, The NYS Unified Court System is proposing a five year Agreement for the provision of court security services by the Jefferson County Sheriff for the period of April 1, 2009 through March 31, 2014, said agreement to be divided into annual periods commencing April 1<sup>st</sup> and terminating on March 31<sup>st</sup>, each of which will contain provisions for staffing and maximum amounts of monetary reimbursement, and

Whereas, The initial period of this Agreement shall commence on April 1, 2009 and terminate on March 31, 2010 for a maximum compensation not to exceed \$245,000 for the period.

Now, Therefore, Be It Resolved, That Jefferson County enter into a five year agreement with the NYS Unified Court System for the provision of court security services for the period of April 1, 2009 through March 31, 2014, the initial period of such agreement to commence April 1, 2009 and terminate on March 31, 2010, for a maximum compensation not to exceed \$245,000, 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 approved by the County Attorney as to form and content.

Seconded by Legislator: Jennie M. Adsit

All members present voted aye.

**Resolution No. 79**

**Approving the 2010 Stop DWI Plan**

By Legislator: Philip N. Reed, Sr.

Whereas, This Board is in receipt of the Stop DWI Budget for County Fiscal Year 2010.

Now, Therefore, Be It Resolved, That the plan for the coordination of County, Town, City and Village efforts to reduce alcohol related traffic injuries and fatalities during 2010 be and is hereby adopted as the Jefferson County Stop DWI Plan for 2010, and be it further

Resolved, That the Chairman of the Board of Legislators is hereby authorized to sign the Certification Page of the 2010 Stop-DWI Plan on behalf of Jefferson County, and be it further

Resolved, That, upon approval of said Stop DWI Plan by the Commissioner of the New York State Department of Motor Vehicles, expenditure of Stop DWI funds in accordance with said Plan, and the 2010 Jefferson County Budget is hereby authorized.

Seconded by Legislator: Jennie M. Adsit

All members present voted aye.

#### **Resolution No. 80**

#### **Appointments to the Office for the Aging Advisory Council**

By Legislator: James A. Nabywaniec

Resolved, That, pursuant to Title III of the Older Americans Act, as amended, the below listed individuals be and are hereby reappointed as members of the Advisory Council of the Jefferson County Office for the Aging for three (3) year term to expire as follows:

<u>Members</u>	<u>Term Expires</u>
Janet Long	12/31/2012
Wanda Phelps	12/31/2012
Nina Hershey	12/31/2012
James Walsh	12/31/2012
David Stone	12/31/2012

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

#### **Resolution No. 81**

#### **Amending the 2009 County Budget Relative to the Community Services Department**

By Legislator: James A. Nabywaniec

Whereas, The Community Services Director has determined that there was an increase in the number of children entering programs in the last three months of 2009, and

Whereas, It is necessary to transfer funds from within the Departments accounts to provide for these needs.

Now, Therefore, Be It Resolved, That the 2009 County Budget is amended as follows:

**Increase:**

Expenditure

01-4310-2960.4401	Pre-K Services	\$ 190,000
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Revenue

01-4310-999.93823	Pre-K State Revenue	\$ 91,000
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01-0599	Appropriated Fund Balance	\$ 62,000
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**Decrease:**

01-4310-2960.4402	Pre-K Transportation	\$ 25,000
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01-4310-4340.4401	E.I. Services	\$ 12,000
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Seconded by Legislator: Michael J. Docteur

Legislator Behling stated that he could not support this resolution as he did not believe it was necessary, he didn't have anything against the program itself but does have a problem with being told by the State that we have to fund it.

Roll Call Vote

Ayes: Adsit, Nabywaniec, Thomas, Ferris, Fitzpatrick, Drake, Zando, Docteur, Burto, St.Croix, Ormsby, Reed, Blankenbush

Nays: Behling

Absent: Gray

Resolution passed.

**Resolution No. 82**

**Appointing Member to the Community Services Board**

By Legislator: James A. Nabywaniec

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

<u>Member</u>	<u>Sub-Committee</u>	<u>Term to Expire</u>
Allen T. Drake	Mental Retardation/Developmental Disabilities	12/31/2011

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

**Resolution No. 83**

**Re-Appointing Members to Public Health Service  
Health Services Advisory Board**

By Legislator: James A. Nabywaniec

Resolved, That the following individuals be and are hereby reappointed as members of the Jefferson County Health Services Advisory Board for terms to expire as indicated below:

<u>Members</u>	<u>Term to Expire</u>
Walter S. Becker	12/31/2012
Jean B. Heady, RN, BSN, MSN	12/31/2012
Denise K. Young	12/31/2012

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

**Resolution No. 84**

**Appointing Members to Public Health Service  
Professional Advisory Committee**

By Legislator: James A. Nabywaniec

Resolved, That the following individuals be and are hereby newly and reappointed as members of the Jefferson County Professional Advisory Committee for terms to expire as indicated below:

<u>Members</u>	<u>Term to Expire</u>
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New Appointment

Stephen P. Lyman 12/31/2012

Reappointments

Margaret L. Bootie, RSP 12/31/2013

Mary Downey 12/31/2013

Robert J. Kasulke, MD 12/31/2013

John G. Shelmidine 12/31/2013

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

**Resolution No. 85**

**Authorizing Agreement for Provision of Pharmaceutical Consultation Services**

By Legislator: James A. Nabywaniec

Whereas, The Jefferson County Public Health Service is required by Title 10 New York Codes, Rules and Regulations to receive consultation services for the Public Health Law Article 28 Diagnostic & Treatment Center (D&TC) from a qualified, licensed pharmacist, and

Whereas, Public Health recommends establishing an agreement with Kinney Drugs, Inc. to address the D&TC requirement.

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement with Kinney Drugs, Inc., 29 East Main Street, Gouverneur, NY 13642 to provide pharmaceutical consultation services at no charge to the Public Health Service for the period of March 3, 2010 through December 31, 2011, 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.

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

**Resolution No. 86**

**Appointing Medical Director for the Article 28 Diagnostic and Treatment Center**

By Legislator: James A. Nabywaniec

Resolved, That, Pursuant to Article 7-B and Section 396-c of County Law and Section 752.2 (h) of the New York Codes, Rules and Regulations, Robert J. Kasulke, MD be and is hereby reappointed as Medical Director for a term to expire December 31, 2011.

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

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

##### **Authorizing Agreement in Relation to New York State's Highway Safety Program Grant**

By Legislator: James A. Nabywaniec

Whereas, The Public Health Service has been notified by the State of New York Governor's Traffic Safety Committee of a re-award in the amount of \$21,360 for the period of October 1, 2009 through September 30, 2010, and

Whereas, The purpose of the grant is to address priority highway safety issues, including but not limited to traffic, passengers, bicycles, and pedestrians, and

Whereas, Said grant funds will offset currently budgeted expenditures.

Now, Therefore, Be It Resolved, That the Chairman of the Board of Legislators be and is hereby authorized and directed to execute any necessary documents in relation to this agreement with the NYS Governor Traffic Safety Committee, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

#### **Resolution 88**

##### **Authorizing Agreement in Relation to the New York State Department of Health Capacity Building for Public Health Partners Grant**

By Legislator: James A. Nabywaniec

Whereas, The Public Health Service has been notified by the New York State Department of Health of a one-time award in the amount of \$34,000 for the period of August 1, 2009 through March 31, 2010, and



Whereas, The purpose of the grant is to support staff, provide technical assistance, and to develop a local action plan in one community to implement policy and environmental changes that address the physical activity and nutrition objectives of the New York State Department of Health 2013 Prevention Agenda, and

Whereas, The Town of Alexandria is the community selected for Capacity Building intervention based on a number of adverse morbidity and behavioral data, and

Whereas, Said grant funds will offset currently budgeted expenditures.

Now, Therefore, Be It Resolved, That the Chairman of the Board of Legislators be and is hereby authorized and directed to execute any necessary documents in relation to this agreement with the New York State Department of Health, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

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

#### **Amending 2010 Comprehensive Planning Resource Allocation Agreement with the New York State Office of Children & Family Services, Authorizing Amended Contractual Youth Program Agreements in Relation Thereto and Amending the 2010 County Budget**

By Legislator: James A. Nabywaniec

Whereas, Pursuant to Resolution No. 223 of 2009 this Board authorized a 2010 Comprehensive Planning Resource Allocation Agreement with the NYS Office of Children & Family Services, and

Whereas, The Youth Bureau has received notification from the NYS Office of Children & Family Services regarding 2010 funding cuts for the Youth Development/Delinquency Prevention (YD/DP) Program, Special Delinquency Prevention Program (SDPP), Recreation Scholarship Program and Youth Bureau administration, and

Whereas, The 2010 County Budget, agreements with contractual agencies, and the 2010 Comprehensive Planning Resource Allocation Agreement all need to be amended to reflect those changes.

Now, Therefore, Be It Resolved, That the 2010 Comprehensive Planning Resource Allocation Agreement with the NYS Office of Children & Family Services is hereby amended to reflect the following modified grant funding:

Municipal Youth Service

<u>Municipality</u>	<u>Original State Aid Allocation</u>	<u>Revised State Aid Allocation</u>
Village of Carthage	\$ 915	\$ 777
City of Watertown	6,146	5,218

Municipal Recreation

<u>Municipality</u>	<u>Original State Aid Allocation</u>	<u>Revised State Aid Allocation</u>
Town of Adams	\$ 1,275	\$ 1,082
Village of Adams	611	519
Village of Alexandria Bay	322	273
Town of Antwerp	455	386
Village of Antwerp	326	277
Village of Black River	480	407
Town of Brownville	1,269	1,077
Village of Brownville	368	312
Town of Cape Vincent	423	359
Village of Cape Vincent	242	205
Village of Carthage	1,520	1,290
Town of Champion	854	725
Town of Clayton	1,234	1,048
Village of Clayton	592	503
Village of Deferiet	115	98
Village of Dexter	470	399
Town of Ellisburg	1,206	1,024
Village of Ellisburg	127	108
Village of Evans Mills	211	179
Village of Glen Park	216	183
Town of Henderson	418	355
Town of Hounsfield	783	665
Town of LeRay	6,000	5,094
Town of Lorraine	404	343
Town of Lyme	450	382
Village of Mannsville	169	143
Town of Orleans	958	813
Town of Philadelphia	267	227
Village of Philadelphia	769	653
Town of Rodman	513	436
Town of Rutland	650	552
Village of Sackets Harbor	386	328

Town of Theresa	700	594
City of Watertown	10,211	8,669
Town of Watertown	1,363	1,157
Village of West Carthage	902	766
Town of Wilna	844	717

Youth Development/Delinquency Prevention (YD/DP)

<u>Agency/Program</u>	<u>Original State Aid Allocation</u>	<u>Revised State Aid Allocation</u>
Children's Home of Jefferson County/Big Brothers		
Big Sisters of the North Country	\$ 11,000	\$ 9,339
Carthage YMCA/Middle School Achievement Program	6,480	5,501
Watertown Family YMCA/School Age Child Care	35,000	29,713
Town of Alexandria/Hearts for Youth	18,210	15,460
NYPENN Pathways, Inc/S.T.A.R.S.	3,592	3,049

Special Delinquency Prevention Programs (SDPP)

<u>Agency/Program</u>	<u>Original State Aid Allocation</u>	<u>Revised State Aid Allocation</u>
North Country Children's Clinic/School-Based		
Health Centers - Mental Health Program	\$ 13,890	\$ 11,695
Family Counseling Service of NNY/Early		
Intervention Program	13,250	11,156
Mental Health Association/Invisible Children's		
Program	13,890	11,695
Jefferson County Youth Bureau/Recreation Scholarships	8,000	6,745

and be it further

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 2010 Comprehensive Planning Resource Allocation Agreement and agency agreements on behalf of Jefferson County, and be it further

Resolved, That the 2010 County Budget is hereby amended as follows:

**Decrease:**

Revenue		
01-7310.999.93820	State Aid Youth Programs	\$25,780
01-7310.999.93821	State Aid Youth Admin	\$ 644

Expenditure		
01-7310-7311.4740	YD/DP	\$18,041
01-7310-7311.4745	Recreation Scholarships	\$ 1,255
01-7310-7311.4780	SDPP	\$ 6,484
01-7310-7310.4613	Training	\$ 644

Seconded by Legislator: Michael J. Docteur

Roll Call Vote

Ayes: Adsit, St.Croix, Docteur, Behling, Nabywaniec, Fitzpatrick, Drake, Burto, Ferris, Reed, Zando, Ormsby, Thomas, Blankenbush

Absent: Gray

Resolution passed.

**Resolution No. 90**

**Appointing Members to Community Action Planning Council**

By Legislator: James A. Nabywaniec

Resolved, That, pursuant to the by-laws of the Community Action Planning Council of Jefferson County, the following individuals are hereby appointed to the Board of Directors of said Council for terms to expire December 31, 2011.

James D. St. Croix  
 Marlene Norfolk  
 Nancy Brown  
 Kathleen LaClair

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

**Resolution No. 91**

**Establishing Time and Place for Public Hearings Related to the 2010 Community Development Block Grant (CDBG) Process**

By Legislator: Barry M. Ormsby

Whereas, Jefferson County is in the process of evaluating grant opportunities through the 2010

Community Development Block Grant (CDBG) Program administered by the NYS Office for Community Renewal, and

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

Now, Therefore, Be It Resolved, Pursuant to Section 104(A)(2) of the Federal Housing and Community Development Act, as amended, CDBG public hearings shall be held on Tuesday, March 23, 2010 at 5:00 p.m. and Tuesday, April 13, 2010 at 6:00 p.m. in the Board of Legislators' Chambers, Historic Courthouse, 195 Arsenal Street, Watertown, NY, and be it further

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

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

Seconded by Legislator: Robert J. Thomas

All members present voted aye.

### **Resolution No. 92**

#### **Authorizing Agreement for Development and Submission of Community Development Block Grant (CDBG) Application to the NYS Office for Community Renewal and Development and Administration of Grant Program**

By Legislator: Barry M. Ormsby

Whereas, Jefferson County is eligible to apply for 2010 Federal Community Development Block Grant (CDBG) funds from the NYS Office for Community Renewal, and

Whereas, Through the professional services assistance of Avalon Associates, Inc, the County has received three consecutive (2007-2009) annual CDBG awards totaling \$1.7 million which have been used for housing rehabilitation activities for income eligible Jefferson County residents, and

Whereas, Jefferson County remains committed to pursuing feasible affordable housing resources to improve the quality of the County's housing stock and to assist low to moderate income County residents, and

Whereas, The County issued a new Request for Proposals for the next three year period (2010-2012) to identify qualified community development firms that could assist with grant

preparation, program development activities, and program implementation for CDBG housing assistance initiatives, and

Whereas, Through the RFP process, Avalon Associates has been identified as a firm with the required credentials, expertise, and experience to assist the County in developing a 2010 CDBG housing proposal and application for a sum of \$7,500, which would be a County cost and is contained in the 2010 budget, and

Whereas, Avalon Associates has also proposed, if a CDBG grant is awarded, to develop the program and assist in grant administration for a lump sum of \$15,000 (eligible grant expense); provide actual program delivery services (e.g., qualifying applicants; inspecting properties; preparing loan and construction documents) for \$2,000 per housing unit (eligible grant expense); and fixed general and grant administration services fees as authorized by the grant program (eligible grant expense).

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement with Avalon Associates as described for the terms above for the 2010 CDBG program year, with an option to extend the agreement for the 2011 and 2012 CDBG program years, and be it further

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

Seconded by Legislator: Robert J. Thomas

Chairman Blankenbush entertained a motion to amend the resolution to read in the sixth paragraph that "\$2,000 per housing unit" be changed to "**\$2,250 per housing unit**". Legislator Burto made such a motion it was seconded by Legislator Docteur, and there being no discussion, the amendment was unanimously carried.

All members present voted aye on Resolution No. 92, as amended.

### **Resolution No. 93**

#### **Authorizing Lead Agency Status and a Determination of Non-Significance in Accordance with the State Environmental Quality Review (SEQR) Act for Improvements at the Watertown International Airport**

By Legislator: Barry M. Ormsby

Whereas, Jefferson County is planning a series of improvements to the Watertown International Airport including a runway extension, parallel taxiway construction, and the installation of airfield signage and fencing, and

Whereas, The proposed improvements are classified as a Type 1 action under SEQR and an Environmental Assessment Form has been completed in conjunction with Passero Associates, and

Whereas, Jefferson County indicated its desire to assume Lead Agency status under SEQR and solicited responses on the part of all other agencies involved in the action to determine their potential interest in assuming the designation of Lead Agency, and

Whereas, No other agency indicated interest in assuming Lead Agency status.

Now, Therefore, Be It Resolved, Pursuant to 6 NYCRR Sec. 617.6, Jefferson County hereby accepts and assumes the responsibility to act as Lead Agency for the environmental review for the above described action, and

Be It Further Resolved, Through a review of the Environmental Assessment Form and consideration of criteria in 6 NYCRR Sec. 617.7 (c) the County concludes the action will not have a significant adverse impact on the environment and a corresponding Negative Declaration will be made, and be it further

Resolved, The Chairman of the Board of Legislators is hereby authorized to execute the Determination of Significance, and be it further

Resolved, The Negative Declaration will be filed with all appropriate parties in accordance with 6 NYCRR Sec 617.12.

Seconded by Legislator: Robert J. Thomas

All members present voted aye.

**Resolution No. 94**

**Approving Reappointments to the Thousand Islands  
Regional Tourism Development Corporation**

By Legislator: Barry M. Ormsby

Resolved, That, pursuant to the Articles of Incorporation for the Thousand Island Regional Tourism Development Corporation, the following reappointments by this Board to the Thousand Island Regional Tourism Development Corporation for terms to expire December 31, 2011 are hereby approved:

City Representative .....	Kevin Kieff
Alexandria Bay Representative .....	Ronald Thomson
Jefferson County Administrator .....	Robert Hagemann

At Large Representative ..... Robert Gamble

Seconded by Legislator: Robert J. Thomas

All members present voted aye.

\*(Resolution No. 95 was addressed at the beginning of the meeting.)

Chairman Blankenbush entertained a motion to waive Standing Rules 35 and 60 and all other appropriate rules to introduced two additional resolutions for consideration. A motion was duly made by Legislator Thomas seconded by Legislator Reed and there being no discussion, the motion was unanimously carried.

**Resolution No. 96**

**Amending the 2010 County Budget and Capital Plan to Re-Appropriate FY 2009 Operation Stonegarden Grant**

By Legislator: Robert J. Thomas

Whereas, By Resolution 120 of 2009, This Board of Legislators accepted a \$1,630,000 grant (Operation Stonegarden) from the New York State Office of Homeland Security (NYSOHS) to the Sheriff’s Department for the purpose of increasing security at the border, and

Whereas, Certain unspent grant funds from 2009 must be re-appropriated to the 2010 County Budget, and funds must be transferred from the capital fund to meet the grant needs of 2010.

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

**Increase:**

01-0599 Appropriated Fund Balance \$276,706.23

(Expenditures)

01-3110-3114.1300	Operation Stonegarden Overtime	\$ 89,323.67
01-3110-3114.2300	Operation Stonegarden Technical Equipment	24,297.74
01-3110-3114.2401	Operation Stonegarden Auto. Equipment	7,003.27
01-3110-3114.2480	Operation Stonegarden Trailers	2,000.00
01-3110-3114.4310.001	Operation Stonegarden Internal Fleet Repair	22,081.92
01-3110-3114.4310.002	Operation Stonegarden External Fleet Repair	22,376.42
01-3110-3114.4311	Operation Stonegarden Gas & Oil	23,146.93
01-3110-3114.4414	Operation Stonegarden Supporting Services	77,873.89
01-3110-3114.4514	Operation Stonegarden Uniforms & Clothing	7,950.00
01-3110-3114.8010	Operation Stonegarden Retirement	17,384.69
01-3110-3114.8030	Operation Stonegarden Social Security	14,550.64



01-3110-3114.8040	Operation Stonegarden Workers Comp.	4,717.06
(Transfers)		
20-9006-9901.9000	Transfer to General	\$ 36,000.00
01-8992-999.95031	Transfer from Capital	36,000.00

**Decrease:**

20-9006-3020.2036	Interoperable Communications Equipment	\$ 36,000.00
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and be it further

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

Seconded by Legislator: Michael J. Docteur

Roll Call Vote

Ayes: Thomas, St.Croix, Ferris, Nabywaniec, Drake, Reed, Ormsby, Fitzpatrick, Zando, Docteur, Adsit, Behling, Burto, Blankenbush

Absent: Gray

Resolution passed.

**Resolution No. 97**

**Increasing County Clerk Petty Cash Fund**

By Legislator: Michael J. Docteur

Whereas, As a result of increased business, the County's auditors have recommended the purchase of additional cash drawers in the County Clerk's Office, including the DMV office at Ft. Drum, which necessitates an increase in the County Clerk petty cash fund.

Now, Therefore, Be It Resolved, Pursuant to Section 371, Subdivisions 1 and 2 of the County Law, the funding level of the County Clerk petty cash fund established by Resolution 88 of 1956 and increased by Resolutions 97 of 1982, 323 of 1990, 281 of 1991, and 69 of 1997 is hereby increased from \$725.00 to \$1425.00.

Seconded by Legislator: Kent D. Burto

All members present voted aye.

There being no further business of the Board, on a motion by Legislator Ormsby seconded by Legislator Behling and unanimously carried, the meeting was adjourned at 9:30 p.m.