REGULAR MEETING
April 3, 2018

The meeting was called to order at 5:00 p.m. by Chairman Lawrence Dolhof.

Roll Call: All Legislators were present.

Chairman Dolhof offered the Invocation followed by the Pledge of Allegiance to the Flag.

There were 22 persons present.

Chairman Dolhof declared the March 6, 2018 meeting minutes were approved by general consent.

REPORT OF THE RULES AND LEGISLATION COMMITTEE:

The Rules and Legislation Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Ronald Burns, Chairman
Jerry King
Randall LaChausse

Dated: April 3, 2018

Legislator Moser made a motion to waive the rules, seconded by Legislator Moroughan, and carried.

PRIVILEGE OF THE FLOOR:

A proclamation was read and presented to Mr. Gerald Snyder to commend his 50 years of service as a Copenhagen Volunteer Firefighter, particularly considering our dependence upon our volunteers as first responders in any and every sort of emergency situation. Mr. Snyder was rightfully recognized for his selfless dedication and commitment to protect the community-at-large for over half a century.

Chairman Dolhof presented a proclamation declaring April as Fair Housing Month to Lance Evans, Executive Officer of the Jefferson-Lewis Board of Realtors. This is the 50th anniversary of the passage of the Fair Housing Act, Title VII of the Civil Rights Act of 1968, to enunciate fair housing without regard to race, color, religion, sex, familial status, handicap and national origin. Special events are planned to commemorate these rights.

Adam Matteson and Keith Zehr were presented a commending proclamation for sponsoring a snow tubing and pizza party at the Maple Ridge Center for foster parents and foster children in February 2018.
Hospital CEO Gerald Cayer introduced new orthopedic surgeon Steven Kaplan, M.D. who explained the advantages of direct anterior approach hip replacement, a new procedure that he has performed on over 200 patients. He has been practicing for 35 years in Milwaukee, Wisconsin and over the past 15 years the traditional hip joint surgery has been modified. The procedure enables a smaller incision access through the front side without muscle division. Patients have a shorter hospital stay, less physical therapy requirements and greater overall satisfaction. Dr. Kaplan submits that surgical revenue should quickly offset the required equipment expenditure. Mr. Cayer added that the equipment would be paid over five years.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Gary L. Turck has submitted a letter of resignation from the Lewis County General Hospital Board of Managers effective June 30, 2018.

Town of Diana Historical Museum President Delores Young composed a letter of appreciation to the Board for the County appropriation that will help extend programming to their community.

The NYS Parks, Recreation and Historic Preservation office has informed that the Talcottville Cemetery has been listed on the National Register of Historic Places.

NYSDEC Regional Director Robert Stegemann and NYS Adirondack Park Agency Executive Director Terry Martino each acknowledged receipt of the Board’s opposing resolution to proposed legislation that would change taxation of State Forest Preserve lands from being locally assessed to a PILOT system administered and controlled by the State of NY. The Chenango County Legislature had also forwarded an opposing resolution to the Governor and State representatives.

We acknowledge receipt of resolutions from the Cattaraugus and Chenango County Legislatures opposing the Governor’s proposal to amend the Forest Exemption Law by adding a new 480-B section that would severely lower qualifications for an approved forest stand that could potentially dramatically reduce the taxable value of local taxing jurisdictions.

Also received were resolutions from the Cattaraugus County Legislature supporting the Seneca Nation of Indians’ efforts to stop dumping wastewater from fracking into the Allegheny River; the Tioga County Legislature urging the Governor to fully fund all expenses for State-imposed early voting dates of operation; the Chenango County Legislature calling for the State to schedule any primary on the same date as a Federal primary to reduce local associated expense, and for State funding for Alcoholism and Substance Abuse treatment for those incarcerated in County jails; and the Seneca County Legislature opposing proposed construction of the State’s largest garbage incinerator squarely between Seneca and Cayuga Lakes, submitting the Seneca Meadows Landfill already accepts a disproportionate share of garbage from around the State and that this initiative would be contrary to the State’s aggressive renewable energy goals.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:
The Ethics Board reports they have reviewed and approved all disclosure statements; and have chosen Thomas Beyer as their Chairman.

Legislators have received copies of the Treasurer’s March report and 1st quarterly Bed Tax Report, the 3/23/18 Highway and Solid Waste Audit Reports; minutes of the 2/13/18 Community Services Board and 3/21/18 Youth Bureau Advisory Board meetings.

Sealer of Weights and Measures James Richmire has submitted the March monthly report to be placed on file.

REPORTS OF STANDING COMMITTEES:

Legislator John Lehman, Social Services/Office For the Aging/Youth Bureau Committee Chairman, reported the Youth Bureau had awarded the Village of Lowville Youth Aid Officer $4,600, County Juvenile Aid Officer $3,000, Double Play Community Center $1,400, and Mountain View Prevention Services $5,000 for youth programs.

Legislator Lehman had accompanied a volunteer with delivery of meals-on-wheels to seniors in the Harrisville area. He was overwhelmed with the sincere kindness and compassionate manner to those served. While delivering food, volunteers are watchful for other opportunities to assist. That particular day, the volunteer remained with a person who had fallen at home until assured they were alright to stay alone.

Legislator Lehman made a motion to authorize Commissioner of Social Services Jennifer Jones to refill a permanent full-time Community Services Worker, due to a resignation. The motion was seconded by Legislator Chartrand and carried.

Legislator Lehman made a motion to authorize the Commissioner to refill a permanent full-time Caseworker, due to a resignation, effective April 6, 2018. The motion was seconded by Legislator King and carried.

Legislator Lehman commended the Board for hiring Office for Aging Director Kelly Hecker, terming her an excellent choice.

Legislator Randall LaChausse, Information Technology Committee Chairman, reported broadband expansion progress projecting that several tower sites would be fully functioning by June. American Tower has hired Aerosmith, who are specialists assisting with the SEQRA process for over 60 new towers.

Legislator LaChausse made a motion to authorize Real Property Tax Director Candy Akin to refill a Senior Keyboard Specialist position, due to a resignation, effective immediately, seconded by Legislator Lehman and carried.

Legislator Jerry King, Ways and Means/Buildings and Grounds Committee Chairman, made a motion to authorize County Clerk Linda Hoskins to refill a Senior Keyboard Specialist
effective April 13, 2018, due to current employee transfer. The motion was seconded by Legislator Burns and carried.

Legislator King informed the Interoperability radio channels project has entered the design phase and should be completed by August.

Legislator Thomas Osborne, Public Health/Community Services Committee Chairman, reported the Northern Regional Center for Independent Living has contracted with Cortel Improvement to assist with formulating their strategic plan.

Legislator Osborne reported the Community Services Board sub-committees are working with community members to review the existing and compose the 2019 strategic plan by the June 1st deadline. They are assisting the Planning Department to update the County’s transportation plan; and are working with the Priorities Council, agencies and Fort Drum Regional Health Planning Organization with recruitment, retention and education workforce issues. Efforts continue to increase resident’s understanding and knowledge about opioid abuse, substance abuse and awareness of local resources.

Legislator Osborne reported 466 lab confirmed cases of influenza as of 3/21. The numbers continue to decline, but remain 42% above this time last year. According to State reporting, Lewis County was ranked 17th statewide for current health outcomes. The statistics of driver alcohol-related deaths and suicide rates are high, but would be substantially affected if there were only 1 or 2 less incidents for either category.

An Emergency Preparedness drill is scheduled for 4/26/18 at L.A.C.S. with a goal to demonstrate the ability of Public Health staff and volunteers to vaccinate large numbers of people in a short time.

Legislator Osborne informed the NYS Department of Health recently notified that Federal monies in the amount of $5,213.00 would be passed on to Lewis County to offset 2012-2013 Early Intervention program payments.

Legislator Osborne made a motion to authorize Anna Platz to travel to Santa Fe, New Mexico to attend the National Coalition Academy Training from April 29-May 5, 2018. She is Public Health’s representative on the Coalition and will assist the department with other coalitions and partnerships. All related travel expenses will be financed by Mountain View Prevention Services’ Drug Free Communities’ grant. The motion was seconded by Legislator King and carried.

Legislator Gregory Kulzer, Courts and Law Enforcement/Fire & Emergency Management Director/Building Codes Committee Chairman, stated that Sr. Code Enforcement Officer Ward Dailey reported the State’s residential and commercial codes are more efficient for better windows and insulation than the International codes. The State last adopted new codes in 2015 and are currently due for the 3-year review.
Discussion continues among all stakeholders about policies and costs for “Raise the Age” regulations effective 10/1/18 that will prohibit 16 year olds from being processed or housed at the jail.

Legislator Kulzer reported that Sheriff Carpinelli is researching the feasibility of utilizing a company for single tray packaged meals for inmates that would require a special microwave.

Legislator Kulzer stated that Undersheriff McIntosh has revamped the entire Parks and Recreation patrols. For the 2016-2017 snowmobile season two deputies were assigned on Saturdays and Sundays and averaged 200 patrol miles, compared to the 2017-2018 season during which three deputies were assigned Thursday through Sunday for around-the-clock patrols and averaged 1,200 patrol miles per snowmobile.

Legislator Kulzer reported that during the past three years the Sheriff’s Department has been loaned a new snowmobile from Smith Marina in Old Forge at no charge. At the company’s request, the Committee recommends the County purchase the machine at a discounted price at the end of this season to enable the loaner program to continue.

Legislator Kulzer made a motion to designate temporary Sr. Probation Officer Sarah Bush as permanent, effective April 4, 2018, seconded by Legislator King and carried.

Legislator Kulzer made a motion to authorize Sheriff Carpinelli to refill a full-time Cook Manager at the Jail, due to an impending April retirement, seconded by Legislator Moser and carried.

Legislator Kulzer made a motion to authorize Sheriff Carpinelli to refill a part-time Deputy Sheriff, due to a promotion, seconded by Legislator Lehman and carried.

Legislator Kulzer made a motion to authorize Sheriff Carpinelli to purchase two (2) UTV’s from Gamble Distributors, Inc. in the amount of $14,931.00 each, and a trailer from Northland Trailers, LLC in the amount of $7,900.00, as the low quotes. The motion was seconded by Legislator Moser and carried.

Legislator Chartrand, Hospital Committee Chairman, announced and congratulated February employee-of-the-month, certified nursing assistant Yazmin Rice.

He announced the annual Hospital Auxiliary geranium sale will be held on 5/12 and 5/22/18.

Legislator Chartrand reports a February gain of $14,560 equating a year-to-date surplus of $15,351. The year-to-date observation visits are an all time high of 41% above budget. The 18 surgeries equal projections, however, ambulatory surgeries are below budget by 10. Total emergency room visits were 53 above budget, while admissions were nine above projections. There were 44 persons treated and released at the emergency room, being 3 percent above budget.
Legislator Chartrand explained the proposed resolution to create a senior custodial worker and abolish two other positions was a result of reorganization in a couple departments.

Hospital union negotiations are ongoing. The County is offering a new health savings account option with the high deductible plan that will assist with out-of-pocket health expenses. Similar health insurance plan options are standard throughout the industry.

Legislator Chartrand cited the resignation of Gary Turck from the Board of Managers was due to several major changes with his private business that will prevent him from fulfilling this commitment. Legislator Chartrand directs that an advertisement be published to recruit interested persons to fill the upcoming vacancy for the term due to expire 12/31/2020.

In conclusion, he informed that March 30, 2018 was National Doctor’s Day, encouraging everyone to relay appreciation to their physician.

Legislator Andrea Moroughan, Transportation/Solid Waste Committee Chair, reported meeting with Development Authority of the North Country (DANC) representatives, after which the committee withdrew the initiative to impose a fee for recyclables. Other alternatives are being explored.

Legislator Moroughan reported the Highway’s pole barn roof repairs have been completed; and that IT Director Adam Zehr is assisting to repair the transfer radios for the fuel system. Also, stone is being hauled to some culvert pipe job sites scheduled for this summer, which will free up trucks for other jobs.

Legislator Moroughan made a motion to authorize Highway Superintendent David Becker to fill ten (10) Full-time temporary seasonal workers in either Grade 4 or Grade 15, pursuant to Civil Service rules and regulations, effective immediately. The motion was seconded by Legislator Moser and carried.

Legislator Moroughan made a motion to award bids for sand, gravel, crushed stone and concrete based on project location; and for crushing stone to Lyndaker Excavation for amount of $4.19 per cubic yard, in accordance with the tabulation of all bids prepared by the Highway Superintendent and placed on file with the Clerk of the Board, for the period 4/1/2018 to 3/31/2019. The motion was seconded by Legislator Chartrand and carried.

Legislator Moroughan made a motion to award the bid in the amount of $99,900.00 to Waldroff Equipment, Inc. to purchase a new Tractor with Mid-Mount Mower/Sweeper, seconded by Legislator Moser. In response to Legislator Kulzer, David Becker stated the expense was budgeted and each of the two sweeping crews will now have a sweeper. The motion then carried.
Legislator Moroughan made a motion to award bids for hot asphalt to Barrett Paving, Hanson and Paverite based on project location; and to Gorman for paver-placed surface treatment in accordance with the tabulation of all bids prepared by the Highway Superintendent and placed on file with the Clerk of the Board, for the period 4/1/2018 to 3/31/2019. The motion was seconded by Legislator Lehman and carried.

COUNTY MANAGER REPORT:
Ryan Piche stated proposed resolutions represent the culmination of collaborative recommendations by management, union representatives and health insurance consultants for new voluntary health plan options. He asserted the County’s respective share has and will continue to equate a large portion of the aggregate budget increase.

The solar project is currently producing electricity, he said, but grid connectivity depends upon finalizing contractual terms with Greenskies, which will be discussed later today. A ribbon-cutting ceremony will be scheduled.

Mr. Piche reported that NYSAC had successfully lobbied on behalf of counties for additional State Budget funding for highways and bridges; and, the Governor’s proposal to change assessment of State lands from local assessing to PILOT’s was removed from the State Budget process. However, there were no considerations for inclusion of on-line sales tax collection as advocated by NYSAC.

Mr. Piche cited the brief mission and vision discussion at the beginning of Hospital Board of Manager meetings, suggesting this Board consider a similar process. He is developing a survey that will be generated among Legislators to define their primary goals and key initiatives.

He announced the Chamber of Commerce 4/19/18 Spring Fling event sponsored by North Country Broadband/Mohawk Networks at the Ridgeview Inn. That same evening JCC President Dr. Ty Stone will be at Jebb’s Restaurant for an open forum with alumni and other residents interested in JCC’s mission for Lewis County.

Legislator Moser inquired about proposed ATV related bills before the State Legislature. Mr. Piche was tracking three relative bills, none of which were adopted. All policy proposals appear to have been removed from the budget process and may be considered separately from the adopted State spending bills.

COUNTY TREASURER REPORT:
Treasurer Patricia O’Brien recited the balances of the Special Legislative Contingency Fund - $99,381.46; Contingency Fund-$395,941.03; Capital Data Processing Fund-$98,326.11 and Capital Equipment Fund - $527,083.61, of which $207,379.85 is the Highway portion. She also reported first quarter sales tax revenue of $1,130,505.46; and the current Hospital debt of $900,000. The balance of the Internal Service Fund is $2,367,642.72.

REPORT OF THE WAYS AND MEANS COMMITTEE:
REPORT OF
WAYS AND MEANS COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Ways and Means Committee reports that they have examined the claims presented for payment in the total amount of $1,530,348.72 and recommend that they be audited and allowed for the amounts claimed.

Jerry King
Chair

Gregory Kulzer
Committee

Richard Chartrand
Committee

Dated: April 3, 2018

Approved on motion by Legislator Moser, seconded by Legislator Chartrand, and carried.
RESOLUTION NO. 115 - 2018
AUDITING AND ALLOWING CLAIMS

Introduced by Legislator Jerry King, member of the Ways and Means Committee.

RESOLVED that the claims presented for payment in the total amount of $1,530,348.72 be and each is hereby audited and allowed for the amounts claimed, and that the Clerk is authorized and directed to draw checks for the County Treasurer for the amounts claimed, in favor of each of the claimants or their assigns.

Moved by Legislator LaChausse, seconded by Legislator Chartrand, and adopted by the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Lehman, Moroughan, Moser, Osborne, and Dolhof.

NAYS: None.

ABSENT: None.
LOCAL LAW (INTRODUCTORY NO. 1 - 2018)
COUNTY OF LEWIS

Introduced by Legislator Ronald Burns, Chairman of the Workers’ Compensation Committee.


BE IT ENACTED by the Board of Legislators of the County of Lewis as follows:

SECTION 1. That Local Law No. 8-2015 thereby Re-Stating Local Law No. 4-1956, County of Lewis, as subsequently amended, entitled "A LOCAL LAW ENUMERATING RULES AND REGULATIONS OF THE ADMINISTRATION OF LEWIS COUNTY SELF-INSURANCE PLAN" is hereby amended as follows:

SECTION 2. Rules and Regulations for the Administration of the Lewis County Self-Insurance Plan are hereby promulgated.

A. In addition to the County, the following shall be deemed eligible to participate in the Lewis County Self-Insurance Plan (1) all of the seventeen (17) Towns and [all] Villages within the County; (2) Lewis County Search & Rescue, Inc. effective January 1, 1994; and (3) Lewis County Soil & Water Conservation District pursuant to Workers’ Compensation Law Section 63 subdivision 5.

[Volunteer Fire Departments, Volunteer Fire Companies and Fire Protection Districts shall be deemed to be the liability of the participating Town in which each of the Volunteer Fire Departments or Volunteer Fire Companies are home based.]

Eligible participants as defined in subdivision (A) hereof and other than those in the Plan at the time of its adoption, shall be admitted as of January first following the date of application for participation, provided, however, that a certified copy of a resolution of the governing body of the applicant must be filed with the Workers’ Compensation Committee (Committee) of the Lewis County Board of Legislators by the preceding July first.

B. A participant may withdraw from the Plan effective at the end of a fiscal year, by filing with the Committee by the preceding July first notice of such withdrawal.
a. Provided, however, that as a condition of such withdrawal, such participant shall pay, in a lump sum or in installments, an equitable share of the outstanding liabilities of the plan as of the date of withdrawal.

b. The amount payable by said participant for such withdrawal shall be determined by an actuary based on historical claims data and shall include the cost of such actuarial study, and upon withdrawal shall be paid in full to the Lewis County Self-Insurance Plan, or in such installments and at such dates as the Board of Legislators may determine.

c. Any payments required upon entry to or withdrawal from the Plan may be financed, in whole or in part, by any municipal corporation or district corporation by the issuance of bonds or capital notes pursuant to the local finance law. (See. Workers’ Compensation Law Section 65[1].

C. The share of each participant in the Plan shall be collected as provided in Section 67 of the Workers’ Compensation Law, except that the share of the Towns and Villages participating in the Plan shall be collected by inclusion in the next succeeding tax levy. The annual estimate of expenses shall be apportioned among the participants in a manner consistent with New York State Workers’ Compensation Law and recommended by the Plan Administrator and approved by resolution of the Board of Legislators. The apportionment formula(s) shall be established by resolution and forwarded annually to each participant pursuant to Section 67 of the Workers’ Compensation Law by the preceding September first.

D. A reserve of $2,000,000 is hereby established for the Plan. Such amount shall be accumulated by including in each annual estimate a sum not to exceed $10,000. However, beginning in fiscal year 1965 such amount may be accumulated by (a) inclusion in each annual estimate a sum not exceeding $10,000, or by (b) the transfer to said reserve of any unexpended balance in current funds, or by (c) the addition to said reserve of any income earned from the investment of the funds in said reserve, or by (d) such combination of said methods as the Committee may deem proper. The first installment shall be included in the annual estimate of 1957. When the amount of the reserve is at the maximum, any amount expended therefrom shall be restored by one or more of the aforesaid methods, as said Committee may designate.

E. Every volunteer firefighter/ambulance squad applicant shall undergo a physical examination and be accepted for inclusion under the Lewis County Self-Insurance Plan by the Workers’ Compensation Committee or its duly authorized Administrator, before undertaking any of the said volunteer duties. Said physical examination and related forms shall be an expense of the Plan. Failure to take such physical examination and be so approved, shall deny all coverage hereunder to said volunteer.
No participant shall allow an employee or volunteer to assume a position, the duties of which would knowingly aggravate a physical defect or disability.

F. That no other provision of this Local Law withstanding youths being considered, treated and placed with reference to programs under Section 758-a of the Family Court Act and all related laws, rules and regulations, shall be exempt.

G. Each participant shall maintain a record of all injuries sustained by respective employees in the course of their employment. Forms or reports to be filed by participants pursuant to this subdivision shall be furnished by and be an expense of the Plan. Reports required to be filed with the New York State Workers’ Compensation Board, pursuant to the Workers’ Compensation Law; Volunteer Firefighters’ Law or Volunteer Ambulance Law, shall be filed promptly with the Administrator of the Lewis County Self-Insurance Plan. The Committee shall report to the Board of Legislators failure of a participant to file required reports, and the Board of Legislators may take such action as it deems proper as provided herein.

H. Plan participants shall cooperate with the Committee by promptly filing all required reports, by aiding in the investigation of claims, and the furnishing of any additional aid or information that may be required to carry out the provisions and the intent of the Workers’ Compensation Law, Volunteer Firefighter’s Law or Volunteer Ambulance Law. The Board of Legislators may, by resolution, impose a penalty upon any Participant equal to the amount imposed upon the Lewis County Self-Insurance Plan by the New York State Workers’ Compensation Board for a respective claim, due to non-compliance with the Payor Compliance Policy.

I. The Board of Legislators may, by resolution, expel a participant for failure to observe the rules and regulations adopted, or for any violation of the provision of the Workers’ Compensation Law, Volunteer Firefighter’s Law or Volunteer Ambulance Law provided, however, that a participant shall be notified in writing at least thirty (30) days prior to the effective date of expulsion; and further provided, that expulsion shall not relieve a participant from paying its share of the outstanding liabilities of the Plan at the date of expulsion, as determined by an actuary based on historical claims data.

J. An employer who knowingly permits or employs a minor to work in violation of any provision of the New York State Labor Law, shall be liable for imposed increased awards provided by Section 14-a of the Workers’ Compensation Law.

K. That the Lewis County Board of Legislators hereby delegates to the Workers’ Compensation Committee thereof full power and authority to make and promulgate any and all rules and regulations in connection with the enforcement and administration of the within Local Law provided that such rules and regulations are
not inconsistent herewith or inconsistent with any applicable Federal or State laws, rules and regulations.

SECTION 3. That pursuant to Section 3, Group 19 of the Workers’ Compensation Law, this Local Law shall cover all employees or officers elective or appointive, or otherwise not enumerated in Section 3, Subdivision 1, Groups 1 to 17 inclusive, of the Workers’ Compensation Law.

SECTION 4. That this Local Law shall take effect immediately upon all legal requirements being met.
RESOLUTION NO. 116 - 2018
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY NO. 1 - 2018), COUNTY OF LEWIS

Introduced by Legislator Ronald Burns, Chairman of the Workers’ Compensation Committee.

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on April 3, 2018 a proposed Local Law entitled “A LOCAL LAW AMENDING LOCAL LAW NO. 8-2015 RE-STATING LOCAL LAW NO. 4-1956 COUNTY OF LEWIS, AS SUBSEQUENTLY AMENDED, BEING A LOCAL LAW ENUMERATING RULES AND REGULATIONS OF THE ADMINISTRATION OF THE LEWIS COUNTY SELF-INSURANCE PLAN”; and

WHEREAS, amendments to section 2A are proposed and the following excerpt was removed from section 2B(b) “[or said participant may elect to assume all financial responsibility for each and every claim made against the respective participant without regard to date of occurrence]”.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on May 1, 2018, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators on the Second Floor Board Room at the Lewis County Courthouse, New York, 7660 North State Street, Lowville, New York to hear all persons for or against such local law.

Section 2. That at least five (5) days notice of such hearing shall be given by the Clerk of this Board by the due posting thereof upon the bulletin board of the Lewis County Court House, Lowville, New York, and by publishing such notice at least once in the official newspaper of the County.

Moved by Legislator _King_, seconded by Legislator _Moser_, and adopted.
RESOLUTION NO. 117 - 2018
RESOLUTION APPOINTING MEMBER TO
COMMUNITY MENTAL HEALTH, DEVELOPMENTAL DISABILITIES AND ALCOHOLISM SERVICES BOARD

Introduced by Legislator Thomas Osborne, Chairman of the Community Services Committee.

WHEREAS, the Committee has reviewed candidate resumes and letters of intent and recommends the appointment of Scott Exford to fill a vacancy on the Lewis County Community Mental Health, Developmental Disabilities and Alcoholism Services Board.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. Pursuant to Mental Hygiene Law Section 41.11, the Board of Legislators hereby appoints Scott Exford of 5234 Sunset Drive, Lowville, New York 13367 to the Lewis County Community Mental Health, Developmental Disabilities and Alcoholism Services Board.

Section 2. That the term of said appointment shall be effective from April 4, 2018 through December 31, 2021.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Burns, and adopted.
RESOLUTION NO. 118 - 2018
RESOLUTION APPOINTING MEMBER TO
COMMUNITY MENTAL HEALTH, DEVELOPMENTAL
DISABILITIES AND ALCOHOLISM SERVICES BOARD

Introduced by Legislator Thomas Osborne, Chairman of the Community Services Committee.

WHEREAS, the Committee has reviewed candidate resumes and letters of intent and recommends the appointment of Laurie Simmons to fill the un-expired term of John Waterhouse on the Lewis County Community Mental Health, Developmental Disabilities and Alcoholism Services Board.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. Pursuant to Mental Hygiene Law Section 41.11, the Board of Legislators hereby appoints Laurie Simmons of 12271 County Route 155, Adams Center, New York 13606 to fill the un-expired term of John Waterhouse on the Lewis County Community Mental Health, Developmental Disabilities and Alcoholism Services Board.

Section 2. That the term of said appointment shall be effective from April 4, 2018 through December 31, 2019.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator _Moroughan_, seconded by Legislator _Lehman_, and adopted.
RESOLUTION NO. 119 - 2018
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO COUNTY CLERK

Introduced by Legislator Jerry King, Chairman of the County Clerk Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the County Clerk’s Department of Motor Vehicles, to:

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Section 2. That County Clerk Linda Hoskins is hereby authorized to fill the Clerk position effective at the beginning of the next payroll period April 14, 2018.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.
RESOLUTION NO. 120 - 2018
RESOLUTION INCREASING DISTRICT ATTORNEY SALARY PURSUANT TO NEW YORK STATE BUDGET MANDATE AND JUDICIARY LAW

Introduced by Legislator Gregory Kulzer, Chairman of the Courts and Law Enforcement Committee.

WHEREAS, on December 24, 2015, the New York State Commission on Legislative, Judicial, and Executive Compensation voted to recommend increases to the salaries of state judges in 2016 and 2018, and to place New York State Supreme Court justice salaries on par with those of federal district court judges by March 31, 2018. The recommended increase places Supreme Court judges’ salaries at $208,000 beginning April 1, 2018. County Court judges’ salaries are set at 95% of a Supreme Court Judge’s salary ($197,600 in 2018); and

WHEREAS, State Judiciary Law 183-a links judicial salaries with full-time county district attorneys’ (DA) salaries. In Lewis County, the full-time DA salary must be equal to the County Court Judge’s salary; and

WHEREAS, for over 50 years the State paid for every mandated DA salary increase through the State Budget. On April 1, 2016 the State adopted a budget and failed to include the approximately $1.6 million cost to counties to fund the DA salary increases, once again shifting another unfunded, mandated cost to the counties; and

WHEREAS, on April 1, 2016, the effect of this adopted budget and failure to address the cost of this increase on the County, Lewis County was required to pay an increase in salary for the DA from $152,500 to $183,350 (an increase of $30,850) and $185,200 on April 1, 2017; and

WHEREAS, these unfunded mandated increases negatively impact the County’s allowable tax cap growth under the state-imposed 2% property tax cap year after year; and

WHEREAS, as of April 1, 2018, the salary for the Lewis County District Attorney is again scheduled for another unfunded, State-imposed annual increase to $197,600 in accordance with the scheduled increase tied to the County Court judge’s salary as set forth in Judiciary Law § 183-a; and

WHEREAS, with this second, unfunded mandated pay increase for County District Attorneys without a chapter amendment to the State budget to rectify this unfair burden to the County, the State continues to force the County to spend nearly all of its tax cap on these unfunded State mandated costs; and

WHEREAS, in 2016 and 2017, the Board of Legislators recorded its opposition to the State’s 2016 budget which included this unfunded mandate of a raise in the salary of the full-time DA, and renews its opposition to this mandatory salary increase burden once again. The Governor was presented with a chapter amendment to the 2016-17 State Budget that would have rectified this unfair directive and burden on the county, and which would have provided for the State to do what it had done in the prior 50 years, i.e., to pay for any increase in DA salaries.
The proposed amendment would require the State to reimburse the counties for the pay increase for full-time DAs effective and retroactive to April 1, 2016, and further requires the State to pay the costs of any mandated increases in DA salaries in the future. The Governor failed to include this chapter amendment in the State Budget. Once again, he has reneged on his promise not to subject the counties to any unfunded mandates; and

WHEREAS, the Board of Legislators renews its opposition to this unfunded, mandated additional increase to the DA salary effective April 1, 2018. By the Governor’s failure to properly act to rectify this matter, the Board is again faced with an untenable situation to abide by the current obligations under State Judiciary Law §183-a until amended by the Governor and State Legislature to provide the financial relief to the counties.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby records its continued disappointment with the Governor in allowing this on-going unfunded state mandate burden upon the local counties and taxpayers for the additional increase to the full-time DA salary effective April 1, 2018; a cost the State had always previously paid and funded for over fifty (50) years. The Board of Legislators reminds the Governor that he can rectify this matter by signing a chapter amendment to the State Budget to require the State to pay the costs of mandated District Attorney pay increases as set forth in Judiciary Law § 183-a; and require the State to reimburse the counties for any amounts it pays and has paid under the law effective and retroactive to April 1, 2016.

Section 2. That the Lewis County Board of Legislators hereby authorizes the State mandated additional increase to the Lewis County District Attorney’s annual salary of $197,600, effective April 1, 2018; and directs that the Chairman of the Board of Legislators take any and all continued action to secure reimbursement from the State for this unfunded, mandated increase payment.

Section 3. That the Lewis County Board of Legislators directs the Treasurer to adjust the payroll and pay any un-budgeted amount for this increase from the contingency fund.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator ___King___, seconded by Legislator ___Lehman___, and adopted. Legislator Kulzer, Legislator LaChausse, Legislator Moroughan, and Legislator Moser were opposed.
RESOLUTION NO. _121_ - 2018
RESOLUTION TO APPROPRIATE FUNDS
DISTRICT ATTORNEY

Introduced by Legislator Gregory Kulzer, Chairman of the Courts and Law Enforcement Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved in the Office of the District Attorney to appropriate funds received through DA Federal Money (T0 000873) to reimburse for DA Moser’s Winter Conference.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Increase Revenue</strong></td>
<td></td>
</tr>
<tr>
<td>A0116500 326260 (Forfeiture Proceeds)</td>
<td>$900.11</td>
</tr>
<tr>
<td><strong>Increase Expense</strong></td>
<td></td>
</tr>
<tr>
<td>A0116500 450700 (Travel)</td>
<td>$900.11</td>
</tr>
</tbody>
</table>

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _Moser_, seconded by Legislator _King_, and adopted.
RESOLUTION NO. 122 - 2018
RESOLUTION URGING THE GOVERNOR
AND NYS LEGISLATURE TO
FULLY FUND EARLY VOTING OPERATIONS

Introduced by Legislator Randall LaChausse, Chairman of the Elections Committee.

WHEREAS, pursuant to State Law, Counties in New York manage, operate and fund elections; and

WHEREAS, in his State-of-the-State Address and Executive 2018-19 State Budget proposal, Governor Andrew M. Cuomo has proposed requiring every County to offer residents early voting opportunities through at least one early voting poll site during the 12 days leading up to Election Day; and

WHEREAS, the proposal will require Counties to offer at least eight hours on weekdays and five hours on weekends to cast early ballots; and

WHEREAS, Counties must have one early voting poll site for every 50,000 residents, at a location determined by the bipartisan County Board of Elections and subject to standards of accessibility and convenience; and

WHEREAS, County Board of Elections will designate at least five polling places in each County, geographically located so as to provide all voters in the County with an equal opportunity to cast a ballot; and

WHEREAS, these proposals will significantly increase costs to County Board of Elections for staffing and securing early voting locations, printing and counting additional ballots, and meeting other legal election requirements associated with maintaining polling stations over an extended period of time (rather than one day); and

WHEREAS, pursuant to New York State Law, Counties have the authority to pass election costs on to their municipal counterparts, which is the practice by more than half of the Counties; and

WHEREAS, the cost of early voting has been estimated at $6.4 million per year; and

WHEREAS, the State-imposed property tax cap makes it difficult for local governments to absorb new costs of any kind.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators calls upon the Governor and the State Legislature to fund all costs associated with early voting.
Section 2. That the Lewis County Board of Legislators strongly urges the State to remove the early voting requirement unless they are able to provide full funding.

Section 3. That certified copies of this resolution shall be forwarded to Honorable Governor Andrew M. Cuomo, NYS Senator Joseph Griffo, NYS Assemblyman Kenneth Blankenbush and NYSAC.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Moser, and adopted.
RESOLUTION NO. 123 - 2018
RESOLUTION APPROVING ADDITIONS TO THE TWO (2) VOLUNTARY, ALTERNATIVE HEALTH INSURANCE PLANS

Introduced by Legislator Ronald Burns, Chairman of the Insurance Committee

WHEREAS, the County of Lewis (the “County”) has heretofore established and maintained the Lewis County Health Plan (the “Plan”), a self-funded health insurance program for its employees; and

WHEREAS, the Lewis County Treasurer, in her capacity as the Plan Administrator, together with the health insurance committee, makes periodic assessments to ascertain an appropriate premium equivalent for Plan participants in order to sustain the benefits provided in the Plan; and

WHEREAS, in 2017, the County of Lewis Health Insurance Committee, having reviewed and analyzed the health insurance plan and fund balance, crafted two (2) alternative, voluntary plans to be offered to employees in order to address the financial losses under the sole current County plan. By Resolution No. 296-2017, the Board of Legislators approved and introduced two new voluntary health insurance plans effective September 1, 2017. The two voluntary plans are known as the “hybrid plan” and the “high deductible plan”, and provide alternative, lower premium plans for those who may find these lower premium/higher deductible plans more appropriate to their circumstances. Special meetings, notices, and descriptions of each plan in comparison to the existing plan were provided to employees and retirees; and

WHEREAS, in order to provide more incentive for employees to consider these voluntary alternative health plans, the Health Insurance Committee is offering the following additions to the voluntary alternative health insurance plans for all employees in the County, including hospital Employees, as follows:

Hybrid Plan: Telemedicine - $15 Copay; Limited Network; and Preferred Mail Order Program.

High Deductible Plan: Telemedicine - $40 Copay; Limited Network; Preferred Mail Order Program; a Health Savings Account (HSA) with County Contributions to said account for the first three (3) years upon enrollment and certain milestones; and
WHEREAS, the two voluntary alternative plans with the proposed additions are summarized in the following charts:

<table>
<thead>
<tr>
<th>Hybrid Plan</th>
<th>High Deductible Plan</th>
</tr>
</thead>
<tbody>
<tr>
<td>Introduced by management in 2017</td>
<td>Introduced by management in 2017</td>
</tr>
<tr>
<td>25% Member Premium</td>
<td>25% Member Premium</td>
</tr>
<tr>
<td>75% County Premium</td>
<td>75% County Premium</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Premium Costs</th>
<th>Premium Costs</th>
</tr>
</thead>
<tbody>
<tr>
<td>Individual Cost: $651.08/Month</td>
<td>Individual Cost: $559.05/Month</td>
</tr>
<tr>
<td>Two-Person Cost: $1,267.63/Month</td>
<td>Two-Person Cost: $1,088.46/Month</td>
</tr>
<tr>
<td>Family Cost: $1,833.76/Month</td>
<td>Family Cost: $1,574.57/Month</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Deductible Costs</th>
<th>Deductible Costs</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Indiv.</td>
</tr>
<tr>
<td>LCGH</td>
<td>$250</td>
</tr>
<tr>
<td>In Network</td>
<td>$750</td>
</tr>
<tr>
<td>Out/Network</td>
<td>$1,500</td>
</tr>
<tr>
<td></td>
<td>In Network</td>
</tr>
<tr>
<td>Out/Network</td>
<td>$4,000</td>
</tr>
</tbody>
</table>

Proposed Additions
Telemedicine - $40 Copay
Limited Network
Preferred Mail Order Program

Health Savings Account (HSA)
A savings account that lets you set aside money on a pre-tax basis to pay for qualified medical expenses.

<table>
<thead>
<tr>
<th>Proposed County HSA Contributions:</th>
<th>Individual</th>
<th>Family</th>
</tr>
</thead>
<tbody>
<tr>
<td>Y1 Enrollment</td>
<td>$750</td>
<td>$1,500</td>
</tr>
<tr>
<td>Y1 Blue4U</td>
<td>$500</td>
<td>$1,000</td>
</tr>
<tr>
<td>Y1 Tobacco Plan</td>
<td>$250</td>
<td>$500</td>
</tr>
<tr>
<td>Y1 Max Available</td>
<td>$1,500</td>
<td>$3,000</td>
</tr>
<tr>
<td>Y2 - Y1 Improvement</td>
<td>$500</td>
<td>$1,000</td>
</tr>
<tr>
<td>Y2 - Cont’d Enrollment</td>
<td>$750</td>
<td>$1,500</td>
</tr>
<tr>
<td>Y2 – Cont’d Tob. Cess.</td>
<td>$250</td>
<td>$500</td>
</tr>
<tr>
<td>Y2 Max Available</td>
<td>$1,500</td>
<td>$3,000</td>
</tr>
<tr>
<td>Y3 Max Available</td>
<td>$1,500</td>
<td>$3,000</td>
</tr>
</tbody>
</table>

WHEREAS, the Lewis County Plan Administrator and County of Lewis Health Insurance Committee hereby recommend that the Board of Legislators approves the proposed additions to the two voluntary alternative health plans (Hybrid Plan and High Deductible Plan) as outlined above, effective April 3, 2018.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby approves the Plan Administrator’s and Health Insurance Committee’s proposed additions to the voluntary, alternative health insurance
plan offers, known as the “Hybrid Plan” and “High Deductible Plan”, as outlined above, effective April 3, 2018, until further amended or modified by the Board of Legislators.

Section 2. That the within Resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator LaChausse.

Legislator Burns made a motion to amend the amount for the Hybrid Plan Family deductible for the domestic tier (LCGH) to $750.00, due to a clerical error. The motion was seconded by Legislator King and carried.

The resolution was then adopted.
RESOLUTION NO. 124 - 2018
RESOLUTION TO REDUCE JULY 1, 2018 SCHEDULED ADDITIONAL INCREASE TO HEALTH INSURANCE PREMIUMS TO TWO (2%) PERCENT

Introduced by Legislator Ronald Burns, Chairman of the Insurance Committee.

WHEREAS, the County of Lewis (the “County”) has heretofore established and maintained the Lewis County Health Plan (the “Plan”), a self-funded health insurance program for its employees; and

WHEREAS, the Lewis County Treasurer, in her capacity as the Plan Administrator makes periodic assessments to ascertain an appropriate premium equivalent for Plan participants in order to sustain the benefits provided in the Plan, and follows recommendations of State health plan administrators who call for a health insurance fund balance to be maintained at a level to cover run-out-claims; and

WHEREAS, the Lewis County Treasurer reviewed the Health Insurance Fund balance and in 2016 determined that the Fund balance was critically below the levels recommended by the health plan administrators; and

WHEREAS, by Resolution No. 435-2016 the Lewis County Board of Legislators approved the Plan Administrator’s recommendations to increase the health insurance premium equivalents by 10% effective January 1, 2017, and with additional 10% increases every six (6) months thereafter until the Health Insurance Fund balance reached $4 million dollars; and

WHEREAS, the Plan Administrator and the other members of the County’s Health Insurance Committee, report that the increases which were put into effect January, 2017, July 2017 and January, 2018, have replenished the fund balance to a more sufficient level to cover run out claims with less than an additional 10% increase to the premium equivalents scheduled to go into effect July 1, 2018; and that an additional increase of 2% to the premium equivalents is recommended to go into effect July 1, 2018; and

WHEREAS, the County of Lewis Board of Legislators seeks to approve and adopt the Plan Administrator’s and Health Insurance Committees’ recommendation to reduce the scheduled increase to the health insurance premium equivalents scheduled to go into effect July 1, 2018 from 10% to 2%, until further action by the Board.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby approves the Plan Administrator’s and County Health Insurance Committee’s recommendation to reduce the additional health insurance premium equivalents scheduled for July 1, 2018 from 10% to 2%, effective July 1, 2018.

Section 2. The Board of Legislators approves the aforementioned reduction in the additional scheduled increase to the health insurance premiums until further amended or modified by the Board of Legislators.
Section 3. That this Resolution shall take effect immediately.

Moved by Legislator _King_, seconded by Legislator _Chartrand_.

Legislator Kulzer took issue with the two percent increase, citing advice from the actuary consultant that a zero increase would not adversely affect the County fund. However, the consultant recommends the plan be reviewed every six months to determine appropriate premium levels. He relayed speaking with Treasurer Patricia O’Brien who had indicated adequate funds to cover current claims. Legislator Kulzer asserted the increase may have affected the union vote.

The resolution was then adopted. Legislator Kulzer was opposed.
RESOLUTION NO. 125 - 2018
RESOLUTION AUTHORIZING A FUEL STORAGE RENTAL AGREEMENT
BETWEEN THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION
AND THE LEWIS COUNTY HIGHWAY DEPARTMENT

Introduced by Legislator Andrea Moroughan, Chair of the Transportation Committee.

WHEREAS, the County of Lewis, by and through the Lewis County Highway Department (“County”) wishes to provide fuel storage space in support of its highway maintenance responsibilities for the New York State Department of Transportation (“NYSDOT”) pursuant to Section 12 of the Highway Law; and

WHEREAS, the fuel stored will consist of diesel fuel to be stored at the County’s facility located at Route 812, Lowville, NY and will be available to the State twenty-four hours per day; and

WHEREAS, the agreement will contain a provision for the State to pay the County for use of its fuel storage facilities the sum of the weighted monthly average cost per gallon paid by the County for such diesel fuel actually used by the State, plus $0.10 per gallon, together with such other relevant terms and conditions to protect the County.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves a Fuel Storage Rental Renewal Agreement between the County of Lewis, by and through the Lewis County Highway Department, and the New York State Department of Transportation, pursuant to which NYSDOT will pay the sum of the weighted monthly average cost per gallon paid by the County for such diesel fuel actually used by NYSDOT plus $0.10 per gallon, stored at the County’s facility located at Route 812, Lowville, NY, and available to the State twenty-four hours each day.

Section 2. That this Agreement is for the period beginning July 1, 2018 and ending June 30, 2023.

Section 3. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.

Section 4. That the within Resolution shall take effect immediately.

Moved by Legislator __Lehman__, seconded by Legislator __Burns__, and adopted.
RESOLUTION NO. 126 - 2018
RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT No. 1 TO THE ENGINEERING SERVICES AGREEMENT BETWEEN LEWIS COUNTY HIGHWAY DEPARTMENT AND BARTON & LOGUIDICE FOR BLUE STREET OVER WHETSTONE CREEK BRIDGE REPLACEMENT PROJECT

Introduced by Legislator Andrea Moroughan, Chair of the Transportation Committee.

WHEREAS, on February 9, 2016, the Lewis County Board of Legislators adopted Resolution No. 62 - 2016 authorizing a Project for the Bridge Replacement on Blue Street over Whetstone Creek (PIN 775360; BIN 3339830) in the Town of Martinsburg, County of Lewis for the Preliminary Engineering/Design and Right Of Way Incidentsals Phases of the Project; and

WHEREAS, on March 1, 2016, the Lewis County Board of Legislators, on behalf of the Lewis County Highway Department, adopted Resolution No. 97-2016 authorizing an Agreement with BARTON & LOGUIDICE, D.P.C., (hereinafter "B&L"), engineers, planners and landscape architects, to provide engineering services for the Preliminary Engineering/Design and Right Of Way Incidentsals Phases regarding the Blue Street bridge replacement project (PIN 775360; BIN 3339830) for compensation not to exceed $227,000.00; and

WHEREAS, the Lewis County Highway Department is now in the construction phase of this bridge project and seeks to have B&L provide professional engineering and consultant services for the constructions phases of this project at an additional cost not to exceed $172,000.00 in accordance with the scope of services provided to the Highway Superintendent; and

WHEREAS, with this supplemental agreement and the services provided by B&L therein, the total compensation to B&L under this bridge project will be $398,000.00; and

WHEREAS, the Board of Legislators wishes to accept such services and authorize Supplemental Agreement No. 1 to the original agreement.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes Supplemental Agreement No. 1 to the original agreement between the County of Lewis by and through the Lewis County Highway Department and Barton & Loguidice dated March 31, 2016, to provide engineering and consultant services for the Construction Phase of the bridge replacement project identified as Blue Street over Whetstone Creek (PIN 775360; BIN 3339830).

Section 2. That the term of this Supplemental Agreement No. 1 shall be from March 19, 2018 through December 31, 2018, for an amount not to exceed $172,000.00. This cost is 80% eligible for Federal funds and 20% non-federal funds.
Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator LaChausse, and adopted.
RESOLUTION NO. 127 - 2018
RESOLUTION RESCINDING RESOLUTION NO. 10-2018
AND AUTHORIZING AN AGREEMENT AND FUNDING IN THE FIRST INSTANCE
FOR THE CONSTRUCTION PHASE OF BRIDGE REPLACEMENT PROJECT
(PIN 775360) KNOWN AS CR 41 (BLUE STREET) OVER WHETSTONE CREEK

Introduced by Legislator Andrea Moroughan, Chair of the Transportation Committee.

WHEREAS, a Project for the Bridge Replacement on Blue Street over Whetstone Creek (PIN 775360; BIN 3339830) (the “Project”) in the Town of Martinsburg, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such a program to be borne at the ratio of 95% federal funds and 5% non-federal funds; and

WHEREAS, the County of Lewis desires to advance the Project by making a commitment to advance 100% of the Federal (95%) and Non-Federal share (5%) for the Construction Phase of the Project. This Phase will utilize Surface Transportation Program (STP) funds through the Bridge NY Program, and requires the execution of this Agreement to enable the County to receive reimbursement; and

WHEREAS, pursuant to Highway Law § 10 (34-a) and section 15 of Chapter 329 of the Laws of 1991 as amended by section 9 of Chapter 330 of the Laws of 1991, as further amended by chapter 57 of the Laws of New York of 2014, the State has established the “Marchiselli” Program, which provides certain State-aid for Federal aid highway projects not on the State highway system with project eligibility for Marchiselli Program funds determined by NYS DOT; and

WHEREAS, the LC Superintendent of Highways was notified that the Construction Phase of this bridge project will utilize Surface Transportation Program (STP) funds through the Bridge NY Program and therefore requires an agreement with NYS DOT under Comptroller’s Contract No. D035878, and specific language in the Resolution to be eligible for covered costs; and

WHEREAS, the Board of Legislators seeks to rescind Resolution No. 10-2018 and substitute this Resolution to authorize this Bridge NY Local Project Agreement with NYSDOT in order to be in compliance with requirements for eligible costs under the Construction Phase of this bridge Project.

NOW, THEREFORE, BE IT RESOLVED by the Lewis County Board of Legislators, duly convened, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the above-subject Project and authorizes the Bridge NY Local Project Agreement with NYS DOT under the Construction Phase of the Blue Street Bridge Project, identified as Comptroller’s Contract No. D035878.
Section 2. That the Lewis County Board of Legislators hereby authorizes the Chairman of the Lewis County Board of Legislators, to pay in the first instance 100% of the federal and non-federal share of the cost of the Construction Phase work for the Project or portions thereof.

Section 3. That the sum of $1,903,000.00 is hereby appropriated from County general funds, and made available to cover the cost of participation in the above Construction Phase of the Project.

Section 4. That in the event the full federal and non-federal share costs of the project exceed the amount appropriated above, the Lewis County Board of Legislators shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Chairman of the Board of Legislators.

Section 5. That the Lewis County Board of Legislators hereby agrees that construction of the Project shall begin no later than eighteen (18) months after award and that the project shall be completed within THREE years of commencing construction.

Section 6. That the Chairman of the Lewis County Board of Legislators, be and he hereby is authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid, Marchiselli Aid and/or State-Aid on behalf of the Lewis County Board of Legislators, with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality’s first instance funding of Project costs, and permanent funding of the local share of federal-aid and state-aid eligible costs and all Project costs, and all Project costs within appropriations therefore that are not so eligible.

Section 7. That the Lewis County Highway Superintendent, or in his absence the deputy superintendent, be and the same is hereby authorized to execute all necessary right-of-way certifications, reimbursement requests for Federal Aid and/or State Aid on behalf of Lewis County, and any other document, not including the Agreement with NYS DOT, that may be necessary to carry out the terms of this Resolution.

Section 8. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

Section 9. That the within Resolution shall take effect immediately.

Moved by Legislator LaChausse, seconded by Legislator Moser, and adopted.
RESOLUTION NO. _128_ - 2018
RESOLUTION TO APPROPRIATE FUNDS
TRANSPORTATION DEPARTMENT

Introduced by Legislator Andrea Moroughan, Chair of the Transportation Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation is hereby approved in the Highway Department Accounts for the annual lease payment for the 2016 International Truck/Plow, utilizing Project HAD Capital Equipment H0990100 499900, balance $ 734,463.46:

Increase Revenue:
DM513000 350310 $48,948.61

Increase Expense:
DM513000 223300 $48,948.61

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _LaChausse_ , seconded by Legislator _King_ , and adopted.
RESOLUTION NO. 129 - 2018
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO
LEWIS COUNTY GENERAL HOSPITAL

Introduced by Legislator Richard Chartrand, Chairman of the Hospital Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis, with reference to the Lewis County General Hospital for the following positions:

<table>
<thead>
<tr>
<th>CREATE</th>
<th>STATUS</th>
</tr>
</thead>
<tbody>
<tr>
<td>TITLE</td>
<td></td>
</tr>
<tr>
<td>Senior Custodial Worker</td>
<td>Full-time</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ABOLISH</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>TITLE</td>
<td></td>
</tr>
<tr>
<td>Custodial Worker</td>
<td>Full-time</td>
</tr>
<tr>
<td>Environmental Services Supervisor</td>
<td>Full-time</td>
</tr>
</tbody>
</table>

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator [Moroughan], seconded by Legislator [Chartrand], and adopted.
RESOLUTION NO. 130 - 2018
RESOLUTION IN SUPPORT OF PROPOSED BILL S6230/A8358
TO SUPPORT FUNDING POWERS OF
INDUSTRIAL DEVELOPMENT AGENCIES IN
NEW YORK STATE

Introduced by Legislator Ronald Burns, Chairman of the Economic Development Committee.

WHEREAS, there is currently pending in the New York State Senate and New York State Assembly Bills S6230/A8358. These companion Bills seek to amend GML §858 to allow for Industrial Development Agencies (IDAs) to utilize funds to provide loans, grants, and equity finance for economic development projects, and reinstate the authority of IDAs to provide public facility bonds to projects; and

WHEREAS, the ability to utilize its funds for loans, grants and financing for private and public projects is an important tool that IDAs are not currently able to do. Allowing this activity will provide more tools to our local economic development agency to create jobs and stimulate economic development activity in the County.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby declares its support for Senate Bill No. S6230/ Assembly Bill No. A8358, and encourages the State Senate, Assembly and Governor to pass this legislation to benefit the functioning of all local IDAs in New York State.

Section 2. That the Lewis County Board of Legislators directs that a copy of this resolution be forwarded to Governor Andrew Cuomo, Senator Joseph Grillo, Assemblyman Ken Blankenbush, the NYS Senate Majority and Minority Leaders, NYS Assembly Majority and Minority Leaders, and any other State or Local Agencies or Municipalities the Chairman deems appropriate.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator _King_, seconded by Legislator _Chartrand_, and adopted.
RESOLUTION NO. _131_ - 2018
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
NYS DIVISION OF CRIMINAL JUSTICE SERVICES
AND PROBATION DEPARTMENT FOR
PRE-TRIAL RELEASE/ALTERNATIVES TO INCARCERATION

Introduced by Legislator Gregory Kulzer, Chairman of the Courts and Law Enforcement Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the County of Lewis, by and through the Probation Department, and the NYS Division of Criminal Justice Services for a Pre-Trial Release Program/Alternatives to Incarceration in the amount of $1,668.00.

Section 2. That said Agreement shall be in effect from July 1, 2018 through June 30, 2019.

Section 3. That the Chairman, or Vice-Chairman, is hereby authorized to execute and deliver said Agreement.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator __King__, seconded by Legislator __Lehman__, and adopted.
RESOLUTION NO. 132 - 2018
RESOLUTION TO APPROPRIATE FUNDS
PUBLIC HEALTH

Introduced by Legislator Thomas Osborne, Chairman of the Public Health Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation be approved for funds received from North Country Initiative for the Delivery System Reform Incentive Program (DSRIP):

<table>
<thead>
<tr>
<th>Account</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0401300 ~ 327000</td>
<td>Public Health General</td>
<td>$ 10,373.41</td>
</tr>
<tr>
<td>A0402000 ~ 490900</td>
<td>CHA Professional Services</td>
<td>$ 10,373.41</td>
</tr>
</tbody>
</table>

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator LaChausse, and adopted.
RESOLUTION NO. 133 - 2018
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH AGENCY
ON BEHALF OF THE COUNTY OF LEWIS AND NYS DOH FOR
EARLY INTERVENTION PROGRAM

Introduced by Legislator Thomas Osborne, Chairman of the Public Health Committee.

WHEREAS, the New York State Department of Health Bureau of Early Intervention
wishes to enter into an agreement with Lewis County Public Health for the purpose of setting
forth the terms and conditions for participation in the Early Intervention Program.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement
between the County of Lewis, acting by and through the Lewis County Public Health Agency,
and the New York State Department of Bureau of Early Intervention for the purpose of setting
forth the terms and conditions for participation in the Early Intervention Program.

Section 2. That this is for the period beginning April 1, 2018 through March 31, 2023 at
the New York State Department of Health approved rates.

Section 3. That the Chairman of the Board of Legislators, or the Vice-Chairman, be and
the same is hereby authorized to execute and deliver such Agreement, pending approval by the
County Attorney.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator  Moser, seconded by Legislator Burns, and adopted.
RESOLUTION NO. 134 - 2018
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS ON BEHALF OF
LEWIS COUNTY PUBLIC HEALTH AGENCY AND
KNOWLEDGE CAPITAL ALLIANCE, INC.

Introduced by Legislator Thomas Osborne, Chairman of the Public Health Committee.

WHEREAS, the Lewis County Public Health Agency desires to enter into an agreement with Knowledge Capital Alliance (a Certive Company) to update and manage the performance of strategic and operational plans for Lewis County Public Health; and

WHEREAS, Certive provides Software as a Service (“SaaS”) which includes the software and license for ten (10) users for the VMSG (Vision, Mission, Services and Goals) Dashboard Performance Management System. This system is a cloud-based, real-time, performance management system designed specifically to assist public health departments in the development, implementation and performance management of the strategic and operational planning process from end-to-end.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the County of Lewis, acting by and through the Lewis County Public Health Agency, and Knowledge Capital Alliance, Inc. for the software and license of the VMSG Dashboard Performance Management System to manage the performance of strategic and operational plans for Lewis County Public Health.

Section 2. That this is to commence on April 1, 2018 at a cost of $100.00 per user for ten (10) users for a total cost of $1,000.00 annually, subject to annual renewal.

Section 3. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute and deliver such Agreement, pending approval by the County Attorney.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator _Moroughan_, seconded by Legislator _Moser_, and adopted.
RESOLUTION NO. 135 – 2018
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND
NYS DIVISION OF HOMELAND SECURITY
AND EMERGENCY SERVICES

Introduced by Legislator Gregory Kulzer, Chairman of Courts and Law Enforcement Committee.

WHEREAS, the New York State Division of Homeland Security and Emergency Services has notified the County of Lewis of their approval of the Statewide Interoperable Communications grant application in the amount of $653,718.00.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves an Agreement between the County of Lewis and the New York State Division of Homeland Security and Emergency Services for the grant award of $653,718.00 to improve interoperability and operability of communications systems in New York State; and to enhance emergency response, improve governance structures, operating procedures and infrastructure development.

Section 2. That said grant Agreement covers the period from January 1, 2018 to December 31, 2019.

Section 2. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to execute, seal and deliver said Agreement.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator LaChausse, and adopted.
RESOLUTION NO. _136_ - 2018
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND
NYS DIVISION OF HOMELAND SECURITY
AND EMERGENCY SERVICES

Introduced by Legislator Gregory Kulzer, Chairman of Courts and Law Enforcement Committee.

WHEREAS, the New York State Division of Homeland Security and Emergency Services has notified the County of Lewis of their approval of the Public Safety Answering Points (PSAP) grant application in the amount of $138,118.00 in support of eligible public safety call-taking and dispatching expenses.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves an Agreement between the County of Lewis and the New York State Division of Homeland Security and Emergency Services for the grant award of $138,118.00 for the Public Safety Answering Points (PSAP) grant for State support to Counties for eligible public safety call-taking and dispatching expenses.

Section 2. That said grant Agreement covers the period from January 1, 2018 to December 31, 2018.

Section 3. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to execute, seal and deliver said Agreement.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator [King], seconded by Legislator [Kulzer], and adopted.
RESOLUTION NO. 137 - 2018
RESOLUTION WITH REFERENCE TO
ADJUSTMENT ON STATE LAND

Introduced by Legislator Randall LaChausse, Chairman of the Taxation Committee.

BE IT RESOLVED as follows:

Section 1. That the County Treasurer is hereby directed to adjust, apportion, and charge
back such amount in the manner prescribed by law, in connection with the following State Land:

Town of Diana – Parcel 013.09-01-01.000 was submitted with the assessment of 2,600.
ORPTS approved the assessment at 2,500. Deduct: $00.21 from Town Tax amount.

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator __Lehman__, seconded by Legislator __Burns__, and adopted.
RESOLUTION NO. 138 - 2018
RESOLUTION IN SUPPORT OF PROPOSED BILLS S3156/A477
TO AMEND THE ENVIRONMENTAL CONSERVATION LAW TO
LOWER THE AGE FOR UNIVERSAL HUNTING LICENSES

Introduced by Legislator Ronald Burns, Chairman of the Recreation, Forestry and Parks Committee.

WHEREAS, there is pending in the New York State Legislature, companion Bills in the Senate and Assembly proposed Bill S3156 and A477. These Bills propose amendments to §§11-0713, 11-0703, 11-0929, 11-0701, 11-0901 and 11-0933 of the Environmental Conservation Law in relation to lowering the age for universal hunting licenses from fourteen (14) years of age to twelve (12) years of age; and

WHEREAS, these proposed amendments would allow junior hunters to take big game with firearms at age twelve (12), but only under the supervision of an experienced hunter. Currently junior hunters can hunt small game with a firearm at twelve (12) years of age and big game at fourteen (14) years of age; and

WHEREAS, hunting and outdoorsmanship are important facets of the culture of New York State, and particularly in Lewis County. Parents across New York are eager to pass the traditions and skills of hunting down to their children with proper hunting safety practices learned at an early age. An increase in the number of licensed hunters adds to the hunter’s role in managing deer populations across the state; and

WHEREAS, these Bills seek to remove unnecessary restrictions on those who are twelve (12) years of age and older who may hunt under supervision and the type of game they may pursue. Removing these restrictions will allow parents to teach their children the valuable skills and values of hunting at an appropriate age, and further solidify the tradition of hunting in this state for generations to come.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby states its support for the proposed legislation set forth in Senate Bill S3156 and Assembly Bill A477, and encourages the State Senate, Assembly and Governor to pass this legislation.

Section 2. That the Lewis County Board of Legislators directs that a copy of this resolution be forwarded to Governor Andrew Cuomo, Senator Joseph Griffo (sponsor of the Senate Bill), Assemblyman Ken Blankenbush, the NYS Senate Majority and Minority Leaders, NYS Assembly Majority and Minority Leaders, and any other State or Local Agencies or Municipalities the Chairman deems appropriate.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator _Moser_, seconded by Legislator _LaChausse_.

Legislator Chartrand referenced his 27 years as a youth firearms safety instructor, expressing concern for inexperienced 12-13 year olds handling a high powered rifle. He
surmised the State’s efforts are predicated on increasing hunting license revenue. Existing laws, he said, prohibit hunting from a tree stand; and require those under the age of 14 be directly supervised while hunting, while citing potential dangers caused by those that do not obey the laws. Moreover, Legislator Chartrand referenced conflicting proposed legislation that would require an individual to be 21 years of age to purchase certain weapons.

The resolution was then adopted. Legislators Chartrand and Lehman were opposed.
RESOLUTION NO. 139 - 2018
RESOLUTION IN SUPPORT OF PROPOSED BILLS S3708/A4519 & A4699
AMENDING THE PENAL LAW TO ESTABLISH THE
MINIMUM AGE AND CIRCUMSTANCES FOR JUVENILES TO POSSESS RIFLES, SHOTGUNS AND AIR GUNS

Introduced by Legislator Ronald Burns, Chairman of the Recreation, Forestry and Parks Committee.

WHEREAS, the New York State Legislature have Bills pending S3708 in the Senate and A4519 & A4699 in the Assembly which propose to amend §265.20 of the Penal Law to authorize possession of a rifle or shotgun at a shooting range by a person between the ages of ten (10) and twelve (12) under the immediate supervision of certain authorized persons; and

WHEREAS, sound training is one of the greatest measures to be undertaken to further firearms safety. Providing the means and environment for instillation of safe handling practices ensures the welfare of everyone. This legislation would allow young shooters to acquire the requisite skills and safe habits at an early age while participating in supervised programs prior to entering the field as hunters; and

WHEREAS, these proposed Bills would also allow individuals to participate in national competitive shooting programs developed for this age group. Participation in both local and national sports shooting programs builds character and preserves our heritage. These activities are sponsored not only by shooting sports organizations, but also the Boy Scouts, 4H Club and the American Legion.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby states its support for the proposed legislation set forth in Senate Bill S3708 and Assembly Bills A4519 & A4699, and encourages the State Senate, Assembly and Governor to pass this legislation.

Section 2. That the Lewis County Board of Legislators directs that a copy of this resolution be forwarded to Governor Andrew Cuomo, Senator Joseph Griffo, Assemblyman Ken Blankenbush, the NYS Senate Majority and Minority Leaders, NYS Assembly Majority and Minority Leaders, and any other State or Local Agencies or Municipalities the Chairman deems appropriate.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator LaChausse, seconded by Legislator Burns.

Legislators Chartrand and Kulzer each voiced support for the lower age to allow youths to be at a shooting range with direct one-on-one supervision and guidance to facilitate safe handling practices and to augment school rifle club programs.
Legislator LaChausse, as the Northern League Trap President, asserted his perspective that older generations are the biggest offenders having poor weapon handling habits. This legislation supports the escalating number of school district trap leagues in the last few years, he said.

The resolution was unanimously adopted.
RESOLUTION NO. _140_ - 2018
RESOLUTION TO TRANSFER FUNDS
RECREATION FORESTRY & TRAILS

Introduced by Legislator Ronald Burns, Chairman of the Recreation, Forestry & Trails Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved in the Recreation, Forestry & Trails Department for half the purchase of an F550 truck, utilizing Project HAD Capital Equipment H0990100 499900 balance $ 734,463.46:

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</tr>
</thead>
<tbody>
<tr>
<td>A0798900 223300</td>
<td>$29,425.21</td>
</tr>
</tbody>
</table>

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _Moroughan_, seconded by Legislator _LaChausse_, and adopted.
RESOLUTION NO. 141 - 2018
RESOLUTION TO APPROPRIATE FUNDS
TRAIL MAINTENANCE FUND

Introduced by Legislator Ronald Burns, Chairman of the Recreation Forestry & Trails Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation is hereby approved in the Trail Maintenance accounts to cover 50 percent of the purchase of a new F550 Truck.

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<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0799000 223300</td>
<td>$19,425.21</td>
</tr>
</tbody>
</table>

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted.
RESOLUTION NO. 142 - 2018
AUTHORIZING OPENING OF CERTAIN PORTIONS OF
COUNTY ROADS FOR ATV SPECIAL EVENT
AND RESCINDING RESOLUTION NO. 31-2018

Introduced by Legislator Ronald Burns, Chairman of the Recreation, Forestry & Parks Committee

WHEREAS, Barnes Corners Sno-Pals Snowmobile Club (herein “Event Sponsor”), has requested that the Board of Legislators open and/or confirm the opening of the following County Roads for a one-day ATV event on April 21, 2018:

- CR 2 Seven by Nine Road, from NYS Rte 177 south to County Line;
- CR 18 Cronk Road; from Whitesville Road, East to the intersection of Corey Road;
- CR 21 Whitesville Road: From NYS Rte 177 to Jefferson County Line;
- CR 27 Sears Pond Road; from Gardner Road to CR 28 Liberty Road;
- CR 28 Liberty Road; From Factory Road to CR 27 Sears Pond Road;
- CR 45 Mackay Road; from Town of Turin portion of the road to Highmarket Road;
- CR 48 Highmarket Road; from CR 45 Mackay Road to Byrons Corners Road;
- CR 29 West Road; from intersection with Gardner Road to the intersection of Rector Road;
- CR 194 Barnes Corners Road; from CR 21 Whitesville Road to Corey Road

and

possible opening of the following road, contingent upon weather conditions and snow levels, as determined by the Director of Recreation, Forestry & Parks in consultation with the Lewis County Superintendent of Highways, in their discretion:

- CR 29 West Road; from Rector Road to Flat Rock Road; and

WHEREAS, Vehicle and Traffic Law § 2408 and the accompanying regulations promulgated by the Department of Motor Vehicles (15 NYCRR 103.8) provide that no person may hold a special event involving ATV’s without first obtaining the written permission of the government agency or agencies having jurisdiction over the event; and further that the local governmental authority having jurisdiction may establish safety requirements with respect to protection of the participants and observers for any event for which a permit is required; and

WHEREAS, the Event Sponsor has indicated to the Board of Legislators that the purpose of the proposed event is to hold a road rally for ATV’s with a prescribed route of travel over various County and town roads throughout Lewis County on April 21, 2018, for the purpose of raising funds for the Event Sponsor and for the enjoyment of participants; and

WHEREAS, the Event Sponsor has made similar requests to several townships within Lewis County to obtain their permission to open town roads for this one day event; and
WHEREAS, the request by the Event Sponsor has been reviewed by the Director of Recreation, Forestry & Parks, the Lewis County Highway Superintendent, and the Lewis County Sheriff; and

WHEREAS, as a condition precedent to granting permission to the Event Sponsor to hold the event as requested, the Event Sponsor has agreed to enter into an agreement (herein the “Event Agreement”) with the County and to abide by its terms and conditions;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators finds and determines that this action is a “Type II” action for purposes of the State Environmental Quality Review Act, and the regulations promulgated thereunder, more particularly, 6 NYCRR § 617.5(15) which provides that “minor temporary uses of land having negligible or no permanent impact on the environment” do not require further environmental review. This finding is expressly made upon the following considerations:

A. That the Event Sponsor represents and warrants that this is a “road only” event and that all promotional materials provided before, during and after the event, including flyers, maps, and website material will clearly state that participants in the event are only allowed to operate their ATV’s on designated roads, and that riding on any other roads, trails or private property is strictly prohibited.

B. That the Event Sponsor shall meet with the Director and other designated County officials within two weeks prior to the event to assess each road to ascertain current conditions and look for vulnerable areas adjoining the designated roads such as depth of snow, ditches, streams and wetlands that may be at risk if the traffic volume is too great for the designated road. The Event Sponsor will put barriers and proper signage in place where requested to ensure that the routes for ATV traffic are clearly identified and that traffic from the Event will be directed to remain on the designated roads.

C. That one of the goals of the pre-event assessment is to determine where volunteers will be needed to direct ATV operators and to ensure that the rules of the event are followed and that participants stay on their appointed routes in the event they are unclear as to where to proceed. The Event Sponsor agrees to provide an adequate number of volunteers to be designated in those areas to direct traffic and be able to assist participants that may be blocking traffic so that those waiting can pass safely and on the designated road.

D. That the Event Sponsor will provide an easy to read map for use by the participants that clearly outlines the route(s) specifically designated for this event. The map to be used must be approved in form and substance
by the Director of Recreation, Forestry and Parks (herein the “Director”) prior to being published or distributed to the public.

E. The Event Sponsor shall assure that all participants in the event sign consent forms with the Event Sponsor that they agree to stay on the roads specifically designated for the SNIRT Run, and shall not travel on the road shoulders or off-road trails. It should be noted in this consent form that violators of the Event rules and regulations, including any and all laws may be subject to criminal prosecution, and that such violators may be held liable for any and all damages caused by their actions in areas not relating to the designated roads set forth in the SNIRT Run maps.

F. The Event Sponsor will be responsible to clean up the roads and road crossings of debris and mud tracked onto the roads by the participants.

G. All promotional materials will clearly state that the permission granted herein for ATV operators to participate in the SNIRT Run event is for 6:00 a.m. to 8:00 p.m. only on Saturday, April 21, 2018. Anyone operating an ATV outside those time limits will be subject to prosecution. The Event Sponsor agrees to ride the designated SNIRT Run route at 7:30 p.m. to assure that any ATV operator remaining on the roads is advised that the event is concluded at 8:00 p.m., and that they must remove their ATV’s from the roads by that time.

H. That the Event Sponsor shall meet with the Director and other designated County officials after the event to conduct a post-event assessment of the roads. During this post-event assessment, the parties will determine what actions are needed to mitigate any issues that have arisen as a result of the event, and to plan for such measures that may be needed for next year’s event.

I. That each of these sub-paragraphs “A” through “H” shall be incorporated into the Event Sponsor’s written Agreement with the County.

Section 2. In consideration of the agreement of the Event Sponsor to terms set forth in this Resolution and such other and additional terms as may be incorporated into the Event Agreement, the Board of Legislators hereby authorizes the operation of ATV’s on the following County roads or portions thereof for a one day all terrain vehicle (ATV) road rally event to be held on April 21, 2018:

- CR 2 Seven by Nine Road, from NYS Rte 177 south to County Line;
- CR 18 Cronk Road; from Whitesville Road, East to the intersection of Corey Road;
- CR 21 Whitesville Road; From NYS Rte 177 to Jefferson County Line;
- CR 27 Sears Pond Road; from Gardner Road to CR 28 Liberty Road;
- CR 28 Liberty Road; From Factory Road to CR 27 Sears Pond Road;
- CR 45 Mackay Road; from Town of Turin portion of the road to Highmarket Road;
• CR 48 Highmarket Road; from CR 45 Mackay Road to Byrons Corners Road;
• CR 29 West Road; from intersection with Gardner Road to the intersection of Rector Road;
• CR 194 Barnes Corners Road; from CR 21 Whitesville Road to Corey Road

and

possible opening of the following road, contingent upon weather conditions and snow levels, as determined by the Director of Recreation, Forestry & Parks in consultation with the Lewis County Superintendent of Highways, in their discretion:

• CR 29 West Road; from Rector Road to Flat Rock Road;

Section 3. The permission granted herein is specifically conditioned upon Barnes Corners Sno-Pals Snowmobile Club entering into a written agreement with the County of Lewis whereby:

1. Barnes Corners Sno-Pals Snowmobile Club agrees to defend, indemnify and hold the County of Lewis, its officers, agents and employees harmless from any injury, loss, claim, liability, lawsuit, damage, penalty, fine, assessment or judgment, cost or expense of whatsoever nature, relating to, arising out of or occurring in connection with the use of the County roads identified herein for or during the event, including without limitation injuries, losses, claims, liabilities, lawsuits, etc., incurred by reason of injury to person(s) or property, environmental impacts/damage or any other action or special proceeding arising out of or in any way connected with the conduct of the event or the use of those portions of County Roads for such event;

2. Barnes Corners Sno-Pals Snowmobile Club agrees to provide proof that it has obtained general liability insurance insuring such event in an amount not less than $1,000,000 for injuries including wrongful death to any one person and in an amount not less than $2,000,000 on account of any one occurrence, with property damage insurance of not less than $300,000.00 for property damage claim coverage; and with said policy naming the County of Lewis, as an additional primary insured; and

3. Such other terms as the Chairman of the Board of Legislators with the consultation of County Attorney may deem acceptable.

Section 4. The Board of Legislators reserves the right to rescind this Resolution and the Agreement contemplated herein in the event that the Event Sponsor fails to comply with the conditions set forth in this Resolution or as contained in the Event Agreement. In the event that the Board takes such action, it will notify the Event Sponsor in writing immediately of the rescission and the reasons for taking such action.
Section 5. That the Chairman of the Board of Legislators, or in his absence, the Vice-Chairman, be and the same is hereby authorized to execute and deliver such written agreements or other documents as may be necessary to carry out the terms of this Resolution.

Section 6. That this Resolution shall take effect immediately.

Section 7. That by approval of this Resolution, the Board of Legislators hereby rescinds Resolution No. 31-2018.

Moved by Legislator _Lehman_, seconded by Legislator _King_.

Attorney McNichol reported receipt of the insurance documents.

Jackie Mahoney reported the trail system officially opened on April 1, 2018, except the off-road trail sections were not yet open.

The resolution was then adopted.
RESOLUTION NO. 143 - 2018
RESOLUTION IN OPPOSITION TO PROPOSED BILLS S4600 AND A6002 TO PROHIBIT THE OPERATION OF ALL-TERRAIN VEHICLES IN THE STATE FOREST PRESERVE, LONG ISLAND CENTRAL PINE BARRENS AREA AND ALBANY PINE BUSH PRESERVE

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board of Legislators.

WHEREAS, the New York Legislature have companion Bills pending in the Senate and Assembly under S4600/A6002. These Bills seek to amend the Environmental Conservation Law (ECL) sections §§9-0303, 46-0111 & 57-0121 to prohibit the operation of all-terrain vehicles (ATVs) in the state forest preserve, Long Island Central Pine Barrens area and Albany Pine Bush Preserve; and

WHEREAS, the stated purpose of these proposed Bills is to protect the state forest preserve, the Long Island Central Pine Barrens and the Albany Pine Bush Preserve from damage caused by illegal all-terrain vehicle (“ATV”) use by prohibiting the operation of ATVs altogether by the general public; and

WHEREAS, soundly managed ATV access allows members of the public to enjoy legitimate entry to the forest preserve which would otherwise be inaccessible. Appropriate operating practices do not pose any ecological threat to the preserve. The term “within the forest preserve” could even be construed to include all lands physically within the preserve area perimeter but not forest preserve lands, such as town roads and trails; and

WHEREAS, the health of the preserve can be effectively protected via the regulatory process developed by Unit Management Plans (UMP), which provide ample opportunity for the public and the State’s professional staffs to participate in the planning process and balancing the mutable desires for public use and access with the evolving needs of the forest itself; and

WHEREAS, the outright prohibition of ATV use and access on our forest preserve lands in Lewis County because of different concerns and populations on Long Island and in the Albany area is an arbitrary and unfair fix for all of the State.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby declares their opposition to proposed NYS Senate Bill S6002 and Assembly Bill A4600, which seek to prohibit the operation of all-terrain vehicles in the state forest preserve, Long Island Central Pine Barrens area and Albany Pine Bush Preserve.

Section 2. That the Lewis County Board of Legislators calls on the State Senate and State Assembly to defeat these proposed Bills.

Section 3. That copies of this resolution shall be forwarded to Governor Andrew Cuomo, Leaders of the State Senate and Assembly, New York State Senator Joseph A. Griffio,
New York State Assemblyman Ken Blankenbush, NYSAC and all others deemed necessary and proper.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator _LaChausse_, seconded by Legislator _King_, and adopted.
RESOLUTION NO. 144 - 2018
RESOLUTION AUTHORIZING AGREEMENT AND ACCEPTANCE OF DASNY GRANT AWARD FOR SINGING WATERS PARK REVITALIZATION PROJECT

Introduced by Legislator Ronald Burns, Chairman of the Recreation, Forestry and Parks Committee.

WHEREAS, Lewis County has been awarded a State and Municipal Facilities Program ("SAM") grant in the amount of $50,000.00 for Singing Waters Park Revitalization Project through the NYS Dormitory Authority of the State of New York (DASNY). Singing Waters Park is a County owned 100 acre parcel of land located on the Fish Creek Road in the Town of Grieg, owned and operated by Lewis County since 1930. The County developed a portion of this 100 acre forest to accommodate camping, picnicking, hiking and outdoor recreation areas in 1956; and

WHEREAS, DASNY administers capital grant programs on behalf of New York State that support community and economic development, and awarded the County these grant funds for the Director of Recreation, Forestry and Parks to make upgrades to the park, including but not limited to replacement of picnic tables, fire pits, septic tanks and a water well; as the grant funds will provide; and

WHEREAS, DASNY requires specific documentation and authorized officers to sign and bind the County as Grantee; and

WHEREAS, the Board of Legislators desires to authorize and name the Chairman of the Board, Lawrence L. Dolhof, as the signatory on the Program documents and Ryan Piche, County Manager as an alternate authorized officer to execute any documents required for this Grant program and funding.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators of Lewis County authorizes and names the Lewis County Chairman of the Board, Lawrence L. Dolhof, as the primate signatory to execute any and all documents related to the Grant awarded for the Singing Waters Park Revitalization Project, and names Ryan Piche, Lewis County Manager as the alternate authorized officer of the County to execute any and all such documents.

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _Burns_, seconded by Legislator _Moser_, and adopted.
RESOLUTION NO. 145 - 2018
RESOLUTION TO APPROPRIATE FUNDS
RECREATION, FORESTRY & PARKS

Introduced by Legislator Ronald Burns, Chairman of the Recreation, Forestry & Parks Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation of the Singing Waters Project grant funds is hereby approved in the Recreation, Forestry & Parks accounts:

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Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _LaChausse_, seconded by Legislator _Moroughan_, and adopted.
RESOLUTION NO. 146 - 2018
RESOLUTION IN SUPPORT OF PROPOSED BILLS S7361 & S1909 / A4412
AMENDING THE VEHICLE AND TRAFFIC LAW
TO RAISE THE MAXIMUM WEIGHT FOR ALL-TERRAIN VEHICLES TO INCLUDE SIDE-BY-SIDES/UTVs

Introduced by Legislator Ronald Burns, Chairman of the Recreation, Forestry and Parks Committee.

WHEREAS, there is legislation proposed in both the New York State Senate and New York State Assembly (Senate Bills S7361 & S1909 and Assembly Bill A4412). These Bills propose realistic and long-overdue amendments to the definition of an all-terrain vehicle under §2281 of the Vehicle and Traffic Law (VTL) to include motorized vehicles up to seventy inches in width and a maximum dry-weight under one Bill of 1500, and 1800 pounds as proposed in S7361. The amendments to the VTL would create two classes of all-terrain vehicles based upon the dry weight of the vehicle; and

WHEREAS, New York State’s definition of all-terrain vehicles has become sorely obsolete. Advances in technology and design have resulted in these vehicles being of greater weight, but not posing any greater negative environmental impact by same. The primary causes of environmental damage from ATVs or UTVs or any off-road vehicle are poor driving habits, riding in unsuitable areas and recklessness. Lewis County, working with its ATV club partners, has created an extensive, safe, and environmentally sound ATV trail system that is constantly repaired, maintained and appropriately patrolled to eliminate environmental damage; and

WHEREAS, this proposed legislation will actually afford other populations, such as the elderly, families with young children, and the infirm to have the ability to ride safely as a passenger in a side-by-side/UTV and experience our beautiful trails, forests and wilderness. Further, these amendments will increase sales revenue for both the State (sale of new vehicles in New York) and in our local economies. Because of NY’s archaic definition, many UTV enthusiasts are purchasing and registering these vehicles out of state. Increasing the weight limit to include UTVs/side-by-sides will allow users to register their vehicles in New York and generate more revenue to the State and allow the numerous current owners of UTVs to register their vehicles and operate them on our safe trail system; and

WHEREAS, all-terrain vehicles, whether under or over 1000 pounds, are both a working tool and a means of recreation in Lewis County. They are positive contributors to the State and local economy and their legal use should be fully supported by the State regulatory structure. The Lewis County Board of Legislators seeks to support these proposed Bills and increase the local economy this vital recreational vehicle represents to our County, its Towns, Villages and Businesses.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby acknowledges its continued support for increasing the weight limit on the definition of an ATV under the VTL to include UTVs and/or Side-By-Sides up to a dry weight of 1800 pounds as the proposed legislation sets forth under S7361 & S1909, and A4412, and encourages the State Senate, Assembly and Governor to act on these Bills with all due haste.
Section 2. That the Lewis County Board of Legislators directs that a copy of this resolution be forwarded to Governor Andrew Cuomo, Senator Joseph Griffo, Assemblyman Ken Blankenbush, the NYS Senate Majority and Minority Leaders, NYS Assembly Majority and Minority Leaders, NYSAC and any other State or Local Agencies or Municipalities the Chairman deems appropriate.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator LaChausse, seconded by Legislator Lehman.

Legislator Moser relayed that the Adirondack Park Local Government Review Board is part of the review process and the Executive Director fully supports the proposed legislation to increase the expansion to 70” and weight limits for ATV’s/UTV’s.

The resolution was unanimously adopted.
RESOLUTION NO. 147 - 2018
RESOLUTION APPOINTING MEMBERS TO
LABOR-MANAGEMENT SAFETY COMMITTEE

Introduced by Legislator Ronald Burns, Chairman of the Workers’ Compensation/Insurance Committee.

WHEREAS, the Labor-Management Safety Committee created by Resolution 144-2016 provides a forum of communication between public officers and employees, to enhance health and safety procedures through regular review of actual occurrences, identifying hazards and promoting safety throughout the collective workplace operations.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints the following individuals to represent Management on the Labor-Management Safety Committee: Clerk of the Board/Workers’ Compensation Administrator Teresa Clark, Human Resources Director Chris Boulie, Superintendent or Deputy Superintendent of Highways David Becker or Warren Shaw, Hospital Human Resources Director Jessica Skiff, Commissioner of Social Services Jennifer Jones; Vice-President of the Lewis County Town Superintendent’s Association Rick Watson or Secretary-Treasurer Patrick Mahar.

Section 2. That the following individuals recommended by union presidents are hereby appointed to represent Labor: CSEA Representative Brenda Harwood, CSEA President Kip Turck, Hospital CSEA President Julie Hanno and Social Services Senior Account Clerk Tori Mashaw.

Section 3. That the term of said appointments shall be for a period of two (2) years, effective from April 6, 2018 through April 6, 2020.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator _Lehman_, seconded by Legislator _King_, and adopted.
RESOLUTION NO. _148_ - 2018
RESOLUTION TO APPROPRIATE FUNDS
SHERIFF'S DEPARTMENT

Introduced by Legislator Gregory Kulzer, Chairman of the Courts and Law Enforcement Committee.

BE IT RESOLVED, as follows:

Section I. That the following budget appropriation is hereby approved in the office of the Sheriff's Department using donated funds.

**Increase Revenues**
A0311000 327062 (Sheriff's Contributions) $113.41
A0731000 327058 (Youth Program Contributions) $930.30

**Increase Expense**
A0311200 499900 (Parks & Recreation Expenditures) $113.41
A0731000 450300 (Youth Program Educational Material) $930.30

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _Burns_, seconded by Legislator _Moser_, and adopted.
RESOLUTION NO. 149 - 2018
RESOLUTION TO TRANSFER FUNDS
SHERIFF’S DEPARTMENT

Introduced by Legislator Gregory Kulzer, Chairman of the Courts & Law Enforcement Committee.

BE IT RESOLVED, as follows:

Section 1. That the following transfer is hereby approved in the Sheriff’s Department account from Contingency to cover the cost of a UTV and Trailer:

<table>
<thead>
<tr>
<th>From:</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0199000 499900 Contingency</td>
<td>$22,731.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>To:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>A0311200 223300 Vehicles</td>
<td>$22,731.00</td>
</tr>
</tbody>
</table>

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Chartrand, seconded by Legislator King.

Legislator Kulzer made a motion to amend section (1.) to transfer an additional $15,031.00 from Contingency into the vehicles account to cover the cost of one additional UTV. The motion was seconded by Legislator King and carried.

The resolution was then adopted.
RESOLUTION NO. 150 - 2018
RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND THE VILLAGE OF LOWVILLE TO PLACE
VILLAGE WATER AND SEWER LINES/FACILITIES UNDER THE EAST STATE
STREET BRIDGE

Introduced by Legislator Jerry King, Chairman of the Ways & Means Committee.

WHEREAS, the Village of Lowville is engaged in upgrading its sewer and water
facilities through a Grant known as the Five Streets Project; and

WHEREAS, the Project involves placing water and sewer lines and facilities under
and/or attached to the East State Street Bridge which is owned by the County and maintained by
the County’s Superintendent of Highways. The Grant requires that the Village have an
agreement in place to show permission from the County to do the work and be responsible for
the costs associated with same; and

WHEREAS, the attorney for the Village has requested that the County enter into
appropriate maintenance, hold harmless and/or easement Agreements with the County to place
these water and sewer lines and facilities on and/or across the County’s bridge; and

WHEREAS, the Superintendent of Highways has examined the Bridge and discussed
same with his bridge engineers and has advised the Board that any agreement should include, but
not limited to, a level 1 load rating with computations to prove the beams can handle the weight
of the utilities and the excess that the beams can handle together with other specific obligations
and continuing responsibilities of the Village for maintenance, repair and construction/re-
construction costs, including Bridge support construction, if and when required, and subject to
final sign off of any Village work on or near the Bridge by the County Superintendent of
Highways and Engineer from the County’s LDSA short list; and

WHEREAS, the Lewis County Board of Legislators seeks to comply with this request so
long as proper indemnifications and payment of all costs associated with same to the Bridge,
both now and in the future, are addressed.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the
County of Lewis and the Village of Lowville, for an inter-municipal agreement and/or easement
pertaining to the Village’s request to place water and sewer lines and facilities under and/or
attached to the East State Street Bridge which is owned by the County and maintained by the
County’s Superintendent of Highways, at no cost to the County and provided the Agreement(s)
include any and all matters identified by the Superintendent of Highways and his consulting
bridge engineers.

Section 2. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby
authorized to make, execute, seal and deliver such Agreement(s), pending approval by the
County Attorney.
Section 3. That the within resolution shall take effect immediately.

Moved by Legislator __Lehman__, seconded by Legislator __Moser__, and adopted.
RESOLUTION NO. 151 - 2018
RESOLUTION APPROVING ADDITIONS TO THE CSEA COLLECTIVELY BARGAINED PPO HEALTH INSURANCE PLAN FOR LEWIS COUNTY EMPLOYEES

Introduced by Legislator Ronald Burns, Chairman of the Insurance Committee.

WHEREAS, the County of Lewis (the "County") has heretofore established and maintained the Lewis County Health Plan (the "Plan"), a self-funded health insurance program for its employees; and

WHEREAS, the County has an existing PPO health insurance plan offered to membership and identified under the CSEA bargaining unit agreements in the County. The Lewis County Treasurer, in her capacity as the Plan Administrator, together with the health insurance committee, make periodic assessments to ascertain potential adjustments to the Plan in order to sustain the benefits provided in the Plan; and

WHEREAS, CSEA Union Representatives for all three bargaining units in the County (General Employees Unit, Sheriff's Corrections and Dispatchers Unit, and Hospital Employees Unit) have agreed, by vote of their respective members on March 29, 2018, to add the following to the existing PPO plan: Telemedicine - $10 copay; Limited Network, and Preferred Mail Order Program; and

WHEREAS, the Lewis County Plan Administrator and County of Lewis Health Insurance Committee hereby recommend that the Board of Legislators approves the proposed additions of telemedicine - $10 Copay, Limited Network and Preferred Mail Order Program to the existing, collectively bargained PPO plan for the CSEA bargained agreements which have been ratified by vote of the CSEA union membership.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby approves the Plan Administrator's and Health Insurance Committee's proposed additions of telemedicine - $10 Copay, Limited Network and Preferred Mail Order Program to the existing, collectively bargained PPO plan for the CSEA bargained agreements, effective April 3, 2018, which have been ratified by vote of the CSEA union membership.

Section 2. That the within Resolution shall take effect immediately.

Moved by Legislator __King__, seconded by Legislator __Lehman__, and adopted.
RESOLUTION NO. _152_ - 2018
RESOLUTION AUTHORIZING RENEWAL AGREEMENT
BETWEEN MICROSOFT CORPORATION AND
THE COUNTY OF LEWIS

Introduced by Legislator Randall LaChausse, Chairman of the Information Technology Committee.

WHEREAS, the County of Lewis desires to enter into a renewal Agreement with Microsoft Corporation, with Dell handling the licensing procurement as an authorized re-seller, for the Microsoft Office 365 Account on the government sector with secure cloud hosting.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislatures agrees to enter into a renewal contract with Microsoft Corporation and/or its authorized re-seller, Dell, for the Microsoft Office 365 Account on the government sector with secure cloud hosting for a thirty-six (36) month period and a not to exceed cost of $18,147.60 per year for three (3) years.

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator _King_, seconded by Legislator _Lehman_, and adopted.
OTHER BUSINESS:

Legislator Lehman took exception to the State imposed minimum wage that will replace tips for servers, while purporting to increase their earnings. Some constituents and business owners continue to express strong opposition, claiming adverse effect on both employees and employers. Referencing a resolution sponsored by then Board Chairman Michael Tabolt in 2015, Legislator Lehman would like to memorialize the opposing message to the Governor and State representatives. He relayed a specific example of two local waitresses who had earned $100 each in tips during one shift, whose earnings would be greatly diminished if replaced by a $3.00 per hour wage increase, while compounding employer expenses.

Mr. Piche had the Board’s 2015 resolution distributed to Legislators, suggesting it could be forwarded to State representatives to renew and record the Board’s ongoing opposition. Legislator Lehman made a motion to forward the resolution to the Governor and State representatives, seconded by Legislator Moser and carried.

The Clerk of the Board read a proclamation declaring April as “Donate Life Month” encouraging residents to enroll in the NYS Donate Life Registry to give the gift of life as an organ and tissue donor. Enrollment can be done when applying for, or renewing, a driver’s license, non-driver’s identification card or voter registration forms.

The Chairman had also proclaimed April as “Child Abuse Prevention Month” calling upon the entire citizenry to participate in efforts to support families and strengthen preventive child abuse measures.

Legislator Moser made a motion at 6:26 p.m. to enter executive session to discuss the credibility of certain corporations leading to the retention of one; for union negotiations update; terms of a vendor contract; wind PILOT negotiations and a potential land acquisition. The motion was seconded by Legislator Kulzer and carried. The session began at 6:34 after a short recess. Human Resource Director Christopher Boullo, Economic Development/IDA Director Eric Virkler, Timothy Petersen, Brittany Berrus and Planning Director Frank Pace attended the session.

At 8:09 p.m. Legislator Moser made a motion to re-enter the regular meeting, seconded by Legislator Kulzer and carried.

Legislator Kulzer made a motion to authorize the County Attorney to negotiate the final terms of the power purchase agreement with Greenskies and authorize the Chairman, or Vice-Chairman, to execute same upon the approval of the County Attorney, seconded by Legislator Moser and carried.

Atty. Joan McNichol reported that the Ways and Means Committee had considered the seven proposals received for architecture and design of a 22,000 sq. ft. building for the JCC Education Extension Center. The lowest bidder was disqualified as non-responsive to the request.
Legislator King made a motion to award the bid to C & S Company in the amount of $299,500.00 for architecture and design of a 22,000 sq. ft. building for the JCC Education Extension Center, seconded by Legislator Kulzer. Although their proposal was not the lowest bid, their phased approach and payment option were deemed favorable. Legislators also recognized that $90,000 was earmarked for administration oversight throughout the construction phase. Ryan Piche affirmed that he and other professional County personnel would diligently oversee the project. The motion was unanimously carried.

Although not opposed to awarding the contract to C & S Company, Legislator Lehman requested research on the advantages and a price quote for a "Clerk of the Works" for the project. Several other Legislators acquiesced and County Manager Ryan Piche was directed to research for a "Clerk of the Works" and report his findings.

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Moser at 8:15 p.m., seconded by Legislator LaChausse and carried.