

SPECIAL MEETING
May 16, 2016

The meeting was called to order at 11:00.m. by Chairman Michael A. Tabolt.

Roll Call: All Legislators were present, except Legislators Brennan, Chartrand and Moser, whom had been excused.

Chairman Tabolt offered the Invocation and then led the Pledge of Allegiance to the Flag.

There were 4 persons present.

Legislator Dolhof made a motion to waive the rules to allow action on late resolutions this morning, seconded by Legislator Fawcett and carried

REPORTS OF STANDING COMMITTEES:

Legislator Jerry King, Chairman of the Courts and Law Enforcement/Fire & Emergency Management Committee, reported that radio system upgrades are ongoing to improve interoperability between our neighboring counties that operate at the VHF level. Jefferson County plans to complete their radio upgrade project within the next two years. The VHF voice channel will be permanently patched to a new UHF frequency to enhance communications for Towns within Lewis County that continue to utilize VHF equipment. It will also offer a layer of redundancy in the event of catastrophic failure. The additional upgrades are within budgetary appropriations.

SPECIAL REPORT:

Chairman Tabolt informed that a representative of the Hudson-Black River Regulating District would meet locally with officials on May 18, 2016 at 12:30 p.m. to discuss the reapportionment of properties along the Black River. National Grid, he said, was granted an assessment reduction and, therefore, agreed to terminate their assessment challenge. However, the resulting impact for taxing jurisdictions must be considered.

RESOLUTIONS:

RESOLUTION NO. 201 - 2016
FIXING DATE OF PUBLIC HEARING ON AN ADDITION
TO THE ATV TRAIL SYSTEM

Introduced by Legislator Lawrence Dolhof, Chairman of the Economic Development Committee.

WHEREAS, there will be introduced at a meeting of this Board of Legislators to be held on May 16, 2016, another proposed addition to the Lewis County ATV Trail System pertaining to the following private property:

Tug Hill Properties, LLC, located at 5226 Carpenter Hill Road, Turin, New York.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby sets a public hearing to be held on June 7, 2016 at 5:00 PM at the County Courthouse, Second Floor Board of Legislators Chambers, 7660 N. State Street, Lowville, New York, for the purpose of receiving public comment regarding the addition of certain Lewis County roads and Privately owned properties to the Lewis County Trail System; and

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 Dolhof, seconded by Legislator King, and adopted.

RESOLUTION NO. 202 - 2016
RESOLUTION AUTHORIZING A LEASE AGREEMENT BETWEEN
NORTH COUNTRY TRANSITIONAL LIVING SERVICES, INC. AND
THE COUNTY OF LEWIS

Introduced by Legislator Philip Hathway, Chairman of the Buildings and Grounds Committee.

WHEREAS, the County of Lewis ("Tenant") desires to enter into a Lease Agreement with North Country Transitional Living Services, Inc. ("Landlord") for the purpose of leasing approximately 551 square feet of the building space known as Second Floor space, Suite E to be occupied at The Lowville Commons located at 7550 South State Street, Lowville, New York 13367; and

WHEREAS, such office space is intended to house the County Department of Community Services; and

WHEREAS, the Board of Legislators wishes to enter into this lease agreement.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby approves a Lease Agreement between North Country Transitional Living Services, Inc. and the County of Lewis for the purpose of leasing approximately 551 square feet of the building space known as Second Floor space, Suite E to be occupied at The Lowville Commons located at 7550 South State Street, Lowville, New York 13367 to house the County Department of Community Services, at a rental cost of \$550.00 per month including utilities, and such other provisions as may be negotiated by the County Attorney.

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

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Moroughan.

In response to Legislator Kulzer, County Attorney Joan McNichol explained the lease was negotiated through 2019 with a six-month termination clause by either party.

The resolution was then adopted.

RESOLUTION NO. 203 - 2016
RESOLUTION AUTHORIZING AND RATIFYING
AMENDMENTS TO CONTRACTS BETWEEN THE COUNTY OF LEWIS AND
LOCAL 825 OF THE CIVIL SERVICE
EMPLOYEES ASSOCIATION, INC.

Introduced by Legislator Bryan Moser, Chairman of the County Officers and Employees Committee.

WHEREAS, the existing contracts between the County of Lewis ("County") and Local 825, Unit 7250-01 (Lewis County Unit) and Local 825 Unit 7250-03 (Lewis County Sheriff's Employee Unit) of the Civil Service Employee's Association ("CSEA") expire on December 31, 2017 and December 31, 2016, respectively; and

WHEREAS, the County and CSEA discussed proposed changes to the Health Plan provisions of each of the Collective Bargaining Agreements ("CBA"), to create a new tier of retiree health plan benefits and contributions for employees hired on or after the date of ratification of the proposed changes; and

WHEREAS, the County and CSEA executed a tentative agreement with respect to the proposed changes to the CBAs dated April 20, 2016, with CSEA having its members vote on the proposed changes to the CBAs on May 9, 2016; and

WHEREAS, the CSEA membership voted in favor of the proposed changes and the Lewis County Board of Legislators hereby seeks to ratify and approve the amendments to the CBAs as accepted by CSEA Local 825.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby ratifies and approves the changes to the Health Plan provisions of the current Collective Bargaining Agreements for the Lewis County Unit and the Lewis County Sheriff's Employees Unit, as memorialized in the Tentative Agreement dated April 20, 2016 and accepted by the CSEA Local 825 Unit 7250-01 and Unit 7250-03.

Section 2. That the Chairman, the Vice-Chairman, of the Board of Legislators be and the same is hereby authorized to make, execute, seal and deliver an amendment to the respective contracts between the County of Lewis and the Civil Service Employee's Association for each bargaining unit upon such form as may be approved by the County Attorney.

Section 3. That a copy of the final executed agreement be filed in the Office of the Clerk of the Board of Legislators; and that the County shall produce copies of such amendment to the contract for distribution to employees of the CSEA Local 825.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Dolhof, seconded by Legislator Fawcett, and adopted.

RESOLUTION NO. 204 - 2016
RESOLUTION PROVIDING COMMENT TO THE DEPARTMENT OF
CONSERVATION (DEC) ON THE PROPOSED AMENDMENTS TO THE EAST
BRANCH OF FISH CREEK RECREATION MANAGEMENT PLAN (RMP) IN LEWIS
COUNTY

Introduced by Legislator Lawrence Dolhof, Chairman of the Recreation, Forestry and Parks Committee.

WHEREAS, the New York State Department of Environmental Conservation (DEC) is accepting comments on proposed amendments to the Recreation Management Plan (RMP) for the East Branch of Fish Creek Conservation Easement and Adjoining State Lands in the Towns of Lewis, Martinsburg, Montague, Osceola and West Turin, Lewis County. Under the conservation easement, the DEC is charged with managing public access and recreation on the properties, and encourages comment in order to “build a solid foundation to support specific goals, objections and management actions”; and

WHEREAS, the proposed amendments to the 2013 RMP allow for establishment of a foot/ski trail, cross-country skiing, horseback riding, snowshoeing, and trail bicycling, and other recreational activities subject to applicable laws and regulations in specific areas, on certain named roads, and in certain corridors providing connectors to other areas; and

WHEREAS, the proposed amendments fail to address and/or to consider All Terrain Vehicle (ATV) access for corridor connectors in Lewis County; a critical recreational activity for Lewis County residents, clubs, businesses and visitors to the region; and

WHEREAS, ATV trail riding is a popular and important recreational activity for Lewis County residents and visitors, and to the Lewis County economy; and

WHEREAS, the Lewis County Board of Legislators, through its Department of Recreation, Forestry and Parks and Department of Economic Development and Planning, seeks to provide comment to the DEC by the May 19, 2016 deadline, to suggest that the DEC include, address and provide ATV access for recreational corridor connectors it intends to establish in the RMP for the East Branch of Fish Creek Lands and Adjoining State Lands in the Towns of Lewis, Martinsburg, Montague, Osceola and West Turin, Lewis County, and to work with the ATV clubs and businesses in Lewis County to establish access corridors so that Lewis County ATV users can also enjoy the beauty and unique recreational trails and corridors afforded by this Recreation Management Plan.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby states its support of the above comments and recommendations for communication to the DEC.

Section 2. That the Chairman of the Board of Legislators, or the Vice-Chairman, be and the same is hereby authorized to deliver copies of this Resolution to Michael Giocondo, Forester

1, NYS DEC, 7327 State Route 812, Lowville, NY 13367, to Basil Seggos, Acting Commissioner of the Department of Environmental Conservation, and to any other appropriate State and Local agencies, representatives and officials as he may deem appropriate.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Dolhof, seconded by Legislator Fawcett, and adopted.

RESOLUTION NO. 205 – 2016
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO SHERIFF'S DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the Courts and Law Enforcement 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 Sheriff's Department, to create the following temporary law enforcement patrols for the Summer Parks and Recreation program:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Deputy Sheriff (4)	Temporary Part-time	Grade 22A

Section 2. That Sheriff Michael Carpinelli is hereby authorized to fill said positions effective May 22, 2016, in compliance with Civil Service rules and regulations.

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

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 206 - 2016
RESOLUTION APPROVING AND RATIFYING
THE TENTATIVE AGREEMENT BETWEEN LEWIS COUNTY GENERAL
HOSPITAL AND LOCAL 825 OF THE CIVIL SERVICE
EMPLOYEES ASSOCIATION, INC.
[HOSPITAL EMPLOYEES]

Introduced by Legislator Michael A. Tabolt, Chairman of the Board of Legislators.

WHEREAS, pursuant to General Municipal Law § 128, the Board of Managers (“BOM”) for the Lewis County General Hospital (“Hospital”) is responsible for “the general superintendence, management and control of the said hospital and . . .of all matters relating to the government, discipline, contracts and fiscal concerns thereof, . . .”; and

WHEREAS, the existing collective bargaining agreement (“CBA”) between Lewis County General Hospital and Local 825 of the Civil Service Employee’s Association, Hospital Employees Unit (“CSEA”) expired on December 31, 2015; and

WHEREAS, the negotiating teams representing LCGH and CSEA, developed a Tentative Agreement dated April 20, 2016 that sets forth the changes to terms and provisions of the collective bargaining agreement to be effective for the period beginning January 1, 2016 and expiring on December 31, 2017; and

WHEREAS, the LCGH BOM approved and authorized the tentative agreement, subject to acceptance by the unit members of CSEA by its members’ vote on the tentative agreement on May 9, 2016; and

WHEREAS, the CSEA membership voted in favor of the tentative agreement; and

WHEREAS, the LCGH Board of Managers has heretofore approved the tentative agreement and the Lewis County Board of Legislators hereby seeks to ratify and approve the tentative agreement as accepted by CSEA Local 825 and the LCGH BOM.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby ratifies and approves the Tentative Agreement approved and authorized by the LCGH BOM and the Hospital Unit CSEA and its membership, as memorialized in the Tentative Agreement dated April 20, 2016.

Section 2. That the Collective Bargaining Agreement in its final form shall be made available for review by the Chairman of the Board of Legislators and the County Manager prior to its signature by the Lewis County General Hospital Administrator.

Section 3. That a copy of the resolution of the Hospital Board of Managers authorizing and approving the Tentative Agreement shall be filed in the Office of the Clerk of the Board of Legislators.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Dolhof, seconded by Legislator Fawcett, and adopted.

OTHER BUSINESS:

Legislator Hathway made a motion to enter executive session at 11:16 a.m. to discuss further negotiations for the solar purchasing power agreement, seconded by Legislator Fawcett and carried. At 11:34 a.m. Legislator Hathway made a motion to return to regular session, seconded by Legislator Dolhof and carried.

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Dolhof, seconded by Legislator Kulzer and carried.