

**REGULAR MEETING**  
**April 1, 2014**

The meeting was called to order at 5:00 p.m. by Chairman Michael A. Tabolt.

Roll Call: All Legislators were present, except Legislator Pepper whom had been excused.

The Invocation was offered by Legislator Hathway, followed by Chairman Tabolt leading the Pledge of Allegiance to the Flag.

There were 32 persons present.

Chairman Tabolt announced approval of the March 4, 2014 meeting minutes.

He then introduced newly appointed County Manager Liz Swearingin.

**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.

Lawrence Dolhof, Chairman  
Bryan Moser  
Craig Brennan, Committee

Dated: April 1, 2014

Legislator Brennan made a motion to waive the rules, seconded by Legislator Dohof, and carried.

Chairman Tabolt opened the public hearing for comments on Local Law Intro. No. 1-2014 "Amending Local Law No. 2-2009 Regarding the Director of Recreation, Forestry Parks"; Local Law Intro. No. 2-2014 "Amending Local Law No. 2-2009 and Local Law No. 6-2013 Establishing A Three-Day Trail Pass for Use on the Lewis County ATV Trail System"; and Local Law Intro. No. 3-2014 "Regarding the Opening and Closing of the Lewis County Trail System".

At this time, no one wished to comment.

**PRESENTATION OF COMMUNICATIONS AND NOTICES:**

The Croghan Free Library Board of Trustees and staff penned a note of gratitude for the Board's continued financial support of libraries.

The Adirondack Park Local Government Review Board forwarded their resolution requesting matching funds from the State of New York for Adirondack municipalities that spend funds to prevent, control or eradicate invasive species in State-owned waters.

We acknowledge receipt of resolutions from the following County Legislatures:

Cayuga and Fulton Counties recording their objection for use of their County Seal and office names for pistol permit re-certification notices.

Delaware and St. Lawrence Counties to rejecting the Governor's plans to reward prison inmates by providing them with college educations at taxpayer expense.

Chemung and Tioga Counties, as well as the Village of Harrisville Board, offering an alternative to the property tax freeze that will lead to property tax reductions by eliminating the cost of State mandated spending imposed on County taxpayers.

Cattaraugus, Greene, St. Lawrence, Steuben, Tioga and Wayne Counties in support of the Statewide Indigent Defense Legal System and Settlement of Hurrell-Harring v. the State of New York, encouraging the Governor to fix the inefficient patchwork of County services and establish a Statewide Indigent Defense System.

Delaware County urging the Governor to refund the three-year projected \$2.2 Billion State tax surplus directly to the taxpayers, instead of his proposed expenditures through estate, corporate and real property tax relief.

Delaware County urging Congress to pass Home Rule 1494 "Blue Water Navy Accountability Act" and Home Rule 543 "Blue Water Navy Vietnam Veterans Act of 2013" for review of the logs to determine where navy ships operated near Vietnam during the Vietnam War Era to determine each ship's closest proximity to shore during operation and report to the Secretary of Veteran Affairs. This will provide public access to documents that may substantiate Veteran claims for benefits connected to the United States spraying of "agent orange" and other herbicides over Vietnam from 1962 to 1975.

#### REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

The Clerk reported that all Legislators had received copies of the Treasurer's March monthly report, the Quarterly Bed Tax Report; the 3/24/14 Highway Audit Report, the 3/24/14 Solid Waste Audit Report; and minutes of the 1/16/14 Telecommunications Advisory Board, 1/14/14 Soil & Water Conservation District Board of Directors, and 3/18/14 Youth Bureau Advisory Board meetings.

Sealer of Weights and Measures Barbara Cooper has submitted her March monthly activity report to be placed on file.

#### REPORTS OF STANDING COMMITTEES:

Legislator Philip Hathway, Ways and Means/Buildings and Grounds Committee Chairman, reported that Maintenance personnel had completed 67 work orders during the month of March, including various plumbing repairs.

The committee had toured the Social Services building to ascertain the scope of renovations needed, and they plan tours of the Highway garage during April and the Public Safety Building in May.

Legislator Hathway made a motion to authorize Donald G. Coon to complete an appraisal of the Lewis Lanes property for an amount of \$1,800.00 to be financed by Capital funds, seconded by Legislator King and carried.

Legislator Hathway made a motion to authorize Bernier & Carr Associates to complete a preliminary engineering study of the Lewis Lanes property for possible acquisition and modification for an amount of \$5,000.00 to be financed by Capital funds, seconded by Legislator Brennan. Contrary to suppositions posed by Legislator Kulzer, Legislator Hathway affirmed there was no balance owed to Bernier Carr & Associates, yet they were offering a discount. Legislator Chartrand stated that one of the other engineering proposals had also included a discount. The motion was then carried.

Legislator Hathway made a motion to authorize Paragon Environmental Construction to remove and remediate the tanks on parcel #290.02-01-2100 in the Town of Greig for a base price of \$19,075.00. Additional services would be approved as needed pursuant to the per unit quote. Legislator Hathway requested Board authorization for the Committee to negotiate with the company to reduce related costs by utilizing County personnel and equipment for the project. The project costs will be covered by delinquent property auction proceeds. The motion was seconded by Legislator Chartrand and carried.

Legislator Hathway made a motion to authorize the Chairman to enter and execute an amended lease agreement with Lowville Commons, LLC for 900 sq. ft. of additional space to accommodate Office for the Aging personnel, for an amount not to exceed \$12,000.00 annually, to be financed by various sources. The motion was seconded by Legislator Moroughan and carried.

Legislator Bryan Moser, County Officers/Veterans/Junkyards/Human Resources Committee Chairman, reported that Junkyard Inspector William Houppert and the County Attorney would assure that Mr. Kafline complies with the deadlines and terms of the negotiated compromising agreement relative to his junkyard.

Legislator Moser reported that Lewis County veterans received \$130,000 benefits during the first quarter. Director Derek Davey works closely with Social Services to assure that veterans avail Veteran Administration medical benefits to minimize Medicaid costs.

Legislator Jerry King, Courts and Law Enforcement Committee Chairman, made a motion to authorize Sheriff Michael Carpinelli to fill a permanent part-time deputy sheriff position effective immediately. The motion was seconded by Legislator Moroughan and carried.

Legislator King made a motion to authorize the Sheriff to purchase one new patrol vehicle, to be financed by Capital funds up to \$35,000.00. Any balance shall be borne by

the Sheriff's budgetary appropriations. The motion was seconded by Legislator Moser and carried.

Legislator King reported the emergency communication contracts are moving forward with timely progress.

Legislator Lawrence Dolhof, Economic Development Committee Chairman, deferred discussion until his sponsored resolutions are presented; stating the need to amend the roads to be opened for the ATV SNIRT Run, to minimize potential problems.

Legislator Dolhof reported the purchase of a new GPS unit for the Parks and Recreation Department that will be shared with multiple County Departments. The Committee has provided their reappointment recommendations to the Chairman of the Board. They have also discussed the County-sponsored Economic Development conference to be held in the fall.

Executive Director James Wright of the Development Authority of the North Country has offered an information session to explain the Joint Infrastructure Management Information (JIMI) and Geographic Information Services (GIS) grants to the Board prior to the next meeting.

Legislator Dolhof made a motion to authorize renewal of all County general and professional liability insurance policies in accordance with the 3/26/14 proposal by Rose & Kiernan, Inc. for the period 4/5/14 to 4/5/2015, for a total premium amount of \$251,041.69. The motion was seconded by Legislator Moser and carried.

Legislator Craig Brennan, Transportation/Solid Waste Committee Chairman, reported that the adopted State Budget includes an additional \$478 Million for Consolidated Highway Improvement Projects (CHIP's), equating \$100,000 for Lewis County. Highway Superintendent David Becker suggests utilizing those funds to repair the Harrisville bridge.

Legislator Gregory Kulzer, Taxation/InformationTechnology/Elections/Agriculture Committee Chairman, anticipates I.T. Director Adam Zehr to start on 4/21/14.

Legislator Kulzer reported the County's AT&T cell phone service will be changed to Verizon, with resulting cost savings.

Legislator Kulzer relayed a request from the Election Commissioners to forward a letter to the Governor requesting consolidation of the June and September primaries, impressing the measure would save the County \$65,000.00.

Legislator Kulzer relayed concern expressed at the recent Soil & Water Conservation District Board of Directors meeting, that the U.S.D.A. has not yet appointed a permanent Farm Service Agency manager for Lewis County. Currently, Jefferson County

personnel are covering our area. It is suggested the Board forward another letter of request to Congressman Bill Owens.

Legislator Richard Chartrand, Hospital Committee Chairman, announced that Tracy Goldthrite, R.N. was chosen as the employee-of-the-year. She has worked with the Hospital since 1998 in various departments. Her peers speak of her as an inspiring nurse and hold her in the highest regard for her professionalism, excellence in nursing and strong leadership. She is also a generous mentor, known for her skills and compassion with new and seasoned nurses alike.

Legislator Chartrand also announced the employee-of-the-month is Michelle Kelley, administrative assistant to CEO Eric Burch. Observing her professionalism and work ethic, he said, "I recall the adage "Do you want to talk with the man in charge or the woman who knows what's going on?", extolling her fantastic job of keeping everyone informed.

Legislator Chartrand reported the Board of Manager's decision to authorize exclusive negotiations with St. Joseph's Hospital Health Center to develop a mutually beneficial collaborative arrangement. The first step is to formulate a non-binding "Letter of Intent" pursuant to their submitted proposal. The document will provide the framework to enable good faith negotiation toward a final agreement that benefits both organizations, which will take a minimum of six months. In response to expressed concerns, Legislator Chartrand affirmed there is no move toward privatization, merging or sale of the Hospital facility,

Legislator Chartrand reported that the Hospital's Critical Care Access designation took effect on March 5, 2014, estimated to equate monthly revenue of \$250,000.

Legislator Chartrand reported the Hospital's County debt of \$10,839,335.19, with anticipated 2014 payments of \$5,850,000.00. At the current pace, the Hospital may potentially add \$5.8 Million to the debt for health, dental, workers' compensation and various loans for an aggregate debt of \$10,789,335.00 on 12/31/2014. Critical Access, VAP and NYS Dialysis Unit grants and revenue could reduce the debt by \$3,458,798.00. Accordingly, it is reasonably assumed the debt would be somewhere between \$7 and \$10 Million. Legislator Chartrand concluded that he would be closely monitoring and reporting the debt status. He cautioned that it would take a minimum of eight years even if the Hospital could reduce the debt by \$1.5 Million annually.

Legislator Andrea Moroughan, Public Health/Community Services Committee Chair, urged support of her sponsored resolutions for contract renewals and fund transfers.

Legislator Moroughan stated the Public Health fiscal manager had reported the final 2013 receipts of \$107,370 and \$93,512 respectively for the Certified Home Health Agency and Hospice programs. As of 3/31/2014 \$444,755 had been received, of the total 12/31/2013 accounts receivable of \$942,510 for public health programs, with the remainder expected.

The committee recommends the Chairman declare the week of April 7 to 13, 2014 as Public Health Week in Lewis County.

Legislator Moroughan also reported that the Director of Community Services Sarah Bullock is working with the Community Services Board to update the Local Services Plan, which is due to the State Office of Alcoholism and Substance Abuse Services by 6/1/2014.

#### COUNTY MANAGER REPORT:

Acting Manager Michael Tabolt relayed a call from the Governor's representative Jeffrey Farrell in response to the Board's resolution opposing the proposed property tax freeze. Chairman Tabolt took exception because previous consolidation of services would not be considered toward meeting the tax cap. This was the focal issue of discussion at the recent meeting of the Inter-County Committee of the Adirondacks, where participating County representatives cited similar objections. NYSAC officials explained that five years from now County levies would have to be 3% lower than current levels in order for local taxpayers to avail rebates under the Governor's proposal.

Chairman Tabolt reported that the adopted 2014-2015 State Budget reduced the property tax freeze plan from five to a 3-year plan. First-year eligibility is contingent upon local governments not exceeding the 2% Tax Cap; and second-year eligibility requires illustrations of reduced taxes by creating efficiencies and consolidations that equal 1% of the respective tax levy.

He also expressed concern with the minimal (.01%) interest rate for County investments. Formerly, this was a lucrative revenue source. The Inter-County Committee Plans to focus attention and enhance awareness on this issue.

Lewis County will host the April 24, 2014 Inter-County Committee meeting, to be held at the Adirondack International Speedway, followed by lunch at the Maple Museum.

Legislator King expressed frustration with the State 2% Tax Cap, which based on the formula equates 1.66% for Lewis County. He submits it impossible to remain within the cap citing the substantial annual State aide reductions. The State must fund their mandates, he asserted.

The Chairman closed the public hearing at 5:39 p.m. after assuring that no one wished to comment on the proposed Local Laws.

#### 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 \$ 1,359,631.52 and recommend that they be audited and allowed for the amounts claimed.

Philip Hathway, Chair  
Jerry King, Committee  
Richard Chartrand, Committee

Dated: April 1, 2014

Approved on motion by Legislator Dolhof, seconded by Legislator Moser, and carried.

RESOLUTIONS:

**RESOLUTION NO. 111 – 2014  
AUDITING AND ALLOWING CLAIMS**

Introduced by Legislator Philip Hathway, Chairman of the Ways and Means Committee.

RESOLVED that the claims presented for payment in the total amount of \$ 1,359,631.52 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 Dolhof, seconded by Legislator Moser, and adopted by roll call vote:

All Voted YEA. Legislators Brennan and Pepper were absent.

**RESOLUTION NO. 112 - 2014  
RESOLUTION ADOPTING AND OTHERWISE TREATING  
LOCAL LAW NO. 3 – 2014, COUNTY OF LEWIS**

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

WHEREAS, a resolution was duly adopted by the Board of Legislators on March 4, 2014, directing that a public hearing be held by said Board on April 1, 2014, from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the Courthouse, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on a proposed Local Law entitled, “A LOCAL LAW AMENDING LOCAL LAW NO. 2 – 2009 REGARDING THE DIRECTOR OF RECREATION, FORESTRY AND PARKS”; and

WHEREAS, notice of said public hearing was duly advertised in the Watertown Daily Times, the official newspaper designated by the County, on March 26, 2014, and posted on the bulletin board of the Lewis County Courthouse, 7660 North State Street, Lowville, New York, at least five (5) days prior to such public hearing; and

WHEREAS, said public hearing was duly held at such location at such time and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Legislators wishes to make certain determinations based upon the information heretofore submitted to the Board as well as received during the public hearing.

Now, Therefore, BE IT FURTHER RESOLVED, as follows:

Section 1. This Local Law (Introductory No. 1 – 2014), County of Lewis, being “A LOCAL LAW AMENDING LOCAL LAW NO. 2 – 2009 REGARDING THE DIRECTOR OF RECREATION, FORESTRY AND PARKS”, be and the same hereby is designated as Local Law No. 3 – 2014, County of Lewis.

Section 2. That Local Law No. 3 – 2014, County of Lewis, with designation stated above, be and the same is hereby enacted, waiving any and all defects and informalities in the adoption thereof and shall take effect immediately upon filing with the Secretary of State.

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

YEAS: Chartrand, Dolhof, Hathway, King, Kulzer, Moroughan, Moser, Tabolt

NAYS:

ABSENT: Brennan, Pepper

**RESOLUTION NO. 113 - 2014  
RESOLUTION ADOPTING AND OTHERWISE TREATING  
LOCAL LAW NO. 4 – 2014, COUNTY OF LEWIS**

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

WHEREAS, a resolution was duly adopted by the Board of Legislators on March 4, 2014, directing that a public hearing be held by said Board on April 1, 2014, from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the Courthouse, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on a proposed Local Law entitled, “A LOCAL LAW AMENDING LOCAL LAW NO. 2 – 2009 AND LOCAL LAW NO. 6 – 2013 ESTABLISHING A THREE DAY TRAIL PASS FOR USE ON THE LEWIS COUNTY ATV TRAIL SYSTEM”; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on March 26, 2014, and posted on the bulletin board of the Lewis County Courthouse, 7660 North State Street, Lowville, New York, at least five (5) days prior to such public hearing; and

WHEREAS, said public hearing was duly held at such location at such time and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Legislators wishes to make certain determinations based upon the information heretofore submitted to the Board as well as received during the public hearing.

Now, Therefore, BE IT FURTHER RESOLVED, as follows:

Section 1. This Local Law (Introductory No. 2 – 2014), County of Lewis, being “A LOCAL LAW AMENDING LOCAL LAW NO. 2 – 2009 AND LOCAL LAW NO. 6 – 2013 ESTABLISHING A THREE DAY TRAIL PASS FOR USE ON THE LEWIS COUNTY ATV TRAIL SYSTEM”, be and the same hereby is designated as Local Law No. 4 – 2014, County of Lewis.

Section 2. That Local Law No. 4 – 2014, County of Lewis, with designation stated above, be and the same is hereby enacted, waiving any and all defects and informalities in the adoption thereof and shall take effect immediately upon filing with the Secretary of State.

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

YEAS: Brennan, Chartrand, Dolhof, Hathway, King, Kulzer, Moroughan, Moser, Tabolt

NAYS:

ABSENT: Pepper

**RESOLUTION NO. 114 - 2014  
RESOLUTION ADOPTING AND OTHERWISE TREATING  
LOCAL LAW NO. 5 – 2014, COUNTY OF LEWIS**

Introduced by Legislator Lawrence Dolhof, Chairman Economic Development Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on March 4, 2014, directing that a public hearing be held by said Board on April 1, 2014, from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the Courthouse, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on a proposed Local Law entitled, “A LOCAL LAW AMENDING LOCAL LAW NO. 2 – 2009 REGARDING THE OPENING AN CLOSING OF THE LEWIS COUNTY TRAIL SYSTEM”; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on March 26, 2014, and posted on the bulletin board of the Lewis County Courthouse, 7660 North State Street, Lowville, New York, at least five (5) days prior to such public hearing; and

WHEREAS, said public hearing was duly held at such location at such time and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Legislators wishes to make certain determinations based upon the information heretofore submitted to the Board as well as received during the public hearing.

Now, Therefore, BE IT FURTHER RESOLVED, as follows:

Section 1. This Local Law (Introductory No. 3 – 2014), County of Lewis, being “A LOCAL LAW AMENDING LOCAL LAW NO. 2 – 2009 REGARDING THE OPENING AND CLOSING OF THE LEWIS COUNTY TRAIL SYSTEM”, be and the same hereby is designated as Local Law No. 5 –2014, County of Lewis.

Section 2. That Local Law No. 5 – 2014, County of Lewis, with designation stated above, be and the same is hereby enacted, waiving any and all defects and informalities in the adoption thereof and shall take effect immediately upon filing with the Secretary of State.

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

YEAS: Brennan, Chartrand, Dolhof, Hathway, King, Kulzer, Moroughan, Moser, Tabolt

NAYS:

ABSENT: Pepper

**RESOLUTION NO. 115 - 2014**  
**RESOLUTION TO AMEND THE LEWIS COUNTY POLICY FOR CLOSING**  
**COUNTY FACILITIES IN THE EVENT OF INCLEMENT WEATHER**

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

WHEREAS, the Board of Legislators has an established policy to provide for the closing of individual departments or County facilities (other than the Lewis County General Hospital) in the event of inclement weather which is set forth in the Personnel Handbook as follows:

*"Emergency Weather Closing*

The County Manager is responsible for determining if and when one or more departments must be closed due to inclement weather or other emergency. If a department head believes that weather conditions are such that their department should be closed for any portion of the usual work, he or she must discuss this with the County Manager and obtain the County Manager's approval prior to closing their department. Unless advised otherwise, the County Manager shall be responsible for communicating such emergency closures to the local media.

Time off from scheduled work due to emergency closings will be unpaid for all non-exempt employees. However, if employees would like to be paid, they are permitted to use vacation and/or personal time if it is available to them. Time lost in any week due to emergency closings may be made up during that week or the immediately succeeding three weeks."

WHEREAS, the Board of Legislators finds that it is in the public interest and necessary and essential to the operation of County facilities that it have a clear policy in place that allows management to make decisions as to what operations or facilities should remain open and what operations or facilities should be closed in the event of inclement weather; and

WHEREAS, the Board of Legislators further finds that the decision as to what operations or facilities should remain open and what operations or facilities should be closed in the event of inclement weather must take into consideration both the safety, health and welfare of the general public who rely upon County services as well as the safety, health, and welfare of the County's employees; and

WHEREAS, in light of these factors, the Board of Legislators finds that the above policy no longer fully expresses the needs of the County and must therefore be amended;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby amends its "Emergency Weather Closing" policy as the same applies to all County operations and facilities except the Lewis County General Hospital, by deleting the existing policy as quoted above and replacing it with the following:

"Closing of County Facilities During Inclement Weather

I. Designation of Essential Services.

For purposes of this policy, the following departments/administrative units are designated as essential to the safety, health and welfare of the general public.

*a. Essential Services:*

Lewis County Sheriff's Department

Lewis County Highway Department

The department head for each such department providing essential services to the public shall develop its own policies and procedures for continuing operations in the event of inclement weather and shall provide copies to all employees. Such policies and procedures shall incorporate provisions that provide for the coordination of services and regular communication with the County Manager and the Chair of the Board.

*b. Non-essential Services:*

All other County departments are deemed non-essential for the purposes of this policy.

II. Closing of County Offices/Facilities

*a. Decision Making Authority*

The County Manager is the designated public official responsible for determining if, and when one or more County departments, offices, buildings or facilities may be closed due to inclement weather. In the absence or incapacity of the County Manager, the Chair of the Board of Legislators or in his or her absence or incapacity, the Vice-Chair shall be responsible for making such decisions. If none of those officials are available, then the County Clerk shall be so designated. For ease of reference throughout this policy, references to the "County Manager" shall be deemed to include all the above potential instances.

If a department head believes that weather conditions are such that their department should be closed for any portion of the usual workday, the department head shall discuss the same with the County Manager. No department may be closed for any portion of the usual work day except upon the order/direction of the County Manager.

*b. Communication with the Media*

In the event of a closure of a County department, office, building or facility, the County Manager shall be responsible for communicating such emergency closures to the local media.

*c. Payroll Issues*

1. Employees Providing Essential Services:

All employees who work within a department providing essential services as identified above are required to report to work at their assigned duty station as scheduled or as directed by their department head/manager, even in the event of inclement weather. In the event that an employee is unable to travel to their assigned duty station due

to inclement weather or is otherwise unable to fulfill their scheduled work day, then the employee must immediately inform his or her department head/manager of such circumstances. Any time off from the employee's scheduled work day, for non-exempt employees, shall be unpaid. If an employee wishes to be paid for that time, he or she may (i) make up the time off during the following week or within the immediately succeeding three weeks, or (ii) use vacation or personal time if available.

2. Employees Providing Non-Essential Services:

- (i) In the event that a County department, office, building or facility is closed by order/direction of the County Manager due to inclement weather, all employees who were scheduled to work within such department, office, building or facility shall be paid for the hours they were scheduled to work, but were prevented from doing so as a result of such closure(s).
- (ii) In the event that the County Manager has not closed a County department, office, building or facility, and an employee is unable to travel to their assigned duty station due to inclement weather or is otherwise unable to fulfill their scheduled work day due to inclement weather, then the employee must immediately inform his or her department head/manager of such circumstances. Any time off from the employee's scheduled work day, for non-exempt employees, shall be unpaid. If an employee wishes to be paid for that time, he or she may (i) make up the time off during the following week or within the immediately succeeding three weeks, or (ii) use vacation or personal time if available.

III. Savings Clause

Nothing herein is intended to amend, modify or repeal the County's Emergency Management Plan with respect to emergency closures due to emergencies other than inclement weather. In the event of an emergency other than inclement weather, then the procedures and protocols contained in the Emergency Management Plan shall control."

Section 2. That the Board Clerk is hereby directed to incorporate the foregoing amendment into the County's Administrative Policy Manual and the Director of Human Resources is directed to incorporate the same into the County's Personnel Handbook.

Section 3. That the amendment to the County's policies set forth herein shall be deemed effective January 1, 2014.

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

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

**RESOLUTION NO. 116 - 2014  
RESOLUTION AMENDING COMPENSATION PLAN  
AND TRANSFER FUNDS CIVIL SERVICE/HUMAN RESOURCES**

Introduced by Legislator Bryan Moser, Chairman of the Human Resources 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 Civil Service and Human Resources Departments, to temporarily increase the hours of the Civil Service Keyboard Specialist to full-time (35 hours) to cover additional hours in the Human Resources office, effective from April 1, 2014 through October 1, 2014.

Section 2. That the following budget transfer is hereby approved to cover the additional personnel expense:

<u>From:</u>	<u>Amount:</u>
A1431.4999 HR	\$16,000.00
<u>To:</u>	
A1430.1999 Civil Serv Pers Services	\$12,500.00
A1430.8999 Civil Serv Fringe	\$ 3,500.00

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

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

**RESOLUTION NO. 117 - 2014  
RESOLUTION TO APPOINT MEMBER TO  
LEWIS COUNTY COMMUNITY MENTAL HEALTH, DEVELOPMENTAL  
DISABILITIES AND ALCOHOLISM SERVICES BOARD  
DEVELOPMENTAL DISABILITIES SUB-COMMITTEE**

Introduced by Legislator Andrea Moroughan, Chair of the Community Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints the following individuals to the Developmental Disabilities Sub-Committee of the Lewis County Community Mental Health, Developmental Disabilities and Alcoholism Services Board:

Deborah Blair of 7124 Loson Road, Lowville, New York 13367  
Susan Pierce of 10113 State Route 812, Castorland, New York 13620

Section 2. That the term of said appointment shall be effective January 1, 2014 through December 31, 2015.

Section 3. That this resolution shall take effect immediately.

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

**RESOLUTION NO. 118 - 2014  
RESOLUTION TO APPROPRIATE FUNDS  
COMMUNITY SERVICES**

Introduced by Legislator Andrea Moroughan, Chair of the Community Services Committee:

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation increase be approved for the increase in State Aid for Transitional Living Services:

<u>Revenue</u>	
A34915 TLS	\$38,376.00
<u>Expense</u>	
A4318.4225 (TLS MRT Supported Housing)	\$38,376.00

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

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

**RESOLUTION NO. 119 - 2014  
RESOLUTION AUTHORIZING GRANT APPLICATION  
TO DIVISION OF HOMELAND SECURITY  
AND EMERGENCY SERVICES**

Introduced by Legislator Jerry King, Chairman of the Emergency Management Committee.

WHEREAS, the Emergency Management Department has received notification of grant approval from the Division of Homeland Security and Emergency Services for funding in the amount of \$29,416.00 to cover a portion of emergency managers annual compensation to ensure that county safety and emergency plans are up to date.

NOW, THEREFORE, be it resolved as follows:

Section 1. That the Board of Legislators hereby approves the Grant Agreement between the County of Lewis and the Division of Homeland Security and Emergency Services in the amount of \$29,416.00, for the grant period from 10/1/2012 to 5/31/2014, which requires a 50% local match of \$14,708.00.

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

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

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

**RESOLUTION NO. 120 - 2014**  
**RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE**  
**COUNTY OF LEWIS AND JEFFERSON COUNTY FOR**  
**NYS DIVISION OF HOMELAND SECURITY**  
**AND EMERGENCY SERVICES IN RELATION TO**  
**HAZMAT GRANT PROGRAM**

Introduced by Legislator Jerry King, Chairman of the Courts and Law Enforcement Committee.

Whereas, Jefferson County has been awarded funds through the New York State Division of Homeland Security and Emergency Services in relation to the Hazmat Grant Program; and

Whereas, Lewis County was named as a Shared Municipal Services recipient as a partner of that grant.

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 and Jefferson County, for the Hazmat Grant award through the NYS Division of Homeland Security and Emergency Services for the Shared Municipal Services award in the amount of \$5,000.00.

Section 2. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to execute, seal and deliver said Agreement subject to approval of the County Attorney as to form.

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

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

**RESOLUTION NO. 121 - 2014  
RESOLUTION TO APPROPRIATE FUNDS  
FIRE AND EMERGENCY MANAGEMENT**

Introduced by Legislator Jerry King, Chairman of the Emergency Management Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriations are hereby approved for FY13 Homeland Grant:

<u>Revenue:</u>	
A43060 FY13 Homeland CFDA 97.067	\$30,000.00
<u>Expense:</u>	
A3418.2909 FY13 Equip	\$28,500.00
A3418.4407 FY13 Supplies	1,200.00
A3418.4909 FY13 Misc	300.00

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

Moved by Legislator Kulzer, seconded by Legislator Moroughan.

In response to Legislator Brennan's inquiries, Legislator King assured he would confirm the authorized equipment purchases to be financed with these grant monies.

The resolution was then adopted.

**RESOLUTION NO. 122 - 2014  
RESOLUTION AMENDING COMPENSATION PLAN  
WITH REFERENCE TO PUBLIC HEALTH DEPARTMENT**

Introduced by Legislator Bryan Moser, Chairman of the Human Resources Committee.

WHEREAS, the Public Health Fiscal Manager position is subject to a civil service test; and

WHEREAS, the current employee has successfully passed the civil service test.

Now, Therefore, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes a 2% increase in the 2014 annualized salary of the Public Health Fiscal Manager as follows:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Fiscal Manager	Full-time	\$49,449.60

Section 2. That the within resolution shall take effect immediately

Moved by Legislator Moser, seconded by Legislator Brennan, and adopted.

**RESOLUTION NO. 123 - 2014**  
**RESOLUTION APPROVING AGREEMENT BETWEEN**  
**LEWIS COUNTY PUBLIC HEALTH AGENCY ON BEHALF OF**  
**THE COUNTY OF LEWIS AND ACC TECHNICAL SERVICES, INC.**

Introduced by Legislator Andrea Moroughan, Chair of the Public Health Committee.

WHEREAS, the Lewis County Public Health Agency (“Agency”) wishes to enter into an agreement with ACC Technical Services, Inc. for the purpose of Local Health Department Immunization Billing Implementation, and in collaboration with six other Counties that have agreed to work together to pool and leverage resources to develop an accurate, efficient billing system that maximizes reimbursement for services provided to immunization clients; and

WHEREAS, the Agency has received a grant award from the Center Disease Control Prevent for this purpose.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the Lewis County Public Health Department and ACC Technical Services, Inc. for the purpose of Local Health Department Immunization Billing Implementation for the period beginning November 1, 2013 and ending August 31, 2014, in the amount of \$17,000.

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 Moroughan, seconded by Legislator King, and adopted.

**RESOLUTION NO. 124 - 2014**  
**RESOLUTION AUTHORIZING AGREEMENT**  
**BETWEEN LEWIS COUNTY PUBLIC HEALTH AGENCY**  
**AND BENCHMARK FAMILY SERVICES**  
**FOR PRESCHOOL RELATED SERVICES**

Introduced by Legislator Andrea Moroughan, Chair of the Public Health Committee.

WHEREAS, the County of Lewis, acting by and through the Lewis County Public Health Agency wishes to enter into an Agreement with Benchmark Family Services for the provision of related services to preschool children with disabling conditions pursuant to Section 4410 of the New York State Education Law and Part 200 of the Regulations of the Commissioner of Education; and

WHEREAS, the Board of Legislators wishes to accept such services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the County of Lewis, acting by and through the Lewis County Public Health Agency to enter into an Agreement with Benchmark Family Services for the provision of related services to preschool children with disabling conditions pursuant to Section 4410 of the New York State Education Law and Part 200 of the Regulations of the Commissioner of Education.

Section 2. That this Agreement is for the period commencing March 17, 2014 and ending June 30, 2014, at New York State Education Department approved rates.

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 Hathway, seconded by Legislator Moroughan, and adopted.

**RESOLUTION NO. 125 - 2014  
RESOLUTION TO AUTHORIZE  
CANCER SCREENING SERVICES AGREEMENTS**

Introduced by Legislator Andrea Moroughan, Chairperson of the Public Health Committee.

BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the contracts related to the agencies that provide screening services to the Cancer Services Program (“CSP”).

Section 2. That the Board of Legislators hereby authorizes the Lewis County Public Health Director to execute and enter into the CSP Provider Agreements as they are presented by the providers. Language referencing such authorization will be incorporated in the CSP Provider Agreement. Agreements will be executed by the Public Health Director upon signature by the Provider Agency, subject to approval by the County Attorney as to form.

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

Moved by Legislator Moroughan, seconded by Legislator Moser, and adopted.

**RESOLUTION NO. 126 - 2014  
RESOLUTION TO TRANSFER FUNDS  
PUBLIC HEALTH**

Introduced by Legislator Andrea Moroughan, Chair of the Public Health Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget transfers are hereby approved in the Public Health accounts to allow for spending in the Immunization Program Grant:

<u>From:</u>		
A4089.4401	Postage	\$ 800.00
A4089.4403	Printing	\$ 900.00
A4089.4408	Nursing Supplies	\$ 800.00
A4089.4503	Educational Material	\$ 1,700.00
A4089.4507	Travel	\$ 175.00
A4089.4907	Advertising	<u>\$ 550.00</u>
	Total	\$ 4,925.00

<u>To:</u>			
A4089.2909	Equipment		\$ 3,700.00
A4089.4301	Telephone		\$ 300.00
A4089.4407	Office Supplies		<u>\$ 925.00</u>
		Total	\$ 4,925.00

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

Moved by Legislator Moroughan, seconded by Legislator Moser, and adopted.

**RESOLUTION NO. 127 - 2014  
RESOLUTION TO AUTHORIZE DIRECTOR OF  
RECREATION, FORESTRY AND PARKS DEPARTMENT  
TO EXECUTE FORESTRY CONTRACTS**

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

BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the contracts related to the sale of forest products from Lewis County forest lands.

Section 2. That the Board of Legislators hereby authorizes the Lewis County Director of Recreation, Forestry and Parks Department to execute and enter into the contracts as they are presented by independent contractors, subject to approval by the County Attorney as to form.

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

Moved by Legislator Chartrand, seconded by Legislator Dolhof.

In response to Legislator King's and Hathway's inquiries, Legislator Dolhof assured that the process would be transparent. Director Jackie Mahoney stated that she would conduct a lot-by-lot assessment, and the larger projects would be advertised for bids.

The resolution was then adopted.

**RESOLUTION NO. 128 - 2014  
RESOLUTION AUTHORIZING ACCESS AGREEMENT WITH  
PETER BURKHOLDER FOR MAPLE TREE TAPPING  
AT THE HOUGH MEMORIAL FOREST**

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

WHEREAS, the County of Lewis owns property located in the Town of New Bremen, County of Lewis and State of New York more commonly referred to as Hough Memorial Forest, Tax Map No. 163.00-02-38.100 (herein, the "Property"); and

WHEREAS, the County wishes to grant access to Peter Burkholder, 7356 River Road, Lowville, New York 13367 by entering into an Access Agreement for the purpose of tapping up to 550 maple trees.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. That the Board of Legislators hereby approves entering into an Access Agreement with Peter Burkholder, 7356 River Road, Lowville, New York 13367 to grant access to Lewis County property more commonly known as the Hough Memorial Forest, located in the Town of New Bremen to tap maple trees at the cost of \$.75 per tap for a term commencing February 15, 2014 through June 30, 2014.

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

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Brennan, seconded by Legislator Moser, and adopted.

**RESOLUTION NO. 129 - 2014  
RESOLUTION TO TRANSFER FUNDS  
TRAIL MAINTENANCE**

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

BE IT RESOLVED, as follows:

Section 1. That the following transfers are hereby approved in the Trail Maintenance accounts for the purchase of the Chamber of Commerce computer:

<u>From:</u>		
A7990.4907 (Advertising)		\$701.00
<u>To:</u>		
A7990.2409 (Data Processing)		\$701.00

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

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

**RESOLUTION NO. 130 - 2014**  
**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 position to replace a retiring employee:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Deputy Sheriff	Full-time	Grade 22A

Section 2. That Sheriff Michael Carpinelli is hereby authorized to fill said position effective immediately.

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

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

**RESOLUTION NO. 131 - 2014**  
**RESOLUTION TO APPROPRIATE FUNDS**  
**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 following appropriation of third party insurance recovery be approved in the Sheriff's Department account for vehicle repairs:

<u>Increase Revenues</u>	<u>Amount:</u>
A26800 (Insurance Recoveries)	\$ 402.83

<u>Increase Expense:</u>	<u>Amount</u>
A3110.4701 (Vehicle Repairs)	\$ 402.83

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

Moved by Legislator Moser, seconded by Legislator Chartrand, and adopted.

**RESOLUTION NO. 132 - 2014  
RESOLUTION TO APPROPRIATE FUNDS  
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 following appropriation be approved for Law Enforcement items using a donation that was received from The NRA Foundation, Inc.:

<u>Increase Revenues</u>	<u>Amount:</u>
A27061 (Contributions – Sheriff)	\$3,980.00

<u>Increase Expense:</u>	<u>Amount</u>
A3110.4800 (Law Enforcement Items)	\$3,980.00

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

Moved by Legislator Chartrand, seconded by Legislator Hathway, and adopted.

**RESOLUTION NO. 133 - 2014  
RESOLUTION AUTHORIZING AGREEMENT  
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND  
CHILDREN'S HOME OF JEFFERSON COUNTY**

Introduced by Legislator Neil Pepper, Chairman of the Social Services Committee.

WHEREAS, Children's Home of Jefferson County ("Agency") is a foster care agency authorized by the New York State Office of Children and Family Services to provide foster care services; and

WHEREAS, the Lewis County Department of Social Services wishes to enter into an agreement with this Agency to utilize their services of foster care, emergency respite care and non-secure detention services; and

WHEREAS, the Board of Legislators wishes to accept such services.

NOW, THEREFORE, 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 Department of Social Services, and Children's Home of Jefferson County for the provision of foster care, emergency respite care and non-secure detention services for the term beginning January 1, 2014 through December 31, 2014 at a cost in accordance with the rates set forth by the State of New York in the Agreement.

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 Moroughan, seconded by Legislator King, and adopted.

**RESOLUTION NO. 134 - 2014**  
**RESOLUTION AUTHORIZING AGREEMENT BETWEEN**  
**LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES**  
**AND THE COUNTY LAW DEPARTMENT**

Introduced by Legislator Neil Pepper, Chairman of the Social Services Committee.

WHEREAS, the Department of Social Services ("DSS") is responsible for the collection of overpayments or recovery of assets in certain programs that provide financial support to Lewis County citizens; and

WHEREAS, the County Attorney has the expertise to provide collection services for the County and to represent the Department in collection and recovery matters; and

WHEREAS, the parties hereto desire to enter into a written agreement setting forth their respective duties; and

WHEREAS, it is economically and organizationally feasible for the Department to contract with the County Attorney for the performance of these services;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves a Purchase Of Services Agreement by and between the Department of Social Services and the County Attorney whereby the County Attorney shall be responsible for the collection of overpayments or recovery of assets in certain programs that provide financial support to Lewis County citizens.

Section 2. That the Purchase Of Services Agreement shall further provide for reimbursement to the County Attorney's Office for the cost of providing such collection services. The parties understand that reimbursement is premised on Federal and State statutes, law, rules and regulations. The Department agrees to keep the County Attorney informed of changes in reimbursement methodology mandated by law, rules or regulation of the State and Federal Government for such expenditures.

Section 3. That the term of this Purchase Of Services Agreement shall be from January 1, 2014 through December 31, 2014 for an amount not to exceed \$29,943.00.

Section 4. That the Chairman, or Vice-Chairman, of the Board of Legislators, along with the Commissioner of Social Services and the County Attorney be and the same are hereby authorized to make, execute, seal and deliver said Agreement.

Section 5. That the within Resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Moser, and adopted.

**RESOLUTION NO. 135 - 2014**  
**RESOLUTION AUTHORIZING COOPERATIVE AGREEMENT**  
**BETWEEN LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES**  
**AND THE COUNTY LAW DEPARTMENT FOR CHILD SUPPORT**  
**ENFORCEMENT PROCEEDINGS**

Introduced by Legislator Neil Pepper, Chairman of the Social Services Committee.

WHEREAS, under Section 454 of the Federal Social Security Act, Section 111 (h), 352, and 352 (a) of the Social Services Law of the State of New York, and the rules and regulations promulgated by the State Department of Social Services, the Lewis County Department of Social Services (the "Department") is responsible through its Child Support Enforcement Unit for the establishment of paternity, locating of absent parents, and the enforcement and collection of support from legally responsible relatives for persons applying for or receiving Aid to Dependent Children (hereinafter collectively referred to as "support enforcement proceedings"); and

WHEREAS, pursuant to County Law § 501, the County Attorney is responsible for prosecuting and defending all civil actions and proceedings brought by or against the County, and in that capacity, shall be responsible for representing the Department in such support enforcement proceedings; and

WHEREAS, it is appropriate that the parties hereto enter into a written agreement setting forth their respective duties under the above-mentioned provisions of State and Federal Law; and

WHEREAS, it is economically and organizationally feasible for the Department to contract with the County Attorney for the performance of these services.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves a Cooperative Agreement/Purchase Of Services Agreement by and between the Department of Social Services and the County Attorney whereby the County Attorney shall provide legal representation to the Department relating to the presentment of child support enforcement proceedings where the Department is either directly involved as a litigant or has an interest in the proceedings.

Section 2. That the Cooperation Agreement shall further provide for reimbursement to the County Attorney's Office for the cost of providing such legal representation, including without limitation, personnel services, supervision, support services, and related office expense. The parties understand that reimbursement is premised on Federal and State statutes, law, rules and regulations. The Department agrees to keep the County Attorney informed of changes in reimbursement methodology mandated by law, rules or regulation of the State and Federal Government for such expenditures.

Section 3. That the term of this Cooperation Agreement shall be from January 1, 2014 through December 31, 2014, for an amount not to exceed \$35,000.00.

Section 4. That the Chairman, or Vice-Chairman, of the Board of Legislators, along with the Commissioner of Social Services and the County Attorney be and the same are hereby authorized to make, execute, seal and deliver said Agreement.

Section 5. That the within Resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Moroughan, and adopted.

**RESOLUTION NO. 136 - 2014**  
**RESOLUTION AUTHORIZING AGREEMENT BETWEEN**  
**LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES**  
**AND THE HOUSE OF THE GOOD SHEPHERD**

Introduced by Legislator Neil Pepper, Chairman of the Social Services Committee.

WHEREAS, the Lewis County Department of Social Services wishes to enter into an agreement with The House of the Good Shepherd for the provision of foster care services; and

WHEREAS, the Board of Legislators wishes to accept such services.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. That the Board of Legislators hereby approves the contract with The House of the Good Shepherd for the provision of foster care services for the period of January 1, 2014 through December 31, 2014 at a cost in accordance with the rates set forth by the State of New York in the Agreement.

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 Dolhof, seconded by Legislator Moroughan, and adopted.

**RESOLUTION NO. 137 - 2014  
RESOLUTION AUTHORIZING AGREEMENT  
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND  
LABORATORY CORPORATION OF AMERICA HOLDINGS**

Introduced by Legislator Neil Pepper, Chairman of the Social Services Committee.

WHEREAS, Laboratory Corporation of America Holdings ("Agency") provides testing services which supply information about the identity of a human being and the potential that a human being is the parent of another human being; and

WHEREAS, the Lewis County Department of Social Services wishes to enter into an agreement with this Agency to utilize their paternity testing services.

NOW, THEREFORE, 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 Department of Social Services, and Laboratory Corporation of America Holdings for the provision of paternity testing services in the Support Unit, at a cost of \$55.00 per sample and not to exceed an annual cost of \$10,000.

Section 2. That the term of this agreement shall be from January 1, 2014 through December 31, 2014.

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

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

Moved by Legislator Chartrand, seconded by Legislator Moroughan, and adopted.

**RESOLUTION NO. 138 - 2014**  
**RESOLUTION AUTHORIZING AGREEMENT BETWEEN**  
**THE DEPARTMENT OF SOCIAL SERVICES AND**  
**NATASHA'S KIDDIE SHACK DAYCARE**

Introduced by Legislator Neil Pepper, Chairman of the Social Services Committee.

WHEREAS, the Lewis County Department of Social Services wishes to purchase day care services through Natasha's Kiddie Shack Daycare for eligible recipients.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. That the Board of Legislators hereby approves the contract with Natasha's Kiddie Shack Daycare for the period of January 1, 2014 through December 31, 2014 at the Day Care market rate established by Natasha's Kiddie Shack Daycare and pursuant to the DSS Fair Market Rates as established by the State. The cost for eligible recipients is approximately 1% for the County and 99% federally reimbursed.

	<b>Infant Under 1 ½</b>	<b>Toddler 1 ½ - 2</b>	<b>Preschool (3-5)</b>	<b>School Age Child Care (6-12)</b>
Weekly: Full Time	\$175	\$170	\$170	\$165
Daily: Part Time	\$45	\$45	\$45	\$45
Part-Day	\$30	\$30	\$30	\$30
Hourly	\$6.00	\$6.00	\$6.00	\$6.00

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 Moser, seconded by Legislator Moroughan, and adopted.

**RESOLUTION NO. 139 - 2014**  
**RESOLUTION TO TRANSFER FUNDS**  
**SOCIAL SERVICES**

Introduced by Legislator Neil Pepper, Chairman of the Social Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved in the Social Services accounts for the purchase of a laptop computer for the Assistant County Attorney, utilizing Capital Data Processing funds (HAE9901.9) \$ 99,693.26:

Increase Revenue:

A50310 (Inter-fund transfers)	\$741.00
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Increase Expense:

A6010.2217 (Computers)	\$741.00
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Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Chartrand, and adopted.

**RESOLUTION NO. 140 - 2014**  
**RESOLUTION TO ADJUST FUNDS**  
**SOCIAL SERVICES**  
**SFY 13-14**

Introduced by Legislator Neil Pepper, Chairman of the Social Services Committee.

WHEREAS, the County of Lewis has received approval from the NYS Office of Children and Family Services for the State Fiscal Year 13-14 TANF NON-RESIDENTIAL DOMESTIC VIOLENCE SERVICES program funding for Lewis County Opportunities; and

WHEREAS, this amount was errantly duplicated in the 2014 budget.

Now, Therefore, BE IT RESOLVED, as follows:

Section 1. That the sum of \$4,250.73 be dis-appropriated from Expense Account No. A6109.4609 Non-Res DV.

Section 2. That this be unfinanced by reducing Federal Aid Revenue Account No. A46090 for an amount of \$4,250.73.

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

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

**RESOLUTION NO. 141 - 2014**  
**RESOLUTION AUTHORIZING RESOURCE ALLOCATION PLAN**  
**WITH NYS OFFICE OF CHILDREN AND FAMILY SERVICES**

Introduced by Legislator Neil Pepper, Chairman of the Youth Bureau Committee.

WHEREAS, execution of the Resource Allocation Plan will qualify the County for State reimbursement in accordance with NYS Office of Children and Family Services' allocation of funds appropriated for counties engaged in comprehensive planning for youth services.

Now, Therefore, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves the Resource Allocation Plan between the County of Lewis and the New York State Office of Children and Family Services (OFCS) for the 2014 program year, in the amount of \$21,115.00

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

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

Moved by Legislator Brennan, seconded by Legislator Moser, and adopted.

**RESOLUTION NO. 142 - 2014**  
**RESOLUTION URGING AMENDMENT OF THE NYS VEHICLE AND TRAFFIC**  
**LAW TO RAISE THE DEFINED WEIGHT OF AN ATV TO 1500 POUNDS OF**  
**DRY WEIGHT TO ALLOW CERTAIN UTV'S TO BE REGISTERED**  
**IN NEW YORK STATE**

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

WHEREAS, New York State Vehicle and Traffic Law Section 2281 currently defines an "all terrain vehicle" or "ATV" as any self-propelled vehicle which is manufactured for sale for operation primarily on off-highway trails or off-highway competitions and only incidentally operated on public highways providing that such vehicle does not exceed seventy inches in width or one thousand pounds dry weight; and

WHEREAS, all of the different manufactured ATV brands weigh more than 1000 pounds, making registration an impossibility; and

WHEREAS, amending the NYS Vehicle and Traffic Law to increase the maximum weight up to 1500 pounds would allow the registration of Utility Transport Vehicles (UTV's) commonly referred to as "side by sides", would be advantageous to the tourism industry; and

WHEREAS, other States have adopted legislation to allow registration of the larger vehicles; and ATV's have evolved into vehicles that are suitable for aging baby boomers; and

WHEREAS, the Lewis County Board of Legislators recognize that the UTV's, although larger in stature than conventional ATV's are characterized as a passive mode of recreational vehicle that allow the users a more practical way to accomplish chores, an opportunity for two or more hunters to reach their destination with a single machine, and a more comfortable and safe avenue to enjoy the beautiful outdoors that Lewis County and New York State have to offer; and

WHEREAS, Legislators recognize the necessary revenue gains for both the County and State that could be attained through sales of both conventional ATV's and side by side UTV's; and

WHEREAS, proposed amending legislation is a critical step toward creating economic development, job creation, and increased tourism opportunities in Lewis County that is rich in natural resources for responsible ATV/UTV users.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators for Lewis County supports the plan of the County of Lewis Recreation, Forestry and Parks Department to draft an amendment to the NYS Vehicle and Traffic Law § 2281 to raise the defined weight of ATV's to 1500 pounds of dry weight to allow certain UTV's to be registered in New York State.

Section 2. That certified copies of this resolution shall be forwarded to Governor Andrew Cuomo, Senator Patricia Ritchie, Senator Joseph Griffo, Assemblywoman Addie Russell, Assemblyman Ken Blankenbush, Lewis County Trails Advisory Board and the Adirondack Park Agency Review Board.

Moved by Legislator Hathway, seconded by Legislator Chartrand, and adopted.

**RESOLUTION NO. 143 - 2014**  
**RESOLUTION AMENDING COMPENSATION PLAN**  
**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, to create the following positions:

<u>TITLE</u>	<u>STATUS</u>
Certified Nursing Assistant (3)	Full-Time

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

Moved by Legislator Chartrand, seconded by Legislator Moser.

In consideration of the financial report, Legislator Hathway suggested close scrutiny for increased personnel requests. Legislator Chartrand reported that these positions were partially supported by grant funds.

The resolution was then adopted.

**RESOLUTION NO. 144 - 2014**  
**RESOLUTION AUTHORIZING RETAINER AGREEMENT WITH RICHARD J. GRAHAM, ESQ. FOR LABOR NEGOTIATING AND CONSULTING SERVICES**

Introduced by Legislator Philip Hathway, Chairman of the Ways and Means Committee.

WHEREAS, attorney Richard J. Graham, Esq., in his capacity as County Attorney has been the lead negotiator for the County in collective bargaining matters; and

WHEREAS, the Ways and Means Committee finds that it is in the County's best interest to maintain continuity in labor negotiations and recommends that Atty. Graham be retained to continue as lead negotiator through the conclusion of the contract process, as well as such other general counsel services as the Board may assign.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby authorizes a contract to retain the legal services of Richard J. Graham, Esq. for collective bargaining and such other general counsel services as the Board may assign at a rate of \$185 per hour, plus expenses (not including travel) to commence April 1, 2014, provided that services rendered between April 1 and June 1, 2014 shall not be charged.

Section 2. That Richard J. Graham, Esq. shall submit a bi-weekly time record to County Attorney Joan McNichol.

Section 3. That the Chairman, or the Vice-Chairman, of the Board of Legislators be and the same are hereby authorized to execute and deliver such retainer agreement to effectuate the purpose of this Resolution upon such form as approved by the County Attorney.

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

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

**RESOLUTION NO. 145 - 2014**  
**RESOLUTION APPOINTING DIRECTOR OF**  
**INFORMATION TECHNOLOGY**

Introduced by Legislator Gregory Kulzer, Chairman of the Information Technology Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Adam Zehr of 6549 River Road, Lowville, New York 13367 as the Lewis County Director of Information Technology, effective April 21, 2014.

Section 2. That the annual salary for said position is hereby established at \$60,000.00.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator King , seconded by Legislator Moser , and adopted. Legislator Tabolt Abstained.

**RESOLUTION NO. 146 - 2014**  
**RESOLUTION AUTHORIZING AGREEMENT BETWEEN**  
**THE COUNTY OF LEWIS AND PAIGE GROUP**  
**FOR MARKETING AND ADVERTISING SERVICES**

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

WHEREAS, the County of Lewis and the Lewis County Chamber of Commerce, hereinafter "County" desires to create a fresh, up-to-date look for the County's tourism and

chamber websites and build upon existing marketing and social media efforts, driving more visitors to the website and to visit the area; and

WHEREAS, a Request for Proposals was issued on or about March 1, 2014 for a marketing and advertising service to also work with Mohawk Valley GIS, currently contracted with the County to provide a comprehensive data plan and GPS computer software support and maintenance and mobile program applications to further enhance the public's access to information regarding the recreation and other resources in Lewis County; and

WHEREAS, the Economic Development Committee received proposals in response to the RFP and has reviewed the same together with the assistance of County staff, and consultants; and

WHEREAS, the Economic Development Committee believes that the proposal submitted by Paige Goup provides all of the functional specifications outlined in the RFP without exception and offers the County the marketing and advertising expertise to meet the County's needs; and

WHEREAS, therefore, upon a full review and analysis of all of the proposals, the Economic Development Committee recommends to the full Board of Legislators to enter into an agreement with Paige Group.

NOW, THEREFORE, be it resolved as follows:

Section 1. That the Board of Legislators hereby approves the contract with Paige Group at 258 Genesee Street, Suite 204, Utica, New York 13502 to create a fresh, up-to-date look for the County's tourism and chamber websites and build upon existing marketing and social media efforts, driving more visitors to the website and to visit the area for the County of Lewis and the Lewis County Chamber of Commerce, consistent with their proposal submitted on March 27, 2014, at a cost not to exceed \$25,000.00.

Section 2. The Board of Legislators hereby determines that the Paige Group Proposal is the "best value" for the County as that term is defined by Local Law No. 7 - 2013 in that it best optimizes quality, cost and efficiency, among responsive and responsible bidders and therefore is in the best interest of the County of Lewis.

Section 3. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, upon such form(s) as may be approved by the County Attorney.

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

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

**RESOLUTION NO. 147 - 2014**  
**AUTHORIZING OPENING OF CERTAIN PORTIONS OF**  
**COUNTY ROADS FOR ATV SPECIAL EVENT**

Introduced by Legislator Larry Dolhof, Chairman of the Economic Development Committee

WHEREAS, Barnes Corners Sno-Pals Snowmobile Club (herein "Event Sponsor") has requested that the Board of Legislators open:

- *CR 2 Seven by Nine Road, from NYS Rte 177 south to County Line;*
- *CR 18 Cronk Rd; from Corey Road, West to the Town of Pinckney begins;*
- *CR 21 Whitesville Road; From CR 194 north to Cronk Road;*
- *CR 194; from NYS Rte 177 north to Corey Road;*
- *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 29; West Road from NYS Rte 12 to Rector Road;*
- *CR 39 Greig Road from Burdick's Crossing Road north to Sweeney Road*
- *CR 36 Burdick's Crossing all of;*
- *CR 79 Lee Road; from Milk House Road west to CR 43 East Road;*
- *CR 43 East Rd; from CR 79 Lee Road south to CR 38 East Main;*
- *CR 38 East & West Main Streets in the Village of Turin;*
- *CR 51 West Road; from NYS 26 south to Gomer Hill Road;*
- *CR 45; Mackay Rd; all of;*
- *CR 48; Highmarket Rd; from CR 45 Mackay Rd to North Rd;*

for a one day all terrain vehicle (ATV) road rally event ("SNIRT") to be held on April 12, 2014; 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 for the purpose of raising funds for the Event Sponsor; 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 Reforestation, Recreation and Parks, the Lewis County Highway Superintendent, the Lewis County Sheriff, as well as the Lewis County Soil and Water Conservation District; 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 (with one limited exception over a trail on private property) 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 the one designated trail, and that riding on any other trails or private property is strictly prohibited.
  - B. That the Event Sponsor shall meet with the Director and other designated County officials within a 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 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 publish 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 and the single trail 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 Sponsor's policies and regulations are subject to prosecution. 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. Further, violators may also be subject to criminal prosecution.
- F. The Event Sponsor will provide equipment and staffing at designated locations to assist with a) removing ATV's that get stuck during the event and b) cleaning up the roads and road crossings of 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 12, 2014. Anyone operating an ATV outside those time limits will be subject to prosecution. The Event Sponsor agrees to inspect the designated SNIRT Run route at 8:00 p.m. to assure that any ATV operator remaining on the roads is advised that the event is concluded and that they must remove their ATV's from the roads.
- 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 12, 2014:

- *CR 2 Seven by Nine Road, from NYS Rte 177 south to County Line;*
- *CR 18 Cronk Rd; from Corey Road, West to the Town of Pinckney begins;*
- *CR 21 Whitesville Road; From CR 194 north to Cronk Road;*
- *CR 194; from NYS Rte 177 north to Corey Road;*
- *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 29; West Road from NYS Rte 12 to Rector Road;*
- *CR 39 Greig Road from Burdick's Crossing Road north to Sweeney Road*
- *CR 36 Burdick's Crossing all of;*
- *CR 79 Lee Road; from Milk House Road west to CR 43 East Road;*
- *CR 43 East Rd; from CR 79 Lee Road south to CR 38 East Main;*
- *CR 38 East & West Main Streets in the Village of Turin;*
- *CR 51 West Road; from NYS 26 south to Gomer Hill Road;*
- *CR 45; Mackay Rd; all of;*
- *CR 48; Highmarket Rd; from CR 45 Mackay Rd to North Rd;*

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, including death, 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 further agrees that it will hold harmless all property owners adjoining any road utilized in this event from any claim or injury to real property that occurs during or as a result of sponsoring this Event, regardless of whether the individual ATV operator reimburses the Event Sponsor pursuant to the terms of the consent form referenced above. This means that as the Event Sponsor, Barnes Corners Sno-Pals Snowmobile Club will timely respond to any property owner who identifies damages to

their real property arising from this event and promptly make repairs thereto;

3. 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 and naming the County of Lewis as an additional insured; and
4. 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 (but in no event later than April 2, 2014) 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.

Moved by Legislator Dolhof , seconded by Legislator Brennan .

Legislator Dolhof made a motion to amend Section 1 paragraph A. to insert a sentence to wit: The event sponsor shall provide identifying sticker for each participant to be placed on the headlight of his or her event vehicle.” The motion was seconded by Legislator King and carried.

Legislator Dolhof further reported meeting with officials to confirm that the law is enforceable and prosecution shall be pursuant to Vehicle and Traffic (V & T) Law Section 2403. County Attorney Joan McNichol affirmed that enforcement is covered by the V & T Law.

In response to Legislator Moser, Director Jackie Mahoney confirmed that all roads have been appropriately designated.

The resolution was then adopted.

**RESOLUTION NO. 148 - 2014**  
**RESOLUTION TO TRANSFER FUNDS**  
**SHERIFF'S DEPARTMENT**

Introduced by Legislator Jerry King, Chairman of the Courts & Law Enforcement Committee.

BE IT RESOLVED as follows:

Section 1. That the following transfer of funds is hereby approved in the Sheriff's Department for the purchase of a Patrol Vehicle utilizing Capital Equipment funds (HAD9901.9) balance \$478,132.54:

<u>Appropriate:</u>	<u>Amount:</u>
A50310 (Inter-fund Transfer)	\$35,000.00
A3110.2233 (Vehicles)	\$35,000.00

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

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

**OTHER BUSINESS:**

Legislator Hathway made a motion to authorize the Chairman to execute a severance agreement with Richard J. Graham, Esq., seconded by Legislator Chartrand and carried.

Legislator Kulzer reiterated the Election Commissioners' request to urge the Governor to consolidate the June and September primaries for substantial cost savings. The 2014 dates are firm, but a request may successfully consolidate subsequent primaries. Legislator Hathway made a motion to forward a letter of request, seconded by Legislator Kulzer and carried.

Legislator Kulzer, again, posed corresponding with Congressman Bill Owens to advocate filling the Farm Service Agency manager position, citing the disadvantage for local farming residents having to travel to Jefferson or Oneida Counties for assistance. Legislator Kulzer made a motion to forward a letter of request, seconded by Legislator King and carried.

Legislator Chartrand thanked Legislator Dolhof, the Economic Development staff, Director of Recreation, Forestry and Parks and the Barnes Corners Sno-Pals Club for their diligence to address all the concerns with the upcoming ATV SNIRT Run event.

The Clerk read proclamations signed by the Chairman to declare:

1-April 11, 2014 as the 46<sup>th</sup> anniversary of Congress passing the Fair Housing Law of the Civil Rights Act of 1968, enunciating a national fair housing policy.

2-The Week of April 7-14, 2014 as Public Health Week to promote healthy life choices

3-April as Alcohol Awareness Month, on behalf of Mountain View Prevention Services

The Clerk announced that Chairman Tabolt had appointed the following individuals to the Comprehensive Economic Development Strategy Committee for a term effective through April 30, 2016:

Jacqueline Mahoney, Director of Recreation, Forestry and Parks  
Dan Salmon, Lowville, New York  
Anne Merrill, Chamber of Commerce Executive Director  
Carl S. Golas, Wood Products Industry Specialist  
Michele Ledoux, Cooperative Extension Executive Director  
Glen Gagnier, Croghan, New York  
Stevie Smith, Transitional Living Services Executive Director  
Nichelle Billhardt, Soil & Water Conservation District Manager  
Douglas Hanno, Agricultural Society President

There being no other business to come before the Board, the meeting adjourned at 6:09 p.m. on motion by Legislator Hathway, seconded by Legislator Brennan and carried.