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

Roll Call: All Legislators were present.

Chairman Tabolt offered the Invocation, calling for a moment of silence in memory of those who had recently passed. Chairman Tabolt then led the Pledge of Allegiance to the Flag.

There were 12 persons present, including several County Department Heads.

Hearing no comments for corrections, Chairman Tabolt declared the August 1, 2017 meeting minutes were approved by general consent.

REPORT OF THE RULES AND LEGISLATION COMMITTEE:

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

Lawrence Dolhof, Chairman
Bryan Moser
Craig Brennan

Dated: September 5, 2017

Legislator King made a motion to waive the rules, seconded by Legislator Dolhof and carried.

Chairman Tabolt opened the public hearing for comments on proposed off-road additions to the Lewis County Trail System at the Singing Waters Park; and the County’s community development and housing needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2017 program year.

Planning Director Frank Pace stated that tonight’s public hearing is for the purpose of hearing public comments on the County’s community development and housing needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2017 program year. The CDBG program provides funds to local governments for housing, economic development, public facilities, public infrastructure, and planning, with the principal beneficiaries being persons of low or moderate income. The CDBG program is administered by the New York State Office of Community Renewal. The program may also aid in eliminating slums and blight and in addressing urgent needs. This hearing will provide information about and allow for participation in the possible development of the grant application; receive comment on any proposed projects; and receive technical assistance to develop alternate proposals. The hearing is being conducted in compliance with the requirements of the Housing and Community Development Act of 1974, as amended.
Approximately $8 million is available for Community Development Block Grant funding for housing activities for this funding round and the application is due September 22, 2017. The County may apply for up to $850,000 for housing projects that would include housing rehabilitation; replacement of mobile homes; homeownership assistance; and residential water and wastewater systems (such as well and septic system replacement) that primarily benefit low and moderate income persons.

At least 51% of the persons benefiting from the CDBG Program must be low and moderate-income persons according to the HUD income limits provided in the application. 70% of the NYS CDBG funds expended must benefit low and moderate income persons.

On behalf of Snow Belt Housing, Executive Director Cheryl Shenkle O’Neill urged the Board to authorize a homeownership application in an amount to be determined based on need and the number of applications. The estimated amount is approximately $300,000 considering the money must be spent within two years from the time of award. Most applicants search for homes during the spring and summer months. The program would provide down payment, closing costs and repair assistance to income eligible applicants toward the purchase of their first home. The assistance will be in the form of a 100% deferred payment loan for up to $35,000 per unit that would become a grant as long as they remain in their home for ten years. The home must be an existing single family home located anywhere within the county. Snow Belt Housing would administer the grant as the County’s sub-recipient. They are currently administering a $324,800 homeownership program that was awarded in 2015, having closed on five projects with funds available for three to four more projects. They have two projects pending. The program must be fully expended by December of this year.

Ms. O’Neill suggests applying for the maximum $850,000. There are two pending projects. Most applicants search for homes during the spring and summer months. They have identified persons who are in trouble now with credit, but must get them to a place where they are eligible. It is a challenge to identify affordable homes that are available.

Ms. O’Neill reiterated the purpose of this hearing is to provide an overview of the programs and then determine the amount and type of project to apply for. Legislator Hathway inquired whether the recommendation was to apply partially for rehabilitation and homeownership and for what amount. Cheryl explained the County had applied for a housing rehabilitation grant last year. The grant included mobile home replacement and well and septic repair, and may also be used to rehabilitate a home to provide a downstairs kitchen or bathroom to accommodate a need. Two mobile homes were replaced with a previous grant.

The homeownership program is basically for down payment and closing costs and requires the applicant to commit to an escrow account for insurance and taxes. Snow Belt Housing would like to continue to offer this program and are soliciting applications through media sources by asking that anyone interested call their office at (315) 376-2639. The grant application may be up to a total of $850,000, but Lewis County’s grants have averaged approximately $300,000 based on need.

Ms. O’Neill provided information packets to Legislators.
Chairman Tabolt announced the hearing would remain open for public comments.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

The Arc Oneida-Lewis Chapter Executive Director Karen Korotzer requests the 2018 County share appropriation to remain static at $25,000 to support their vocational programs for the developmentally disabled. They continue to expand their small group format to assist with the transition gap from community-based to facility-based employment in accordance with the State’s transformation agenda.

The NYS Office of Parks, Recreation and Historic Preservation has informed they will be considering the Talcottville Cemetery for nomination to the National and State Registers of Historic Places.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators have received copies of the County Treasurer’s August report; and the 8/24/17 Solid Waste and 8/25/17 Highway Audit reports.

The July and August monthly reports of Director of Weights and Measures James A. Richmire have been received and placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Philip Hathaway, Taxation/Elections/Information Technology Committee Chairman, deferred to County Manager Ryan Piche for an update on the broadband expansion initiative. Election Commissioners recommend annually replacing 2-3 of the 33 voting machines that are 10 years old, at a cost of $10,000 each. The current trade-in value for the used machines will decrease over time. The original machines were purchased with State grant funds. The Committee will propose a long-term replacement plan. The Commissioners also propose purchasing a $4,000 Central Count Machine for processing and counting absentee ballots.

Legislator Hathaway reported that IT Director Adam Zehr gave a preview of the developing new website that will be very user friendly, to include job postings and on-line applications that will be submitted directly to the Human Resource Department. They are also researching the possibility of hosting an ATV permit page.

The Real Property Tax office annually provides each Town and Village with one set of electronic and paper maps at no cost. Legislator Hathaway reported Committee authorization for the Director to charge municipalities in accordance with the established fee schedule for any additional map requests.

Legislator Hathaway reported the Real Property Tax office averages one request per day for a new 911 address. Of the total 538 Lake Bonaparte properties, 91 addresses had been changed. He credited the Real Property Tax Director and staff for their outreach and availability
resulting in a smooth transitional process. The 2-year process will be completed next week when the Town Board approves the road changes. Director Candy Akin will forward clarifying letters to the property owners later this week.

Additionally, Legislator Hathway commended Ms. Akin for completing her required certification classes well prior to the deadline date.

Legislator Roscoe Fawcett, Jr., Social Services/Office For Aging/Youth Committee Chairman, reported guidelines are available at the DSS office for the HEAP Clean and Tune Program for energy efficiency services. Early HEAP applications have been mailed to elderly, disabled and families with children under 6 years old. Applications for the regular program will be accepted when the program starts on 11/13/17. Also, the Workplace has been notified of 79 job openings for 12 employers in Lewis County.

Legislator Fawcett announced the 9/8/17 senior golf tournament scheduled at Brantingham Golf Course; the 17th annual senior prom to be held on 9/15/17 at the 3-G Firehall; and the 9/29/17 Octoberfest and annual public hearing at the 3-G Firehall with a theme of “Keeping Seniors Safe”. The hearing provides older adults an opportunity to speak about existing or desired services. Dick Defone will make a presentation on fire safety in the home. The event will also feature a dinner and bingo.

Legislator Fawcett encouraged everyone to attend the 9/8/17 “Lewis County Night Out” at the Fairgrounds sponsored by the Youth Bureau, Sheriff’s Office, Lewis County Opportunities and Northern Regional Center For Independent Living. Lewis County ambulance teams will be recognized.

Legislator Bryan Moser, County Officers/Junkyards/Veterans’ Services/ Human Resources Committee Chairman, commended HR Director Christopher Boulio for implementing a new employee orientation process to inform about all available benefits and policies. This relieves Department Heads to solely focus on orienting job functions and responsibilities.

Legislator Moser reported that Junkyard issues have been presented and await adjudication by the courts. The Committee proposes to amend the Junkyard Law, which will require a public hearing, so that if a property owner does not timely respond, property clean-up may be directed with the attendant cost imposed upon the owner’s next tax bill.

Legislator Moser announced the Family Farm Day sponsored by Cornell Cooperative Extension, Farm Bureau and Soil & Water Conservation District on 10/7/17 at the Beller Farms on Route 126 between Naumburg and Carthage. He referenced the farm’s visible expansion over the past few years.

Legislator Jerry King, Courts and Law Enforcement/Fire & Emergency Services/Building Codes Committee Chairman, made a motion to authorize a contract with EF Johnson for support services for the radio communications system in the amount of $30,108.00, seconded by Legislator Moser. When necessary, they would provide technical assistance by phone. In response to inquiries, Legislator King was unsure whether grant funds will cover the cost. He
stated the warranty period will soon elapse so the County must cover the cost. United Radio provides on-site repairs pursuant to their contractual agreement, but may need to confer with EF Johnson to resolve technical problems to get the system operational. The motion then carried unanimously.

Legislator King reported that EF Johnson had shut some towers down to determine the source of background static on pagers. They made some changes at the tower sites which have improved reception.

Legislator Lawrence Dolhof, Economic Development/Recreation, Forestry and Parks, Workers’ Compensation Committee Chairman, reported the 2018 Workers’ Compensation estimate and apportionment amount of approximately $1.3 million reflects a 6% increase to be raised by tax.

Legislator Dolhof reported 44 participants at the 8/5/17 Riverfest; and the solar array construction is underway. The JCC connector route started with 7 riders on the first day. He urged support of his sponsored resolutions to construct a bus shelter adjacent to the DSS building; and those related to expansion of the ATV trail system. The Facebook page, he said, had reached a total of 21,915 during the past month.

He announced the next ATV roundtable meeting would be held on 9/11/17; and a meeting of the East Branch Fish Creek working group for the Tug Hill Conservation Easement on 9/21/17 at the Alpine Restaurant.

Legislator Dolhof announced that County Manager Ryan Piche will be the guest speaker at the 9/12/17 business leaders’ breakfast to be held at the Carlowden Golf Club.

Legislator Craig Brennan, Ways and Means/Buildings and Grounds Committee Chairman, urged approval of the proposed contracts for Heating, Ventilation and Air Conditioning maintenance at county buildings. He reported the solar project is on schedule; and that building maintenance personnel had repaired the floors at the Public Safety Building.

Legislator Brennan made a motion to authorize an agreement with BCA Architects & Engineers for $48,000 to prepare a strategic facilities plan for all County buildings. The motion was seconded by Legislator King and carried. Legislator Kulzer was opposed.

Legislator Gregory Kulzer, Transportation/Solid Waste Committee Chairman, reported software upgrade installation for the weigh station. Director Pete Wood is conferring with Senator Joseph Griffo for a residential free tire disposal day, limiting the number to eight (8) per individual. He added that recycled and trash volumes each continue to increase.

Legislator Kulzer reported completion of the Cobb Road bridge project within four weeks, commending the Highway crew for their efficiency. When feasible, gravel is being stock piled at the Sears Pond Road site that is scheduled to be rebuilt next year. Also, there are 30 more pipes to be installed on roads that are on the schedule for next year. The low engineering
quote of three received was awarded to C & S Engineers for a Hodge Road “T” intersection and a stop sign change; and additional Marchiselli funds have been awarded for a bridge project.

Legislator Brennan relayed complimentary commentary from Mr. Mike Green for the quality work done on the Cobb Road.

Legislator Richard Chartrand, Hospital Committee Chairman, requested the Clerk of the Board Teresa Clark to advertise for three Board of Manager member appointments with terms ending 12/31/17. He asked that applications/resumes be returned by 11/1/17. Marguerite Mastascusa and Philip McDowell have each indicated their interest to be re-appointed, while Kevin Mc Ardle has declined re-appointment.

At the request of Legislator Chartrand, Hospital CEO Gerald Cayer relayed appreciation for his warm welcoming. He has begun the process of developing the succeeding budget and a 10-year capital plan for healthcare equipment, querying whether capital projects have been undervalued. He has participated in several physician interviews for orthopedic and general surgery, impressed with candidates’ desire to come to this area.

Mr. Cayer presented a revised and updated organizational chart to the Board of Managers and is pleased that his ideas are being well received. In closing, he was happy to relay that his wife and daughter have now moved here as well.

Legislator Moser inquired how the Lewis County General Hospital devises their master charge plan, citing higher prices for procedures than those at Syracuse facilities, and implicated impact on the County’s self-funded health insurance plan and its participants.

Mr. Cayer explained that charges are based on the highest level of insurance payments. For example, if a service was valued at $50 and insurance company “A” would pay $90 while expecting a value discount, the master charge plan would be set at $70 for that procedure. Medicare allowances are also considered. Charges involving multiple payers are more complex. Individuals who private pay or have a high deductible plan bear disproportionate charges compared to other payers. The cost of technology and volumes are also components of developing a charge schedule. Mr. Cayer added, however, that there are programs that may be availed for individuals with unique circumstances. He asked that individual queries be directed to him for case-by-case follow-up.

Legislator Moser asked if Mr. Cayer planned to review the master charge plan and how it compares to other health care facilities. Mr. Cayer maintained the hospital is a critical access facility for a small rural market, therefore, comparison would be against similar facilities when benchmarking procedural charges.

Legislator Moser referenced legitimate concerns brought forth by a retired County health plan participant who posed an example of an MRI at a Syracuse hospital at half the cost charged by Lewis County General Hospital. Gilroy, Kiernan and Gilroy consultants, he said, have strongly promoted being responsible consumers. Their recommended changes were implemented to incentivize participants to utilize our hospital, which, purportedly, impact higher
expense and resulting premiums. Mr. Cayer indicated the possibility of contractual allowances for County employees and their families.

Legislator Chartrand cited the relatively new state-of-the-art MRI equipment that may have been considered in established charges.

Legislator Andrea Moroughan, Public Health/Community Services Committee Chairwoman, urged approval of her sponsored resolutions.

Legislator Moroughan reported that Director Penny Ingham had reviewed the fiscal status assuring ample budgetary appropriations to cover associated costs of the new Pre-School Program billing software. The Board of Health report had been distributed to each Legislator, recording that 17 people had received post-rabies exposure treatment; two cats and one fox were confirmed rabid, as well as other suspected animals that were unable to be confirmed rabid.

SPECIAL REPORTS:

Chairman Tabolt reported attending local events for visiting U.S. Senator Charles Schumer and Kirsten Gillibrand to respectively highlight programs for farmers and the opioid crisis.

While tending the Chamber of Commerce booth at the NYS Fair, Chairman Tabolt relayed being amazed at the interest in Lewis County. At one point he counted 13 people at the table wanting information on our various recreational activities. He recommends a County map be posted at the booth as a reference for those questioning our location.

On 8/31/17 he had presented a proclamation to recognize “International Overdose Awareness Day” at Mountain View Prevention Services where balloons were released containing related messages.

Chairman Tabolt relayed an invitation for Legislators to attend the 10/11/17 Hudson River Black River Regulating District (HRBRRD) meeting at Stillwater for a Black River briefing and tour of the dam power plant. Legislator Moser and Ryan Piche indicated interest to attend. He also announced the 9/12/17 HRBRRD meeting is to be held at the Lowville Town office building.

Chairman Tabolt also plans to attend the upcoming NYSAC conference.

COUNTY MANAGER REPORT:

Ryan Piche reported that he and Patricia O’Brien had preliminary 2018 budget discussion with all department heads; as well as various outside agency representatives that have received County allocations in the past.
Weekly phone conferences are held with Mohawk Networks for broadband expansion updates. C & S Company consultant Robert Duclos must identify where the equipment should be placed on the 911 towers for reception in outlying areas.

Mr. Piche had attended the Pratt Northam Foundation dinner; the Development Authority open house; met with the Watertown Daily Times editorial board; and toured the AMF plant where 80 percent of the world’s bowling pins are produced. He had also accompanied the Chairman to the local events attended by U.S. Senators Charles Schumer and Kirsten Gillibrand.

Mr. Piche and other County officials had also attended a training conference at SUNY Potsdam to learn expectations and associated costs of the “Raise the Age” legislation.

COUNTY TREASURER REPORT:

Patricia O’Brien recited the current fund balance of the Special Legislative Contingency Fund - $388,154.14; Contingency Fund-$323,924.27; Capital Data Processing Fund-$118,718.72 and Capital Equipment Fund - $404,788.08, of which $142,434.52 is the Highway portion, year-to-date sales tax revenues are above budget at $6,299,800.66; and current Hospital debt is on schedule at $1.6 million.

The 7/31/17 balance of the Internal Service Fund is $1,584,173.35 reflects an increase of $146,832.66. Ms. O’Brien is cautiously optimistic the balance may increase with implementation of the voluntary optional plans.

In response to Legislator Hathway, Ms. O’Brien explained that a Trust & Agency account is used to record various collected funds that are most generally disbursed within a short period of time.

She also cited receipt of commending letters for Treasurer, Clerk and Real Property Tax Department staff for going above and beyond to assist individuals.

PUBLIC HEARING (cont’d)

Barbara Kovach termed it a great idea to add the 100-acre Singing Waters property to the ATV Trail System, terming it a beautiful place.

There being no one else wishing to comment, Chairman Tabolt declared the hearing closed at 6:10 p.m.

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 $947,816.29 and recommend that they be audited and allowed for the amounts claimed.

Craig Brennan Chair

Jerry King Committee

Richard Chartrand Committee

Dated: September 5, 2017

Approved on motion by Legislator Brennan, seconded by Legislator Moser, and carried.
RESOLUTION NO. 323 - 2017
AUDITING AND ALLOWING CLAIMS

Introduced by Legislator Craig Brennan, Chairman of the Ways and Means Committee.

RESOLVED that the claims presented for payment in the total amount of $947,816.29 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 Moser, seconded by Legislator Brennan, and adopted by the following roll call vote:

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

NAYS: None

ABSENT: None
RESOLUTION NO. 324 - 2017
RESOLUTION TO AMEND AND ADOPT
ELECTRONIC COMMUNICATIONS AND DEVICE USE POLICY

Introduced by Michael A. Tabolt, Chairman, Lewis County Board of Legislators

WHEREAS, Lewis County established administrative policies to which all County employees, appointees and officials are subject. Various provisions of the policies are reviewed and updated from time to time in order to address changes in law, practices and guidelines for county employees to follow; and

WHEREAS, the use of various electronic devices in County Government for increased efficiencies and cost-saving measures, also subjects the user and the County to potential liability issues and cyber attacks, along with potential inappropriate and/or misuse of such devices and County data. These concerns necessitated a review of the County’s electronic device policy with proposed amendments to provide a more detailed electronic communications and device use policy which has been crafted for consideration by the Lewis County Board of Legislators for approval and adoption; and

WHEREAS, the Board of Legislators wishes to accept and adopt said amended policy.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves and adopts the amendments to the Lewis County Electronic Communications and Device Use Policy as presented to the BOL by the County Attorney.

Section 2. That the Clerk of the Board is hereby directed to make the amendments to the Administrative Manual and Personnel Handbook, and any other appropriate manual, upon such form as may be approved by the County Attorney and distribute the same to all Department Heads, Appointed Officials and Board members and agencies of the County.

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

Moved by Legislator Dolhof, seconded by Legislator Moser, and adopted.
RESOLUTION NO. 325 - 2017
RESOLUTION APPROVING COUNTY POLICY TO OFFER
GOVERNMENT VEHICLES, MACHINERY, EQUIPMENT AND
OTHER SURPLUS ASSETS BY ON-LINE AUCTION.

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

WHEREAS, a number of county Departments routinely seek to auction surplus equipment which is no longer suitable for its intended use within that Department. If the equipment cannot be used by another Department, an efficient and cost-effective means of sale of such equipment is through on-line auctions; and

WHEREAS, county Departments such as Solid Waste, Highway, Buildings and Grounds have successfully auctioned surplus equipment over the past few years by agreements with on-line companies known as Auctions International, Inc. and Roy Teitsworth, Inc., and with said agreements individually approved by the Lewis County Board of Legislators for each on-line auction by each Department; and

WHEREAS, the County Manager, as the purchasing agent and chief administrator for the County, seeks to streamline this process for approval of on-line auction of surplus county equipment by setting a policy for all Departments to follow, upon approval of the procedure set forth in the attached policy by the Lewis County Board of Legislators; and

WHEREAS, the County Manager seeks to have the on-line auction procedure approved and set into motion only after the surplus equipment is offered to other County Departments; and

WHEREAS, the Board of Legislators wishes to adopt said on-line auction policy and authorize the County Manager to execute any on-line auction contract which is approved by motion by a Legislative Committee as set forth in the policy’s procedures;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby adopts and approves the attached ON-LINE AUCTION OF SURPLUS EQUIPMENT POLICY as part of the Lewis County Policies; and designates the Lewis County Manager as the County’s agent to execute any on-line auction contracts which have been approved by a Legislative Committee in accordance with the procedures set forth in the Policy.

Section 2. That the Clerk of the Board is hereby directed to add the attached policy to the County’s Administrative Manual and any other relevant manual upon such form as may be approved by the County Attorney, and distribute the same to all Department Heads.

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

Moved by Legislator __Dolhof__, seconded by Legislator __Chartrand__. 
ON-LINE AUCTION OF SURPLUS EQUIPMENT POLICY

A. PURPOSE:

County vehicles, machinery, equipment and other surplus assets which are no longer usable by a department in the County may be offered for sale to the highest bidder, “as-is”, “where-is”, with no warranties and with the County retaining the right to reject any bids it deems insufficient. Oftentimes, the most efficient and best return for sale of surplus equipment, especially from but not limited to certain county Departments such as Highway, Solid Waste, Buildings and Grounds, results from online auctions with companies who offer auction services for sale of government assets. The County has had success in selling surplus equipment by entering into agreements with online auction companies who facilitate the sale of these used assets, who provide maximum possible return, and who guard against favoritism, improvidence, extravagance, fraud and corruption.

The process for each Department to obtain approval to offer surplus assets online is cumbersome and repetitive. To streamline the process and further these objectives, the Board of Legislators is adopting internal policies and procedures governing the offer of surplus county equipment for on-line auction.

B. PROCEDURE FOR AUTHORIZATION OF SURPLUS EQUIPMENT AND ASSETS FOR ON-LINE AUCTION:

1. If a Department seeks to have equipment, vehicles, machinery or other assets no longer useable by that Department, the Department Head shall so advise the County Manager. The County Manager will notify (or direct the Department Head) to notify other Department Heads of the item(s) in the event another Department may safely use the equipment in his/her Department. If the item(s) cannot be used in another Department, the Department Head shall provide all relevant information on the item(s) to his/her Legislative Committee and County Manager at the scheduled monthly meeting. The committee will review the information and approve/disapprove each item for auction.

2. If the Committee approves surplus item(s) to be offered for auction online, the Department Head will provide the County Manager with the on-line auction agreement. The County Manager is hereby authorized by the Board of Legislators to execute the on-line auction agreement, subject to review and approval of terms by the County Attorney.

3. The Department Head will be required to follow through with any and all requirements under the on-line auction agreement and any other direction provided by the County Manager. If the item(s) is sold at auction, the Department Head shall provide the County Manager with all relevant records, documents and information pertaining to the sale, and will fill out and deliver to the Clerk of the Board, the proper Disposition Form in order for the item to be removed from County inventory and insurance. The Department Head shall also provide a report of the transaction to his/her Legislative Committee at the next scheduled meeting.
4. The County Manager shall provide the Board of Legislators with a list of any and all surplus equipment offered for auction by each Department, together with any follow up information on any items sold at auction, including but not limited to, the on-line auction company engaged, the date of sale, the amount realized, any costs and fees associated with the sale of the item(s).

C. COUNTY AUTHORIZED ON-LINE AUCTION COMPANIES:

The County approves the engagement of the following on-line auction companies for the offer of surplus county equipment. Additions and/or deletions of on-line auction companies may be made to this list upon the Board of Legislators consideration and approval. The current approved on-line auction businesses are as follows:

Auctions International, Inc., 11167 Big Tree Road, East Aurora, NY 14052

Roy Teitsworth, Inc., dba RTI Internet Auctions, 6502 Barber Hill Road, Geneseo, NY 14454

D. EFFECTIVE DATE:

This policy shall go into effect September 5, 2017 and will be reviewed annually.

Legislator Chartrand suggests amending the policy to require all surplus items be offered to Town and Village governments within the County, prior to auctioning.

Highway Superintendent David Becker said he values used vehicles and equipment pursuant to Blue Book and offers the items to all Town Superintendents at the monthly meeting. If there is no interest, the items are placed for auction. There was general support to follow this procedure for all surplus items. Atty. McNichol would compose amendments while adhering to legal requirements for sale of County items, reminding the Board of Legislators reserves the right to reject any and all bids.

Legislator Chartrand made a motion to amend the resolution to amend Section B. 1. of the policy to add the following: The County Manager shall provide a list of surplus items to all Town Supervisors and Village Mayors. If there is no indicated interest within 7 days of the notification, the items shall be auctioned. The motion was seconded by Legislator Brennan and carried.

The resolution was then adopted.
RESOLUTION NO. 326 - 2017
RESOLUTION REGARDING SEQRA REVIEW OF A
NEW TRAIL TO BE ADDED TO THE LEWIS COUNTY ATV
TRAIL SYSTEM AND DECLARING NO SIGNIFICANT IMPACT
(SINGING WATERS PARK)

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

WHEREAS, the Board of Legislators has heretofore determined that the development of a county-wide trail system that can effectively and safely accommodate All Terrain Vehicles (hereafter, "ATVs") is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators has heretofore conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV trail system pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and Title 6, Part 617 of the New York Codes, Rules and Regulations ("NYCRR") implementing Article 8 (collectively referred to hereinafter as "SEQRA"); and

WHEREAS, in accordance with the procedures outlined in 6 NYCRR § 617.9, the Board of Legislators caused to be prepared a Draft Generic Environmental Impact Statement ("DGEIS") and a Final GEIS (collectively the "GEIS") and on December 18, 2008, the Board of Legislators accepted the GEIS as complete and on January 29, 2009, the Board of Legislators issued a written Statement of Findings setting forth the Board’s conclusions and determinations, based upon the facts and analysis contained in the GEIS; and

WHEREAS, upon completion of its SEQRA review, the Board of Legislators formally established the Lewis County Trail System (herein “Trail System”) by adopting Local Law No. 2–2009, “A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM” (herein, “Local Law No. 2”); and

WHEREAS, both Local Law No. 2-2009 and the Statement of Findings contemplate future amendments to the Trail System through the addition of trails and/or the opening of interconnecting roads and set forth procedures for making such amendments, and in particular, the procedures for amending the GEIS in compliance with SEQRA prior to amending the Trail System; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add proposed additions on the property of Singing Waters, which is a County owned 100 acre parcel of land located on the Fish Creek Road in the Town of Grieg, to the ATV Trail System; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed trails and property, pursuant to Section 8.2 of the Statement of Findings issued by the Board of Legislators on January 29, 2009; and
WHEREAS, the Board of Legislators received a report from the Soil and Water Conservation District detailing their investigations and findings with respect to the proposed trails on the Singing Waters property, in the Town of Greig, and with the assistance from County staff and counsel, has reviewed the same and compared it with the GEIS and Statement of Findings.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement on the trails identified, the Board of Legislators hereby finds and determines that:

a. The Report adequately sets forth the relevant and material facts necessary for the Board of Legislators to make a decision;
b. The Report adequately describes the consultant’s investigations and analysis as to any significant adverse impacts and necessary mitigations for the specific sites;    
c. The Report’s findings are consistent with the criteria identified and set forth in the GEIS and the Statement of Findings;
d. The investigation and analysis of the site described does not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

Section 2. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the addition of the property of Singing Waters, which is a County owned 100 acre parcel of land located on the Fish Creek Road in the Town of Grieg, to the Lewis County Trail System will not result in a significant environmental impact.

Section 3. The Board of Legislators further finds and declares that pursuant to 6 NYCRR Part 617.10(d), a Supplemental Findings Statement need not be filed, and no further action need be taken with regard to the County’s environmental review of the sites identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to these sites.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator _Moser_, seconded by Legislator _Dolhof_, and adopted.
RESOLUTION NO. 327-2017
RESOLUTION TO INCORPORATE
PROPOSED TRAILS ON THE SINGING WATERS PARK PROPERTY
INTO THE LEWIS COUNTY ATV TRAIL SYSTEM

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

WHEREAS, the Board of Legislators has heretofore determined that the development of a county-wide trail system that can effectively and safely accommodate All Terrain Vehicles (hereafter, “ATVs”) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators has heretofore conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV trail system pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and Title 6, Part 617 of the New York Codes, Rules and Regulations (“NYCRR”) implementing Article 8 (collectively referred to hereinafter as “SEQRA”); and

WHEREAS, in accordance with the procedures outlined in 6 NYCRR § 617.9, the Board of Legislators caused to be prepared a Draft Generic Environmental Impact Statement (“DGEIS”) and a Final GEIS (collectively the “GEIS”) and on December 18, 2008, the Board of Legislators accepted the GEIS as complete and on January 29, 2009, the Board of Legislators issued a written Statement of Findings setting forth the Board’s conclusions and determinations, based upon the facts and analyses contained in the GEIS; and

WHEREAS, upon completion of its environmental review under SEQRA, the Board of Legislators formally established the Lewis County Trail System (herein “Trail System”) by adopting Local Law No. 2-2009, “A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM” (herein, “Local Law No. 2”); and

WHEREAS, Local Law No. 2-2009 and the Statement of Findings contemplate future amendments to BOTH ATV Trail System through the addition of trails and/or the opening of interconnecting roads and set forth procedures for making such amendments and additions; and

WHEREAS, the Recreation, Forestry and Parks Director has presented the Board of Legislators with a request to add proposed trails on the Singing Waters Park property, which is a County owned 100 acre parcel of land located on the Fish Creek Road in the Town of Grieg, to the Lewis County Trail System; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed property and trail, pursuant to Section 8.2 of the Statement of Findings issued by the Board of Legislators on January 29, 2009; and

WHEREAS, the Board of Legislators contemporaneously herewith completed its review under SEQRA with respect to the property and trails identified above, and based upon an
investigation and analysis conducted by the Soil and Water Conservation District, has found and
determined that adding this property and trail to the Lewis County Trail ATV System will not
result in a significant environmental impact.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The trail located on the above referenced property, Singing Waters Park,
which is a County owned 100 acre parcel of land located on the Fish Creek Road in the Town of
Grieg, and more fully described in the Supplemental Statement prepared by the Soil and Water
Conservation District, is hereby deemed incorporated into and made a part of the Lewis County
Trail System.

Section 2. The Board of Legislators hereby authorizes the addition of trails in the
Singing Waters Park, to the Lewis County ATV Trail System, and authorizes amendment to the
maps of the Lewis County Trail System as the same are published on the Lewis County website
and elsewhere to include the trail described herein, together with such other and further actions
as may be necessary to administer and maintain such trail consistent with the Lewis County ATV
Trail Plan, the GEIS and Statement of Findings, and Local Law No. 2-2009.

Section 3. That the Director of Recreation, Parks and Forestry is authorized to make,
execute and deliver such additional Access Agreements for the aforesaid property, upon approval
of the County Attorney as to form.

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

Moved by Legislator _Hathway_, seconded by Legislator _King_, and adopted.
RESOLUTION NO. 328 - 2017
FIXING DATE OF PUBLIC HEARING ON ADDITIONS
TO THE ATV TRAIL SYSTEM
(MICHAEL WILK AND JULIE PAINTER PROPERTY)

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 September 5, 2017, proposed additions to the Lewis County ATV Trail System pertaining to the Michael Wilk and Julie Painter properties which are located on 1466 Osceola Road in the Town of Osceola, (South of County Route 46), identified as parcel number 395.00-02-12.314; and 1545 Florence Road, (West of County Route 78 and South of Barker Road) in the Town of Osceola, identified as parcel number 413.00-01-1.310.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby sets a public hearing to be held on October 3, 2017 at 5:00 p.m. at the Croghan Fire Hall, 6860 Fire Hall Street, Croghan, New York 13327, for the purpose of receiving public comment regarding the additions to the Lewis County ATV Trail System, said property owned by Michael Wilk and Julie Painter; 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 Courthouse, Lowville, New York, and by publishing such notice at least once in the official newspaper of the County.

Moved by Legislator __Chartrand__, seconded by Legislator __Dolhof__, and adopted.
RESOLUTION NO. 329 - 2017
RESOLUTION AUTHORIZING AGREEMENT BETWEEN LEWIS COUNTY AND Cummins SALES AND SERVICE FOR MAINTENANCE SERVICE FOR THE GENERATORS AT THE 9-1-1 TOWER SITES IN LEWIS COUNTY

Introduced by Legislator Craig Brennan, Chairman of the Buildings and Grounds Committee.

WHEREAS, the County of Lewis desires to enter into an agreement with Cummins Sales and Service, with office located at 6193 Eastern Avenue, Syracuse, New York 13211, for the purpose of providing maintenance services to the generators placed at the twelve (12) 9-1-1 tower sites in Lewis County; 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 Cummins Sales and Service for the purpose of providing maintenance services to the generators placed at the twelve (12) 9-1-1 tower sites in Lewis County for the period of January 1, 2018 through December 31, 2020 at the following annual costs:

<table>
<thead>
<tr>
<th>Year</th>
<th>Period</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Year 1</td>
<td>1/1/2018 – 12/31/2018</td>
<td>$18,162.59</td>
</tr>
<tr>
<td>Year 2</td>
<td>1/1/2019 – 12/31/2019</td>
<td>$18,162.59</td>
</tr>
<tr>
<td>Year 3</td>
<td>1/1/2020 – 12/31/2020</td>
<td>$18,596.09</td>
</tr>
</tbody>
</table>

Section 2. That the service contract includes but is not limited to Cummins Sales and Service providing annual inspections on all equipment in March with full maintenance service in September.

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 Moser, seconded by Legislator Brennan, and adopted.
RESOLUTION NO. 330 - 2017
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN LEWIS COUNTY AND SIEMENS INDUSTRIES, INC. FOR THE DEPARTMENT OF SOCIAL SERVICES

Introduced by Legislator Craig Brennan, Chairman of the Buildings and Grounds Committee.

WHEREAS, the County of Lewis desires to renew an agreement with Siemens Industries, Inc. for the purpose of providing maintenance services for Heating, Ventilating, and Air Conditioning (HVAC) for the Department of Social Services Building for the period of January 1, 2018 through December 31, 2020; 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 renewal contract with Siemens Industries, Inc. to provide Heating, Ventilating, and Air Conditioning (HVAC) maintenance services for the Department of Social Services Building for the period of January 1, 2018 through December 31, 2020 at the following annual costs:

<table>
<thead>
<tr>
<th>Year</th>
<th>Date Range</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Year 1</td>
<td>1/1/2018 – 12/31/2018</td>
<td>$17,678.00</td>
</tr>
<tr>
<td>Year 2</td>
<td>1/1/2019 – 12/31/2019</td>
<td>$18,031.00</td>
</tr>
<tr>
<td>Year 3</td>
<td>1/1/2020 – 12/31/2020</td>
<td>$18,392.00</td>
</tr>
</tbody>
</table>

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 Fawcett, and adopted.
RESOLUTION NO. 331 - 2017
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN
LEWIS COUNTY AND SIEMENS INDUSTRIES, INC.
FOR THE PUBLIC SAFETY BUILDING

Introduced by Legislator Craig Brennan, Chairman of the Buildings and Grounds Committee.

WHEREAS, the County of Lewis desires to renew an agreement with Siemens Industries, Inc. for the purpose of providing maintenance services for Heating, Ventilating, and Air Conditioning (HVAC) for the Public Safety Building for the period of January 1, 2018 through December 31, 2020; 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 renewal contract with Siemens Industries, Inc. to provide Heating, Ventilating, and Air Conditioning (HVAC) maintenance services for the Public Safety Building for the period of January 1, 2018 through December 31, 2020 at the following annual costs:

<table>
<thead>
<tr>
<th>Year</th>
<th>Start Date</th>
<th>End Date</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Year 1</td>
<td>1/1/2018</td>
<td>12/31/2018</td>
<td>$17,808.00</td>
</tr>
<tr>
<td>Year 2</td>
<td>1/1/2019</td>
<td>12/31/2019</td>
<td>$18,164.00</td>
</tr>
<tr>
<td>Year 3</td>
<td>1/1/2020</td>
<td>12/31/2020</td>
<td>$18,528.00</td>
</tr>
</tbody>
</table>

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 [Brennan], seconded by Legislator [Moser], and adopted.
RESOLUTION NO. _332_ - 2017
RESOLUTION AUTHORIZING A RENEWAL AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND TRANE BUILDING SERVICES

Introduced by Legislator Craig Brennan, Chairman of the Buildings and Grounds Committee.

WHEREAS, the County of Lewis desires to renew an agreement with Trane Building Services for the purpose of providing maintenance services for Heating, Ventilating, and Air Conditioning (“HVAC”) systems for the County Courthouse Building; 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 renewal contract with Trane Building Services to provide Heating, Ventilating, and Air Conditioning (“HVAC”) maintenance services for the County Courthouse Building with a one-time 3% discount for full payment of one year if paid in advance of the commencement of the service agreement for the period of January 1, 2018 through December 31, 2020 at the following annual costs:

<table>
<thead>
<tr>
<th>Year</th>
<th>Start Date</th>
<th>End Date</th>
<th>Costs</th>
</tr>
</thead>
<tbody>
<tr>
<td>Year 1</td>
<td>1/1/2018 – 12/31/2018</td>
<td>$35,043.00</td>
<td></td>
</tr>
<tr>
<td>Year 2</td>
<td>1/1/2019 – 12/31/2019</td>
<td>$35,043.00</td>
<td></td>
</tr>
<tr>
<td>Year 3</td>
<td>1/1/2020 – 12/31/2020</td>
<td>$36,094.29</td>
<td></td>
</tr>
</tbody>
</table>

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 _Brennan_, seconded by Legislator _Moser_, and adopted.
RESOLUTION NO. 333 - 2017
RESOLUTION DESIGNATING
LEWIS COUNTY CHAMBER OF COMMERCE AS
TOURIST PROMOTION AGENCY
AND COMMIT MATCHING FUNDS

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

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby designates the Lewis County Chamber of Commerce as Tourist Promotion Agency for the County of Lewis in its application for Matching Funds (I Love NY) Program for 2017-2018.

Section 2. That this Board hereby endorses the application of the Lewis County Chamber of Commerce, and hereby commits matching County funds in the amount of $50,000.00 in support of said application.

Section 3. That the Chairman, or Vice-Chairman, of the Lewis County Board of Legislators is hereby authorized to sign any and all necessary papers and documents in connection with said application.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator _Dolhof_, seconded by Legislator _Fawcett_.

Legislator King asked how the monies were being spent, and if there was a way to track how many of those receiving tourist pamphlets actually visit the county that could indicate whether to adjust advertising to optimize results. Legislator Dolhof would request an expense report from Chamber Executive Director Kristen Aucter. Chamber board member Jackie Mahoney suggested the monthly newsletter be forwarded to all Legislators that to inform of current events.

Legislator Moser suggested possibly tracking through the website and apps; and Legislator Brennan suggested a pop-up survey to inquire how the responder learned about the County. However, there is no certain way to collect data to track actual visits by persons who received a tourist pamphlet. Tracking options will be considered during development and upgrades to the new County website and/or the Chamber website.

Ryan Piche cited an annual newspaper tourism impact report that could be used as a reference. As another resource, Legislator Dolhof reiterated the Facebook page for the ATV trails garnered over 21,000 viewers. Michele Ledoux reported that while tending the Chamber’s booth at the State Fair, persons inquired about all activities. One group, she said, specifically cited Oswego County’s closure of their most northern trails, while indicating interest to ride in Lewis County.

The resolution was then adopted.
RESOLUTION NO. 334 – 2017
RESOLUTION TO TRANSFER FUNDS
COUNTY CLERK

Introduced by Legislator Craig Brennan, Chairman of the Ways & Means Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget transfer from Capital Data Processing is hereby approved in the County Clerk’s Department for the purchase of a new monitor; Project HAE Capital Data Processing H0990100 499900 balance $118,718.72:

Increase Revenue:
A0100000 350310 Interfund transfers $86.65

Increase Expense:
A0141000 221700 Computers $86.65

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

Moved by Legislator King, seconded by Legislator Dolhof, and adopted.
RESOLUTION NO. 335 – 2017
RESOLUTION TO APPROPRIATE FUNDS
DISTRICT ATTORNEY

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

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved in the Office of the District Attorney to appropriate funds received through DA Federal Money (T0 000873) to reimburse for hotel rooms for undercover officers during Moe.down.

Increase Revenues
A0116500 326260 (Forfeiture Proceeds) $1,210.00

Increase Expense
A0116500 493600 (Prosecution Fund) $1,210.00

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

Moved by Legislator King, seconded by Legislator Chartrand, and adopted.
RESOLUTION NO. _336_ - 2017
RESOLUTION TO APPROPRIATE FUNDS
BLUE STREET OVER WHETSTONE CREEK

Introduced by Legislator Craig Brennan, Chairman of Ways and Means Committee.

BE IT RESOLVED as follows:

Section 1. That funds shall be appropriated in the Capital Bridge Program to facilitate Supplemental Agreement #2 PE/Design Phase and Row Incidentals and Construction Phases of the Bridge on Blue Street over Whetstone Creek.

Section 2. The following accounts shall be recognized to facilitate the funding of this project:

Revenue:
H0512000 345970 FEDERAL $17,880.00
H0512000 350310 LOCAL $4,470.00
Project HAM

Expense:
H0512000 499900 $22,350.00
Project HAM

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

Moved by Legislator __Brennan__, seconded by Legislator __King__, and adopted.
RESOLUTION NO. _337_ - 2017
RESOLUTION TO APPROPRIATE FUNDS
HIGHWAY DEPARTMENT

Introduced by Legislator Gregory Kulzer, Chairman of the Transportation Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget changes are hereby approved in the County Road account to appropriate for additional Extreme Winter Recovery funds.

**Increase Revenue:**
D0501000 335011 CHIPS $241,148.25

**Increase Expense:**
D0515000 495150 Paving Materials $241,148.25

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

Moved by Legislator _King_, seconded by Legislator _Chartrand_, and adopted.
RESOLUTION NO. 338 - 2017
RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT No. 2 to D034743, BETWEEN THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) AND LEWIS COUNTY TO THE TRANSPORTATION FEDERAL-AID BRIDGE REPLACEMENT PROJECT (PIN 775360) KNOWN AS JERDEN FALLS ROAD OVER WEST BRANCH OF THE OSWEGATCHIE RIVER

Introduced by Legislator Gregory Kulzer, Chairman of the Transportation Committee.

WHEREAS, a Project for the Bridge Replacement and Repair on Jerden Falls Road over the West Branch of the Oswegatchie River (PIN 775338; BlN 3340000) (the “Project”) in the Town of Croghan, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such a program to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

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

WHEREAS, the County of Lewis advanced the Project by authorizing a commitment of 100% of the non-federal share of the costs of the Preliminary Engineering/Design and Right Of Way Incidentals Phases of the Project by Resolution 369-2014 adopted November 4, 2014; and

WHEREAS, the Superintendent of Highways received notice from the NYSDOT that his request for additional funding for the Preliminary Engineering/Design phases I-IV was approved, subject to execution of Supplemental Agreement No 2. Under this Supplemental Agreement, the total funding for this phase will increase by $47,000 ($100,000 to $147,000), with Federal participating share being $117,600; State Marchiselli match of $22,050; and the Local share being $7,350 on the PE/Design Phase of this project; the increase in funding for this particular phase does not increase the cost of the overall project, but simply reapplies funding; and

WHEREAS, in order for the County to receive the increased funding for the PE/Design Phase of the project, a Supplemental Agreement titled “Supplemental Agreement No. 2 to D034743” must be executed.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes the Chairman of the Board of Legislators to execute a supplemental agreement to the Jerden Falls Road over West Branch of the Oswegatchie Bridge Contract with NYSDOT, identified as
“Supplemental Agreement No. 2 to D034743” for additional funding of allocated Marchiselli Program Costs for the PE/Design phases of the project from $100,000 to $147,000.

Section 2. That the Chairman of the Lewis County Board of Legislators, or in his absence, the Vice-Chairman of the Board, is authorized to execute all necessary supplemental agreements on behalf of the Lewis County Board of Legislators with the New York State Department of Transportation in connection with this Project.

Section 3. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to the Supplemental Agreement No. 2 to D034743, in connection with the Project.

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

Moved by Legislator __Hathway__, seconded by Legislator __Chartrand__, and adopted.
RESOLUTION NO. 339 - 2017
RESOLUTION TO APPROPRIATE FUNDS
Jerden Falls Rd Over Oswegatchie River

Introduced by Legislator Craig Brennan, Chairman of Ways and Means Committee of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That $147,000.00 shall be appropriated in the Capital Bridge Program to facilitate the PE/Design Phase of the Bridge on Jerden Falls Rd over Oswegatchie River.

Section 2. The following accounts shall be recognized to facilitate the funding of this project:

Revenue:
H0512000 345970 FEDERAL $117,600.00
H0512000 350310 LOCAL $ 7,350.00
H0512000 335910 STATE $ 22,050.00
Project HAK

Expense:
H0512000 499900 Expenditures $147,000.00
Project HAK

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

Moved by Legislator Hathway, seconded by Legislator Chartrand, and adopted.
RESOLUTION NO. 340 - 2017
AUTHORIZING THE ESTABLISHMENT OF A
LEWIS COUNTY MINIMUM PAYMENT POLICY
FOR RIGHT-OF-WAY PURCHASES
ON HIGHWAY & BRIDGE PROJECT ACQUISITIONS
BY LEWIS COUNTY SUPERINTENDENT OF HIGHWAYS

Introduced by Legislator Gregory Kulzer, Chairman, Highway/Transportation Committee

WHEREAS, the County authorized the Superintendent of Highways to repair and replace the bridge known as the “Blue Street Over Whetstone Creek Project” in the Town of Martinsburg, referred to as PIN# 7753.60 under Federal and State funding; and

WHEREAS, the replacement of the bridge requires acquisition of certain small parcels adjacent to Whetstone Creek in order to have right-of-way access. These necessary parcels have been identified and appraised from the right-of-way consultant, RK Hite & Co., Inc. as follows:

Parcel 244-1-9.12 (Mark’s Farms Realty, LLC) - 0.039 acre (1694 sq ft)- W/S Whetstone Creek - $100.
Parcel 244-1-17.2 (Mark’s Farms Realty, LLC) - 0.099 acre (4307 sq ft)- E/S Whetstone Creek - $800.
Parcel 244-1-17.1 (Bonnie C. Lisk) - 0.145 acre (6327 sq ft)- W/S Whetstone Creek - $200.
Parcel 259-03-6.21 (Bonnie C. Lisk) - 0.005 acre (206 sq ft)- adj. to Schoolhouse Rd - $100;

and

WHEREAS, RK Hite & Co., Inc., has reviewed the appraisals, the NYS Eminent Domain Law and the relevant portions of the Federal Highway Act and NYSDOT guidelines in recommending that Lewis County adopt a minimum payment policy of Two Hundred Fifty Dollars ($250.00) for right-of-way acquisitions for this project; and

WHEREAS, the NYS Eminent Domain Procedure Law states that “In no event shall such amount be less than the condemnor’s highest approved appraisal”. The County’s highest appraisal by its appraiser, RK Hite & Co., Inc., are the amounts set forth above, and as more fully described and set forth in its detailed appraisal reports received on each parcel; and

WHEREAS, the Federal Highway Administration and NYSDOT guidelines state that the maximum amount for a minimum payment is Two Hundred Fifty Dollars ($250.00) for such acquisitions; and

WHEREAS, the Superintendent of Highways has requested that the Board of Legislators adopt and establish a minimum payment policy of $250.00 for acquisition of right-of-way parcels on this project, and further requests that the Board authorize the purchase and acquisition of the following parcels of land hereinafter referred to from the owners or their successors or assigns at the following recommended just compensation amounts:

Parcel 244-1-9.12 (Mark’s Farms Realty, LLC) - 0.039 acre (1694 sq ft)- W/S Whetstone Creek - $250.
Parcel 244-1-17.2 (Mark’s Farms Realty, LLC) - 0.099 acre (4307 sq ft)- E/S Whetstone Creek - $800.
Parcel 244-1-17.1 (Bonnie C. Lisk) - 0.145 acre (6327 sq ft)- W/S Whetstone Creek- $250.
Parcel 259-03-6.21 (Bonnie C. Lisk) - 0.005 acre (206 sq ft)- adj. to Schoolhouse Rd- $250.;

and
NOW, THEREFORE, BE IT RESOLVED,

Section 1. The Board of Legislators hereby adopts and establishes a minimum payment policy of $250.00 for acquisition of right-of-way parcels on the Blue Street over Whetstone Bridge Project, PIN 7753.60.

Section 2. The Board of Legislators authorizes the purchase and acquisition of the following parcels of land hereinafter referred to from the owners or their successors or assigns, at the following amounts which the Board hereby deems to be just compensation:

- Parcel 244-1-9.12 (Mark’s Farms Realty, LLC) - 0.039 acre (1694 sq ft)- W/S Whetstone Creek - $250.
- Parcel 244-1-17.2 (Mark’s Farms Realty, LLC) - 0.099 acre (4307 sq ft)- E/S Whetstone Creek - $800.
- Parcel 244-1-17.1 (Bonnie C. Lisk) - 0.145 acre (6327 sq ft)- W/S Whetstone Creek - $250.
- Parcel 259-03-6.21 (Bonnie C. Lisk) - 0.005 acre (206 sq ft)- adj. to Schoolhouse Rd- $250.

Section 3. That the payments for said land/parcel acquisitions be charged against the Blue Street over Whetstone Bridge Repair Project, PIN 7753.60.

Section 4. That the Chairman of the Board, or Vice-Chairman in his absence, be and is hereby authorized and directed to execute all necessary documents in connection with the advancement of the above minimum payment policy and just compensation payment to the property owners identified, as approved as to form by the County Attorney.

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

Moved by Legislator _King_, seconded by Legislator _Kulzer_, and adopted.
RESOLUTION NO. 341 - 2017
RESOLUTION TO TRANSFER FUNDS
HUDSON RIVER BLACK RIVER REGULATING DISTRICT

Introduced by Legislator Craig Brennan, Chairman of the Ways & Means Committee.

BE IT RESOLVED, as follows:

Section 1. That the following transfers are hereby approved from Contingency to the Non-Departmental Taxes account to cover the cost of Hudson River Black River Regulating District Assessment:

<table>
<thead>
<tr>
<th>From:</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0199000 499900 Contingency</td>
<td>$19,294.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>To:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>A0871000 440000 Taxes</td>
<td>$19,294.00</td>
</tr>
</tbody>
</table>

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

Moved by Legislator __King__, seconded by Legislator __Fawcett__, and defeated by a roll call vote of 5 to 5 as follows:

YEAS: Fawcett, King, Kulzer, Moroughan, Tabolt

NAYS: Brennan, Chartrand, Dolhof, Hathway, Moser

ABSENT: None
RESOLUTION NO. 342 - 2017
RESOLUTION APPOINTING MEMBER TO JUNKYARD REVIEW BOARD

Introduced by Legislator Bryan Moser, Chairman of the Junkyard Committee.

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby appoints Kenneth Johnson of 312 South Washington Street, Carthage, New York 13619, to the Lewis County Junkyard Review Board.

Section 2. That the term of said appointment shall be effective from September 6, 2017 through December 31, 2020.

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

Moved by Legislator _King_, seconded by Legislator _Kulzer_.

In response to Legislator Brennan, Legislator Moser reported that although Mr. Johnson lives in Jefferson County, he owns property in Lewis County. The County Attorney had confirmed the legality of the appointment. He also relayed that Mr. Johnson owns a junkyard, but was unsure of its location.

Legislator Moser further reported the Junkyard Review Board plans to amend their By-laws to reduce the number of members from 7 to 5. Mr. Johnson would become the fifth member.

The resolution was then unanimously adopted.
RESOLUTION NO. _343_ - 2017
RESOLUTION TO APPROPRIATE FUNDS
OFFICE FOR THE AGING

Introduced by Legislator Roscoe Fawcett, Jr., Chairman of the Office for the Aging Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation is hereby approved in the Office for the Aging accounts to appropriate for the Challenge Award received for conducting the Evidence Based Program “Tai Chi for Arthritis”.

<table>
<thead>
<tr>
<th>Increase Revenues</th>
<th>A0677200 327087 OFA EBP</th>
<th>$550.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>Increase Expense</td>
<td>A0677200 495900 OFA EB</td>
<td>$550.00</td>
</tr>
</tbody>
</table>

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

Moved by Legislator _Fawcett_, seconded by Legislator _Moroughan_, and adopted.
RESOLUTION NO. 344 - 2017
RESOLUTION TO TRANSFER FUNDS
PLANNING DEPARTMENT

Introduced by Legislator Lawrence Dolhof, Chairman of the Planning Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget transfer from Capital Data Processing is hereby approved in the Planning Department account for the purchase of a new computer with dual monitors; Project HAE Capital Data Processing H0990100 499900 balance $118,718.72:

Increase Revenue:
A0100000 350310 Interfund transfers $876.59

Increase Expense:
A0802000 221700 Computers $876.59

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

Moved by Legislator Moser, seconded by Legislator Dolhof, and adopted.
RESOLUTION NO. 345 - 2017
RESOLUTION APPROVING ADDENDUM TO AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH AGENCY
AND BIRNIE BUS SERVICE, INC.
FOR "HALF-DAY SESSION" TRANSPORTATION OF
PRESCHOOL SPECIAL EDUCATION CHILDREN

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

WHEREAS, the Lewis County Board of Legislators previously entered into an agreement on January 1, 2016 between the County of Lewis, by and through the Lewis County Public Health Agency ("Public Health"), and Birnie Bus Service, Inc. ("Birnie Bus") to provide transportation for pre-school special education children for the period of January 1, 2016 through June 30, 2016; and

WHEREAS, the Lewis County Board of Legislators subsequently adopted a resolution to extend the term of the Agreement through June 30, 2018 with cost of living rate increases as set forth in the amendments; and

WHEREAS, Public Health desires to include an additional rate for transportation of a pre-school child in half-day sessions commencing September 5, 2017, at $170.00 per day.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Addendum to the Agreement between the County of Lewis by and through the Lewis County Public Health Agency and Birnie Bus Service, Inc. to provide transportation for a pre-school child for half-day sessions in Watertown commencing September 5, 2017 through June 30, 2018 at a rate of $170.00 per day.

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

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

Moved by Legislator _King_, seconded by Legislator _Fawcett_, and adopted.
RESOLUTION NO. 346 - 2017
RESOLUTION APPROVING AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH ON BEHALF OF
THE COUNTY OF LEWIS AND HEALTH RESEARCH, INC. (HRI)

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

WHEREAS, Lewis County Public Health ("Public Health") desires to enter into an agreement with Health Research, Inc. ("HRI"), a domestic not for profit corporation with offices located at Riverview Center, 150 Broadway, Suite 560, Menands, New York 12204; and

WHEREAS, HRI has been awarded a grant from the Center Disease Control Prevent in the amount of $52,096.00 under grant/contract number 1NU90TP9219240100 for the purpose of a Public Health Emergency Preparedness Program; and

WHEREAS, Public Health is knowledgeable, qualified, and experienced in the skills necessary for this project and willing and capable of performing services required; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between Health Research, Inc. and Lewis County Public Health to perform services for the purpose of a Public Health Emergency Preparedness Program required under the grant for the period beginning July 1, 2017 and ending June 30, 2018 in the amount of $52,096.00.

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 Fawcett, and adopted.
RESOLUTION NO. 347 - 2017
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH AND
JAMES MCGUINNESS & ASSOCIATES, INC.

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

WHEREAS, Lewis County Public Health wishes to enter into an Agreement with James McGuinness & Associates, Inc., with its principal place of business located at 1482 Erie Boulevard, Schenectady, New York 12305, for the purchase of a software program to be used for the Preschool Program.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the contract with James McGuinness & Associates, Inc. for the purchase, installation of and training of up to four (4) staff members in the use of the software program for the Preschool Program.

Section 2. That this is for the term beginning September 1, 2017 through December 31, 2019 at a one-time fee of $50,000 for the non-transferable, non-assignable, perpetual, non-exclusive license, and annual maintenance and support service charge of $9,500 or $11,750, dependent on the County's use of the CPSE portal.

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

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

Moved by Legislator __King__, seconded by Legislator __Fawcett__, and adopted.
RESOLUTION NO. _348_ – 2017
RESOLUTION AUTHORIZING TO EXTEND AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND
NYS DIVISION OF HOMELAND SECURITY
AND EMERGENCY SERVICES

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

WHEREAS, the County of Lewis has entered an Agreement with the New York State Division of Homeland Security and Emergency Services in the amount of $6,000,000.00 for the Radio System Project (“Project”); and

WHEREAS, the Project consists of constructing and installing capital equipment for the purpose of upgrading the emergency radio communications system for use by all emergency service agencies including but not limited to the Public Safety, Emergency Response and Law Enforcement within Lewis County, and also to be compatible with communications systems in adjoining counties; and

WHEREAS, pursuant to authorization by the NYS Division of Homeland Security and Emergency Services to Resolution No. 308-2016 the grant was extended through December 31, 2017, but does not provide sufficient time to expend the funds; and

WHEREAS, the Board of Legislators wishes to further extend the period of the grant as so authorized by the NYS Division of Homeland Security and Emergency Services to allow adequate time to complete the project and expend the funds.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves an extension of the Agreement between the County of Lewis and the New York State Division of Homeland Security and Emergency Services for the grant award of $6,000,000.00 for the Radio Systems Project through December 2, 2018.

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

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

Moved by Legislator _Moser_, seconded by Legislator _Dolhof_, and adopted.
RESOLUTION NO. 349 - 2017
RESOLUTION AUTHORIZING LEWIS COUNTY DEPARTMENT OF BUILDINGS AND GROUNDS TO ENTER INTO AN AGREEMENT WITH DEVEINES ENTERPRISES, LLC FOR PLOWING OF THE ROADS TO EIGHT (8) TOWER SITES IN LEWIS COUNTY FOR THE 2017-2018 SNOW SEASON

Introduced by Legislator Craig Brennan, Chairman of the Buildings and Grounds Committee.

WHEREAS, the Board of Legislators of Lewis County ("County") upgraded its Emergency Radio Communications System, which included adding and upgrading the tower sites and supporting structures at various locations in the County; and

WHEREAS, the tower sites must be accessible at all times, which requires the County's Building and Grounds Department to either snow plow the access roads or arrange for others to assist with timely snow plowing of the sites throughout the winter season; and

WHEREAS, the Building and Grounds Department sent out a Request for Proposals (RFP) in July, 2017 for snow plowing of eight (8) Lewis County 911 Tower Sites, namely, Sears Pond Road (Montague), North Osceola Road (Osceola), Hayes Road (Denmark), Zeigler Road (Leyden), Brenon Road (Turin), State Rte 3 (Diana), Marmon Road (Lyonsdale) and Long Pond Road (Croghan); and

WHEREAS, sealed bids were due August 22, 2017. One bid was received and opened on said date, with said bid from Deveines Enterprises, LLC, who proposed to plow all eight locations throughout the 2017-2018 snow season in accordance with the terms and conditions set forth in the RFP at a cost not to exceed $24,715.00; and

WHEREAS, the County desires to accept the bid and enter into a contract with Deveines Enterprises, LLC to snow plow the eight (8) tower sites under the direction of the Supervisor of Buildings and Grounds for the 2017-2018 season.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement with Deveines Enterprises, LLC to provide snow plowing services at eight (8) County tower sites located in Montague, Osceola, Denmark, Leyden, Turin, Diana, Lyonsdale and Croghan.

Section 2. That the term of said agreement shall be for the 2017-2018 snow season, at a cost not to exceed $24,715.00.

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 terms and conditions approved by the County Attorney.

Section 4. That this Resolution shall take effect immediately.
Moved by Legislator Brennan, seconded by Legislator King.

In response to Legislator Hathway, Legislator Brennan reported that Deveines submitted the only bid, but all those who had conferred determined it very reasonable. The contractor must abide by the bid specifications, which, in part, requires plowing if the snow reaches twelve inches at any of the sites.

Legislator King referenced the prior arrangement that required the Buildings and Grounds Maintenance crew and Highway Department personnel to snowplow the sites, asserting those personnel have many other obligations during winter weather events and should not be held responsible for the remote tower sites.

Legislator King cited assistance from the Osceola Snowmobile Club last season when that area tower was pummeled with several feet of snow. He publicly thanked them and asked that the Chairman also forward a letter of appreciation.

The resolution was then adopted.
RESOLUTION NO. 350 - 2017
RESOLUTION TO APPROPRIATE FUNDS
SHERIFF'S DEPARTMENT

Introduced by Legislator Craig Brennan, Chairman of the Ways and Means Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation of insurance recovery for a damaged vehicle is hereby approved in the Sheriff's Department account:

Increase Revenues
A0100000 326800 (Insurance Recoveries) $1,000.00

Increase Expense
A0311000 470100 (Sheriff Vehicle Repairs) $1,000.00

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

Moved by Legislator __Brennan__, seconded by Legislator __Chartrand__, and adopted.
RESOLUTION NO. _351_ - 2017
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 budget appropriation is hereby approved in the office of the Sheriff's Department.

Increase Revenues
A0311000 315890 (Sheriff DWI) $578.28

Increase Expense
A0311100 110300 (Overtime) $568.08
A0311100 110400 (Shift Differential) $ 10.20

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

Moved by Legislator _King_, seconded by Legislator _Dolhof_, and adopted.
RESOLUTION NO. 352 - 2017
AUTHORIZING APPLICATION FOR 2017 SMALL CITIES
COMMUNITY DEVELOPMENT BLOCK GRANT

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

WHEREAS, the Board of Legislators has heretofore duly advertised and held a public hearing on the 5th day of September, 2017 and has considered the comments presented thereat regarding housing and priority community development needs.

NOW, THEREFORE BE IT RESOLVED, that

Section 1. The Board of Legislators hereby authorizes the filing of a 2017 Small Cities Community Development Block Grant (CDBG) Application to secure funding to assist low and moderate income households with the purchase of existing single family homes within Lewis County in an amount not to exceed $850,000 and other such related activities as may be determined.

Section 2. That the Chairman, or Vice-Chairman, of the Board of Legislators, be and the same is hereby authorized to make, execute, seal and deliver such applications, documents or writing as may be necessary to carry out the terms of this Resolution.

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

Moved by Legislator Hathway, seconded by Legislator Dolhof, and adopted.
RESOLUTION NO. 353 - 2017
RESOLUTION TO SET PUBLIC HEARING FOR
LEWIS COUNTY DIRECT HOMEOWNERSHIP ASSISTANCE
PROGRAM, NYS CDBG PROJECT #636HO335-15

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

WHEREAS, All recipients of NYS CDBG funds must meet the citizen participation requirements at 24 CFR 570.486 and New York State’s Citizen Participation Plan, as amended which require recipients to follow a citizen participation plan providing for … one public hearing (one in each jurisdiction of a joint application) prior to the submission of an application for funding … and one public hearing, if awarded, to be held during the administration of the grant to solicit comments on the effectiveness of the program’s administration; and

WHEREAS, the Board of Legislators duly held a public hearing on the 14th day of September, 2015 regarding community development, housing needs and other possible development activities in preparation of a CDBG Application; and

WHEREAS, the County received an award of $324,800 and the Board of Legislators of Lewis County seeks to hold a second public hearing to provide residents with the opportunity to offer any comments on the accomplishments of the current Lewis County Direct Homeownership Assistance Program.

NOW, THEREFORE BE IT RESOLVED, that

Section 1. That the Board of Legislators of Lewis County hereby sets a public hearing to be held on October 3, 2017 at 5:00 p.m. at the Croghan Firehall, 6860 Fire Hall Street, Croghan, New York 13327 to provide residents of Lewis County with the opportunity to offer any comments on the accomplishments of the current CDBG Lewis County Direct Homeownership Assistance Program.

Section 2. That the Chairman or the Vice-Chairman of the Board of Legislators, be and the same is hereby is authorized to make, execute, seal and deliver such applications, documents or writing as may be necessary to carry out the terms of this Resolution, pending approval by the County Attorney.

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

Moved by Legislator King, seconded by Legislator Hathway, and adopted.
RESOLUTION NO. 354 - 2017
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND
ELMCREST CHILDREN’S CENTER

Introduced by Legislator Roscoe Fawcett, Jr., Chairman of the Social Services Committee.

WHEREAS, Elmcrest Children’s Center (“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.

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 Elmcrest Children’s Center for the provision of foster care services.

Section 2. That the term of this agreement shall be from January 1, 2018 through December 31, 2018 at per diem cost not to exceed the Maximum State Aid Rate established by the New York State Department of Health. There is no local share cost until costs exceed the foster care block grant and then the local share is 37.5% for residential/foster care and is based on the eligibility of the client. The State share is approximately 25% and the Federal share is approximately 50%.

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 _Moroughan_, seconded by Legislator _Fawcett_, and adopted.
RESOLUTION NO. 355 - 2017
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES
AND THE HOUSE OF THE GOOD SHEPHERD

Introduced by Legislator Roscoe Fawcett, Jr., 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, 2018 through December 31, 2018 at a cost in accordance with the rates set forth by the State in the Agreement. Local share cost is approximately 37.5% and is based on the eligibility of the client, but not incurred until the foster care block grant is exceeded.

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 Fawcett, seconded by Legislator Moroughan, and adopted.
RESOLUTION NO. 356 - 2017
RESOLUTION AUTHORIZING EXECUTION OF CERTIFICATION STATEMENT ON
APPLICATION FOR DISPENSATION FOR EXTENSION OF WORK HOURS ON THE
COUNTY’S SOLAR PROJECT AS REQUIRED BY NYS DEPARTMENT OF LABOR

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

WHEREAS, the County of Lewis has contracted with Greenskies Renewable Energy for
the building of a solar array on part of its property located at 5252 Outer Stowe Street, Lowville,
NY to provide cost-saving, green energy electric supply for County buildings over the next twenty
(20) years; and

WHEREAS, the project is subject to NYS DOL Prevailing Wage Rates under PRC #
2016010048, and building of the array has commenced. In order for the developer to maximize
construction completion from September, 2017 through the end of 2017, a request by one of the
subcontractors, Doherty Electric, LLC, dba Revolution Solar seeks to apply to NYSDOL for
“Dispensation of Hours” to permit work operations of 10 hours per day, four days per week from
8/28/17 through 1/15/18, as time is of the essence for the work they perform before winter weather
sets in; and

WHEREAS, the application requires the executive officer of the local jurisdiction to
certify that the described Public Work project is of an important nature and that a delay in carrying
it to completion would result in disadvantage to the public; and

WHEREAS, the County seeks and expects to have the solar project operational by the end
of 2017 in order to commence financial savings in 2018 which will benefit the public in measured
steps by the County to reduce its environmental footprint while providing energy cost savings;
both of important benefit to the public; and

WHEREAS, the Board of Legislators seeks to comply with this request and application.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators of the County of Lewis hereby approves the
application for Dispensation for Hours required by the NYS DOL under this prevailing rate case,
PRC #2016010048, on the County’s Solar project located at 5252 Outer Stowe Street, Lowville,
NY, for the purpose of permitting Doherty Electric, LLC, dba Revolution Solar to operate its labor
force in 10 hour work days, 4 days per week in order to expedite the construction of the array ahead
of winter, as set forth in the application.

Section 2. That the Board of Legislators hereby acknowledge that this Public Work
Project is of an important nature and that a delay in carrying it to completion as soon as possible
would result in disadvantage to the public.

Section 3. That the Chairman, or Vice-Chairman, of the Board of Legislators is and he
hereby is authorized to make, execute, seal and deliver such certification statement and execution
of the application form required by NYS DOL, subject to review by the County Attorney.

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

Moved by Legislator __King__, seconded by Legislator __Brennan__, and adopted.
RESOLUTION NO. 357 - 2017
RESOLUTION TO APPROPRIATE FUNDS
STOP DWI

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

BE IT RESOLVED, as follows:

Section 1. That the following appropriation is hereby approved in the STOP DWI accounts for additional NYS STOP-DWI 2016-2017 “Crackdown” grant funds:

Increase Revenue:
A0331500 333110 (DWI Grant) $3,000.00

Increase Expense:
A0331500 492400 (DWI Grant) $3,000.00

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

Moved by Legislator King, seconded by Legislator Dolhof, and adopted.
RESOLUTION NO. 358 - 2017
RESOLUTION AUTHORIZING APPLICATION TO NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR APPROVAL OF THE PURCHASE OF A BUS SHELTER FOR THE LEWIS COUNTY TRANSPORTATION SYSTEM BY UTILIZATION OF THE COUNTY’S 2016/2017 ACCELERATED TRANSIT CAPITAL FUND

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

WHEREAS, the Accelerated Transit Capital (ATC) program administered by the New York State Department of Transportation (NYSDOT), provides state capital funding for upstate public transportation sponsors to rehabilitate, restore and modernize public transit assets; and

WHEREAS, under the Lewis County Transportation System, the Planning Department seeks to submit an application to NYSDOT under ATC funding for the purchase and installation of a bus shelter to be placed at the Lewis County Department of Social Services, the cost of which is approximately $12,100. It is proposed that this cost be paid out of 2016/2017 ATC funds; i.e, $7,547 from the balance of the 2016 ATC funds and $4,553 be used from the $37,511 available from 2017 ATC funds; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize this application and approve said purchase and installation of said bus shelter at the Lewis County Department of Social Services bus stop upon NYSDOT acceptance.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes an application to the NYSDOT for use of 2016/2017 Accelerated Transit Capital funds for the purchase of and installation of a bus shelter at the Lewis County Department of Social Services bus stop under the Lewis County Public Transportation System.

Section 2. That upon the NYSDOT approval of this application, the Lewis County Board of Legislators hereby authorizes the above purchase and installation of said bus shelter at the Lewis County Department of Social Services bus stop with funds from the 2016/2017 ATC accounts.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Application and other required agreements for this funding, upon such form as may be approved by the County Attorney.

Section 4. That a certified copy of this Resolution shall be filed with the New York State Department of Transportation by attaching it to the Application.

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

Moved by Legislator _Dohof_, seconded by Legislator _Brennan_, and adopted.
RESOLUTION NO. _359_ - 2017
RESOLUTION SETTING 2018
WORKERS’ COMPENSATION APPORTIONMENT
FOR LEWIS COUNTY SELF-INSURANCE PLAN

Introduced by Legislator Lawrence Dolhof, Chairman of the Workers’ Compensation Committee.

WHEREAS, the Board of Legislators recognizes the importance and efforts to foster an overall safety culture by emphasizing workplace safety and injury prevention; and

WHEREAS, in accordance with that philosophy the Board of Legislators allocates a proportionate assessment based on experience to hold employers accountable for claims; and

WHEREAS, as a standard industry practice, a portion of the assessment shall be based on the ratio of payroll for each participating entity.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby sets the computation of the 2018 workers’ compensation participant assessments for the Lewis County Self-Insurance Plan; et al 50% of the assessment shall be apportioned to experience based on actual expenses in 2014, 2015 and 2016 and hereby capped at $40,000 for any one claim per annum; 30% based on proportionate 2017 gross payroll, and the remaining 20% computed on proportionate full property valuation.

Section 2. That the within resolution shall take effect immediately

Moved by Legislator _King_, seconded by Legislator _Dolhof_, and adopted.
RESOLUTION NO. 360 - 2017
RESOLUTION AUTHORIZING PART I SERVICE DELIVERY
MEMORANDUM OF UNDERSTANDING BETWEEN
JEFFERSON-LEWIS WORKFORCE DEVELOPMENT BOARD
AND THE COUNTY OF LEWIS

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

WHEREAS, the Lewis County Board of Legislators adopted Resolution No. 272-2017 on July 5, 2017 approving the designation of the Chairman of the Lewis County Board of Legislators as the Lewis County Executive authorized to enter into an Agreement with the designated Executive of Jefferson County for purposes of administering WIOA (Workforce Innovation and Opportunity Act), and to enter into agreements to organize and implement workforce development in the Jefferson-Lewis areas pursuant to WIOA for the term July 1, 2017 through June 30, 2018; and

WHEREAS, a Memorandum of Understanding ("MOU") is required for Part I Service Delivery that is meant solely to capture each partner's roles and responsibilities in the New York State Career Center System ("System"). This MOU memorializes, in writing, the way the partners will work collaboratively together to satisfy the federal regulations for the system and is not designed to be contractual terms and conditions that would be enforced by court order; and

WHEREAS, this MOU is developed in accordance with the requirements set forth in 20 CFR 678.500, and CFR § 678.510(b) and Training and Employment Guidance Letter 17-16 issued by the United States Department of Labor and Employment and training Administration on January 18, 2017; and

WHEREAS, the Board of Legislators wish to authorize such Memorandum of Understanding to comply with the federal regulations as set forth in 20 CFR 678.500.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves Part I Service Delivery Memorandum of Understanding to capture each partner’s roles and responsibilities in the New York State Career Center System intended to organize and implement workforce development in the Jefferson-Lewis areas pursuant to Workforce Innovation and Opportunity Act for the term commencing July 1, 2017 through June 30, 2020.

Section 2. That the Board of Legislators hereby approves the Chairman of the Board of Legislators, as the Chief Executive Official of the County of Lewis as the authorized official to make, execute, seal and deliver such Agreements, pending approval by the County Attorney.

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

Moved by Legislator Moser, seconded by Legislator King, and adopted.
RESOLUTION NO. 361 - 2017
RESOLUTION TO APPROPRIATE FUNDS
WORKFORCE INVESTMENT ACT

Introduced by Legislator Roscoe Fawcett, Jr., Chairman of the Employment and Training Committee.

BE IT RESOLVED as follows:

NOA#PY-2

Section 1. That the following funds be appropriated for Program Year 2017, 7/1/17-6/30/19, Adult and Dislocated Worker, per the Notice of Obligational Authority (NOA), #17-2, dated 7/31/17 through the New York State Department of Labor, as follows:

**Adult**
- CD629200.110100  $ 2,250.00
- CD629200.490900  $ 550.00
- CD629200.801000  $ 1,000.00
- CD629200.499900  $ 2,897.67
- Total  $ 6,697.67

**WIA Revenue**
- CD6293 347910  $ 6,697.67

**Dislocated Worker**
- CD629100.110100  $ 3,450.00
- CD629100.490900  $ 1,183.00
- CD629100.801000  $ 1,400.00
- CD629100.499900  $ 4,719.17
- Total  $ 10,752.17

**WIA Revenue**
- CD6293 347910  $ 10,752.17

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

Moved by Legislator _Moroughan_, seconded by Legislator _Fawcett_, and adopted.
RESOLUTION NO. 362 - 2017
RESOLUTION APPROVING APPOINTMENT TO
JEFFERSON-LEWIS
WORKFORCE DEVELOPMENT BOARD

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

WHEREAS, pursuant to the Workforce Innovation & Opportunity Act, Public Law 113-128 as signed into law on July 22, 2014, the Jefferson-Lewis Workforce Development Board (WDB) has been established; and

WHEREAS, the Workforce Innovation & Opportunity Act requires that 20% of the WDB consist of members of labor organizations and an organization that meets the needs of those with barriers to employment; and

WHEREAS, the membership also needs to be in line with the funding distribution, therefore 80% of the membership is from Jefferson County and 20% of the membership is from Lewis County; and

WHEREAS, Dr. Ty Stone has been appointed as Jefferson Community College President to replace retired Carole McCoy.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the appointment of Dr. Ty Stone, Jefferson Community College President to serve the un-expired term of Carole McCoy as a member of the Jefferson-Lewis Workforce Investment Board:

Section 2. That the term of said appointment shall be effective through June 30, 2019.

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

Moved by Legislator King, seconded by Legislator Dolhof, and adopted.
RESOLUTION NO. _363_ - 2017
RESOLUTION TO APPROPRIATE FUNDS
YOUTH BUREAU

Introduced by Legislator Roscoe Fawcett, Jr., Chairman of the Youth Bureau Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved for the increase in State Aid funding:

Revenue
A0731100 338201 Youth Bureau $2,282.00

Expense
A0731100 490100 Youth Development $2,000.00
A0731100 440100 Postage $282.00

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

Moved by Legislator _Brennan_, signed by Legislator _Fawcett_, and adopted.
OTHER BUSINESS:

Legislator Dolhof made a motion to change the location of the October 3, 2017 board meeting to the Croghan Firehall, seconded by Legislator Fawcett and carried.

Clerk of the Board Teresa Clark reiterated the Chairman had proclaimed 8/31/17 as “International Overdose Awareness Day” in Lewis County; and then read the proclamation declaring 9/8/17 as “Lewis County Night Out” to recognize regional ambulance service responders and promote good relationships with the public and law enforcement.

Legislator Dolhof made a motion to enter executive session at 6:50 p.m. for an update on pending litigation and union negotiations by County Attorney Joan McNichol. The motion was seconded by Legislator Brennan and carried. After a short recess the session began at 6:57 p.m. Legislator Moser made a motion to re-enter regular session at 7:43 p.m., seconded by Legislator Dolhof and carried.

Legislator Chartrand made a motion to formally task Atty. McNichol, Treasurer Patricia O’Brien and County Manager Ryan Piche to research the history of assessments and County taxation of the municipal water facilities located throughout the County and report to the Board on 10/3/17. The motion was seconded by Legislator Moser and carried.

There being no other business to come before the Board, the meeting adjourned at 7:45 p.m. on a motion by Legislator Chartrand, seconded by Legislator Kulzer and carried.