

**ANNUAL SESSION
FINAL DAY
December 20, 2016**

The meeting was called to order at 10:00 a.m. by Chairman Michael A. Tabolt.

Roll Call: All Legislators were present.

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

There were 6 persons present.

Chairman Tabolt declared the December 6, 2016 meeting minutes were approved.

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: December 20, 2016

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

REPORTS OF STANDING COMMITTEES:

Legislator Philip Hathway, Ways and Means/Buildings and Grounds Committee Chairman, reported that Greenskies has submitted the report to National Grid and awaits their response on the solar project. He, again, acknowledged and thanked Chairman Tabolt and Legislators King and Chartrand for reaching out to Public Service Commission officials, whom facilitated a reduction in the exorbitant cost that may have deemed the project impracticable.

Legislators King and Chartrand presented a plaque awarded to Lewis County from Northern Regional Center For Independent Living to recognize Planning Director Frank Pace and Buildings Supervisor Frank Archer for their yeoman work on the DSS parking lot project.

Legislator Hathway made a motion to encumber 2016 contingency funds in the amount of \$57,882 representing the 2016, 2017 and 2018 annual assessment of \$19,294 to the Hudson River Black River Regulating District (HRBRRD). The motion was seconded by Legislator Chartrand and carried. This motion was amended later in the meeting.

Legislator King announced that he was officially the County's representative on the HRBRRD Board of Directors.

Legislator Bryan Moser, County Officers/Junkyards/Veterans' Services/ Human Resources Committee Chairman, reported that last week's cancelled court appearances for non-compliant junkyard owners, due to weather, but had been rescheduled in January.

Legislator Jerry King, Courts and Law Enforcement/Fire & Emergency Management Director/Building Codes Committee Chairman, reported that Allen Wesley of E.F. Johnson will be on-site January 16, 2017 to determine necessary adjustments to address cyclonic noise for the pagers.

Legislator Lawrence Dolhof, Economic Development Committee Chairman, reported approved funding for four of the eight submitted Consolidated Funding Applications (CFA), with \$130,000 awarded for the business park project.

Also, the Kraft Heinz expansion project was to receive \$20 million through NYS Empire State Development.

Legislator Gregory Kulzer, Transportation/Solid Waste Committee Chairman, made a motion to award bids to various vendors for bulk oil and supplies for the Highway Department for year 2017 in accordance with the tabulated list of bidders and respective low prices on file with the Clerk of the Board. The motion was seconded by Legislator Brennan and carried.

Legislator Richard Chartrand, Hospital Committee Chairman, announced Respiratory Therapist Jacquelyn Gamache as the October employee-of-the-month. She was recognized for remaining to comfort a dying patient until they passed away.

Legislator Chartrand informed of a forthcoming request for three clinic licensed practical nurses, one each for the new extended hours clinic to operate from 1 to 9 p.m., the South Lewis Central School office and an ascribed program to assist doctors with billing to enable them to see more patients.

Legislator Andrea Moroughan, Public Health/Community Services Committee Chair, relayed that Mountain View Prevention Services, NRCIL and CREDO providers had each explained their efforts in response to Dr. Shirley Tuttle-Malone's statements that implemented programs were not enough to meet the needs for the opiate crisis.

Legislator Moroughan reported the committee's recommendation to appoint Lewis County Opportunities Executive Director Scott Mathys and Registered Nurse Gale Grunert to fill the vacancies on the Community Services Board.

Legislator Dolhof announced approval of Snow Belt Housing's Community Development Block Grant (CDBG) application in the amount of \$847,500 for homeowner and renter occupied housing rehabilitation.

After realizing that funds may not be encumbered for subsequent year expenses, Legislator Hathway made a motion to amend his earlier motion to encumber \$19,294,

representing the 2016 assessment only to the HRBRRD. The motion was seconded by Legislator Chartrand and carried.

SPECIAL REPORT:

Chairman Tabolt had attended the 12/8/16 Regional Economic Development Committee (REDC) award announcements in Albany.

Chairman Tabolt had also sat in on the 12/19/16 meeting with local loggers and Economic Development Director Eric Virkler to rejuvenate supporting efforts to retain the Lyonsdale ReEnergy plant. Statistics will be gathered to illustrate the far reaching impact throughout the entire North Country region if the plant were to close. Legislator Moser said the plant evaded the February 2017 shut down, affirming enough reserves to operate through the end of 2017. The plant pays loggers bottom price for chips, attributable to low energy prices and being the only market in the county. He explained the domino effect of flooding surrounding markets if the ReEnergy plant were closed.

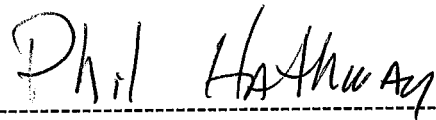
As a comparison to a recent media report on consumer complaints for a ten-cent per gallon gas hike, Legislator Moser strongly urged the media to publish a focused article to impress the positive impact higher energy prices would have on the logging and other industries. He indicated a 50-cent increase could infuse as much as \$18 million into the overall local economy by as much as \$18 million.

REPORT OF THE WAYS AND MEANS COMMITTEE:

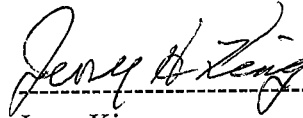
**REPORT OF
WAYS AND MEANS COMMITTEE
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

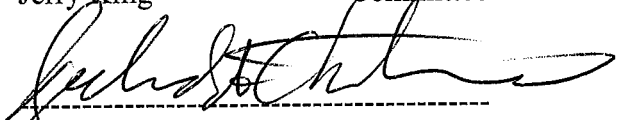
The Ways and Means Committee reports that they have examined the claims presented for payment in the total amount of \$ 582,202.84 and recommend that they be audited and allowed for the amounts claimed.



Philip Hathway Chair



Jerry King Committee



Richard Chartrand Committee

Dated: December 20, 2016

Approved on motion by Legislator Moser, seconded by

Legislator Chartrand, and carried.

RESOLUTION NO. 551 - 2016
AUDITING AND ALLOWING CLAIMS

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

RESOLVED that the claims presented for payment in the total amount of \$ 582,202.84 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 Hathway, and adopted by roll call vote:

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

NAYS: None

ABSENT: None

RESOLUTION NO. 552 - 2016
RESOLUTION AUTHORIZING AMENDMENTS TO AGREEMENTS BETWEEN
NORTHERN REGIONAL CENTER FOR INDEPENDENT LIVING,
TRANSITIONAL LIVING SERVICES, ONEIDA-LEWIS CHAPTER NYSARC
AND LEWIS COUNTY COMMUNITY SERVICES
TO REFLECT THE COST OF LIVING ADJUSTMENT (“COLA”) STATE AID

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

WHEREAS, the County of Lewis acting by and through the Lewis County Community Services Department (“LCCSD”) entered into Agreements for the term January 1, 2016 through December 31, 2016 with Northern Regional Center for Independent Living (“NRCIL”), Transitional Living Services (“TLS”), and Oneida-Lewis Chapter NYSARC (“NYSARC”) for mental health services; and

WHEREAS, LCCSD subsequently received notice of an increase in funding to these Agencies as a Cost Of Living Adjustment (“COLA”) for 2016 state aid at the following amounts:

<u>AGENCY</u>	<u>AMOUNT</u>
Northern Regional Center for Independent Living	\$ 1,076.00
Transitional Living Services	\$ 1,004.00
Oneida-Lewis NYSARC	\$ 42.00

WHEREAS, the County seeks to amend the 2016 Agreements with these Agencies to reflect the COLA amounts received from state aid as part of the amount of the payment of services therein provided.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby approves amendments to the 2016 Agreements between Northern Regional Center for Independent Living, Transitional Living Services, and Oneida-Lewis Chapter NYSARC and the County of Lewis acting by and through the Lewis County Community Services Department for mental health services to reflect the COLA amounts received toward the services therein provided.

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

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 553 - 2016
**RESOLUTION TO AUTHORIZE A NCI DISRIP PROVIDER PARTICIPATION
AGREEMENT BETWEEN THE COUNTY OF LEWIS CORPORATE COMPLIANCE
COMMITTEE AND COMPLIANY GROUP LLC FOR “THE GUARD” INTERNET-
BASED SOFTWARE PROGRAM AND IMPLEMENTATION SERVICES**

Introduced by Legislator Bryan Moser, Member of the Corporate Compliance Committee.

WHEREAS, the County of Lewis Corporate Compliance Committee is charged with review, training and monitoring of County Departments who are charged with compliance obligations, especially HIPAA compliance, as a result of the services they provide; and

WHEREAS, certain Department representatives of the Corporate Compliance Committee, namely, the County Attorney as Chair, Public Health Department, Office For the Aging, and Community Services Board Director, whose Departments are all partners in the North Country Initiative of the NYS Delivery System Reform Incentive Payment Program (“NCI DISRIP”), desire to enter into a License, Implementation and Services Agreement with Compliancy Group LLC, for its “The Guard” internet-based software program, which offers comprehensive components of HIPAA compliance, including updated written policies, staff training and documentation of training, vendor management, vendor risk management and other risk assessments that these particular Departments are required to do, or be subject to penalty by the State. The program provides for a web-based solution for reminders and alerts for annual training, filing requirements and a systematic method for incident recording, assessment and remedial steps in the event of audits; and

WHEREAS, the Fort Drum Regional Health Planning Organization (“FDRHPO”), another partner in the NCI DSRIP, received a project Grant for this program and has offered to have the Lewis County Corporate Compliance Committee Departments take advantage of this Compliancy Group program and web-based solution free of charge through the NCI DISRIP project through March, 2020; and

WHEREAS, the Board of Legislators wishes to approve such agreement.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a Participation Agreement between the County of Lewis, by and through its Corporate Compliance Committee members representing the Lewis County Public Health Agency, Office for the Aging, Community Services Board and the County Attorney as the Committee’s Chair and Compliancy Group, LLC for a license, implementation and services agreement for the company’s “Guard” internet-based software program to assist these Departments and Committee with their corporate compliance obligations, especially concerning HIPAA compliance.

Section 2. That the Board of Legislators hereby authorize the County Attorney and Director of Public Health, Office for the Aging Director, and Director of Community Services

to execute any agreement(s) and periodic addendums required for the license and software program, provided that the cost of same is paid by FRDHPO, that there is no cost to the County and the named Departments and Committee, and that any such agreements are reviewed and approved by the County Attorney.

Section 3. That this Agreement shall be for the term commencing December 21, 2016 through March 31, 2020.

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

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

RESOLUTION NO. 554 - 2016
RESOLUTION AUTHORIZING AGREEMENT WITH
NYS DIVISION OF CRIMINAL JUSTICE SERVICES
DISTRICT ATTORNEY AID-TO-PROSECUTION

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

WHEREAS, the NYS Division of Criminal Justice Services has approved an Aid-To-Prosecution grant application, to provide vital resources to District Attorney's Offices to support the enhanced prosecution of violent and serious felony offenders by maintaining increased levels of experienced prosecution personnel.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes a grant Agreement between the County of Lewis, by and through the District Attorney, and the New York State Division of Criminal Justice Services, for Aid-to-Prosecution funds to enhance the retention of experienced prosecution personnel.

Section 2. The term of said Agreement is from October 1, 2016 through September 30, 2017, in the amount of \$29,200.00

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

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

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

RESOLUTION NO. 555 - 2016
RESOLUTION TO TRANSFER FUNDS
CORONER

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

BE IT RESOLVED, as follows:

Section 1. That the following 2017 budget transfer is hereby approved in the Coroner's Department for the Coroner's position:

<u>From:</u>	<u>Amount</u>
A0118500 490100 Prof serv	\$36,000.00
 <u>To:</u>	
A0118500 110100 Pers Serv	\$28,500.00
A0118500 801000 Retirement	\$ 4,990.00
A0118500 803000 FICA	\$ 2,180.00
A0118500 804000 Worker's comp	\$ 330.00

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

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

RESOLUTION NO. 556 – 2016
RESOLUTION TO APPROPRIATE FUNDS
DISTRICT ATTORNEY 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 transfer is hereby approved in the office of the District Attorney using money from account T87.05 to cover the cost of witness airfare in regard to a retrial.

<u>From</u>	
T87.05 (NY Co Shared Assets-DA)	\$ 1,983.84

<u>To</u>	
A1165.4906 (Prosecution Fund)	\$ 1,983.84

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

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

RESOLUTION NO. 557 - 2016
RESOLUTION APPOINTING REPUBLICAN
COMMISSIONER OF ELECTIONS

Introduced by Legislator Craig Brennan, Chairman of the Elections Committee.

WHEREAS, the term of Ann M. Nortz as Republican Commissioner of Elections is due to expire on December 31, 2016; and

WHEREAS, Lewis County Republican Committee Chairman Michael Young has submitted a letter recommending her re-appointment.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby re-appoints ANN M. NORTZ, a resident of the Town of Lowville, Lewis County, New York as the Republican Commissioner of Elections, in and for the County of Lewis.

Section 2. That the term of said appointment shall commence on January 1, 2017 and terminate on December 31, 2018.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 558 - 2016
RESOLUTION RESCINDING RESOLUTION 513-2016 AND
AUTHORIZING AGREEMENTS BETWEEN
THE COUNTY AND VARIOUS OUTSIDE AGENCIES

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

WHEREAS, the Lewis County Board of Legislators desires to rescind Resolution No. 513-2016, as some of the amounts set forth therein are incorrect, and to set forth and approve the following contracts for fiscal year 2017, at the amounts set forth.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby rescinds Resolution No. 513-2016 and the same shall be deemed null and void and no longer in effect.

Section 2. That the Board of Legislators hereby approves contracts with the following agencies for fiscal year 2017, at the amounts set opposite each respectively:

<u>OUTSIDE AGENCY</u>	<u>AMOUNT</u>
Mountain View Prevention	\$ 22,620.00
Oneida-Lewis Chapter, NYSARC	25,000.00
Lewis County General Hospital Foundation	20,000.00
Chamber of Commerce	45,000.00
Chamber of Commerce (I Love NY)	50,000.00
North Country Library	20,000.00
Lewis County Historical Society	22,115.00
Constable Hall Association	1,000.00
American Maple Museum	1,000.00
Railway Historical Society NNY	1,000.00
Adirondack Park Local Government Board	800.00
Lewis County Agricultural Society	5,000.00
Lewis County Soil & Water Conservation District	110,000.00
Lewis County Cooperative Extension Service	300,000.00
Town of Diana Museum	1,000.00
Adirondack North Country Association	1,000.00

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

Section 4. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 559 - 2016
RESOLUTION APPOINTING MEMBER TO
PLANNING BOARD

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Tim Petersen of 6041 Houseville Road, Turin, New York 13473, as a member of the Lewis County Planning Board, to fill the un-expired term of Glen Gagnier who had submitted his resignation effective October 28, 2016.

Section 2. That the term of said appointment shall be effective from November 16, 2016 through December 31, 2017.

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

Moved by Legislator Dolhof, seconded by Legislator Brennan.

Legislator Kulzer relayed his understanding the Planning Board was to represent the public-at-large, adding that Mr. Petersen is employed by the IDA that is partially funded by the County. He asked how members are chosen, while citing a Denmark start-up business owner whom had indicated interest to serve.

Legislator Dolhof explained that the Planning Board had voted to recommend Mr. Petersen.

The resolution was then adopted. Legislator Kulzer was opposed.

RESOLUTION NO. 560 - 2016
RESOLUTION AUTHORIZING AGREEMENT WITH
NYS DIVISION OF CRIMINAL JUSTICE SERVICES AND
PROBATION DEPARTMENT –IGNITION INTERLOCK PROGRAM

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes a grant Agreement between the New York State Division of Criminal Justice Services, by and through the Probation Department, for a Governor's Traffic Safety Committee (GTSC) Ignition Interlock Device Monitoring Program.

Section 2. That said Agreement shall be effective for the period from October 1, 2016 through September 30, 2017, in the total amount of \$2,159.00.

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

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

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

RESOLUTION NO. 561 - 2016
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN DEPARTMENT OF PROBATION AND
RUBENZAHL, KNUDSEN & ASSOCIATES PSYCHOLOGICAL SERVICES, P.C.

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

WHEREAS, the Lewis County Probation Department wishes to enter into an Agreement with Rubenzahl, Knudsen & Associates Psychological Services, P.C., to provide sex offender evaluations and counseling services for individuals referred to the Lewis County Probation Department; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Lewis County Probation Department, and Rubenzahl, Knudsen & Associates Psychological Services, P.C., to provide services for sex offender evaluations and counseling to clients referred by the Lewis County Department of Probation.

Section 2. That the term of this agreement shall be January 1, 2017 through December 31, 2017 at a cost not to exceed \$80.00 per session and attendance at meetings; \$47.50 for group counseling; \$500.00 for assessments and \$350.00 for polygraph examinations.

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 King, seconded by Legislator Hathway, and adopted.

RESOLUTION NO. 562 - 2016
RESOLUTION TO TRANSFER FUNDS
PUBLIC DEFENDER

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

BE IT RESOLVED, as follows:

Section 1. That the following 2016 budget transfer is hereby approved in the Public Defender's accounts from Contingency to cover conflict defender services:

<u>From:</u>	<u>Amount</u>
A0199000 499900 Contingency	\$20,000.00

<u>To:</u>	
A0117000 491100 Prof Serv Assigned Counsel	\$20,000.00

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

Moved by Legislator Fawcett, seconded by Legislator Dolhof.

In response to Legislator Moser's inquiry, Ms. Swearingin explained these monies were for conflict defender services on an as-needed basis, in addition to services provided by the McClusky firm. County Attorney McNichol further explained conflicts arise when there are more than two defendants or responders requiring multiple representing attorneys. Also, the recent increased income eligibility changes impacted increased costs.

Referencing the historic deficient budget, Legislator Brennan suggested thorough review to consider adequate budget appropriations.

The resolution was then adopted.

RESOLUTION NO. 563 - 2016
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO SHERIFF'S DEPARTMENT

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

WHEREAS, the Sheriff's Department is lacking a Deputy Sheriff/Sgt. on one rotation; and

WHEREAS, currently the most senior Deputy Sheriff on duty is paid at the Deputy Sheriff/Sgt. rate when a Sergeant is not on duty; and

WHEREAS, it is understood that one Deputy Sheriff would be promoted to Deputy Sheriff/Sgt. and the Deputy Sheriff position would thereafter remain vacant.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the Sheriff's Department, to create the following position:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Deputy Sheriff/Sgt.	Full-time	Grade 23A

Section 2. That one position of Deputy Sheriff shall simultaneously be **ABOLISHED** upon promotion to Deputy Sheriff/Sgt.

Section 3. That Sheriff Michael Carpinelli is hereby authorized to fill said position effective immediately, in compliance with Civil Service rules and regulations.

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

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

RESOLUTION NO. 564 - 2016
RESOLUTION AUTHORIZING PUBLIC SAFETY ANSWERING POINTS GRANT
AGREEMENT WITH NEW YORK STATE DIVISION OF HOMELAND SECURITY
AND EMERGENCY SERVICES - SHERIFF'S DEPARTMENT

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

WHEREAS, the Sheriff's Department has received notification of grant approval from the NYS Division of Homeland Security and Emergency Management Services for funding in the amount of \$184,555.00, to assist with maintenance fees of phone and other equipment, dispatch systems and the redundant center.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves the Public Safety Answering Points Grant Agreement between the County of Lewis and the NYS Division of Homeland Security and Emergency Services in the amount of \$184,555.00, to assist with maintenance fees of phone and other equipment, dispatch systems and the redundant center for the grant period from 1/1/2017 to 12/31/2017.

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

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

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

RESOLUTION NO. 565 - 2016
RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE
(COUNTY OF LEWIS TO JASON A. COOK AND MELINDA L. COOK)

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

WHEREAS, Jason A. Cook and Melinda L. Cook executed a Mortgage in favor of the County of Lewis dated August 25, 2006, and recorded in the Lewis County Clerk's Office on May 31, 2007, as Instrument # 2007-01764, to secure payment of a loan in the amount of \$36,393.19 pursuant to a program administered by Snow Belt Housing Company, Inc.; and

WHEREAS, said loan has been paid in full and a Discharge of Mortgage is now warranted.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Chairman of the Lewis County Board of Legislators is hereby authorized and directed to issue and sign a Discharge of Mortgage for the aforescribed Mortgage.

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

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

RESOLUTION NO. 566 – 2016
RESOLUTION TO APPROPRIATE FUNDS
FOR SNOWMOBILE TRAIL PROGRAM
70% 2016-2017 Season

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

BE IT RESOLVED as follows:

Section 1. That \$165,039.00 be appropriated to Account No.A7141.4999 Snowmobile Trail Program and be offset by State Aid Account A38202.

Section 2. That the funds shall be passed on to the Snowmobile Association upon receipt.

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

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

RESOLUTION NO. 567 - 2016
RESOLUTION TO RESCIND RESOLUTION NO. 530-2016
WITH REFERENCE TO SOCIAL SERVICES

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

WHEREAS, Resolution No. 530-2016 was erroneously enacted to create a Social Services Program Examiner.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the Department of Social Services to **abolish** the following position:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Social Services Program Examiner	Full-time	Grade 20

Section 2. That this resolution shall take effect immediately.

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

RESOLUTION NO. 568 - 2016
RESOLUTION TO RE-APPOINT MEMBER TO
SOIL AND WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS

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

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby re-appoints Ashley Marolf of 10449 Second Road, Carthage, New York 13619 as the Grange Representative on the Lewis County Soil & Water Conservation District Board of Directors.

Section 2. That the term of said appointments shall be from January 1, 2017 to December 31, 2020.

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

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

RESOLUTION NO. 569 - 2016
RESOLUTION TO APPOINT MEMBER TO
SOIL AND WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS

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

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby appoints Jennifer Myers of 4217 West Road, Turin, New York 13473, as the Member-at-Large to the Lewis County Soil & Water Conservation District Board of Directors.

Section 2. That the term of said appointments shall be from January 1, 2017 to December 31, 2020.

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

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

RESOLUTION NO. 570 - 2016
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY DISTRICT ATTORNEY
AND JOHN A. CIRANDO, ESQ.

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

WHEREAS, the Lewis County District Attorney's Office wishes to enter into an agreement with John A. Cirando, Esq. for the purpose of providing appellate work.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the Lewis County District Attorney's Office and John A. Cirando, Esq. for the purpose of providing appellate work for the period of January 1, 2017 through December 31, 2017 at a cost not to exceed \$90.00 an hour for his services, plus reasonable and necessary disbursements as defined in the Agreement.

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

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

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

RESOLUTION NO. 571 - 2016
RESOLUTION APPOINTING MEMBER TO
LEWIS COUNTY GENERAL HOSPITAL
BOARD OF MANAGERS

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

BE IT RESOLVED as follows:

Section 1. That pursuant to Section 127 of the General Municipal Law, the Board of Legislators hereby appoints Steve Fuller of 5227 Sunset Drive, Lowville, New York 13367 as a member of the Board of Managers of the Lewis County General Hospital.

Section 2. That the term of said appointment shall commence January 1, 2017 and expire on December 31, 2021.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 572 -2016
RESOLUTION AUTHORIZING AN AMENDMENT TO RESOLUTION NO. 520-2016
TO AUTHORIZE DIRECTOR OF PUBLIC HEALTH TO ELECTRONICALLY SIGN
THE NYS DOH FIVE YEAR “GATEWAY GRANT” AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH DEPARTMENT
AND NEW YORK STATE DEPARTMENT OF HEALTH
BUREAU OF EARLY INTERVENTION

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

WHEREAS, the Lewis County Public Health Agency applied for and was awarded a grant from the New York State Department of Health in the amount of \$90,055.00 under contract number DOH01 - C31639GG - 3450000 for the purpose of Early Intervention Administration; and

WHEREAS, the multi-year contract provides for an annual award of \$18,011.00 for a total five year award of \$90,055.00 commencing and retroactive to October 1, 2016 through September 30, 2021; and

WHEREAS, by Resolution No. 520-2016, the Board of Legislators authorized the Agreement and authorized the Chairman of the Board of Legislators to execute the Grant agreement and annual renewal forms; and

WHEREAS, the NYS DOH is now placing its “Gateway Grants” in an on-line format, with only the ability to execute the agreement(s) electronically. In order to expedite the process so that Public Health receives the annual grant awards, the Board of Legislators seek to amend Section 2 of Resolution 520-2016 by authorizing the Lewis County Director of Public Health, Penny Ingham, to electronically execute the Grant agreement and annual renewals and amendments thereto in place and instead of the Chairman of the Lewis County Board of Legislators, provided that the Director notifies the Chairman of the Board, County Manager, and Clerk of the Board, prior to on-line submission of same and pending approval by the County Attorney.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an amendment to Resolution No. 520-2016, that is, the Agreement between the Public Health Department and the New York State Department of Health for the purpose of administering the Early Intervention Program for the period beginning October 1, 2016 and ending September 30, 2021 in the total amount of \$90,055.00.

Section 2. That the Lewis County Board of Legislators hereby authorizes the Lewis County Director of Public Health, Penny Ingham, to electronically execute the Gateway Grant agreement and annual renewals and amendments thereto in place and instead of the Chairman of the Lewis County Board of Legislators, provided that the Director notifies the Chairman of the

Board, County Manager, and Clerk of the Board, prior to on-line submission of same, and pending approval by the County Attorney.

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

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

RESOLUTION NO. 573 - 2016
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO SHERIFF'S DEPARTMENT

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

WHEREAS, the New York State Commission of Corrections is mandating a Corporal be assigned to each jail shift and/or platoon; and

WHEREAS, it is the Sheriff's intent to assign existing personnel as Corporals, and thereby abolish the existing title of each promoted employee, resulting a static personnel count.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the Sheriff's Department, to create the following positions:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Correction Corporal (4)	Full-time	Grade 24

Section 2. That Sheriff Michael Carpinelli is hereby authorized to fill said positions effective January 1, 2017, and simultaneously **abolish** respective titles of promoted personnel.

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

Moved by Legislator King, seconded by Legislator Kulzer.

While supporting adoption of the resolution, Ms. Swearingin termed it an unnecessary additional \$7,000 wage and benefit cost imposed by the New York State Commission of Corrections. She took exception to the regulatory agency intervening and deeming the County's efficient procedure of assigning temporary supervisory duties as unacceptable, instead, requiring creation of permanent titles.

Moreover, Legislator Moser exclaimed that if a supervisor is unable to report for duty, assigning and paying a temporary Sergeant would still be required.

Legislator Brennan urged forwarding a resolution objecting to the State imposed unfunded mandate.

The resolution was then adopted. Legislator Brennan was opposed.

RESOLUTION NO. 574 – 2016
LEVYING TAXES AND ASSESSMENTS FOR
ANNUAL TOWN BUDGETS AND
CORRECTIONS TO TAX ROLLS

Introduced by Legislator Craig Brennan, Chairman of the Taxation Committee.

WHEREAS, pursuant to Section 116 of the Town Law, there has been presented to this Board of Legislators a duly certified copy of the Annual Budget of each of the several towns of the County of Lewis for the fiscal year beginning January 1, 2017.

RESOLVED, that there shall be and hereby is assessed and levied upon and collected from the taxable property situated in the following named towns the amounts indicated below as specified in the budgets of the respective towns as follows:

<u>Town</u>	<u>Town-Wide</u>	<u>Outside Village</u>
Croghan	\$752,627.03	\$495,874.00
Denmark	692,215.00	314,324.00
Diana	358,870.00	194,667.00
Greig	662,747.00	
Harrisburg	128,957.49	
Lewis	511,467.00	
Leyden	292,197.00	141,628.00
Lowville	640,049.00	239,167.00
Lyonsdale	330,682.00	170,464.00
Martinsburg	324,132.00	
Montague	180,347.00	
New Bremen	586,790.00	341,445.00
Osceola	340,543.00	
Pinckney	338,590.00	
Turin	430,921.00	73,876.00
Watson	967,096.00	
West Turin	439,630.00	142,465.00

FURTHER RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the real property liable therefor within the respective fire, fire protection, water

health and electric light districts in the following towns indicated below, the following amounts for the purpose of such districts as specified in the respective annual budgets.

Croghan:	
Fire Protection District	\$126,800.00
Beaver Falls Fire District	29,258.42
Beaver Falls Light District	12,000.00
Relevied Sewer	35,561.24
Denmark:	
Fire Protection District	55,750.00
Relevied Sewer	2,168.58
Diana:	
Fire Protection District	104,453.00
Natural Bridge Fire District	3,150.00
Natural Bridge Light District	325.00
Greig:	
Fire Protection District – 3G	72,664.00
Brantingham Water Control	1,800.00
Harrisburg:	
Fire Protection District	54,602.00
Lewis:	
Fire Protection District	38,705.00
Leyden:	
Fire Protection District & Ambulance	28,175.00
Lowville:	
Fire Protection	31,000.00
Fire Protection Flat Rock Phase 1	6,695.00
Fire Protection Flat Rock Phase 2	5,634.00
Water/Sewer Relevy	61,151.18
Lyonsdale:	
Lyons Falls & Port Leyden Fire Protection Districts	37,520.00
Lyonsdale Light District	1,050.00
Martinsburg:	
Fire Protection District	98,619.00
Glenfield Light District	5,800.00

Martinsburg Light District	4,800.00
Martinsburg Water	6,497.15
Water/Sewer Relevies	14,233.69
Montague:	
Fire Protection	7,939.00
New Bremen:	
New Bremen Fire District	66,746.00
Beaver Falls Fire District	20,461.58
New Bremen Fire Protection Dist	16,275.00
Lighting District	10,799.10
Water Relevy	1,159.71
Osceola:	
Fire Protection District	44,000.00
Pinckney:	
Fire Protection District & Ambulance	11,900.00
Turin:	
Fire Protection	38,150.00
Watson:	
Fire Protection	41,628.00
Watson Light & Water District	5,457.03
West Turin:	
Turin Fire Protection	13,363.00
Constableville Fire Protection	32,767.00

FURTHER RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the real property tax all corrections to Tax Rolls as authorized by the Board of Legislators by the County Treasurer and Real Property Tax Director.

Croghan	\$ 924.27
Denmark	\$ 194.47
Diana	\$ 93.14
Greig	\$ 517.56
Harrisburg	(\$.17)
Lewis	\$ 354.22
Leyden	\$ 523.16
Lowville	\$ 199.16
Lyonsdale	\$ 205.18
Martinsburg	\$ 384.84

Montague	(\$.37)
New Bremen	\$ 448.95
Osceola	\$.02
Pinckney	(\$.46)
Turin	\$ 13.69
Watson	\$ 566.56
West Turin	\$ 277.20

FURTHER RESOLVED, that such taxes and assessments when collected shall be paid to the Supervisors of the several towns in the amounts as shown in this resolution for distribution by them in the manner provided by law.

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

RESOLUTION NO. 575 - 2016
RESOLUTION TO SCHEDULE
2017 ORGANIZATIONAL MEETING

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

BE IT RESOLVED as follows:

Section 1. That pursuant to Section 151, subd. 1 of the County Law, the Lewis County Board of Legislators hereby schedules their 2017 Organizational Meeting to be held on Tuesday, January 3, 2017 to begin at 5:00 p.m.

Section 3. That this resolution shall take effect immediately.

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

OTHER BUSINESS:

Legislator Brennan wished everyone a Merry Christmas and Happy New Year.

There being no other business to come before the Board, the meeting adjourned at 10:46 a.m. on motion by Legislator Dolhof, seconded by Legislator Brennan and carried.