FOURTH DAY
ANNUAL SESSION
December 5, 2017

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

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

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

There were 20 persons present.

Chairman Tabolt declared the minutes of the November 7th and November 15, 2017 meeting minutes approved by general consent after no corrections were noted.

REPORT OF THE RULES AND LEGISLATION COMMITTEE:

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

Signed by: Lawrence Dolhof, Chairman
           Bryan Moser
           Craig Brennan

Dated: December 5, 2017

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

A Proclamation commending the Beaver River Central School Varsity Boys’ Cross Country Team was presented by Chairman Tabolt and Legislator Bryan Moser, to team members and their coach for garnering their 16th New York State Title.

Chairman Tabolt introduced newly appointed Office For Aging Director Kelly Hecker.

At 5:11 p.m., the Chairman opened the public hearing for comments on Local Law (Intro. No. 5-2017), “A LOCAL LAW AMENDING AND REPLACING LOCAL LAW NO. 2-2015 - THE COUNTY OF LEWIS JUNKYARD LAW”; and proposed additions of off-road trails to the Lewis County ATV Trail System pertaining to the following properties: David & Laura Descoteau - State Route 26 and Zimmer Road in the Town of West Turin, identified as parcel numbers 378.00-01-16.600 & 378.00-01-16.220, Nowwhac, LLC - 5169 Zimmer Road in the Town of West Turin, identified as parcel number 378.00-01-16.100, Raynard & Robin Gagnon - State Route 26 in the Town of West Turin, identified as parcel number 378.00-01-16.210, Lawrence Williams - State Route 12 in the Town of West Turin, identified as parcel numbers 322.00-01-17.100 & 322.14-03-10.000, Mark D. Kovach, Jr. - State Route 12 in the Village of Lyons Falls, identified as parcel numbers 322.14-01-17.310 & 322.14-03-08.120, and Mike &
Tracy Hurilla - State Route 12 in the Village of Lyons Falls, identified as parcel numbers 322.00-01-35.000; 322.14-03-08-110 & 322.18-01-10.212.

PRIVILEGE OF THE FLOOR:

Erik Griffin of Lowville, reminded the County Planning Board had previously denied Walmart’s request to construct gasoline pumps adjacent to their Lowville store location, citing several existing gasoline stations in the immediate area. Subsequently, however, that board had approved the Utica Boulevard Nice N Easy construction, he said, and most approved gasoline pumps at the Tops Plaza. Mr. Griffin feels the location of the pumps will cause pedestrian and vehicular safety issues, due to the close proximity to the bank and other businesses at that end of the plaza. He further referenced a water system under the proposed site, purporting the Planning Board should solve problems, not create them.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

The NYS Office of Parks, Recreation and Historic Preservation informed the First Lewis County Clerk’s Office located in Martinsburg has been listed on the National Register of Historic Places.

The Chemung County Legislature enacted a resolution to support increasing the State appropriation for Cornell Cooperative Extension Associations.

The Essex County Legislature adopted a resolution to honor 2017 as the 100th anniversary of the passage of the Suffrage Act in New York State, which granted women the right to vote in State and local elections.

The Schuyler County Legislature adopted a resolution to urge the Governor to advance funding and expedite completion of the “Daniel Patrick Moynihan” interstate 86 projects in Broome, Delaware, Sullivan and Orange Counties.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators have received copies of the County Treasurer’s November report; the 11/28, 11/29 and 12/5/17 Solid Waste and Highway Audit reports; and the minutes of the 10/10/17 Community Services Board, 11/16/17 Planning Board and the 11/15/17 Youth Bureau Advisory Board meetings.

STANDING COMMITTEE REPORTS:

Legislator Philip Hathaway, Information Technology Committee Chairman, reported the Information Technology budget was on track. Mohawk Network representatives have met with various municipal officials to inform their need to erect 50-60 repeater towers ranging from 180-199’ tall throughout the County to expand broadband services. The respective landowner lease agreements will be for 25 years and Mohawk Networks has agreed to pay respective property taxes.
Legislator Hathway reported a proposed Facebook page for the Real Property Tax Department. A County policy will be devised for compliance by all Departments. He also reported the 49 Lewis County veterans with existing property exemptions are being notified of the increased $7,500 amount and advised to contact the County office to effectuate their exemptions.

Legislator Hathway posed that property owners having a PILOT agreement should be prohibited from filing an assessment challenge, while recognizing the agreements are under the purview of the Industrial Development Agency (IDA). Legislator Hathway made a motion for the County Attorney to draft a resolution that would record the Board’s recommendation and urge the IDA to include language in their agreements to prohibit respective assessment challenges while a PILOT agreement is in effect. The motion was seconded by Legislator Brennan.

Legislator King was assured that a Town-wide revaluation would have no impact for negotiated PILOT agreements.

Attorney McNichol deemed no legal issues with urging the IDA to consider the County’s policy when negotiating agreement terms.

Legislator Dolhof agreed philosophically, while referencing a particular business that was negatively affected by low electric rates, and without a reduced assessment and a PILOT agreement, the struggling industry could not be salvaged.

The motion was then unanimously carried.

On behalf of Committee Chairman Roscoe Fawcett, Jr., DSS Commissioner Jennifer Jones reported an on-site visit by NYS Commissioner Samuel Roberts, who met with Legislators Moroughan and Kulzer and representatives of Senator Griffio and Assemblyman Blankenbush. It had been 15 years since a State Commissioner had visited. Discussion focused on the SNAP, HEAP, Temporary Assistance and Housing Programs.

Ms. Jones reported there have been 1,479 HEAP applications processed and release of $979,737. She encouraged everyone to be cognizant and alert the DSS office of anyone they suspect is homeless so that proper outreach and shelter can be provided.

A Work For Success Program representative is at the local One Stop office one day per month to assist those with a criminal history to attain employment.

Legislator Jerry King, Courts and Law Enforcement Committee Chairman, agreed that District Attorney Leanne Moser had made some valid points earlier today, but has been asked to forward more statistical case information to facilitate an informed decision.
Legislator King reported that antennas are to be installed at the Lyons Falls and No. 3 Road towers to reduce radio background noise. He expects to make a vendor contract recommendation for the Interoperable channel overlay project at the next meeting.

Legislator Lawrence Dolhof, Economic Development, Recreation, Forestry and Parks Committee Chairman, deferred relative discussion until his sponsored resolutions are later presented.

Legislator Craig Brennan, Ways and Means, Buildings and Grounds Committee Chairman, reported departmental budgets are within budgetary appropriations, and sales tax receipts were on course to meet projections.

Legislator Brennan reported that Buildings and Grounds maintenance personnel have completed public safety building repairs, and the sally port gate is working properly. They had also installed a blower motor for heat in the Highway Sign Shop.

Legislator Gregory Kulzer, Transportation/Solid Waste Committee Chairman, reported construction on the Sears Pond Road, and repair of the No. 4 Road culvert that is 120’ long and 22’ deep were completed.

Legislator Kulzer reported that Solid Waste Director Pete Wood was authorized to purchase a 50-yard compactor; and that trash and recycling volumes both continue to increase.

On behalf of the Martinsburg Historical Society, Legislator Kulzer relayed a funding request to offset repairs to the First Lewis County Clerk’s Office located in Martinsburg and maintained by their group. A specific appropriation will be proposed to the Board at the next meeting.

Legislator Kulzer relayed a request from Highway Superintendent Association President Tyler Jones for an unspecified per mile County appropriation from ATV and/or snowmobile revenues to repair/maintain Town roads that are opened to recreation traffic. This issue was referred to the Recreation, Forestry and Parks Committee for consideration.

Legislator Richard Chartrand, Hospital Committee Chairman, deferred to Hospital CEO Gerald Cayer, who recited the Board of Managers’ recently endorsed Vision and Mission Statements to send a clear message of their greater purpose. They continue to work to increase patient access to primary and surgical physicians. To that end, another orthopedic physician will join the Hospital practice in January 2018 that will enhance surgical volumes. They are also evaluating expanded surgical options such as laparoscopic and hysterectomy. Growth is seen in the Home Health and Hospice programs, sustained census at the residential healthcare facility, as well as stabilized emergency room and hospitalist coverage.

Mr. Cayer and the Board of Managers continue to refine their key initiatives, while promoting a culture of holistic system thinking in the best interest of patients. Priorities are for aggressive recruitment of primary physicians in recognition of the age of existing practitioners; endeavor to facilitate specialty clinical affiliations to provide local access to high-end specialty
care; substantially reduce crippling employee and dependent health insurance costs; and negotiate a multi-year bargaining unit agreement.

In response to Legislator Hathway’s inquiries, Mr. Cayer reported plans to increase two operating rooms from 3 to 4 days per week; related that the key to Hospice services is physician and community education, primarily through the Friends of Hospice group, to commence timely palliative care discussion with prospective patients resulting in earlier access and increased volumes. Lastly, he cited efforts to increase local access to cardiology, behavioral health and orthopedic specialty services.

Legislator Hathway recognized the three proposed Board of Manager appointees, none of which are from his Legislative District. Mr. Cayer respectfully offered his insightful participation with future member selections, affirming that having representation from throughout the hospital service area is an industry standard.

Legislator Andrea Moroughan, Public Health/Community Services Committee Chair, reported ongoing efforts to address transportation challenges for those seeking behavioral health and substance abuse treatment. Several local groups were cited that have sponsored informational events to assist with public understanding and education on opiate substance use.

Legislator Moroughan recognized and thanked long-term Community Service Board members John Waterhouse, Jane O’Connor and Thomas Yousey for their time and commitment to Lewis County residents. They have each chosen not to extend their terms.

SPECIAL REPORTS:

At this time, Chairman Tabolt presented a commending proclamation to Town of Watson Supervisor Virgil Taylor to recognize his 44 years tirelessly serving in the best interest of his constituents. Chairman Tabolt declared that “In all that time he had never heard anything bad said about this gentleman”.

Chairman Michael Tabolt reported that Legislator Chartrand and Ryan Piche joined him at the 12/3/17 Fort Drum holiday social, proudly relaying General Walter Piatt’s public appreciative comments for the cooperation of Lewis County officials. This was followed up by a local luncheon today with Lt. Col. Todd Polk and Andrew Kennedy from the Garrison Commander’s office. They informed Fort Drum’s desire to retain a corridor, encompassing a portion of northern Lewis County, for their air training. There are no existing wind projects in that area. Mr. Piche was pleased to relay the cooperative relationship being forged; and Legislator Dolhof remains confident that Fort Drum and County officials each recognize respective goals and will be mutually supportive.

COUNTY MANAGER REPORT:

Ryan Piche reported intent to implement the contract management phase of the Tyler Munis software.
Collaborative discussion continues with Hospital and County management and union representatives to devise recommended employee health insurance plan changes to lower the unsustainable and escalating costs for the County, Hospital and employees alike.

Mr. Piche reported that Mohawk Networks has a list of targeted properties for tower locations with determined optimum signals to expand broadband services. Each Town has been assigned one of five Mohawk Network representatives to enhance communication and progress.

Budget and programming discussion continues with JCC representatives for the Extension Education Center. However, Mr. Piche will be meeting with Mohawk Valley Community College and SUNY Canton representatives to discern their interest in the initiative.

Mr. Piche informed that he, Chairman Tabolt, Eric Virkler and Michele Ledoux would attend the Regional Economic Development Council (REDC) award announcements in Albany on 12/13/17.

COUNTY TREASURER REPORT:

Patricia O’Brien reported the current fund balance of the Special Legislative Contingency Fund - $339,154.14; Contingency Fund-$231,972.27; Capital Data Processing Fund-$116,514.91 and Capital Equipment Fund - $262,487.84, of which $7,379.85 is the Highway portion, year-to-date sales tax revenues are above budget at $9,252,475.56; and current Hospital debt is on schedule at $1.3 million.

Ms. O’Brien stated the October Internal Service Fund report is not yet available.

Chairman Tabolt closed the public hearing at 6:07 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 $876,226.33 and recommend that they be audited and allowed for the amounts claimed.

Craig Brennan Chair

Jerry King Committee

Richard Chartrand Committee

Dated: December 5, 2017

Approved on motion by Legislator Dolhof, seconded by Legislator Moser, and carried.
RESOLUTION NO. 470 - 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 $876,226.33 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 Brennan, seconded by Legislator King, and adopted by the following roll call vote:

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

NAYS: None.

ABSENT: Chartrand and Fawcett.
RESOLUTION NO. 471 – 2017
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 6 – 2017, COUNTY OF LEWIS

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

WHEREAS, a resolution was duly adopted by the Board of Legislators on November 21, 2017, directing that a public hearing be held by said Board on December 5, 2017, from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the Courthouse, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on a proposed Local Law entitled, “A LOCAL LAW AMENDING AND REPLACING LOCAL LAW NO. 2-2015 - THE COUNTY OF LEWIS JUNKYARD LAW”; and

WHEREAS, notice of said public hearing was duly advertised in the Watertown Daily Times, the official newspaper designated by the County, on November 29, 2017, and posted on the bulletin board of the Lewis County Courthouse, 7660 North State Street, Lowville, New York, at least five (5) days prior to such public hearing; and

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

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

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. This Local Law (Introductory No. 5 – 2017), County of Lewis, being “A LOCAL LAW AMENDING AND REPLACING LOCAL LAW NO. 2-2015 - THE COUNTY OF LEWIS JUNKYARD LAW”; be and the same hereby is designated as Local Law No. 6 – 2017, County of Lewis.

Section 2. That Local Law No. 6 – 2017, County of Lewis, with designation stated above, be and the same is hereby enacted, waiving any and all defects and informalities in the adoption thereof and shall take effect immediately upon filing with the Secretary of State.

Moved by Legislator King, seconded by Legislator Moser.

Legislator Moser explained the primary amendment to the law was to authorize municipal clean up of identified properties and impose the cost upon the property owner’s next tax bill. He reminded fellow Legislators to expect phone calls from some constituents. Legislator Brennan thanked him for initiating the amendment, terming it a useful enforcement tool.

The resolution was then adopted by the following roll call vote:
YEAS: Brennan, Dolhof, Hathway, King, Kulzer, Moroughan, Moser, and Tabolt.

NAYS: None.

ABSENT: Chartrand and Fawcett.
LOCAL LAW (INTRODUCTORY NO. 6 - 2017)
COUNTY OF LEWIS

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

A LOCAL LAW (INTRODUCTORY NO. 6-2017) RESCINDING LOCAL LAW NO. 5 - 2017 TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2018 BUDGET

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

SECTION 1 TITLE

This Local Law shall be known as “A LOCAL LAW RESCINDING LOCAL LAW NO. 5-2017 TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2018 BUDGET.”

SECTION 2. LEGISLATIVE FINDINGS

The Board of Legislators for the County of Lewis hereby finds and determines that the anticipated budgetary needs for fiscal 2018 will have Lewis County remain within the tax levy limit established by General Municipal Law § 3-c, and more commonly referred to as the “2% tax cap”, as that term is therein defined and calculated.

SECTION 3. ENACTMENT AUTHORITY

This Local Law is adopted pursuant to authority provided in section 10 of the Municipal Home Rule Law of the State of New York as well as the specific authority found in General Municipal Law § 3-c[5].

SECTION 4. OVERRIDE AUTHORIZATION NOT REQUIRED

The Board of Legislators has adopted a budget for fiscal year 2018 that does not exceed the “tax levy limit” as that term is defined and calculated pursuant to the provisions of General Municipal Law § 3-c, and therefore, the Board of Legislators authorize rescission of Local Law No. 5-2017.

SECTION 5. EFFECTIVE DATE

This local law shall take effect immediately upon filing with the Secretary of State.
RESOLUTION NO. 472 - 2017
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 6 - 2017), COUNTY OF LEWIS

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

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on December 5, 2017 a proposed Local Law entitled “LOCAL LAW (INTRODUCTORY NO. 6-2017) RESCINDING LOCAL LAW NO. 5-2017 TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2018 BUDGET.”

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on December 21, 2017, from 10:00 a.m. to 10:30 a.m., before the Lewis County Board of Legislators on the Second Floor Board Room at the Lewis County Courthouse, New York, 7660 North State Street, Lowville, New York to hear all persons for or against such local law.

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

Moved by Legislator Kulzer, seconded by Legislator King, and adopted.
RESOLUTION NO. 473 - 2017
RESOLUTION AUTHORIZING AGREEMENT WITH THE LEWIS COUNTY CHAMBER OF COMMERCE FOR ATV PERMIT SERVICES

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

WHEREAS, the Board of Legislators wishes to enter into an Agreement with the Lewis County Chamber of Commerce to administer and market the Lewis County ATV trail permits under the direction and guidance of the Director of Recreation, Forestry and Parks; and

WHEREAS, the services include printing of ATV permit applications, mailing of permits, purchase of ATV permit stickers, communications with website host for updates to the ATV website page, and other marketing services on behalf of the County pertaining to its ATV Trail permits and continue to work with the website designer who provides website hosting services to provide for easier on-line payment of permit fees and generation of reports.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the County of Lewis and Lewis County Chamber of Commerce, to administer and market Lewis County ATV Permits.

Section 2. That the term of said Agreement shall be for the period from January 1, 2018 through December 31, 2018 and for which services, the Chamber of Commerce shall receive an administration fee equal to 10% of the permit fees collected and reimbursed up to $500.00 for the fees charged by the website host company for the ATV permit website hosting, updates and reports. The Director of Lewis County Recreation, Forestry and Parks will process ATV mailings generated by the Chamber through the Lewis County Recreation, Forestry and Parks Department.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to 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 _Dolhof_, and adopted.
RESOLUTION NO. 474 - 2017
RESOLUTION REGARDING SEQRA REVIEW OF A
NEW TRAILS TO BE ADDED TO THE LEWIS COUNTY ATV
TRAIL SYSTEM AND DECLARING NO SIGNIFICANT IMPACT
(NOWWHAC, DESCOTEAU & GAGNON PROPERTIES)

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 off-road trails on property owned by Nowwhac, LLC, which is located at 5169 Zimmer Road in the Town of West Turin, identified as parcel number 378.00-01-16.100; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add off-road trails on properties owned by David & Laura
Descoteau, which are located on State Route 26 and Zimmer Road in the Town of West Turin, identified as parcel numbers 378.00-01-16.600 & 378.00-01-16.220; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add off-road trails on property owned by Raynard & Robin Gagnon, which is located at State Route 26 in the Town of West Turin, identified as parcel number 378.00-01-16.210; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed trails and properties, 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 Nowwhac, LLC, David & Laura Descoteau, and Raynard & Robin Gagnon properties in the Town of West Turin 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 following properties in the Town of West Turin owned by Nowwhac, LLC, known as tax map parcel 378.00-01-16.100; David & Laura Descoteau properties, known as tax map parcel 378.00-01-16.600 and tax map parcel 378.00-01-16.220; and Raynard & Robin Gagnon, known as tax map parcel 378.00-01-16.210 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 _Brennan_, seconded by Legislator _Dolhof_, and adopted.
RESOLUTION NO. 475 - 2017
RESOLUTION TO INCORPORATE NOWWHAC, DESCOTEAU & GAGNON PROPERTIES 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 property owned by Nowwhac, LLC, which is located at 5169 Zimmer Road in the Town of West Turin, identified as parcel number 378.00-01-16.100 to the Lewis County Trail System; and

WHEREAS, the Recreation, Forestry and Parks Director has presented the Board of Legislators with a request to add properties owned by David & Laura Descoteau, which are located on State Route 26 and Zimmer Road in the Town of West Turin, identified as parcel numbers 378.00-01-16.600 & 378.00-01-16.220 to the Lewis County Trail System; and

WHEREAS, the Recreation, Forestry and Parks Director has presented the Board of Legislators with a request to add property owned by Raynard & Robin Gagnon, which is located
at State Route 26 in the Town of West Turin, identified as parcel number 378.00-01-16.210 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 properties and trail identified above, and based upon an investigation and analysis conducted by the Soil and Water Conservation District, has found and determined that adding these properties and trail to the Lewis County Trail ATV System will not result in a significant environmental impact; and

WHEREAS, the owners of the properties, Nowwhac, LLC; David & Laura Descoteau and Raynard & Robin Gagnon executed Access Agreements with the County of Lewis by and through the Director of Recreation, Forestry and Parks, that permit the County to enter upon their properties for the purpose of constructing and maintaining ATV trails that will be open to the public and part of the County’s ATV trail system.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The trail located on the above referenced properties in the Town of West Turin, owned by Nowwhac, LLC, which is located on 5169 Zimmer Road, identified as parcel number 378.00-01-16.100; David & Laura Descoteau, which is located on State Route 26 and Zimmer Road, identified as parcel numbers 378.00-01-16.600 & 378.00-01-16.220; and Raynard & Robin Gagnon, which is located on State Route 26, identified as parcel number 378.00-01-16.210 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 additions of the Nowwhac, LLC; David & Laura Descoteau and Raynard & Robin Gagnon properties 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 ___King___, seconded by Legislator ___Moser___, and adopted.
RESOLUTION NO. 476 - 2017
RESOLUTION REGARDING SEQRA REVIEW OF A NEW TRAILS TO BE ADDED TO THE LEWIS COUNTY ATV TRAIL SYSTEM AND DECLARING NO SIGNIFICANT IMPACT (WILLIAMS, KOVACH & HURILLA PROPERTIES)

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 off-road trails on properties owned by Lawrence Williams, which are located on State Route 12 in the Town of West Turin, identified as parcel numbers 322.00-01-17.100 & 322.14-03-10.000; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add off-road trails on properties owned by Mark D. Kovach, Jr.,
which are located on State Route 12 in the Village of Lyons Falls, identified as parcel numbers 322.14-01-17.310 & 322.14-03-08.120; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add off-road trails on properties owned by Mike & Tracy Hurilla, which are located at State Route 12 in the Village of Lyons Falls, identified as parcel numbers 322.00-01-35.000; 322.14-03-08-110 & 322.18-01-10.212; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed trails and properties, 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 Lawrence Williams in the Town of West Turin and Mark D. Kovach, Jr., and Mike & Tracy Hurilla properties in the Village of Lyons Falls 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 Lawrence Williams properties in the Town of West Turin, known as tax map parcels 322.00-01-17.100 & 322.14-03-10.000; Mark D. Kovach, Jr. properties in the Village of Lyons Falls, known as tax map parcels 322.14-01-17.310 & 322.14-03-08.120; and the Mike & Tracy Hurilla properties in the Village of Lyons Falls, known as tax map parcels 322.00-01-35.000; 322.14-03-08-110 & 322.18-01-10.212 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 _Dolhof_, seconded by Legislator _Brennan_, and adopted.
RESOLUTION NO. 477 - 2017
RESOLUTION TO INCORPORATE WILLIAMS, KOVACH & HURILLA PROPERTIES 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 properties owned by Lawrence Williams, which are located at State Route 12 in the Town of West Turin, identified as parcel numbers 322.00-01-17.100 & 322.14-03-10.000 to the Lewis County Trail System; and

WHEREAS, the Recreation, Forestry and Parks Director has presented the Board of Legislators with a request to add properties owned by Mark D. Kovach, Jr., which are located on State Route 12 in the Village of Lyons Falls, identified as parcel numbers 322.14-01-17.310 & 322.14-03-08.120 to the Lewis County Trail System; and

WHEREAS, the Recreation, Forestry and Parks Director has presented the Board of Legislators with a request to add property owned by Mike & Tracy Hurilla, which are located at
State Route 12 in the Village of Lyons Falls, identified as parcel numbers 322.00-01-35.000; 322.14-03-08-110 & 322.18-01-10.212 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 properties and trail identified above, and based upon an investigation and analysis conducted by the Soil and Water Conservation District, has found and determined that adding these properties and trail to the Lewis County Trail ATV System will not result in a significant environmental impact; and

WHEREAS, the owners of the properties, Lawrence Williams; Mark D. Kovach, Jr. and Mike & Tracy Hurilla executed Access Agreements with the County of Lewis by and through the Director of Recreation, Forestry and Parks, that permit the County to enter upon their properties for the purpose of constructing and maintaining ATV trails that will be open to the public and part of the County’s ATV trail system.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The trail located on the above referenced properties owned by Lawrence Williams, which is located on State Route 12 in the Town of West Turin, identified as parcel numbers 322.00-01-17.100 & 322.14-03-10.000; Mark D. Kovach, Jr., which is located on State Route 12 in the Village of Lyons Falls, identified as parcel numbers 322.14-01-17.310 & 322.14-03-08.120; and Mike & Tracy Hurilla, which is located on State Route 12 in the Village of Lyons Falls, identified as parcel numbers 322.00-01-35.000; 322.14-03-08-110 & 322.18-01-10.212 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 additions of the Lawrence Williams; Mark D. Kovach, Jr.; and Mike & Tracy Hurilla properties 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 [Moser], seconded by Legislator [King], and adopted.
RESOLUTION NO. 478 - 2017
RESOLUTION AUTHORIZING AND ADOPTING PLAN GOVERNING REUSE OF COMMUNITY DEVELOPMENT BLOCK (CDGB) GRANT PROGRAM INCOME

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

WHEREAS, the County of Lewis, by and through the Department of Planning and Community Development receives grant funding under the State’s Community Development Block Grant Program (CDGB), which the County authorized Snow Belt Housing Company, Inc. to administer. Under Section 104 (j) of the Federal Housing and Community Development Act as amended in 1992 and 24 CFR 570.489 (e) (3), a unit of local government is permitted to retain program income for CDGB-eligible community development activities so long as the local government adopts an income reuse plan which complies with the Federal and State CDBG guidelines for income generated from the use of CDGB funds and so long as the local government receives approval from the state of a local plan that will govern the expenditure of program income; and

WHEREAS, the Lewis County Planning Department has crafted a proposed income reuse plan, attached hereto, which sets forth the policies and procedures for the administration and utilization of program income received as a result of activities funded under the CDGB program and which meets the requirements under the State and Federal regulations for use and reuse of program income.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby adopts the attached “LEWIS COUNTY PROGRAM INCOME REUSE PLAN” to establish the policies and procedures for the administration and utilization of program income received as a result of its activities funded under the State’s CDGB Program.

Section 2. That the Board of Legislators reserves its authority to amend the Plan by Resolution and upon approval by the Office of Community Renewal (OCR).

Section 3. That the Chairman, or the Vice-Chairman of the Board of Legislators be and the same is hereby authorized to execute said proposed Plan.

Section 4. That the County Attorney is directed to submit this Adopted Plan to OCR for approval, and upon said approval, to distribute copies of the Approved Plan to the Director of Planning and the Executive Director of Snow Belt Housing Company, Inc.

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

Moved by Legislator Brennan, seconded by Legislator King, and adopted.
LEWIS COUNTY PROGRAM INCOME REUSE PLAN

The purpose of this plan is to establish guidelines on the policies and procedures for the administration and utilization of program income received as a result of activities funded under the State’s Community Development Block Grant Program (CDBG).

Need for Plan Governing Reuse of Program Income: This Reuse Plan is intended to satisfy the requirements specified in Federal statute and regulation at Section 104 (j) of the Housing and Community Development Act ("the Act"), as amended in 1992 and 24 CFR 570.489 (e) (3). These statutory and regulatory sections permit a unit of local government to retain program income for CDBG-eligible community development activities. Under federal guidelines adopted by the New York State CDBG program, local governments are permitted to retain program income so long as the local government has received advance approval from the state of a local plan that will govern the expenditure of the program income. This plan has been developed to meet that requirement.

Program Income Defined: Program Income is defined in federal regulation at 24 CFR 570.489 (e) which specify that program income is the gross income received by the jurisdiction that has been directly generated from the use of CDBG funds. (For those program income-generating activities that are only partially funded with CDBG funds, such income is prorated to reflect the actual percentage of CDBG participation). Examples of program income include: payments of principal and interest on housing rehabilitation or business loans made using CDBG funds; interest earned on program income pending its disposition, and interest earned on funds that have been placed in a revolving loan account; net proceeds from the disposition by sale or long-term lease of real property purchased or improved with CDBG funds; income (net of costs that are incidental to the generation of the income) from the use or rental of real property that has been acquired, constructed or improved with CDBG funds and that is owned (in whole or in part) by the participating jurisdiction or subrecipient.

If the total amount of income generated from the use of CDBG funds (and retained by the County) during a single fiscal year (January 1 through December 31) is less than $35,000, then these funds shall not be deemed to be program income and shall not be subject to these policies and procedures.

General Administration (GA) Cost Limitation: Up to eighteen percent (18%) of the total program income expended on all activities during a single program year may be used for CDBG general administration and program delivery expenses.

Reuses of Program Income: Program income must be: a) disbursed for an activity funded under an open grant prior to drawing down additional Federal funds; b) forwarded to the State of New York Office of Community Renewal or c) distributed to one or more Revolving Loan Accounts according to this Program Income Reuse Plan after adoption of the plan by Lewis County and approval by HCR.

Planning Activities: The County reserves the option of utilizing program income, within the 18 percent general administration annual cap, to fund planning for CDBG-eligible
activities. Such planning activities may include: fair housing planning activities; environmental reviews or other studies necessary for CDBG-eligible projects or programs; or application preparation for CDBG or other grants/loans to supplement funding for CDBG-eligible activities. The costs of such planning activities may be charged to an RLA if the planning is for the same activity as the RLA.

**Reporting and Federal Compliance:** The County shall ensure that the use of program income under this Reuse Plan complies with all CDBG program requirements, including citizen participation, environmental review, equal opportunity, Section 3 employment, lead-based paint, labor standards, acquisition and relocation, procurement, property management, and maintenance of adequate accounting and recordkeeping systems. To ensure ongoing compliance with CDBG requirements, the County shall utilize the latest available State CDBG Program Grant Management Manual for guidance on compliance procedures and policies.

**Revising This Plan:** The Board of Legislators has the authority to amend this document with a properly noticed Board meeting and approval by the Office of Community Renewal (OCR).

**Revolving Loan Account:** The purposes and allowed uses of funds under the County’s RLA is, as follows:

- **Housing Revolving Loan Account**
  This fund will be principally used for the purpose of making loans to rehabilitate residential units occupied by households which have an annual income which is 80 percent (80 percent) or less of the county’s median income. The fund can also be used to provide down payment and/or closing costs and minimal repair assistance to income eligible first time homebuyers.

  No more than eighteen percent of the total amount of PI expended annually may be expended for general administrative and program delivery costs.

  The review and funding of requests for CDBG loan or grant assistance under this RLA shall be conducted under the Housing Rehabilitation Program or Homeownership Program Guidelines that have been adopted by the County for other CDBG funded programs. All assistance provided for activities under this RLA shall be made for activities that are located within the County’s jurisdiction.

  If the activities funded under the RLA are for the same activities as those funded under an open State CDBG grant agreement, then the funds available in this RLA shall be expended prior to drawing down funds from the State CDBG program.

  In addition, any activity requesting funding under this RLA shall be deemed to be eligible under Section 570.482 and Section 105 (a) of the Act and shall be determined to provide sufficient public benefit as specified under Section 570.482 (f).
RESOLUTION NO. 479 - 2017
RESOLUTION TO TRANSFER FUNDS IN 2018 BUDGET
CONTINGENCY FUND

Introduced by Legislator Philip Hathway, District No. 1 Legislator Representative.

WHEREAS, the County share of the LC Nursing Home 2017-2018 IGT payment was estimated and budgeted at $2.2 million in the 2018 tentative budget; said budget having been approved and adopted by the Board of Legislators on November 21, 2017; and

WHEREAS, the County recently received notice that the County’s share of this IGT payment shall be $2 million; reflecting a $200,000 excess in that budgeted line; and

WHEREAS, the Board of Legislators seeks to have this $200,000 budgeted excess in the IGT line transferred to the Contingency fund in the 2018 budget.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That this Board of Legislators hereby approves the following transfer of funds in the 2018 adopted budget: From the Nursing Home IGT budget account number A0610200 461300, the sum of $200,000.00 shall be transferred to Contingency account number A0199000 499900.

Section 2. That the 2018 adopted budget is to reflect this amendment.

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

Moved by Legislator _Brennan_, seconded by Legislator _Hathway_, and adopted.
RESOLUTION NO. 480 - 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 transfer of funds is hereby approved in the County Clerk accounts to cover line item expenditures:

From:
A0141000 801000 Retirement $1,200.00

To:
A0141000 440100 Postage $ 700.00
A0141000 440700 Supplies $ 500.00

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

Moved by Legislator _King_, seconded by Legislator _Dolhof_, and adopted.
RESOLUTION NO. 481 - 2017
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO COUNTY CLERK

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

WHEREAS, County Clerk Linda Hoskins was authorized to assign duties of a Temporary Clerk through December 31, 2017, and wishes to extend the temporary position.

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 County Clerk’s Department of Motor Vehicles, to authorize extending the following temporary position for the purpose of assisting with commercial licensing:

<table>
<thead>
<tr>
<th>TITLE</th>
<th>STATUS</th>
<th>SALARY</th>
</tr>
</thead>
<tbody>
<tr>
<td>Clerk</td>
<td>Temporary Full-Time</td>
<td>Grade C7-1</td>
</tr>
<tr>
<td></td>
<td>(up to 35 hrs./wk)</td>
<td>($13.26/hr.)</td>
</tr>
</tbody>
</table>

Section 2. That County Clerk Linda Hoskins is hereby authorized to extend the Temporary Clerk position for the period through June 30, 2018.

Section 3. That the so authorized Temporary Clerk is contingent upon the status of the full-time Motor Vehicle Examiner, who has been on an extended leave of absence. Upon the return of the regular employee, assigned hours of the Temporary Clerk will be at the discretion of the County Clerk and required approval of County Manager Ryan Piche.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Brennan, seconded by Legislator King, and adopted. Legislator Moser was opposed.
RESOLUTION NO. 482 - 2017
RESOLUTION AND ORDER WITH REFERENCE TO DOG QUARANTINE

Introduced by Legislator Philip Hathway, Chairman of the Agriculture Committee.

WHEREAS, this Board of Legislators determines that the deer population in the County of Lewis may suffer from depredation due to dogs attacking, chasing or worrying deer.

NOW, THEREFORE, BE IT RESOLVED, pursuant to Section 122 of the Agriculture and Markets Law, and any other appropriate provisions of laws, rules and regulations as follows:

Section 1. It is ordered that all dogs in the County of Lewis shall be securely confined during the period of time from December 15, 2017 to May 15, 2018.

a. Pursuant to Agriculture and Markets Law Section 122 (3), a dog shall not be deemed in violation of this order if it is accompanied by, and under the control of its owner.

b. Pursuant to Agriculture and Markets Law Section 122 (6), this order shall not apply to dogs in special dog training areas or shooting preserves enclosed and licensed pursuant to the environmental conservation law, while such dogs are under the control of the owner or trainer.

Section 2. It is resolved and ordered that notice of this order shall immediately be given by publication in the Watertown Daily Times, as the Board’s official newspaper with general circulation in Lewis County.

Section 3. It is resolved and ordered that the Clerk of the Board of Legislators be and she hereby is directed to file a copy of this Order and Resolution in the office of each Town Clerk in the area affected by the order; and that a certified copy of the resolution be forwarded to the NYS Commissioner of Agriculture and Markets.

Section 4. That such order shall be in full force and effect within 24 hours following publication.

Moved by Legislator Dolhof, seconded by Legislator King, and adopted.
RESOLUTION NO. 483 - 2017
RESOLUTION AUTHORIZING AND ADOPTING A
SPONTANEOUS VOLUNTEER MANAGEMENT PLAN
FOR DISASTER CONDITIONS IN LEWIS COUNTY

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

WHEREAS, the Spontaneous Volunteer Management Plan ("Plan") provides guidance for safe, efficient and scalable volunteer management in disaster situations. The Plan includes integration with incident management systems; communication with community members and voluntary organizations; volunteer reception, screening and training; matching and deployment; and volunteer retention; and

WHEREAS, the Plan has been developed to help ensure effective management of spontaneous unaffiliated volunteers during response and recovery for large-scale emergency or disaster. It follows the National Incident Management System and guidance for Emergency Support Function 15 and, as such, is scalable to fit the scope of the event; and

WHEREAS, the Plan provides guidance for departments and agencies within Lewis County to manage spontaneous volunteers during disaster response and recovery. It complements the Lewis County Comprehensive Emergency Management Plan; and

WHEREAS, the Plan is applicable to departments, agencies, and organizations of Lewis County, including the private sector, volunteer organizations, and residents living in Lewis County. It guides support agencies and mutual aid partners who respond within Lewis County who have responsibility for volunteer recruitment, processing, assignment, training, and/or management; and

WHEREAS, the Director of Lewis County Emergency Management recommends implementation of this Plan for the County of Lewis.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes and adopts the Spontaneous Volunteer Management Plan for the Director of Emergency Management to use as a guide for effective management of spontaneous unaffiliated volunteers, support agencies and mutual aid partners who respond within Lewis County and who have responsibility for volunteer recruitment, processing, assignment, training, and/or management for disaster conditions in Lewis County.

Section 2. That this Resolution shall take effect immediately.

Moved by Legislator Dolhof, seconded by Legislator Brennan, and adopted.
RESOLUTION NO. 484 - 2017
RESOLUTION APPOINTING MEMBER TO
LEWIS COUNTY ETHICS BOARD

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

BE IT RESOLVED as follows:

Section 1. That pursuant to Local Law No. 5-2005 “Lewis County Ethics Law” this Board of Legislators hereby appoints Thomas Gillette of 5137 Old Route 12, Lyons Falls, New York 13368 as a Republican representative on the Lewis County Ethics Board.

Section 2. That the term of said appointment shall be for the period from January 1, 2018 through December 31, 2020.

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

Moved by Legislator Moroughan, seconded by Legislator Moser, and adopted.
RESOLUTION NO. 485 - 2017
RESOLUTION APPOINTING MEMBER TO REGION 6 FISH AND WILDLIFE MANAGEMENT BOARD

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

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints Lawrence Dolhof of Post Office Box 308, Lyons Falls, New York 13368, as a member of the Region 6 Fish and Wildlife Management Board, as the Lewis County Legislator Representative.

Section 2. That the term of said appointment shall be for the period from January 1, 2018 through December 31, 2019.

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

Moved by Legislator _Hathway_, seconded by Legislator _Brennan_, and adopted.
RESOLUTION NO. 486 - 2017
RESOLUTION APPOINTING MEMBER TO
REGION 6 FISH AND WILDLIFE MANAGEMENT BOARD

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

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby re-appoints John Jones of Post Office Box 57, Beaver Falls, New York 13305 as a member of the Region 6 Fish and Wildlife Management Board, as the Lewis County Sportsmen’s Representative.

Section 2. That the term of said appointment shall be for the period from January 1, 2018 through December 31, 2019.

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

Moved by Legislator _Dolhof_, seconded by Legislator _Brennan_, and adopted.
RESOLUTION NO. 487 - 2017
RESOLUTION FOR SNOW REMOVAL ON
COUNTY ROAD SYSTEM FOR THE YEAR 2018

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

BE IT RESOLVED as follows:

Section 1. That the proposed program of snow removal on the County Road System for 2018 as submitted by the County Superintendent of Highways, be and hereby is approved.

Section 2. That there be and hereby is appropriated and set aside from the County Road Fund as defined in Section 110 of the Highway Law the sum of $2,006,951.00, as recommended in the report of the County Superintendent of Highways.

Section 3. That the County Treasurer be, and hereby is, authorized and directed to disburse from the County Road Fund said money on order from the County Superintendent of Highways, pursuant to Law.

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

Moved by Legislator _King_, seconded by Legislator _Brennan_, and adopted.
RESOLUTION NO. 488 - 2017
RESOLUTION FOR MAINTENANCE ON THE
COUNTY ROAD SYSTEM FOR THE YEAR 2018

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

WHEREAS, the County Superintendent of Highways of Lewis County, pursuant to Section 129 of the Highway Law, has made and prepared an estimate for maintenance and repair of County roads covering a proposed program for maintenance of 248.6 miles of County roads; and

WHEREAS, the Committee, having examined the said proposed program, respectfully recommends the same be approved.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the proposed program for county road maintenance for 2018 as submitted by the County Superintendent of Highways be and hereby is approved.

Section 2. That there be and hereby is appropriated and set aside from the County Road Fund as defined in Section 110 of the Highway Law the sum of $ 841,196.00 as recommended in the report of the County Superintendent of Highways.

Section 3. That the County Treasurer be and hereby is authorized and directed to disburse from the County Road Fund said money on order from the County Superintendent of Highways pursuant to law.

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

Moved by Legislator Moroughan, seconded by Legislator Brennan, and adopted.
RESOLUTION NO. 489 – 2017
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 Marguerite R. Mastascusa of 7646 Collins Street, 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, 2018 and expire
on December 31, 2022.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator _Moroughan_, seconded by Legislator _Brennan_, and adopted.
RESOLUTION NO. 490 – 2017
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 Philip E. McDowell of 7743 North State Street, 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, 2018 and expire on December 31, 2022.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator ___Moroughan___, seconded by Legislator ___Moser___, and adopted.
RESOLUTION NO. 491 – 2017
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 Cheryl R. Steckly of 10230 Tannery Lane, Croghan, New York 13327, 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, 2018 and expire on December 31, 2022.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator _Moroughan_, seconded by Legislator _Kulzer_, and adopted.
RESOLUTION NO. 492 - 2017
RESOLUTION TO TRANSFER FUNDS
HUMAN RESOURCES

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

BE IT RESOLVED, as follows:

Section 1. That the following transfer is hereby approved in the Human Resources Accounts to cover line item expenses:

**Decrease Expense**
A143000 801000 Retirement $9,711.03

**Increase Expense**
A0143000 110100 Reg Salary $4,800.00
A0143100 110100 Reg Salary $4,000.00
A0143000 803000 FICA $500.00
A0143100 803000 FICA $400.00
A0143000 804000 Worker’s Comp $11.03

$9,711.03

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

Moved by Legislator _Moser_, seconded by Legislator _King_, and adopted.
RESOLUTION NO. 493 - 2017
RESOLUTION APPOINTING MEMBERS TO OFFICE FOR AGING ADVISORY COUNCIL

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

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby re-appoints the following individuals to serve as members of the Lewis County Office For Aging Advisory Council:

District No. 2 – Marietta Virkler of 6489 Swiss Road, Castorland, NY 13620
District No. 6 – Ann Pominville of 6773 Pine Grove Road, Glenfield, NY 13343
District No. 9 – Joan Goodfellow of 3772 Hunkins Road, Port Leyden, NY 13433
District No. 10 – Dona Beyel of 4685 Mud Lake Road, West Leyden, NY 13489
Margaret Grant to represent the Lewis County General Hospital

Section 2. The term of said appointments shall be effective from January 1, 2018 through December 31, 2020.

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

Moved by Legislator _Hathway_, seconded by Legislator _Moroughan_, and adopted.
RESOLUTION NO. 494 - 2017
RESOLUTION TO TRANSFER 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 transfer is hereby approved in the Office for the Aging Department to cover Senior Event expenses:

From:
A0677200 110100 Pers Serv

Amount
$1,000.00

To:
A0677200 491900 Senior Events

$1,000.00

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

Moved by Legislator ___Moroughan___, seconded by Legislator ___Brennan___, and adopted.
RESOLUTION NO. 495 - 2017
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN VARIOUS CONTRACTS FOR OUTSIDE AGENCIES

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

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves the following contracts for fiscal year 2018, at the amounts set opposite to each respectively:

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

Section 2. 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 3. That this Resolution shall take effect immediately.

Moved by Legislator _King_, seconded by Legislator _Moroughan_.

Legislator Dolhof made a motion to amend Section 1 to add an Agreement with the Lyons Falls Historical Society in the amount of $1,000.00, seconded by Legislator Brennan.

Legislator King suggested, and there was general agreement, for the Budget Officer to annually advise interested outside agencies to submit their budget requests by a provided deadline date.

The motion to amend the resolution was carried.

The resolution was then adopted.
RESOLUTION NO. _496_ - 2017
RESOLUTION AUTHORIZING RECLASSIFICATION OF A VACANT POSITION IN PUBLIC HEALTH

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

WHEREAS, the resignation of an employee in Public Health has created a series of personnel moves resulting in an Account Clerk vacancy, and

WHEREAS, the Public Health Director and the County Personnel Officer have recommended a change in classification to recruit and train a higher-level accounting position for the department in order to provide for future promotion opportunities and succession planning, and

WHEREAS, the Public Health Committee recommends that the Board approves reclassification of the Account Clerk position.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators of the County of Lewis hereby authorizes the reclassification of an Account Clerk position to Principal Account Clerk in the Public Health Department.

Section 2. That this Resolution shall take effect immediately.

Moved by Legislator _Moroughan_, seconded by Legislator _Dolhof_, and adopted.
RESOLUTION NO. **497** - 2017
RESOLUTION TO TRANSFER FUNDS
PUBLIC HEALTH

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

BE IT RESOLVED, as follows:

Section 1. That the following budget transfers are hereby approved in the Public Health accounts to transfer funds within Public Health Programs to cover the cost of Rabies Post Exposure Treatment for 2017:

<table>
<thead>
<tr>
<th>From:</th>
<th>Rabies Vaccines &amp; Pharm</th>
<th>$15,000.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0404200-436700</td>
<td>Immunization Vaccines &amp; Pharm</td>
<td>$5,000.00</td>
</tr>
<tr>
<td></td>
<td></td>
<td>$20,000.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>To:</th>
<th>Rabies Professional Services</th>
<th>$20,000.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0404200-490100</td>
<td></td>
<td>$20,000.00</td>
</tr>
</tbody>
</table>

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

Moved by Legislator **Moser**, seconded by Legislator **Brennan**, and adopted.
RESOLUTION NO. 498 - 2017
RESOLUTION TO APPROPRIATE FUNDS
TRAIL MAINTENANCE

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

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation is hereby approved in the Trail Maintenance accounts for funds received through the County of Jefferson for the Pratt Northam Careers Here Program.

Increase Revenue
A0638000 327052 Pratt Northam Revenue $2932.61

Increase Expense
A0799000 110100 Trails Maintenance Personal Svcs $2724.21
A0799000 803000 Trails Maintenance Social Security $208.40

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

Moved by Legislator Moser, seconded by Legislator Brennan, and adopted.
RESOLUTION NO. 499 - 2017
RESOLUTION TO UNAPPROPRIATE FUNDS FOR SOCIAL SERVICES

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

WHEREAS, the County of Lewis has collected Home Energy Assistance Program (HEAP) funds to be returned to the Federal government.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the following funds are hereby un-appropriated to account for HEAP funds to be returned to the Federal government:

<table>
<thead>
<tr>
<th>Description</th>
<th>Account Number</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Decrease Revenue</td>
<td>A0614100 346410 Heap</td>
<td>$41,439.00</td>
</tr>
<tr>
<td>Decrease Expense</td>
<td>A0614100 499900 Heap</td>
<td>$41,439.00</td>
</tr>
</tbody>
</table>

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

Moved by Legislator _Moroughan_, seconded by Legislator _Moser_, and adopted.
RESOLUTION NO. 500 - 2017
RESOLUTION TO TRANSFER FUNDS
DEPARTMENT OF SOCIAL SERVICES

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

BE IT RESOLVED, as follows:

Section 1. That the following budget transfer is hereby approved in the Social Services Department for reallocation of funds for vehicle lease payments:

From:
A0601000 470300 Vehicle Repair $1,712.35

To:
A0601000 223400 Vehicle Lease $1,712.35

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

Moved by Legislator _Moroughan_, seconded by Legislator _Moser_, and adopted.
RESOLUTION NO. 501 - 2017
RESOLUTION AUTHORIZING MEMORANDUM OF AGREEMENT BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND CREDO COMMUNITY CENTER FOR THE TREATMENT OF ADDICTIONS

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

WHEREAS, Credo Community Center for the Treatment of Addictions, Inc. (“Credo”) provides chemical dependency and addictions services within Lewis County; and

WHEREAS, the Lewis County Department of Social Services (“DSS”) wishes to enter into a Memorandum of Agreement with Credo to use their services for individuals receiving assistance from DSS; 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 Memorandum of Agreement with Credo Community Center for the Treatment of Addictions, Inc. for the period of January 1, 2018 through December 31, 2018. As a payer of last resort, DSS shall be responsible for payment of the actual costs incurred by Credo for addiction assessments at a cost not to exceed the current Medicaid reimbursable rate of $152.67. Depending upon client eligibility under Medicaid, cost to the County could be 0% to 100%.

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

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

Moved by Legislator _Moroughan_, seconded by Legislator _Dolhof_, and adopted.
RESOLUTION NO. 502 - 2017
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES
AND HILLSIDE CHILDREN’S CENTER

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Department of Social Services, and Hillside Children’s Center for the provision of foster care services.

Section 2. That this is for the period beginning January 1, 2018 through December 31, 2018 with 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, federal share is approximately 50% and the state share is 25%.

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 Dolhof, seconded by Legislator Moroughan, and adopted.
RESOLUTION NO. _503_ - 2017
RESOLUTION AUTHORIZING COOPERATIVE AGREEMENT
BETWEEN LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES
AND THE COUNTY LAW DEPARTMENT FOR CHILD SUPPORT ENFORCEMENT PROCEEDINGS

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED as follows:

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

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

Section 3. That the term of this Cooperation Agreement shall be from January 1, 2018 through December 31, 2018 for an amount not to exceed $54,499.00.
Section 4. That the Chairman or Vice-Chairman of the Board of Legislators, along with the Commissioner of Social Services and the County Attorney be and the same are hereby authorized to make, execute, seal and deliver said Agreement.

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

Moved by Legislator __Hathway__, seconded by Legislator __Brennan__, and adopted.
RESOLUTION NO. 504 - 2017
RESOLUTION AUTHORIZING COOPERATIVE AGREEMENT
BETWEEN LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES
AND THE COUNTY LAW DEPARTMENT FOR
PURCHASE OF SERVICES

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

WHEREAS, pursuant to § 397 of the Social Services Law, the Department is responsible to bring such cases as deemed necessary before the family court for adjudication with regard to children considered to be neglected or abused and to institute proceedings in a court of competent jurisdiction against a parent or adult for neglect or abuse of a child, and is also responsible for voluntary placements, foster care review, extensions of placements, including without limitation those placements that may result from Juvenile Delinquencies (J.D.) and Persons In Need of Supervision (PINS); and

WHEREAS, pursuant to County Law § 501, the County Attorney is responsible for prosecuting and defending all civil actions and proceedings brought by or against the County, and in that capacity, shall be responsible for the filing and presentation on behalf of the Department, of child protective matters including, but not limited to, abuse, neglect, voluntary placement, foster care review, extensions of placements, habeas corpus proceedings, custody matters, and representing the Department concerning the Department concerning the requirements for Juvenile Delinquencies (J.D.) and Persons In Need of Supervision (PINS) and representing the Department in support matters; and

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

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

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves a Cooperative Agreement/Purchase Of Services Agreement by and between the Department of Social Services and the County Attorney whereby the County Attorney shall provide legal representation to the Department relating to the presentation of children’s matters including but not limited to abuse, neglect, voluntary placement, foster care review, extension of placements, termination of parental rights, habeas corpus proceedings, custody matters where the Department is an interested party, and surrenders and enforcement proceedings related thereto, Juvenile Delinquent and PINS where the Department is either directly involved as a litigant or has an interest in the proceedings, as well as support collection matters.

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

Section 3. That the term of this Cooperation Agreement shall be from January 1, 2018 through December 31, 2018 for an amount not to exceed $193,643.00.

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

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

Moved by Legislator __Hathway__, seconded by Legislator __Brennan__, and adopted.
RESOLUTION NO. 505 - 2017
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES
AND THE COUNTY LAW DEPARTMENT
FOR PURCHASE OF SERVICES (COLLECTIONS & RECOVERIES)

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED as follows:

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

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

Section 3. That the term of this Purchase of Services Agreement shall be from January 1, 2018 through December 31, 2018 for an amount not to exceed $64,795.00.

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

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

Moved by Legislator Brennan, seconded by Legislator King, and adopted.
RESOLUTION NO. 506 - 2017
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND
THE RESOLUTION CENTER OF JEFFERSON AND LEWIS COUNTIES, INC.

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

WHEREAS, the Lewis County Department of Social Services ("DSS") has the responsibility of administering child welfare services for youth and families in Lewis County; and

WHEREAS, DSS wishes to enter into an Agreement with the Resolution Center of Jefferson and Lewis Counties, Inc. to provide mediators to facilitate the process.

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 the Resolution Center of Jefferson and Lewis Counties, Inc. for the purpose of providing mediators to facilitate the process of DSS administering child welfare services for youth and families in Lewis County.

Section 2. That the term of this Agreement shall be from January 1, 2018 through December 31, 2018 for an amount not to exceed $250.00 for each Family Team Meeting and $25.00 for each meeting scheduled that the family fails to arrive without a prior cancellation. The approximate local share is 15% for open cases, 55% for federal share and 30% for state share.

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 _Moroughan_, and adopted.
RESOLUTION NO. 507 - 2017
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 re-appoints Gary Rosiczkowski of 5066 Lee Road, Turin, New York 13473, as the Farm Bureau representative on the Lewis County Soil & Water Conservation District Board of Directors.

Section 2. That the term of said appointment shall be from January 1, 2018 to December 31, 2020.

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

Moved by Legislator Dolhof, seconded by Legislator Brennan, and adopted.
RESOLUTION NO. _508_ - 2017
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN
LEWIS COUNTY, BIRNIE BUS TOURS, INC. AND
NYSARC, INC. (ONEIDA-LEWIS CHAPTER) (“ARC”) AND
UPSTATE CEREBRAL PALSY (“UCP”) FOR 2018 LEWIS COUNTY PUBLIC TRANSPORTATION SYSTEM

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

WHEREAS, Section 119-r of the General Municipal Law of the State of New York authorizes a county to enter into a contract with a privately owned or operated mass transportation facility for mass transportation services to be rendered to the people of Lewis County; and

WHEREAS, the County has adopted Local Law No. 4 – 2009, entitled, “A LOCAL LAW AUTHORIZING PUBLIC TRANSPORTATION SYSTEM WITHIN LEWIS COUNTY,” whereby the County of Lewis has authorized the Board of Legislators to enter into a contract or contracts for a fair and reasonable consideration for mass transportation services to be rendered to the public by a privately-owned or operated mass transportation facility; and

WHEREAS, the BIRNIE BUS TOURS, INC. (herein, the “CARRIER”) represents that it is such a privately owned or operated mass transportation facility described in Section 119-r of the General Municipal Law and that it holds certificates of public convenience and necessity issued by the New York State Department of Transportation necessary and appropriate for the rendition of the services to be performed by it hereunder and with costs reimbursable to the County from Federal and State Transportation Programs; and

WHEREAS, the County seeks management, operation and maintenance services for the public transportation system and for the coordination and provision of transportation services for Lewis County; and

WHEREAS, the CARRIER is presently under contract with NYSARC, Inc. (Oneida-Lewis Chapter), (herein, “ARC”) to provide transportation services to ARC’s clientele within the County of Lewis and the CARRIER wishes to coordinate those services and to expand those services to make them available to the general public; and

WHEREAS, the CARRIER is presently under contract with Upstate Cerebral Palsy, (herein, “UCP”) to provide transportation services to UCP’s clientele between Lowville and Boonville and the CARRIER wishes to coordinate those services and to expand these services to make them available to the general public; and

WHEREAS, the County wishes to renew an agreement with the CARRIER, (Birnie Bus Tours, Inc.), intended and designed to provide public transportation to Lewis County residents at fair and reasonable rates and to provide public assistance to the CARRIER under the provisions
of the NYS Transportation Law, Section 18-b, being Chapter 56 of the Laws of 1975 as amended; said contract to reference Memoranda of Understandings with UCP and ARC.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves a renewal contract with BIRNIE BUS TOURS, INC., with incorporation of a Memorandum of Understanding among the County, CARRIER, and NYSARC, Inc. (Oneida-Lewis Chapter), and a Memorandum of Understanding among the County, CARRIER and UPSTATE CEREBRAL PALSY to provide public transportation management, operation and maintenance services pursuant to Section 119-r of the General Municipal Law and Section 18-B of the Transportation Law effective January 1, 2018 through December 31, 2018 at the various cost rates that are identified in Schedule B of 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, upon approval by the County Attorney as to form.

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

Moved by Legislator Brennan, seconded by Legislator King, and adopted.
RESOLUTION NO. 509 - 2017
RESOLUTION AUTHORIZING AND ADOPTING THE LEWIS COUNTY HUMAN SERVICES COORDINATED TRANSPORTATION PLAN

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

WHEREAS, in 2007, the Lewis County Transportation Task Force, a group of human services providers, began meeting to discuss the transportation needs within the county. The County assigned the Lewis County Department of Economic Development and Planning to participate in the task force, review the existing transportation programs and identify redundancies and gaps in service; and

WHEREAS, Lewis County Public Transportation (LCPT) was launched in 2009 as a direct outcome of identified needs found in the 2009 Lewis County Human Services Coordinated Transportation Plan, administered by the Lewis County Economic Development and Planning Department; and

WHEREAS, the Lewis County Planning Department and the Lewis County Transportation Task Force have prepared an updated Plan to provide information on past and current efforts of a public transit-human services transportation coordinated plan, and to provide an outline for future efforts to improve community mobility and quality of life for the residents of Lewis County. The Plan prepared is in accordance with the regulations of the Federal Transportation, Safe, Accountable, Flexible, Efficient Transportation Equity Act (SAFETEA) mandate, which requires establishment of a locally developed, coordinated public transit-human services transportation plan for all FTA programs for underserved populations; and

WHEREAS, the proposed Plan will assist various human resource public and private agencies in Lewis County (such as Public Health, DSS, the Hospital, OFA) to service their clients; will assist all such agencies in Grant Funding application requirements; and will assist the Planning Department’s requirements with the NYS DOT; and

WHEREAS, the Legislative Planning Committee recommends adoption of the updated Lewis County Human Services Coordinated Transportation Plan, as was prepared by the Planning Department and the Lewis County Transportation Task Force.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby adopts the 2017 “Lewis County Human Services Coordinated Transportation Plan”, prepared by the Lewis County Planning Department and the Lewis County Transportation Task Force as its updated Plan to improve community mobility and quality of life for the residents of Lewis County.

Section 2. That the Planning Department is directed to distribute the Plan to all appropriate human services organizations and agencies in Lewis County and to post a copy of the Plan on the Lewis County website.
Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Kulzer, seconded by Legislator King, and adopted.
RESOLUTION NO. 510 - 2017
RESOLUTION TO APPROPRIATE FUNDS
BUS OPERATIONS

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

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation of ATC monies is hereby approved in the Bus Operations accounts:

<table>
<thead>
<tr>
<th>Increase Revenue:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>A0563000 335941 ATC State Funds</td>
<td>$48,998.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Increase Expense:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>A0563000 223300 Vehicles</td>
<td>$29,385.00</td>
</tr>
<tr>
<td>A0563000 290900 Misc Equip</td>
<td>$19,613.00</td>
</tr>
</tbody>
</table>

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

Moved by Legislator Moser, seconded by Legislator Dolhof, and adopted.
RESOLUTION NO. 511 - 2017

RESOLUTION AUTHORIZING ACCEPTANCE OF BID AND PURCHASE OF A 2018 RAV4 HYBRID SUV AS THE LEWIS COUNTY TRANSPORTATION SYSTEM MOBILITY MANAGEMENT VEHICLE SYSTEM BY UTILIZATION OF THE COUNTY’S 2015/2016 ATC GRANT FUNDS

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

WHEREAS, under Resolution 316 - 2017, the Lewis County Board of Legislators authorized the Lewis County Planning Director to submit a state mini-bid for a Toyota RAV 4 Hybrid SUV, with a ten year warranty, to serve as the Lewis County Transportation System’s Management Vehicle which also complies with the County’s Clean Energy Communities Program; and

WHEREAS, the Planning Department submitted the mini-bid application to the State Office of General Services. One bid was received in response by Carbone Toyota of Bennington, 751 North Bennington Road, Bennington, VT, in the amount of $32,050.00 for a 2018 RAV4 Hybrid AWD SUV, which the Planning Department seeks to accept and thereafter purchase.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes acceptance of the bid from Carbone Toyota of Bennington for the 2018 RAV4 Hybrid AWD SUV, Model 4444A with a ten year/100,000 mile warranty at a total price, including delivery, of $32,050.00 to be used by the Planning Department as its public transportation mobility management vehicle.

Section 2. That the Lewis County Board of Legislators hereby approves the above purchase of $32,050.00 by payment of $29,385.00 from the 2015/2016 ATC grant funds and the balance of $2,665.00 from the Planning Department budget.

Section 3. That the Planning Director is authorized to submit the proper purchase order documents for this purchase.

Section 4. That the Chairman, or Vice-Chairman of the Board of Legislators is authorized to make, execute, seal and deliver any approval or purchase agreement required, upon review of the County Attorney.

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

Moved by Legislator Brennan, seconded by Legislator King, and adopted.
RESOLUTION NO. 512 – 2017
RESOLUTION AUTHORIZING COUNTY TREASURER TO CORRECT ERRORS ON TAX ROLLS

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

WHEREAS, Section 554(9) of the Real Property Tax Law authorizes this Board of Legislators, by resolution, to delegate authority to perform said corrections to an appropriate official, who is either empowered to authorize payment of bills prior-to-audit by the Board of Legislators, or to an official responsible for the payment of bills upon audit by the Board of Legislators, provided said correction is $2,500 or less; and

WHEREAS, the Director of Real Property Tax Service Agency has requested approval for said procedure for 2018.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That pursuant to Real Property Tax Law Section 554(9) the Lewis County Treasurer is hereby authorized to perform the duties set forth in Section 554(9) of the Real Property Tax Law when the recommended correction is $2,500 or less, during calendar year 2018.

Section 2. That the Lewis County Treasurer, in performing such duties, shall be governed by the provisions of Section 554 of the Real Property Tax Law and shall submit required reports in accordance with Section 554.

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

Moved by Legislator Brennan, seconded by Legislator King, and adopted.
RESOLUTION NO. 513 - 2017
RESOLUTION AUTHORIZING COUNTY TREASURER
TO MAKE NECESSARY BUDGET TRANSFERS

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes the Lewis County Treasurer
to make such inter-fund departmental transfers as are necessary to close the books for the 2017
fiscal year.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator _Brennan_, seconded by Legislator _King_, and adopted.
RESOLUTION NO. _514_ - 2017
RELEVYING UNPAID SCHOOL TAXES AND
VILLAGE TAXES ON ASSESSMENT ROLLS

Introduced by Legislator Philip Hathway, Chairman of the Taxation Committee.

WHEREAS, the various school districts and villages within the County of Lewis have made their return of unpaid school taxes and village taxes to the County Treasurer as required by law.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Treasurer is hereby authorized to re-levy such returned school taxes and village taxes on the individual parcels as listed on the school returns and the village return to the corresponding parcels listed on the 2017 Assessment Rolls for the seventeen (17) Towns in Lewis County.

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

Moved by Legislator _Moser_, seconded by Legislator _King_, and adopted.
RESOLUTION NO. 515 - 2017
RESOLUTION AUTHORIZING THE SUPERVISOR OF EACH TOWN IN THE COUNTY OF LEWIS TO ADD TO THEIR TAX WARRANT THE 2018 COUNTY TAX APPORTIONED TO EACH

Introduced by Legislator Philip Hathway, Chairman of the Taxation Committee.

BE IT RESOLVED as follows:

Section 1. That the Supervisor of each Town in Lewis County be, and they hereby are authorized and directed to add the amount of the apportioned 2018 County Tax to the warrant payable to the Tax Collector of their Town, and that the sums collected be paid to the Treasurer of Lewis County, and shall be paid out by her pursuant to Law.

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

Moved by Legislator __Brennan__, seconded by Legislator __Dolhof__, and adopted.
RESOLUTION NO. 516 - 2017
RESOLUTION DIRECTING LEWIS COUNTY GENERAL HOSPITAL TO REIMBURSE PENALTY IMPOSED UPON THE LEWIS COUNTY SELF-INSURANCE PLAN FOR LATE FILING OF A CLAIM

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

WHEREAS, the County of Lewis (“County”) is duly qualified as self-insured under the Workers’ Compensation Law of the State of New York and is known as Lewis County Self-Insurance Plan; and

WHEREAS, the Lewis County General Hospital (“LCGH”) is a participant of said plan; and

WHEREAS, the County enacted Local Law 8-2015 which provides in Section 2 (H) for plan participants to, inter alia, promptly file all required reports on claims. If the plan participant fails to do so, the Board of Legislators may, by resolution, impose a penalty upon any participant equal to the amount imposed upon the Lewis County Self-Insurance Plan by the NYS Workers’ Compensation Board (“NYSWCB”) for a respective claim due to non-compliance with the Payor Compliance Policy; and

WHEREAS, the Lewis County Self-Insurance Plan has incurred two (2) penalties of $50.00 each for a total of $100.00 from the NYSWCB for late filing reports for one (1) claim pertaining to the LCGH and seeks to have the penalties reimbursed by LCGH to the Lewis County Self-Insurance Plan by Resolution of the Board of Legislators.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby directs reimbursement of $100.00 from the LCGH, as penalties incurred by the Lewis County Self-Insurance Plan for late filing of reports to the NYSWCB for one (1) claim pertaining to LCGH matters.

Section 2. That the Clerk of the Board is hereby authorized to make, execute and deliver a reimbursement invoice to the CEO of the LCGH for the late filing penalties for one (1) claim, pending approval by the County Attorney.

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

Moved by Legislator Brennan, seconded by Legislator King, and adopted.
RESOLUTION NO. 517 – 2017
RESOLUTION TO UN-APPROPRIATE FUNDS
WORKFORCE INNOVATION AND OPPORTUNITY ACT

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

NOA # PY17-02

BE IT RESOLVED as follows:

Section 1. That the following funds be UN-APPROPRIATED for Program Year 2017 for the period April 1, 2017 – June 30, 2019 for Youth per the Notice of Obligational Authority (NOA), #PY17-01, dated June 30, 2017 through the New York State Department of Labor, in the amount of $0.07.

Decrease Expense
CD629000 499900 Youth Expenditures $0.07

Decrease Revenue
CD629300 347910 WIA Revenue $0.07

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

Moved by Legislator __Dolhof__, seconded by Legislator __Moroughan__, and adopted.
RESOLUTION NO. 518 – 2017
RESOLUTION TO TRANSFER FUNDS
WORKFORCE INVESTMENT ACT

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

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved in the Workforce Development accounts for the Summer Youth Program:

From:
CD629000 499900 Youth Expenditures $3,036.24

To:
CD629000 110100 Personal Services Youth $2,776.63
CD629000 801000 Youth Fringes $ 259.61

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

Moved by Legislator _King_, seconded by Legislator _Dolhof_, and adopted.
RESOLUTION NO. _519_ - 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#PY17-3

Section 1. That the following funds be appropriated for the Program Year 2017, 7/1/17-6/30/19, Adult and Dislocated Worker, per the Notice of Obligational Authority (NOA), #17-3, dated 10/31/17 through the New York State Department of Labor, as indicated below:

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

Moved by Legislator _Moroughan_, seconded by Legislator _Dolhof_, and adopted.
RESOLUTION NO. _520_ - 2017
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, 2017 through September 30, 2018, in the amount of $30,200.00

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 _Dolhof_, seconded by Legislator _Brennan_, and adopted.
RESOLUTION NO. _521_ - 2017
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO
LEWIS COUNTY GENERAL HOSPITAL

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

BE IT RESOLVED as follows:

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

To Convert:
(1) Part-time Certified Nursing Assistant to a Full-time Certified Nursing Assistant (ADHC)

(3) Full-time Radiologic Technologists to (3) Full-time CT Technologists

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

Moved by Legislator _King_, seconded by Legislator _Dolhof_, and adopted.
RESOLUTION NO. 522 - 2017
RESOLUTION TO TRANSFER FUNDS
PLANNING

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

BE IT RESOLVED, as follows:

Section 1. That the following 2017 budget transfer is hereby approved in the Planning/Bus Operations accounts:

From:
A0802000 495500 Planning/Community Projects $2,665.00

To:
A0563000 223300 Vehicles $2,665.00

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

Moved by Legislator Dolhof, seconded by Legislator Brennan, and adopted.
RESOLUTION NO. 523 - 2017
RESOLUTION TO AMEND THE COUNTY’S POLICY FOR CLOSING COUNTY FACILITIES IN THE EVENT OF INCLEMENT WEATHER

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

WHEREAS, the Board of Legislators has an established policy to provide for the closing of individual departments or County facilities (other than the Lewis County General Hospital) in the event of inclement weather. In 2014, by Resolution No. 115, the Board amended the policy to, inter alia, set forth the decision-making rights and procedures as to what operations and which facilities should remain open or closed in the event of inclement weather, and provided for non-exempt employees to have the option to make up time off if the employee did not report or could not report to work when the County remained open during inclement weather; and

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

WHEREAS, in light of these factors, the Board of Legislators finds that the above policy must be amended to update and clarify the policy.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby amends its "Emergency Weather Closing" policy as the same applies to all County operations and facilities except the Lewis County General Hospital, by deleting the existing policy passed by Resolution No. 115-2014 and replacing it with the following:

“Closing of County Facilities During Inclement Weather

I. Designation of Essential Services.

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

a. Essential Services:
Lewis County Sheriff's Department
Lewis County Highway Department

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

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

II. **Closing of County Offices/Facilities**

a. **Decision Making Authority**

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

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

b. **Communication with the Media**

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

c. **Payroll Issues**

1. **Employees Providing Essential Services:**

All employees who work within a department providing essential services as identified above are required to report to work at their assigned duty station as scheduled or as directed by their department head/manager, even in the event of inclement weather. In the event that an employee is unable to travel to his/her assigned duty station due to inclement weather or is otherwise unable to fulfill his/her scheduled work day, then the employee must immediately inform his or her department head/manager of such circumstances. Any time off from the employee’s scheduled work day shall be unpaid. If an employee wishes to be paid for that time, he or she may use vacation or personal time if available.

2. **Employees Providing Non-Essential Services:**
(i) In the event that a County department, office, building or facility is closed by order/direction of the County Manager due to inclement weather, all employees who were scheduled to work within such department, office, building or facility shall be paid for the hours they were scheduled to work, but were prevented from doing so as a result of such closure(s).

(ii) In the event that the County Manager has not closed a County department, office, building or facility, and an employee is unable to travel to his/her assigned duty station due to inclement weather or is otherwise unable to fulfill his/her scheduled work day due to inclement weather, then the employee must immediately inform his or her department head/manager of such circumstances. Any time off from the employee’s scheduled work day shall be unpaid. If an employee wishes to be paid for that time, he or she may use vacation or personal time if available.

III. Savings Clause

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

Section 2. That the Clerk of the Board Clerk is hereby directed to incorporate the foregoing amended inclement weather policy into the County’s Administrative Policy Manual and the Director of Human Resources is directed to incorporate the same into the County’s Personnel Handbook.

Section 3. That the foregoing amended County set forth herein shall be deemed effective December 6, 2017.

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

Moved by Legislator _King_, seconded by Legislator _Moser_.

In response to Legislator Kulzer, Legislator Moser clarified the primary change to the policy was elimination of the option for employees to make up time missed due to inclement weather, instead requiring them to use vacation or personal leave time.

The resolution was then adopted. Legislator Hathway was opposed.
OTHER BUSINESS:

Legislator King made a motion to set the date for the Board’s final 2017 session for December 21, 2017 to begin at 10 a.m., seconded by Legislator Dolhof and carried.

Legislator Moser made a motion to enter executive session at 6:48 p.m. for an update on union negotiations, assessment challenges and other legal matters, and invited Legislators-elect John Lehman, Randall LaChausse and Ronald Burns who were all present this evening, to attend the session. The motion was seconded by Legislator Dolhof and carried. The session began at 6:55 p.m. following a short recess. Legislator Brennan was excused from the meeting.

At 7:47 p.m. Legislator Hathway made a motion to return to the regular meeting, seconded by Legislator Dolhof and carried.

There being no other business to come before the Board, Legislator Dolhof made a motion to adjourn, seconded by Legislator Kulzer and carried.