

**FINAL DAY
ANNUAL SESSION
December 19, 2019**

Chairman Lawrence Dolhof called the meeting to order at 10:02 a.m.

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

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

There were 15 persons present.

Chairman Dolhof declared the December 3, 2019 meeting minutes approved by general consent.

REPORT OF THE FINANCE AND RULES COMMITTEE:

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

Signed by: Ronald Burns
Richard Chartrand
John Lehman
Thomas Osborne

Dated: December 19, 2019

Legislator Osborne made a motion to waive the rules, seconded by Legislator Kulzer, and carried.

At 10:04 a.m. Chairman Dolhof opened the public hearing for comments on Local Law Intro. No. 11-2019 a Local Law“Providing for an Increase in Salaries for Certain Local Officials”.

There wasn't anyone who wished to speak.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Christina Schneider has submitted her resignation from the Lewis County Industrial Development Board of Directors effective December 31, 2019.

A letter of thanks was received from Warren Shaw as President of the Croghan Volunteer Fire Department for the County's one-time \$2,000 payment, which has been allocated toward their next fire apparatus purchase.

U.S. Senators Schumer and Gillibrand, Congresswoman Stefanik, NYS Senators and Assemblypersons, the NYS Sheriff's Association had each acknowledged receipt of this Board's resolution urging to delay implementation of the bail and discovery reform laws.

The Columbia and Essex County Legislatures had each forwarded resolutions to also urge delaying implementation of the bail and discovery reform laws.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Pursuant to Local Law No. 2 of 2007, Lewis County Code Enforcement Official David Brown submitted a report to inform of his inspection and recommendation that the Board of Legislators order the demolition and removal of the fire damaged structure located at 7525 South State Street in the Village of Lowville.

Pursuant to Local Law No. 2 of 2007, Code Enforcement Official David Brown also informed receipt of a written complaint about the property at 3219 N. Main Street in the Village of Constableville. Mr. Brown forwarded the owner a violation and compliance order directing to immediately secure the structure and directing repair or demolition, granting 30 days or until January 10, 2020 for compliance.

REPORTS OF STANDING COMMITTEES:

Legislator Thomas Osborne made a motion approve renewal of the Lewis County Self-Insurance Excess Liability Insurance policy with Midwest Employers Casualty Co. for calendar year 2020 for a premium of \$78,303. The motion was seconded by Legislator Burns and carried.

Legislator Gregory Kulzer, Health and Human Services Committee Chairman, made a motion to authorize Public Health Planner Joseph Austin to travel to Dallas, Texas for a Preparedness Summit from March 30 to April 3, 2020. The motion was seconded by Legislator Lehman and carried.

REPORT OF THE FINANCE AND RULES COMMITTEE:

RESOLUTION NO. 503 – 2019
AUDITING AND ALLOWING CLAIMS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$ 461,883.85 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 Burns, seconded by Legislator Kulzer, and adopted by the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Lehman, Moroughan, Osborne, and Dolhof

NAYS: None

ABSENT: Moser

RESOLUTION NO. 504 - 2019
RESOLUTION AUTHORIZING THE COUNTY OF LEWIS
TO ENTER INTO AN AGREEMENT WITH ABJ FIRE PROTECTION CO.
FOR SPRINKLERS AND BACKFLOW PREVENTER INSPECTIONS
AT LC-JCC EDUCATIONAL CENTER

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

WHEREAS, ABJ Fire Protection Co., with offices located at 6500 New Venture Gear Dr., E. Syracuse, NY 13057, is a full-service alarm and sprinkler company with extensive expertise in the design and installation in the life safety sector; with whom the County contracts for fire inspection services at the Lewis County Department of Social Services, Lewis County Court House and Lewis County Public Safety Building; and

WHEREAS, the County of Lewis desires to enter into an Agreement with ABJ Fire Protection Co. to perform quarterly sprinkler and backflow preventer inspections at the LC-JCC Educational Center at 7395 East Road, Lowville, NY.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an agreement between the County of Lewis and ABJ Fire Protection Co. to perform sprinkler and backflow preventer inspections at the LC-JCC Educational Center, 7395 East Road, Lowville, NY.

Section 2. That the term of this agreement shall be January 1, 2020 through December 31, 2020 with quarterly installments of \$160.00, for a total cost of \$640.00.

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

Section 4. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 505 - 2019
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN
LEWIS COUNTY HIGHWAY DEPARTMENT, LEWIS COUNTY SOLID WASTE
DEPARTMENT, LEWIS COUNTY RECREATION, FORESTRY AND PARKS
DEPARTMENT, AND LEWIS COUNTY BUILDINGS AND GROUNDS DEPARTMENT
WITH LEWIS COUNTY GENERAL HOSPITAL OCCUPATIONAL MEDICINE

Introduced by Legislator Jerry King, Chair of the General Services Committee.

WHEREAS, the Lewis County Highway Department, Lewis County Solid Waste Department, Lewis County Recreation, Forestry and Parks Department and Lewis County Buildings and Grounds Department wish to enter into Agreements with Lewis County General Hospital Occupational Medicine for the purpose of random employee drug and alcohol testing for employees subject to same.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes Agreements between the Lewis County Highway Department, Lewis County Solid Waste Department, Lewis County Recreation, Forestry and Parks Department and Lewis County Buildings and Grounds Department with Lewis County General Hospital Occupational Medicine for the purpose of random employee drug and alcohol testing for employees subject to same.

Section 2. That this is for the term beginning January 1, 2020 and ending December 31, 2020 for the Company/Consortium Pricing Package at a rate of \$100.00 per employee. Additional fees will apply for "post-accident"; "reasonable suspicion"; and "follow-up drug and alcohol testing as well as onsite testing" as follows: DOT Drug Screen – \$100.00; Breath Alcohol Test – \$22.00; Breath Alcohol Confirmation Test – \$22.00; Onsite Testing – \$40.00 and after hours testing - \$200.00.

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

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

Moved by Legislator Burns , seconded by Legislator Osborne , and adopted.

RESOLUTION NO. 506 - 2019
RESOLUTION APPROVING SUPPLEMENTAL AGREEMENT BETWEEN LEWIS
COUNTY AND NATIONAL GRID TO COVER ADDITIONAL LED LIGHTING
UPGRADES AT PUBLIC SAFETY BUILDING (JAIL)

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

WHEREAS, the Lewis County Board of Legislators authorized an agreement between Lewis County and National Grid to participate in its energy conservation program to upgrade L.E.D. lighting at the Lewis County Public Safety Building (Jail) at a cost not to exceed \$3,980.00 pursuant to Resolution No. 379-2019; and

WHEREAS, the Buildings and Grounds Supervisor discovered an additional 42 lights within the jail cells which were not included in the prior energy conservation/upgrade program agreement offered by National Grid with the assistance of SmartWatt, Inc; and

WHEREAS, National Grid has offered to extend the energy savings LED program to the County to cover these additional forty-two (42) lights, with National Grid paying 80% of the costs, including the hiring and payment of a contractor and equipment used to install same, and the County paying \$401.53 of the cost for these energy saving upgrades.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a supplemental agreement between the County of Lewis and National Grid to participate in its energy conservation program to upgrade L.E.D. lighting for 42 additional lights in the Lewis County Jail, at a cost to the County not to exceed \$401.53.

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

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

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

RESOLUTION NO. 507 - 2019
RESOLUTION AUTHORIZING RENEWAL AGREEMENT
BETWEEN COUNTY OF LEWIS AND
THYSSENKRUPP ELEVATOR CORPORATION

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

WHEREAS, the County of Lewis desires to renew an agreement with ThyssenKrupp Elevator Corporation to provide maintenance elevator equipment services for the four (4) elevators in the Lewis County Court House.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the renewal contract with ThyssenKrupp Elevator Corporation to provide maintenance elevator equipment services for the four (4) elevators in the Lewis County Court House.

Section 2. That this is for the period from January 1, 2020 through December 31, 2022 at a cost not to exceed \$42,105.60 or \$14,035.20 per year. Instead of quarterly payments, the County seeks to utilize a payment discount of 3% on the annual cost by paying for one (1) year of service at the commencement of each year. The discount results in an annual payment of \$13,614.14 and a 3-year total of \$40,842.42.

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 Burns, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 508 - 2019
RESOLUTION AMENDING COMPENSATION PLAN OF COUNTY OF LEWIS
AUTHORIZING CREATION OF TEMPORARY
DEPUTY CLERK OF THE BOARD

Introduced by Legislator Lawrence Dolhof, Chairman of the Board of Legislators.

WHEREAS, the Board had given permission to advertise for candidates to fill the impending vacancy of Deputy Clerk of the Board of Legislators; and

WHEREAS, a candidate has been chosen and is recommended for hire effective January 2, 2020 to commence training and assist with the office workload; and

WHEREAS, the 2020 budget allocation for Deputy Clerk of the Board is efficient to cover the salary; and

WHEREAS, it is necessary for the Treasurer's Department to have a documented position created and approved by the Board of Legislators in order to pay the temporary employee.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis to create a full-time Temporary Deputy Clerk of the Board, and authorize filling said position effective January 2, 2020 for a period up to one week.

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

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

RESOLUTION NO. 509 - 2019
RESOLUTION TO APPOINT MEMBER TO
ALCOHOL AND SUBSTANCE ABUSE SUB-COMMITTEE OF
LEWIS COUNTY COMMUNITY MENTAL HEALTH, DEVELOPMENTAL
DISABILITIES AND ALCOHOLISM SERVICES BOARD

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Lewis County Community Services Board Alcohol and Substance Abuse Sub-Committee shall have nine members appointed by the Board of Legislators pursuant to Mental Hygiene Law § 41.11; and

WHEREAS, Patricia O'Donnell has resigned as a member of the Sub-Committee.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Ed Steckly of 10230 Tannery Lane, Croghan, NY 13327, as a member of the Alcohol and Substance Abuse Sub-Committee of the Lewis County Community Mental Health, Developmental Disabilities and Alcoholism Services Board:

Section 2. That the term of said appointments shall be effective January 1, 2020 through December 31, 2023.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 510 - 2019
RESOLUTION APPOINTING MEMBERS TO
DEVELOPMENTAL DISABILITIES SUB-COMMITTEE OF
COMMUNITY MENTAL HEALTH, DEVELOPMENTAL
DISABILITIES AND ALCOHOLISM SERVICES BOARD

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED as follows:

Section 1. Pursuant to Mental Hygiene Law Section 41.11, the Board of Legislators hereby appoints the following individuals as members of the Developmental Disabilities Sub-Committee of the Community Mental Health, Developmental Disabilities and Alcoholism Services Board:

Tina Cummings of 617 Davidson Street, Watertown, NY 13601
Louise Fox of PO Box 143, Lyons Falls, NY 13368
Katie Zehr of 5449 Trinity Avenue, Apt. 3, Lowville, NY 13367

Section 2. That the term of said appointments shall be effective from January 1, 2020 through December 31, 2023.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 511 - 2019
RESOLUTION TO APPOINT MEMBERS TO
MENTAL HEALTH SUB-COMMITTEE OF
LEWIS COUNTY COMMUNITY MENTAL HEALTH, DEVELOPMENTAL
DISABILITIES AND ALCOHOLISM SERVICES BOARD

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Lewis County Community Services Board Mental Health Sub-committee shall have nine members appointed by the Board of Legislators pursuant to Mental Hygiene Law § 41.11.

NOW, THEREFORE, BE IT RESOLVED as follows:

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

Melanie Bush of 7647 E. State Street, Lowville, NY 13367
Debra Susice of 9943 Erie Canal Road, Croghan, NY 13327
John Exford of PO Box 502, Lyons Falls, NY 13368

Section 2. That the term of said appointments shall be effective January 1, 2020 through December 31, 2023.

Section 3. That Randall Clendenning of 5590 River Street, Apt. C105, Lowville, NY 13367 is hereby appointed to the Mental Health Sub-Committee to fill the un-expired term of Kim Cavanagh, effective 1/1/2020 through 12/31/2020.

Section 4. That this resolution shall take effect immediately.

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

RESOLUTION NO. 512 - 2019
RESOLUTION TO AUTHORIZE AN AGREEMENT
WITH ALBANY MEDICAL CENTER FOR MORGUE AND LABORATORY
SERVICES FOR LEWIS COUNTY CORONER

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

WHEREAS, the County of Lewis (hereinafter "LEWIS"), by and on behalf of the Lewis County Coroner seeks to enter into an agreement with the Albany Medical Center ("AMC") to secure morgue facility use and laboratory services as may be required by Dr. Michael Sikirica, in cases requiring medicolegal death investigation services and facilities, as requested by the Lewis County Coroner when Dr. Livingstone is unavailable; and

WHEREAS, the AMC will agree to provide, in conjunction with morgue facility use services, a location within the morgue for secure toxicology specimen storage, on the condition that the County be solely responsible for arranging secure pick up and transport of said specimens; and

WHEREAS, the County of Lewis will be billed for requested services in accordance with AMC's revised Morgue and Laboratory Fee Schedule currently in effect.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators of the County of Lewis hereby approves and authorizes an Agreement by and between Lewis County and Albany Medical Center for the provision of morgue facility and laboratory services on behalf of the Lewis County Coroner, as and when requested, and in accordance with the current revised morgue and laboratory fee schedule in effect at AMC.

Section 2. That the Chairman, or Vice-Chairman of the Board is authorized to execute said Agreement, together with and upon such terms and conditions as the County Attorney may advise.

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

Moved by Legislator Burns, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 513 - 2019
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN
LEWIS COUNTY DISTRICT ATTORNEY'S OFFICE
AND VARIOUS PROVIDERS FOR SERVICES

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

WHEREAS, the Lewis County District Attorney's Office wishes to enter into agreements with various providers for services; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes Agreements between the County of Lewis, by and through the Lewis County District Attorney's Office, and the following various providers for services in the amounts herein set forth:

CONTRACTOR	PURPOSE	AMOUNT
John A. Cirando	Provides Appellate Work	• \$90.00 per hour (plus reasonable & necessary disbursements as defined in the agreement)
Mark Tuttle	Assist in Death Investigations	• \$2,500.00 Installment payments of \$1,250.00 by 6/1/20 & 12/31/20
Dr. Samuel Livingstone	Forensic pathologist Consultant & Performs Autopsies	• Not to exceed \$28,500.00 Additionally, during the 2020 year: • If more than 20 autopsies, compensation is \$1,335.00 per autopsy • If more than 12 external autopsies, compensation is \$150.00 per external autopsy

Section 2. That the term of these Agreements shall be from January 1, 2020 through December 31, 2020.

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

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

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

RESOLUTION NO. 514 - 2019
RESOLUTION AUTHORIZING LEWIS COUNTY TO PARTICIPATE
IN BI-COUNTY HAZMAT GRANT AWARDED TO JEFFERSON COUNTY
AND NYS DIVISION OF HOMELAND SECURITY & EMERGENCY SERVICES

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

WHEREAS, New York State Division of Homeland Security and Emergency Services ("DHSES") has awarded Jefferson County, as lead agency in a consortium with Lewis County, grant funds in the amount of \$52,000.00 for various Hazmat related equipment and expenses under the Hazmat Grant Program (CFDA 97-067); and

WHEREAS, under the grant award, Lewis County Emergency Management Department will receive \$13,000.00 in funds to purchase Hazmat related equipment, namely, multigas meters and containment pools/barriers; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes Lewis County to participate in the FY2018 Hazmat Grant funds awarded to Jefferson County as lead agency, with Lewis County participation in the award funds in the amount of \$13,000.00 earmarked for the Lewis County Emergency Management Department.

Section 2. That the term of the contract period is from October 1, 2019 through August 31, 2021.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to execute any agreements or other documents which may be required to give effect to receipt of these Grant funds.

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

Moved by Legislator Burns , seconded by Legislator Osborne , and adopted.

RESOLUTION NO. 515 - 2019
RESOLUTION TO APPROPRIATE FUNDS
FIRE AND EMERGENCY MANAGEMENT

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

BE IT RESOLVED, as follows:

Section 1. That the following appropriation is hereby approved for FY18 HazMat Grant:

A0341600 343074 FY18 HazMat CFDA#97.067 \$13,000.00

A0341600 292200 FY18 HazMat CFDA#97.067 \$13,000.00

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

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

RESOLUTION NO. 516 - 2019
RESOLUTION APPROVING AGREEMENT BETWEEN
LEWIS COUNTY HIGHWAY DEPARTMENT ON BEHALF OF THE
COUNTY OF LEWIS AND BARTON & LOGUIDICE
FOR CULVERT REPLACEMENT ON COUNTY ROUTE 51 - WEST ROAD

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

WHEREAS, the Lewis County Highway Department desires to enter into an agreement with Barton & Loguidice ("B&L") engineers, planners and landscape architects, to provide the design and regulatory permitting with respect to the culvert replacement located on CR 51 - West Road over Tributary to Mill Creek in the Town of Turin, New York. B&L will provide the County with construction drawings and any necessary specifications; and

WHEREAS, this project shall be divided into two phases, with Phase I being Site Data and Preliminary Design and Phase II being the Final Design Phase. B&L shall immediately provide said services, with the County intending to replace the culvert during the 2020 construction season.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the County of Lewis by and through the Lewis County Highway Department and Barton & Loguidice to provide engineering services for the design and regulatory permitting necessary for the culvert replacement located on CR 51 - West Road over Tributary to Mill Creek in the Town of Turin, New York, at a cost not to exceed \$25,000.00, as set forth in their proposal.

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 Burns , seconded by Legislator Moroughan , and adopted.

RESOLUTION NO. 517 - 2019
RESOLUTION APPROVING AGREEMENT BETWEEN
LEWIS COUNTY HIGHWAY DEPARTMENT AND BARTON & LOGUIDICE
FOR PROFESSIONAL ENGINEERING SERVICES
RIVER ROAD BRIDGE CROSSING, TOWN OF HARRISBURG

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

WHEREAS, the Lewis County Highway Department desires to enter into an agreement with Barton & Loguidice ("B&L"), an authorized engineering company on the New York State list of professional engineers for bridge repair projects, to provide hydrologic/hydraulic analysis, evaluation and design, with respect to replacement options for the existing 85 ft timber bridge span at the bridge known as River Road over SB Kimberly Creek – BIN 3340140, Town of Harrisburg; and

WHEREAS, as part of its scope of services, B&L will evaluate whether the existing span can be replaced with a smaller span that meets the NYSDOT requirements of maintaining 2-feet of freeboard for a 50-year storm event. B&L proposes to complete the field survey and analysis on a time and expense basis for a fee not to exceed \$ 8,500.00 (Survey- \$4,000 and options analysis - \$4,500.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the County of Lewis by and through the Lewis County Highway Department and Barton & Loguidice to provide hydrologic/hydraulic bridge span analysis and required surveys with respect to replacement options for the existing bridge known as River Road over SB Kimberly Creek, at a cost not to exceed \$8,500.00.

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

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

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

RESOLUTION NO. 518 - 2019
RESOLUTION TO APPROPRIATE FUNDS
TRANSPORTATION DEPARTMENT

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

BE IT RESOLVED as follows:

Section 1. That the following 2020 budget appropriation changes be hereby approved in the Highway Department accounts for lease payments on the Enterprise Vehicles, and various annual lease payments, utilizing funds from Project HAD Capital Equipment H0990100 499900, balance \$ 280,355.82:

Increase Revenue

DM513000 350310	\$109,284.72
DM513000 350310	\$129,381.48

Increase Expense

DM513000 223400 (Enterprise)	\$109,284.72
DM513000 223300 (Various Annual Leases)	\$129,381.48

Section 2. That the following 2020 budget changes be hereby approved in the Highway Department accounts to adjust for retirement costs unaccounted for at budget time:

From:

DM513000 470100 Vehicle Repair	\$1,500.00
D0515000 495150 Paving Material	\$34,000.00

To:

DM513000 801000 Retirement	\$1,500.00
D0501000 801000 Retirement	\$34,000.00

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

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

RESOLUTION NO. 519 - 2019
RESOLUTION AUTHORIZING CONTRACT WITH
MCCLUSKY LAW FIRM, LLC
CONFLICT DEFENDER SERVICES

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

WHEREAS, County Law §722 directs each county to adopt a plan to provide legal counsel to persons charged with a crime or who are entitled to counsel pursuant to Family Court Act §262 and who are financially unable to obtain counsel (herein “public defense legal services”); and

WHEREAS, contemporaneously herewith, the Board of Legislators is authorizing an agreement to provide indigent legal defense services with Lewis Defenders, PLLC; and

WHEREAS, it is necessary to appoint an attorney/firm to assist in providing the statutory legal assistance as provided by the Lewis Defenders, PLLC, but to those individuals where the Lewis Defenders, PLLC would have a conflict of interest; and

WHEREAS, in light of its continuing statutory duty to provide legal counsel for the indigent pursuant to County Law §722-A and Family Court Act §262, the Board of Legislators desires to appoint an attorney/firm to perform such services in those instances where the Lewis Defenders, PLLC has an actual conflict of interest.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby approves an Agreement to provide conflict defender services through the McClusky Law Firm, LLC of 8 Main Street, P.O. Box 97, Adams, New York 13605 in those instances where the primary public defense firm is authorized to act, but has an actual conflict of interest (herein, “Conflict Defender”), to commence January 1, 2020 through December 31, 2020.

Section 2. That the all inclusive cost of such services to be provided by the McClusky Law Firm as the “conflict defender”, shall not exceed \$71,400.00; and such services shall include, but not be limited to, providing a licensed attorney for legal representation for the indigent in Lewis County Family Court, Lewis County Court, and Town and Village Courts throughout Lewis County, and maintaining an office in Lewis County suitable to meet with indigent defendants assigned.

Section 3. The Board of Legislators hereby authorizes the Chairman or the Vice-Chairman of the Board to execute and deliver such contract or agreement to effectuate this Resolution, upon such terms as may be approved by the Lewis County Attorney.

Section 4. This Resolution shall take effect immediately.

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

RESOLUTION NO. 520 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH AGENCY AND
SOUTH LEWIS CENTRAL SCHOOL
FOR PRESCHOOL SPECIAL EDUCATION PROGRAM

Introduced by Legislator Gregory Kulzer, Chairman of the Health & Human Services Committee.

WHEREAS, pursuant to Section 4410 of the New York State Education Law, Lewis County Public Health is tasked with providing certain Preschool Tuition-Based Services for children with disabilities defined in the Program; and

WHEREAS, the Commissioner of Education requires a contract between the County and the Agency that will provide said Program services. Lewis County Public Health desires to enter into an agreement with South Lewis Central School for related services; and

WHEREAS, the cost of the program is dependent on the number of children assigned and at rates set and approved by New York State Education Department.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement by and between the County of Lewis, acting by and through the Lewis County Public Health Agency with South Lewis Central School to provide related services to the Preschool Special Education Program for children with special education and health care needs for the period beginning January 1, 2020 to June 30, 2021 at a cost in accordance with the rates set forth by the State Education Department dependent on the number of children assigned to contracted providers by the Preschool Municipality Representative and the local school district's Committee on Special Education.

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

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

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

RESOLUTION NO. 521 - 2019
RESOLUTION AUTHORIZING ONE-ON-ONE AIDE
UNDER PRESCHOOL RELATED PROGRAM SERVICES

Introduced by Legislator Gregory Kulzer, Chairman of Health and Human Services Committee.

WHEREAS, pursuant to various sections of the New York State Education Law (200, 207, 3214, 4403, 4404 & 4410), the Lewis County Public Health Agency ("LCPH") is tasked with providing certain Preschool Services for children with disabilities (ages 3–5), in a timely and appropriate, least restrictive environment. The Program is paid for by a combination of State and County funds; and

WHEREAS, LCPH increased Related Service Provider rates effective July 1, 2019 pursuant to Resolution No. 109-2019. These rate increases covered provider's costs of services to Lewis County preschool children; and

WHEREAS, the County List of Approved Rates and Services for Preschool Related Programs did not include a one-on-one (1:1) aide. This service is now necessary and LCPH seeks to include said service at a rate of \$9.00 per half hour session; and

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators authorizes and approves the addition of a one-on-one (1:1) aide at the rate of \$9.00 per half hour session in the approved rates and services under the Public Health Preschool Related Programs.

Section 2. That the Director of Public Health is hereby authorized to submit this Resolution and the rate for a one-on-one (1:1) aide to the NYS Education Department for final approval and publication.

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

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

RESOLUTION NO. 522 - 2019
RESOLUTION APPOINTING MEMBERS TO
LABOR-MANAGEMENT SAFETY COMMITTEE

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, the Labor-Management Safety Committee created by Resolution 144-2016 provides a forum of communication between public officers and employees, to enhance health and safety procedures and awareness through regular review of actual occurrences, identifying hazards and promoting safety throughout our collective workplace operations; and

WHEREAS, Labor-Management Safety Committee Chair Teresa Clark will retire effective 12/31/2019; and Robert Shawn Thornton, Director of Emergency Preparedness and Security at the Lewis County General Hospital has indicated interest to join the committee.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints Cassandra Moser to fill the un-expired term of Teresa Clark on the Lewis County Labor-Management Safety Committee.

Section 2. That Robert Shawn Thornton, Lewis County General Hospital Director of Emergency Preparedness and Security is hereby appointed as a member of the Lewis County Labor-Management Safety Committee.

Section 3. That the term of said appointments shall take effect immediately for a term to expire on April 6, 2020.

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

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

RESOLUTION NO. 523 - 2019
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN
LEWIS COUNTY SHERIFF'S DEPARTMENT
AND VARIOUS PROVIDERS

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

WHEREAS, the Lewis County Sheriff's Department desires to enter into agreements for services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes Agreements between the County of Lewis, by and through the Lewis County Sheriff's Department and the following providers for program services in the amounts herein set forth:

CONTRACTOR	PURPOSE	AMOUNT
One Path Career Partners	Provides Mental Health Services to Inmates	• \$3,000 per month which includes: • One (1) on site visit per month; • One (1) phone consultation per week; • Plus additional hourly charges as set forth in the agreement
Black Creek Integrated Systems, Corp.	Computer Software Support for the Sally-Port Inmate Management System	\$17,644.50 per year
Transitional Living Services of NNY	Counseling Services for Inmates at Jail	\$150.00 per hour

Section 2. That the term of said renewal Agreements are for the period from January 1, 2020 through December 31, 2020.

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

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

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

RESOLUTION NO. 524 - 2019
RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE
(COUNTY OF LEWIS TO MICHAEL S. BARTLETT,
JUDY K. BARTLETT AND CATHLEEN M. BARTLETT)

Introduced by Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

WHEREAS, Michael S. Bartlett, Judy K. Bartlett and Cathleen M. Bartlett executed a Mortgage in favor of the County of Lewis dated September 3, 1997, and recorded in the Lewis County Clerk's Office on September 4, 1997, Liber 476 of mortgages at Page 168 to secure payment of a loan in the amount of \$5,000.00 pursuant to a program administered by Snow Belt Housing Company, Inc.; and

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

NOW, THEREFORE, BE IT RESOLVED as follows:

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

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

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

RESOLUTION NO. 525 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND
LABORATORY CORPORATION OF AMERICA HOLDINGS

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Department of Social Services, and Laboratory Corporation of America Holdings for the provision of paternity testing services at a cost of \$45.00 per sample and not to exceed an annual cost of \$10,000. The local share cost, if any, will be incurred depending upon test results. If the test results are positive, the father pays the fee.

Section 2. That the term of this agreement is from January 1, 2020 through December 31, 2021.

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

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

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

RESOLUTION NO. 526 - 2019
RESOLUTION DIRECTING LEWIS COUNTY GENERAL HOSPITAL TO
REIMBURSE PENALTY FEE TO LEWIS COUNTY SELF-INSURANCE

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules 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 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, request any participant to reimburse the Lewis County Self-Insurance Plan in an amount equal to penalties imposed by the NYS Workers' Compensation Board for respective claims due to non-compliance of the Payor Compliance Policy; and

WHEREAS, the Lewis County Self-Insurance Plan incurred a penalty in the amount of \$50.00 for the late filing of a report pertaining to a claim of the Lewis County General Hospital, and seeks to have the penalty reimbursed.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby directs reimbursement of \$50.00 from LCGH for a penalty incurred by the Lewis County Self-Insurance Plan for the late filing of a report to the NYS Workers' Compensation Board for a LCGH claim.

Section 2. That the Administrator of the Lewis County Self-Insurance Plan is hereby authorized to prepare and deliver an invoice to the CEO of the LCGH for the late filing penalty in the amount of \$50.00.

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

Moved by Legislator Lehman , seconded by Legislator Burns , and adopted.

RESOLUTION NO. 527 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY GENERAL HOSPITAL OCCUPATIONAL MEDICINE AND
LEWIS COUNTY SELF-INSURANCE PLAN

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, the Lewis County Self-Insurance Plan wishes to renew an Agreement with Lewis County General Hospital Occupational Medicine for the purpose of performing volunteer firefighter physical examinations.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement by and between the Lewis County Self-Insurance Plan and Lewis County General Hospital Occupational Medicine for the purpose of performing volunteer firefighter physical examinations.

Section 2. That said agreement shall be for the term beginning September 1, 2019 through December 31, 2021 at a cost of \$110.00 per examination.

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 this Resolution shall take effect immediately.

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

RESOLUTION NO. 528 - 2019
RESOLUTION TO COMMEND AND RECOGNIZE
LINDA D. HOSKINS

Introduced by Legislator Lawrence Dolhof, Chairman of the Lewis County Board of Legislators.

WHEREAS, **Linda D. Hoskins** commenced employment with Lewis County on July 23, 2007 when appointed by Teresa Clark as Deputy Clerk of the Board of Legislators; and

WHEREAS, on March 27, 2012 Linda was appointed by the Lewis County Board of Legislators as Lewis County Real Property Tax Director; and

WHEREAS, **Linda D. Hoskins** successfully campaigned and became the first female Lewis County Clerk, aptly assuming that role effective January 1, 2016, which included responsibilities of the Department of Motor Vehicles, as well as Records Management Officer and oversight of the Records Storage Building, the post from which she will retire effective December 31, 2019; and

WHEREAS, we wish to commend **Linda D. Hoskins** for her knowledgeable leadership to implement several upgrades and procedural changes for enhanced efficiency of the expansive County Clerk operations, while ultimately guiding the transition of the Department of Motor Vehicles into a new facility location and implementing procedures for improved customer service.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators, as friends and colleagues, wish to record their appreciation for the dedicated and valuable services rendered by County Clerk **Linda D. Hoskins** and recognize her exemplary public service throughout her tenure with the County of Lewis.

Section 2. That as an enduring record and mark of respect for **Linda D. Hoskins** and to recognize her honorable and sincere public service, this resolution shall be printed in the official record of the proceedings of the Board of Legislators of the County of Lewis, and a copy thereof forwarded to **Linda D. Hoskins**.

Moved by Legislator Lehman, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 529 - 2019
RESOLUTION TO COMMEND AND RECOGNIZE
PATRICIA O'BRIEN

Introduced by Legislator Lawrence Dolhof, Chairman of the Lewis County Board of Legislators.

WHEREAS, **Patricia O'Brien** commenced employment with Lewis County on March 31, 1986 as an Account Clerk in the Lewis County Treasurer's office under County Treasurer Dickinson G. Fowler; thereafter being promoted to Account Clerk Typist, Principal Account Clerk and Senior Account Clerk titles; and

WHEREAS, on January 4, 2005, then Lewis County Treasurer Vicki A. Roy, recognizing her knowledge and qualifications, rightfully appointed **Patricia O'Brien** as Deputy County Treasurer; and

WHEREAS, upon the resignation of the Treasurer, the Lewis County Board of Legislators unanimously appointed **Patricia O'Brien** to fill the Lewis County Treasurer position, duties of which she aptly assumed effective on January 16, 2011, simultaneously serving in the roles of Deputy Budget Officer, Tax Enforcement Officer and Health Plan Administrator; and

WHEREAS, **Patricia O'Brien** successfully campaigned and served for two successive 4-year terms as Lewis County Treasurer and will retire effective December 31, 2019; and

WHEREAS, we hereby commend **Patricia O'Brien** for her knowledgeable and conservative leadership that were integral to accomplish the favorable County financial status she will proudly relinquish to her successor.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators, as friends and colleagues wish to record their appreciation for the dedicated and valuable services rendered by County Treasurer **Patricia O'Brien**, and recognize her exemplary public service throughout her tenure with the County of Lewis.

Section 2. That as an enduring record and mark of respect for **Patricia O'Brien** and recognition for her honorable, sincere, public service, this resolution shall be printed in the official record of the proceedings of the Board of Legislators of the County of Lewis, and a copy thereof forwarded to **Patricia O'Brien**.

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

RESOLUTION NO. 530 - 2019
RESOLUTION IN MEMORIAM OF
JOHN O. BOYD

Introduced by Legislator Lawrence Dolhof, Chairman of the Lewis County Board of Legislators.

WHEREAS, **John O. Boyd** of West Road, Lowville, New York, peacefully departed this life earlier today December 19, 2019; and

WHEREAS, **John O. Boyd** was chosen by his electorate and respectfully served six consecutive terms as the Representative for District No. 4 on the Lewis County Board of Legislators from January 1, 2002 through December 31, 2013; and

WHEREAS, he was commonly and fondly referred to as the “Mayor of New Bremen”, where he lived most of his life; and

WHEREAS, **John O. Boyd** staunchly advocated for his constituents through Local, State and Federal representatives vying for resources for community improvements, but most particularly for his fellow firefighters and the New Bremen Volunteer Fire Department, of which he was a lifetime member.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That it is proper for us as friends and members of this Board of Legislators to record our recognition and appreciation for the sincere, dedicated and valuable services rendered by our former colleague and elder statesman **John O. Boyd**.

Section 2. That as an enduring record and mark of respect for our comrade **John O. Boyd**, an honorable and dedicated public official, this resolution shall be printed in the official record of the proceedings of the Board of Legislators of the County of Lewis, and a copy thereof forwarded to the family of **John O. Boyd**.

Moved by Legislator Burns, seconded by Legislator Chartrand, and unanimously adopted.

RESOLUTION NO. 531 - 2019
RESOLUTION TO SCHEDULE
2020 ORGANIZATIONAL MEETING

Introduced by Legislator Lawrence Dolhof, Chairman of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That pursuant to Section 151, subd. 1 of the County Law, the Lewis County Board of Legislators hereby schedules their 2020 Organizational Meeting to be held on Tuesday, January 7, 2020 to begin at 5:00 p.m.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator LaChausse, seconded by Legislator Osborne, and adopted.

OTHER BUSINESS:

Legislator John Lehman, whose term is due to expire 12/31/2019, expressed thanks to the Board for their support during his term, concluding that "He will miss it".

Chairman Dolhof thanked Legislator Lehman for his support and time to serve.

Chairman Dolhof announced re-appointment of Fred Munk as a member of the Lewis County Agricultural and Farmland Protection Board for a 4-year term from 1/1/2020-12/31/2023.

At 10:29 a.m. Chairman Dolhof declared a 5-minute recess.

There being no one wishing to speak, Chairman Dolhof closed the public hearing at 10:35 a.m. and presented the following resolution.

RESOLUTION NO. 532 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 1 – 2020, COUNTY OF LEWIS

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board of Legislators.

WHEREAS, a resolution was duly adopted by the Board of Legislators on December 3, 2019, directing that a public hearing be held by said Board on December 19, 2019 from 10:00 a.m. to 10:30 a.m. at the second floor board room of the Court House, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on Local Law (Intro. No. 11-2019) entitled “A LOCAL LAW PROVIDING FOR INCREASES TO SALARIES FOR CERTAIN LOCAL OFFICIALS”; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on December 13, 2019, and posted on the bulletin board of the Lewis County Court House, 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 said location and time and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

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

NOW, THEREFORE, BE IT FURTHER RESOLVED, as follows:

Section 1. This Local Law (Introductory No. 11–2019), County of Lewis, being “A LOCAL LAW PROVIDING FOR INCREASES TO SALARIES FOR CERTAIN LOCAL OFFICIALS”, be and the same hereby is designated as Local Law No. 1-2020, County of Lewis.

Section 2. That Local Law No. 1-2020, 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 Lehman, seconded by Legislator Osborne, and adopted pursuant to the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Lehman, Moroughan, Osborne, and Dolhof.

NAYS: None

ABSENT: Moser

OTHER BUSINESS (Cont'd)

There being no other business to come before the Board, the meeting adjourned at 10:36 a.m. on motion by Legislator Burns, seconded by Legislator Osborne and carried.